

1                                   A bill to be entitled  
2           An act relating to arrest without 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:

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

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