

1 A bill to be entitled
 2 An act relating to assault or battery on security
 3 officers; amending s. 784.07, F.S.; providing for
 4 reclassification of an assault or battery on a licensed
 5 security officer; providing applicability; providing an
 6 effective date.

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

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 10 Section 1. Subsection (2) of section 784.07, Florida
 11 Statutes, is amended to read:

12 784.07 Assault or battery of law enforcement officers,
 13 firefighters, emergency medical care providers, public transit
 14 employees or agents, or other specified officers;
 15 reclassification of offenses; minimum sentences.--

16 (2) Whenever any person is charged with knowingly
 17 committing an assault or battery upon a law enforcement officer,
 18 a firefighter, an emergency medical care provider, a traffic
 19 accident investigation officer as described in s. 316.640, a
 20 traffic infraction enforcement officer as described in s.
 21 316.640, a parking enforcement specialist as defined in s.
 22 316.640, a person licensed as a security officer as defined in
 23 s. 493.6101, or a security officer employed by the board of
 24 trustees of a community college, while the officer, firefighter,
 25 emergency medical care provider, intake officer, traffic
 26 accident investigation officer, traffic infraction enforcement
 27 officer, parking enforcement specialist, public transit employee
 28 or agent, or security officer is engaged in the lawful

29 | performance of his or her duties, the offense for which the
30 | person is charged shall be reclassified as follows:

31 | (a) In the case of assault, from a misdemeanor of the
32 | second degree to a misdemeanor of the first degree.

33 | (b) In the case of battery, from a misdemeanor of the
34 | first degree to a felony of the third degree.

35 | (c) In the case of aggravated assault, from a felony of
36 | the third degree to a felony of the second degree.

37 | Notwithstanding any other provision of law, any person convicted
38 | of aggravated assault upon a law enforcement officer shall be
39 | sentenced to a minimum term of imprisonment of 3 years.

40 | (d) In the case of aggravated battery, from a felony of
41 | the second degree to a felony of the first degree.

42 | Notwithstanding any other provision of law, any person convicted
43 | of aggravated battery of a law enforcement officer shall be
44 | sentenced to a minimum term of imprisonment of 5 years.

45 | Section 2. This act shall take effect July 1, 2006, and
46 | shall apply to offenses committed on or after that date.