37-390-03   See HB 13

1   A bill to be entitled

2   An act relating to assault; amending s. 901.15,

3   F.S.; providing a law enforcement officer may

4   make an arrest without a warrant under certain

5   circumstances when an assault is made upon

6   another person in that person's workplace;

7   providing for immunity from civil liability

8   under certain circumstances; providing a

9   definition; providing an effective date.

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

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13   Section 1. Subsection (9) of section 901.15, Florida

14   Statutes, is amended to read:

15   901.15 When arrest by officer without warrant is

16   lawful.--A law enforcement officer may arrest a person without

17   a warrant when:

18   (9) There is probable cause to believe that the person

19   has committed:

20   (a) Any battery upon another person, as defined in s.

21   784.03.

22   (b) An act of criminal mischief or a graffiti-related

23   offense as described in s. 806.13.

24   (c) An assault upon another person, as defined in s.

25   784.011, when the assault is committed in the workplace of the

26   person assaulted. A law enforcement officer who acts in good

27   faith and exercises due care in making an arrest under this

28   paragraph is immune from civil liability that otherwise might

29   result by reason of his or her action. For the purposes of

30   this paragraph, the term "workplace" means a single physical

31   location where business is conducted or services or operations

 1 are performed and includes the area within 100 feet of that

 2 location.

 3   Section 2. This act shall take effect upon becoming a

 4 law.

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