

A bill to be entitled

An act relating to the use of force; amending s. 776.051, F.S.; providing that a person is not justified in obstructing with violence a law enforcement officer who is engaged in the lawful execution of a legal duty, regardless of a later finding by a court; providing that a person is not justified in using force if a law enforcement officer acts in good faith and is known or appears to be a law enforcement officer; providing an effective date.

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

Section 1. Section 776.051, Florida Statutes, is amended to read:

776.051 Use of force in resisting or making an arrest or the execution of a legal duty; prohibition.--

(1) A person is not justified in the use of force to resist an arrest by a law enforcement officer or to obstruct with violence a lawful enforcement officer who is engaged in the lawful execution of a legal duty, regardless of whether a court later finds that the action of the law enforcement officer was unlawful, if the law enforcement officer was acting in good faith and he or she ~~who~~ is known, or reasonably appears, to be a law enforcement officer.

(2) A law enforcement officer, or any person whom the officer has summoned or directed to assist him or her, is not justified in the use of force if the arrest or execution of a

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29 | legal duty is unlawful and known by him or her to be unlawful.
30 | Section 2. This act shall take effect July 1, 2007.