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A bill to be entitled
An act relating to trespass; amending s.
810.011, F.S.; defining the term "construction
site" for specified purposes; amending s.
810.09, F.S.; revising provisions relating to
trespassing on a construction site; providing
for signage to notify the public of a covered
construction site; revising the definition of
the terms "authorized person" or "person
authorized"; providing an effective date.

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

Section 1. Subsection (13) is added to section
810.011, Florida Statutes, to read:

810.011 Definitions.--As used in this chapter:

(13) "Construction site" means any property upon which
there is construction for which a building permit is a
requirement.

Section 2. Paragraph (d) of subsection (2) and
subsection (3) of section 810.09, Florida Statutes, are
amended to read:

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

(2)

(d)1. The offender commits a felony of the third
degree, punishable as provided in s. 775.082, s. 775.083, or
s. 775.084, if the property trespassed upon is a construction
site greater than 1 acre in area which ~~that~~ is legally posted
and identified in substantially the following manner: "THIS

1 AREA IS A DESIGNATED CONSTRUCTION SITE, AND ANYONE WHO
2 TRESPASSES ON THIS PROPERTY COMMITS A FELONY."

3 2. The offender commits a felony of the third degree,
4 punishable as provided in s. 775.082, s. 775.083, or s.
5 775.084, if the property trespassed upon is a construction
6 site of 1 acre or less in area and is identified as such with
7 a sign that appears prominently, in letters or not less than 2
8 inches in height, and reads in substantially the following
9 manner: "THIS AREA IS A DESIGNATED CONSTRUCTION SITE, AND
10 ANYONE WHO TRESPASSES ON THIS PROPERTY COMMITS A FELONY." The
11 sign shall be placed at the location on the property where the
12 permits for construction are located. For construction sites
13 of 1 acre or less as provided in this subparagraph, it is not
14 necessary to give notice by posting as defined in s.
15 810.011(5).

16 (3) As used in this section, the term "authorized
17 person" or "person authorized" means any owner, ~~or~~ his or her
18 agent, or a community association authorized as an agent for
19 the owner, or any law enforcement officer whose department has
20 received written authorization from the owner, ~~or~~ his or her
21 agent, or a community association authorized as an agent for
22 the owner, to communicate an order to leave the property in
23 the case of a threat to public safety or welfare.

24 Section 3. This act shall take effect July 1, 2007.
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