

1 A bill to be entitled
2 An act relating to arrest without a warrant;
3 amending s. 901.15, F.S.; authorizing a law
4 enforcement officer to make an arrest without a
5 warrant when there is probable cause to believe
6 that the person has committed assault upon a
7 law enforcement officer, a firefighter, an
8 emergency medical care provider, public transit
9 employees or agents, or certain other officers
10 or has committed assault or battery upon any
11 employee of a receiving facility; amending ss.
12 947.141, 947.22, F.S.; requiring a law
13 enforcement officer to arrest an offender whom
14 the officer has probable cause to believe has
15 committed a felony while on release supervision
16 or parole; providing that a warrant need not be
17 issued in the case; providing an effective
18 date.

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20 Be It Enacted by the Legislature of the State of Florida:

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22 Section 1. Subsection (16) is added to section 901.15,
23 Florida Statutes, to read:

24 901.15 When arrest by officer without warrant is
25 lawful.--A law enforcement officer may arrest a person without
26 a warrant when:

27 (16) There is probable cause to believe that the
28 person has committed assault upon a law enforcement officer, a
29 firefighter, an emergency medical care provider, public
30 transit employees or agents, or other specified officers as
31 set forth in s. 784.07 or has committed assault or battery

1 upon any employee of a receiving facility as defined in s.
2 394.455 who is engaged in the lawful performance of his or her
3 duties.

4 Section 2. Subsection (7) is added to section 947.141,
5 Florida Statutes, to read:

6 947.141 Violations of conditional release, control
7 release, or conditional medical release or addiction-recovery
8 supervision.--

9 (7) If a law enforcement officer has probable cause to
10 believe that an offender who is on release supervision under
11 s. 947.1405, s. 947.146, s. 947.149, or s. 944.4731 has
12 violated the terms and conditions of his or her release by
13 committing a felony offense, the officer shall arrest the
14 offender without a warrant and a warrant need not be issued in
15 the case.

16 Section 3. Subsection (3) is added to section 947.22,
17 Florida Statutes, to read:

18 947.22 Authority to arrest parole violators with or
19 without warrant.--

20 (3) If a law enforcement officer has probable cause to
21 believe that a parolee has violated the terms and conditions
22 of his or her parole, the officer shall arrest and take into
23 custody the parolee without a warrant, and a warrant need not
24 be issued in the case.

25 Section 4. This act shall take effect October 1, 2002.
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