

HB 7127

2006

1                                   A bill to be entitled  
 2       An act relating to the disturbance of assemblies; amending  
 3       s. 871.01, F.S.; providing a penalty for willfully  
 4       interrupting or disturbing an assembly of people met for  
 5       the purpose of acknowledging the death of an individual  
 6       with a military funeral honors detail; reenacting s.  
 7       871.02, F.S., relating to indictments or informations for  
 8       disturbing assembly, for the purpose of incorporating the  
 9       amendment to s. 871.01, F.S., in a reference thereto;  
 10      providing an effective date.

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

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 14           Section 1. Section 871.01, Florida Statutes, is amended to  
 15 read:

16           871.01 Disturbing schools and religious and other  
 17 assemblies.--

18           (1) Whoever willfully interrupts or disturbs any school or  
 19 any assembly of people met for the worship of God or for any  
 20 lawful purpose commits ~~shall be guilty of~~ a misdemeanor of the  
 21 second degree, punishable as provided in s. 775.082 or s.  
 22 775.083.

23           (2) Whoever willfully interrupts or disturbs any assembly  
 24 of people met for the purpose of acknowledging the death of an  
 25 individual with a military funeral honors detail pursuant to 10  
 26 U.S.C. s. 1491 commits a misdemeanor of the first degree,  
 27 punishable as provided in s. 775.082 or s. 775.083.

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28 Section 2. For the purpose of incorporating the amendment  
29 made by this act to section 871.01, Florida Statutes, in a  
30 reference thereto, section 871.02, Florida Statutes, is  
31 reenacted to read:

32 871.02 Indictments or informations for disturbing  
33 assembly.--The several grand juries of this state in their  
34 respective counties may return indictments or the several state  
35 attorneys of the state in their respective circuits may file  
36 information against all persons violating s. 871.01, and such  
37 indictments or informations, when filed with the clerk of the  
38 circuit court in the county where such offense is alleged to  
39 have been committed, shall be forthwith certified by the clerk  
40 to some court in the county having jurisdiction to try and  
41 determine such charge, and said court to which such indictment  
42 or information is certified shall proceed to try and determine  
43 such charge upon such indictment or information, the same as if  
44 affidavit had been made before such court charging the said  
45 offense.

46 Section 3. This act shall take effect upon becoming a law.