

By Senator Smith

5-170A-02

1                                   A bill to be entitled  
2           An act relating to manslaughter; amending s.  
3           782.07, F.S.; providing that a person who  
4           causes the death of a law enforcement officer  
5           or firefighter through culpable negligence  
6           commits the offense of aggravated manslaughter;  
7           providing an enhanced penalty; providing an  
8           effective date.

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

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12           Section 1. Section 782.07, Florida Statutes, is  
13 amended to read:

14           782.07 Manslaughter; aggravated manslaughter of an  
15 elderly person or disabled adult; aggravated manslaughter of a  
16 child; aggravated manslaughter of a law enforcement officer or  
17 firefighter.--

18           (1) The killing of a human being by the act,  
19 procurement, or culpable negligence of another, without lawful  
20 justification according to the provisions of chapter 776 and  
21 in cases in which such killing shall not be excusable homicide  
22 or murder, according to the provisions of this chapter, is  
23 manslaughter, a felony of the second degree, punishable as  
24 provided in s. 775.082, s. 775.083, or s. 775.084.

25           (2) A person who causes the death of any elderly  
26 person or disabled adult by culpable negligence under s.  
27 825.102(3) commits aggravated manslaughter of an elderly  
28 person or disabled adult, a felony of the first degree,  
29 punishable as provided in s. 775.082, s. 775.083, or s.  
30 775.084.

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1 (3) A person who causes the death of any person under  
2 the age of 18 by culpable negligence under s. 827.03(3)  
3 commits aggravated manslaughter of a child, a felony of the  
4 first degree, punishable as provided in s. 775.082, s.  
5 775.083, or s. 775.084.

6 (4) A person who causes the death of a law enforcement  
7 officer, as defined in s. 943.10(1), or a firefighter through  
8 culpable negligence commits aggravated manslaughter of a law  
9 enforcement officer, a felony of the first degree, punishable  
10 as provided in s. 775.082, s. 775.083, or s. 775.084.

11 Section 2. This act shall take effect July 1, 2002.

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14 SENATE SUMMARY

15 Provides that it is aggravated manslaughter and a  
16 first-degree felony for a person to cause the death of a  
17 law enforcement officer or firefighter through culpable  
18 negligence.  
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