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A bill to be entitled
 An act relating to trespass; amending s. 810.011, F.S.;
 providing that property that is owned or leased by a
 railroad or railway company does not have to satisfy the
 definition of "posted land" in order to obtain the
 benefits of ss. 810.09 and 810.12, F.S., in certain
 circumstances; amending s. 901.15, F.S.; authorizing a law
 enforcement officer to make a warrantless arrest if there
 is probable cause to believe a person has committed
 trespass to a stationary rail or roadbed in certain
 circumstances; reenacting s. 810.09(1)(a), F.S., relating
 to trespass on property other than structure or
 conveyance, for the purpose of incorporating the amendment
 to s. 810.011, F.S., in a reference thereto; providing an
 effective date.

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

Section 1. Subsection (5) of section 810.011, Florida
 Statutes, is amended to read:

810.011 Definitions.--As used in this chapter:

(5)(a) "Posted land" is that land upon which signs are
 placed not more than 500 feet apart along, and at each corner
 of, the boundaries of the land, upon which signs there appears
 prominently, in letters of not less than 2 inches in height, the
 words "no trespassing" and in addition thereto the name of the
 owner, lessee, or occupant of said land. Said signs shall be
 placed along the boundary line of posted land in a manner and in

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29 such position as to be clearly noticeable from outside the
 30 boundary line.

31 (b) It shall not be necessary to give notice by posting on
 32 any enclosed land or place not exceeding 5 acres in area on
 33 which there is a dwelling house in order to obtain the benefits
 34 of ss. 810.09 and 810.12 pertaining to trespass on enclosed
 35 lands.

36 (c) It shall not be necessary to give notice by posting as
 37 required in paragraph (a) on any stationary rails or roadbeds
 38 that are owned or leased by a railroad or railway company and:

39 1. Readily recognizable to a reasonable person as being
 40 the property of a railroad or railway company; or

41 2. Identified by conspicuous fencing or signs indicating
 42 that the property is owned or leased by a railroad or railway
 43 company

44
 45 in order to obtain the benefits of ss. 810.09 and 810.12
 46 pertaining to trespass on enclosed lands.

47 Section 2. Subsection (15) of section 901.15, Florida
 48 Statutes, is amended to read:

49 901.15 When arrest by officer without warrant is
 50 lawful.--A law enforcement officer may arrest a person without a
 51 warrant when:

52 (15)(a) There is probable cause to believe that the person
 53 has committed trespass in a secure area of an airport when signs
 54 are posted in conspicuous areas of the airport which notify that
 55 unauthorized entry into such areas constitutes a trespass and
 56 specify the methods for gaining authorized access to such areas.

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57 (b) There is probable cause to believe that the person has
 58 committed trespass to any stationary rails or roadbeds owned or
 59 leased by a railroad or railway company and such property
 60 satisfies the criteria of s. 810.011(5)(c).

61
 62 An arrest under this subsection may be made on or off airport,
 63 railroad, or railway premises. A law enforcement officer who
 64 acts in good faith and exercises due care in making an arrest
 65 under this subsection is immune from civil liability that
 66 otherwise might result by reason of the law enforcement
 67 officer's action.

68 Section 3. For the purpose of incorporating the amendment
 69 to section 810.011, Florida Statutes, in a reference thereto,
 70 paragraph (a) of subsection (1) of section 810.09, Florida
 71 Statutes, is reenacted to read:

72 810.09 Trespass on property other than structure or
 73 conveyance.--

74 (1)(a) A person who, without being authorized, licensed,
 75 or invited, willfully enters upon or remains in any property
 76 other than a structure or conveyance:

77 1. As to which notice against entering or remaining is
 78 given, either by actual communication to the offender or by
 79 posting, fencing, or cultivation as described in s. 810.011; or

80 2. If the property is the unenclosed curtilage of a
 81 dwelling and the offender enters or remains with the intent to
 82 commit an offense thereon, other than the offense of trespass,
 83
 84 commits the offense of trespass on property other than a
 85 structure or conveyance.

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Section 4. This act shall take effect October 1, 2004.