



269814

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/8/2008	.	
	.	
	.	

1 The Committee on Criminal Justice (Lynn) recommended the  
 2 following **amendment**:

3  
 4       **Senate Amendment (with title amendment)**

5       Delete line(s) 18-442

6 and insert:

7       Section 2. Paragraph (c) of subsection (2) and paragraph  
 8 (c) of subsection (8) of section 741.30, Florida Statutes, are  
 9 amended to read:

10       741.30 Domestic violence; injunction; powers and duties of  
 11 court and clerk; petition; notice and hearing; temporary  
 12 injunction; issuance of injunction; statewide verification  
 13 system; enforcement.--

14       (2)

15       (c)1. The clerk of the court shall assist petitioners in  
 16 seeking both injunctions for protection against domestic violence



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17 and enforcement for a violation thereof as specified in this  
18 section.

19 2. All clerks' offices shall provide simplified petition  
20 forms for the injunction, any modifications, and the enforcement  
21 thereof, including instructions for completion.

22 3. The clerk of the court shall advise petitioners of the  
23 opportunity to complete a victim notification card, as provided  
24 in s. 960.001, so that the clerk of court can contact the victim  
25 or the victim's designate at the time the respondent is served  
26 with an injunction for protection against domestic violence.

27 ~~4.3.~~ The clerk of the court shall advise petitioners of the  
28 opportunity to apply for a certificate of indigence in lieu of  
29 prepayment for the cost of the filing fee, as provided in  
30 paragraph (a).

31 ~~5.4.~~ The clerk of the court shall ensure the petitioner's  
32 privacy to the extent practical while completing the forms for  
33 injunctions for protection against domestic violence.

34 ~~6.5.~~ The clerk of the court shall provide petitioners with  
35 a minimum of two certified copies of the order of injunction, one  
36 of which is serviceable and will inform the petitioner of the  
37 process for service and enforcement.

38 ~~7.6.~~ Clerks of court and appropriate staff in each county  
39 shall receive training in the effective assistance of petitioners  
40 as provided or approved by the Florida Association of Court  
41 Clerks.

42 ~~8.7.~~ The clerk of the court in each county shall make  
43 available informational brochures on domestic violence when such  
44 brochures are provided by local certified domestic violence  
45 centers.



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46        ~~9.8.~~ The clerk of the court in each county shall distribute  
47 a statewide uniform informational brochure to petitioners at the  
48 time of filing for an injunction for protection against domestic  
49 or repeat violence when such brochures become available. The  
50 brochure must include information about the effect of giving the  
51 court false information about domestic violence.

52        (8)

53        (c)1. Within 24 hours after the court issues an injunction  
54 for protection against domestic violence or changes, continues,  
55 extends, or vacates an injunction for protection against domestic  
56 violence, the clerk of the court must forward a certified copy of  
57 the injunction for service to the sheriff with jurisdiction over  
58 the residence of the petitioner. The injunction must be served in  
59 accordance with this subsection.

60        2. Immediately upon service of process of an injunction for  
61 protection against domestic violence upon a respondent, the law  
62 enforcement officer must notify the victim of domestic violence,  
63 the appropriate next of kin of the victim, or the designated  
64 contact other than the victim or appropriate next of kin of the  
65 victim, as designated on the victim notification card, that the  
66 respondent has been served with an injunction for protection  
67 against domestic violence.

68        ~~3.2.~~ Within 24 hours after service of process of an  
69 injunction for protection against domestic violence upon a  
70 respondent, the law enforcement officer must forward the written  
71 proof of service of process to the sheriff with jurisdiction over  
72 the residence of the petitioner.

73        ~~4.3.~~ Within 24 hours after the sheriff receives a certified  
74 copy of the injunction for protection against domestic violence,  
75 the sheriff must make information relating to the injunction



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76 available to other law enforcement agencies by electronically  
77 transmitting such information to the department.

78 ~~5.4.~~ Within 24 hours after the sheriff or other law  
79 enforcement officer has made service upon the respondent and the  
80 sheriff has been so notified, the sheriff must make information  
81 relating to the service available to other law enforcement  
82 agencies by electronically transmitting such information to the  
83 department.

84 ~~6.5.~~ Within 24 hours after an injunction for protection  
85 against domestic violence is vacated, terminated, or otherwise  
86 rendered no longer effective by ruling of the court, the clerk of  
87 the court must notify the sheriff receiving original notification  
88 of the injunction as provided in subparagraph ~~3. 2.~~ That agency  
89 shall, within 24 hours after receiving such notification from the  
90 clerk of the court, notify the department of such action of the  
91 court.

92 Section 3. Section 784.046, Florida Statutes, is amended to  
93 read:

94 784.046 Action by victim of repeat violence, sexual  
95 violence, or dating violence for protective injunction; dating  
96 violence investigations, notice to victims, and reporting;  
97 pretrial release violations ~~powers and duties of court and clerk~~  
98 ~~of court; filing and form of petition; notice and hearing;~~  
99 ~~temporary injunction; issuance; statewide verification system;~~  
100 ~~enforcement.--~~

101 (1) As used in this section, the term:

102 (a) "Violence" means any assault, aggravated assault,  
103 battery, aggravated battery, sexual assault, sexual battery,  
104 stalking, aggravated stalking, kidnapping, or false imprisonment,



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105 or any criminal offense resulting in physical injury or death, by  
106 a person against any other person.

107 (b) "Repeat violence" means two incidents of violence or  
108 stalking committed by the respondent, one of which must have been  
109 within 6 months of the filing of the petition, which are directed  
110 against the petitioner or the petitioner's immediate family  
111 member.

112 (c) "Sexual violence" means any one incident of:

113 1. Sexual battery, as defined in chapter 794;

114 2. A lewd or lascivious act, as defined in chapter 800,  
115 committed upon or in the presence of a person younger than 16  
116 years of age;

117 3. Luring or enticing a child, as described in chapter 787;

118 4. Sexual performance by a child, as described in chapter  
119 827; or

120 5. Any other forcible felony wherein a sexual act is  
121 committed or attempted,

122  
123 regardless of whether criminal charges based on the incident were  
124 filed, reduced, or dismissed by the state attorney.

125 (d) "Dating violence" means violence between individuals  
126 who have or have had a continuing and significant relationship of  
127 a romantic or intimate nature. The existence of such a  
128 relationship shall be determined based on the consideration of  
129 the following factors:

130 1. A dating relationship must have existed within the past  
131 6 months;

132 2. The nature of the relationship must have been  
133 characterized by the expectation of affection or sexual  
134 involvement between the parties; and



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135           3. The frequency and type of interaction between the  
136 persons involved in the relationship must have included that the  
137 persons have been involved over time and on a continuous basis  
138 during the course of the relationship.

139  
140 The term does not include violence in a casual acquaintanceship  
141 or violence between individuals who only have engaged in ordinary  
142 fraternization in a business or social context.

143           (2) There is created a cause of action for an injunction  
144 for protection in cases of repeat violence, there is created a  
145 separate cause of action for an injunction for protection in  
146 cases of dating violence, and there is created a separate cause  
147 of action for an injunction for protection in cases of sexual  
148 violence.

149           (a) Any person who is the victim of repeat violence or the  
150 parent or legal guardian of any minor child who is living at home  
151 and who seeks an injunction for protection against repeat  
152 violence on behalf of the minor child has standing in the circuit  
153 court to file a sworn petition for an injunction for protection  
154 against repeat violence.

155           (b) Any person who is the victim of dating violence and has  
156 reasonable cause to believe he or she is in imminent danger of  
157 becoming the victim of another act of dating violence, or any  
158 person who has reasonable cause to believe he or she is in  
159 imminent danger of becoming the victim of an act of dating  
160 violence, or the parent or legal guardian of any minor child who  
161 is living at home and who seeks an injunction for protection  
162 against dating violence on behalf of that minor child, has  
163 standing in the circuit court to file a sworn petition for an  
164 injunction for protection against dating violence.



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165 (c) A person who is the victim of sexual violence or the  
166 parent or legal guardian of a minor child who is living at home  
167 who is the victim of sexual violence has standing in the circuit  
168 court to file a sworn petition for an injunction for protection  
169 against sexual violence on his or her own behalf or on behalf of  
170 the minor child if:

171 1. The person has reported the sexual violence to a law  
172 enforcement agency and is cooperating in any criminal proceeding  
173 against the respondent, regardless of whether criminal charges  
174 based on the sexual violence have been filed, reduced, or  
175 dismissed by the state attorney; or

176 2. The respondent who committed the sexual violence against  
177 the victim or minor child was sentenced to a term of imprisonment  
178 in state prison for the sexual violence and the respondent's term  
179 of imprisonment has expired or is due to expire within 90 days  
180 following the date the petition is filed.

181 (d) A cause of action for an injunction may be sought  
182 whether or not any other petition, complaint, or cause of action  
183 is currently available or pending between the parties.

184 (e) A cause of action for an injunction does not require  
185 that the petitioner be represented by an attorney.

186 (3)(a) The clerk of the court shall provide a copy of this  
187 section, simplified forms, and clerical assistance for the  
188 preparation and filing of such a petition by any person who is  
189 not represented by counsel.

190 (b) Notwithstanding any other law, the clerk of the court  
191 may not assess a fee for filing a petition for protection against  
192 repeat violence, sexual violence, or dating violence. However,  
193 subject to legislative appropriation, the clerk of the court may,  
194 each quarter, submit to the Office of the State Courts



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195 Administrator a certified request for reimbursement for petitions  
196 for protection issued by the court under this section at the rate  
197 of \$40 per petition. The request for reimbursement shall be  
198 submitted in the form and manner prescribed by the Office of the  
199 State Courts Administrator. From this reimbursement, the clerk  
200 shall pay the law enforcement agency serving the injunction the  
201 fee requested by the law enforcement agency; however, this fee  
202 may not exceed \$20.

203 (c) No bond shall be required by the court for the entry of  
204 an injunction.

205 (d) The clerk of the court shall provide the petitioner  
206 with a certified copy of any injunction for protection against  
207 repeat violence, sexual violence, or dating violence entered by  
208 the court.

209 (4) (a) The sworn petition shall allege the incidents of  
210 repeat violence, sexual violence, or dating violence and shall  
211 include the specific facts and circumstances that form the basis  
212 upon which relief is sought. With respect to a minor child who is  
213 living at home, the parent or legal guardian seeking the  
214 protective injunction on behalf of the minor child must:

215 1. Have been an eyewitness to, or have direct physical  
216 evidence or affidavits from eyewitnesses of, the specific facts  
217 and circumstances that form the basis upon which relief is  
218 sought, if the party against whom the protective injunction is  
219 sought is also a parent, stepparent, or legal guardian of the  
220 minor child; or

221 2. Have reasonable cause to believe that the minor child is  
222 a victim of repeat sexual or dating violence to form the basis  
223 upon which relief is sought, if the party against whom the





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224 protective injunction is sought is a person other than a parent,  
225 stepparent, or legal guardian of the minor child.

226 (b) The sworn petition must be in substantially the  
227 following form:

228  
229 PETITION FOR INJUNCTION FOR PROTECTION  
230 AGAINST REPEAT VIOLENCE, SEXUAL  
231 VIOLENCE, OR DATING VIOLENCE  
232

233 Before me, the undersigned authority, personally appeared  
234 Petitioner (Name) , who has been sworn and says that the  
235 following statements are true:

236  
237 1. Petitioner resides at (address) (A petitioner for an  
238 injunction for protection against sexual violence may furnish an  
239 address to the court in a separate confidential filing if, for  
240 safety reasons, the petitioner requires the location of his or  
241 her current residence to be confidential pursuant to s.  
242 119.071(2)(j), Florida Statutes.)

243 2. Respondent resides at (address) .

244 3.a. Petitioner has suffered repeat violence as  
245 demonstrated by the fact that the respondent has:  
246 (enumerate incidents of violence)  
247

248 \_\_\_\_\_  
249 \_\_\_\_\_  
250 \_\_\_\_\_  
251

252 b. Petitioner has suffered sexual violence as demonstrated  
253 by the fact that the respondent has: (enumerate incident of



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254 violence and include incident report number from law enforcement  
255 agency or attach notice of inmate release.)

256

257

\_\_\_\_\_

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\_\_\_\_\_

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260

261 c. Petitioner is a victim of dating violence and has  
262 reasonable cause to believe that he or she is in imminent danger  
263 of becoming the victim of another act of dating violence or has  
264 reasonable cause to believe that he or she is in imminent danger  
265 of becoming a victim of dating violence, as demonstrated by the  
266 fact that the respondent has: (list the specific incident or  
267 incidents of violence and describe the length of time of the  
268 relationship, whether it has been in existence during the last 6  
269 months, the nature of the relationship of a romantic or intimate  
270 nature, the frequency and type of interaction, and any other  
271 facts that characterize the relationship.)

272

273

\_\_\_\_\_

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\_\_\_\_\_

275

\_\_\_\_\_

276

277 4. Petitioner genuinely fears repeat violence by the  
278 respondent.

279 5. Petitioner seeks: an immediate injunction against the  
280 respondent, enjoining him or her from committing any further acts  
281 of violence; an injunction enjoining the respondent from  
282 committing any further acts of violence; and an injunction  
283 providing any terms the court deems necessary for the protection



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284 of the petitioner and the petitioner's immediate family,  
285 including any injunctions or directives to law enforcement  
286 agencies.

287 (5) Upon the filing of the petition, the court shall set a  
288 hearing to be held at the earliest possible time. The respondent  
289 shall be personally served with a copy of the petition, notice of  
290 hearing, and temporary injunction, if any, prior to the hearing.

291 (6) (a) When it appears to the court that an immediate and  
292 present danger of violence exists, the court may grant a  
293 temporary injunction which may be granted in an ex parte hearing,  
294 pending a full hearing, and may grant such relief as the court  
295 deems proper, including an injunction enjoining the respondent  
296 from committing any acts of violence.

297 (b) In a hearing ex parte for the purpose of obtaining such  
298 temporary injunction, no evidence other than the verified  
299 pleading or affidavit shall be used as evidence, unless the  
300 respondent appears at the hearing or has received reasonable  
301 notice of the hearing.

302 (c) Any such ex parte temporary injunction shall be  
303 effective for a fixed period not to exceed 15 days. However, an  
304 ex parte temporary injunction granted under subparagraph (2) (c) 2.  
305 is effective for 15 days following the date the respondent is  
306 released from incarceration. A full hearing, as provided by this  
307 section, shall be set for a date no later than the date when the  
308 temporary injunction ceases to be effective. The court may grant  
309 a continuance of the ex parte injunction and the full hearing  
310 before or during a hearing, for good cause shown by any party.

311 (7) Upon notice and hearing, the court may grant such  
312 relief as the court deems proper, including an injunction:



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313 (a) Enjoining the respondent from committing any acts of  
314 violence.

315 (b) Ordering such other relief as the court deems necessary  
316 for the protection of the petitioner, including injunctions or  
317 directives to law enforcement agencies, as provided in this  
318 section.

319 (c) The terms of the injunction shall remain in full force  
320 and effect until modified or dissolved. Either party may move at  
321 any time to modify or dissolve the injunction. Such relief may be  
322 granted in addition to other civil or criminal remedies.

323 (d) A temporary or final judgment on injunction for  
324 protection against repeat violence, sexual violence, or dating  
325 violence entered pursuant to this section shall, on its face,  
326 indicate that:

327 1. The injunction is valid and enforceable in all counties  
328 of the State of Florida.

329 2. Law enforcement officers may use their arrest powers  
330 pursuant to s. 901.15(6) to enforce the terms of the injunction.

331 3. The court had jurisdiction over the parties and matter  
332 under the laws of Florida and that reasonable notice and  
333 opportunity to be heard was given to the person against whom the  
334 order is sought sufficient to protect that person's right to due  
335 process.

336 4. The date that the respondent was served with the  
337 temporary or final order, if obtainable.

338 (8)(a)1. The clerk of the court shall furnish a copy of the  
339 petition, notice of hearing, and temporary injunction, if any, to  
340 the sheriff or a law enforcement agency of the county where the  
341 respondent resides or can be found, who shall serve it upon the  
342 respondent as soon thereafter as possible on any day of the week



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343 and at any time of the day or night. The clerk of the court shall  
344 be responsible for furnishing to the sheriff such information on  
345 the respondent's physical description and location as is required  
346 by the department to comply with the verification procedures set  
347 forth in this section. Notwithstanding any other provision of law  
348 to the contrary, the chief judge of each circuit, in consultation  
349 with the appropriate sheriff, may authorize a law enforcement  
350 agency within the chief judge's jurisdiction to effect this type  
351 of service and to receive a portion of the service fee. No person  
352 shall be authorized or permitted to serve or execute an  
353 injunction issued under this section unless the person is a law  
354 enforcement officer as defined in chapter 943.

355       2. When an injunction is issued, if the petitioner requests  
356 the assistance of a law enforcement agency, the court may order  
357 that an officer from the appropriate law enforcement agency  
358 accompany the petitioner and assist in the execution or service  
359 of the injunction. A law enforcement officer shall accept a copy  
360 of an injunction for protection against repeat violence, sexual  
361 violence, or dating violence, certified by the clerk of the  
362 court, from the petitioner and immediately serve it upon a  
363 respondent who has been located but not yet served.

364       (b) There shall be created a Domestic, Dating, Sexual, and  
365 Repeat Violence Injunction Statewide Verification System within  
366 the Department of Law Enforcement. The department shall  
367 establish, implement, and maintain a statewide communication  
368 system capable of electronically transmitting information to and  
369 between criminal justice agencies relating to domestic violence  
370 injunctions, dating violence injunctions, sexual violence  
371 injunctions, and repeat violence injunctions issued by the courts  
372 throughout the state. Such information must include, but is not



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373 limited to, information as to the existence and status of any  
374 injunction for verification purposes.

375 (c)1. Within 24 hours after the court issues an injunction  
376 for protection against repeat violence, sexual violence, or  
377 dating violence or changes or vacates an injunction for  
378 protection against repeat violence, sexual violence, or dating  
379 violence, the clerk of the court must forward a copy of the  
380 injunction to the sheriff with jurisdiction over the residence of  
381 the petitioner.

382 2. Immediately upon service of process of an injunction for  
383 protection against repeat violence, sexual violence, or dating  
384 violence upon a respondent, the law enforcement officer must  
385 notify the victim of repeat violence, sexual violence, or dating  
386 violence, the appropriate next of kin of the victim, or the  
387 designated contact other than the victim or appropriate next of  
388 kin of the victim, as designated on the victim notification card,  
389 that the respondent has been served with an injunction for  
390 protection against repeat violence, sexual violence, or dating  
391 violence.

392 ~~3.2.~~ Within 24 hours after service of process of an  
393 injunction for protection against repeat violence, sexual  
394 violence, or dating violence upon a respondent, the law  
395 enforcement officer must forward the written proof of service of  
396 process to the sheriff with jurisdiction over the residence of  
397 the petitioner.

398 ~~4.3.~~ Within 24 hours after the sheriff receives a certified  
399 copy of the injunction for protection against repeat violence,  
400 sexual violence, or dating violence, the sheriff must make  
401 information relating to the injunction available to other law

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402 enforcement agencies by electronically transmitting such  
403 information to the department.

404 ~~5.4.~~ Within 24 hours after the sheriff or other law  
405 enforcement officer has made service upon the respondent and the  
406 sheriff has been so notified, the sheriff must make information  
407 relating to the service available to other law enforcement  
408 agencies by electronically transmitting such information to the  
409 department.

410 ~~6.5.~~ Within 24 hours after an injunction for protection  
411 against repeat violence, sexual violence, or dating violence is  
412 lifted, terminated, or otherwise rendered no longer effective by  
413 ruling of the court, the clerk of the court must notify the  
414 sheriff or local law enforcement agency receiving original  
415 notification of the injunction as provided in subparagraph ~~3.2.~~  
416 That agency shall, within 24 hours after receiving such  
417 notification from the clerk of the court, notify the department  
418 of such action of the court.

419 (9) (a) The court shall enforce, through a civil or criminal  
420 contempt proceeding, a violation of an injunction for protection.  
421 The court may enforce the respondent's compliance with the  
422 injunction by imposing a monetary assessment. The clerk of the  
423 court shall collect and receive such assessments. On a monthly  
424 basis, the clerk shall transfer the moneys collected pursuant to  
425 this paragraph to the State Treasury for deposit in the Crimes  
426 Compensation Trust Fund established in s. 960.21.

427 (b) If the respondent is arrested by a law enforcement  
428 officer under s. 901.15(6) for committing an act of repeat  
429 violence, sexual violence, or dating violence in violation of an  
430 injunction for protection, the respondent shall be held in  
431 custody until brought before the court as expeditiously as



432 possible for the purpose of enforcing the injunction and for  
433 admittance to bail in accordance with chapter 903 and the  
434 applicable rules of criminal procedure, pending a hearing.

435 (10) The petitioner or the respondent may move the court to  
436 modify or dissolve an injunction at any time.

437 (11) Any law enforcement officer who investigates an  
438 alleged incident of dating violence shall assist the victim in  
439 obtaining medical treatment if such is required as a result of  
440 the alleged incident to which the officer responds. Any law  
441 enforcement officer who investigates an alleged incident of  
442 dating violence shall advise the victim of such violence that  
443 there is a domestic violence center from which the victim may  
444 receive services. The law enforcement officer shall give the  
445 victim immediate notice of the legal rights and remedies  
446 available on a standard form developed and distributed by the  
447 Department of Law Enforcement. As necessary, the Department of  
448 Law Enforcement shall revise the Legal Rights and Remedies Notice  
449 to Victims to include a general summary of this section, using  
450 simple English as well as Spanish, and shall distribute the  
451 notice as a model form to be used by all law enforcement agencies  
452 throughout the state. The notice shall include:

453 (a) The resource listing, including telephone number, for  
454 the area domestic violence center designated by the Department of  
455 Children and Family Services; and

456 (b) A copy of the following statement: "IF YOU ARE THE  
457 VICTIM OF DATING VIOLENCE, you may ask the state attorney to file  
458 a criminal complaint. You also have the right to go to court and  
459 file a petition requesting an injunction for protection from  
460 dating violence which may include, but need not be limited to,  
461 provisions that restrain the abuser from further acts of abuse;





462 direct the abuser to leave your household; and prevent the abuser  
463 from entering your residence, school, business, or place of  
464 employment."

465 (12) When a law enforcement officer investigates an  
466 allegation that an incident of dating violence has occurred, the  
467 officer shall handle the incident pursuant to the arrest policy  
468 provided in s. 901.15(7), and as developed in accordance with  
469 subsections (13), (14), and (16). Whether or not an arrest is  
470 made, the officer shall make a written police report that is  
471 complete and clearly indicates that the alleged offense was an  
472 incident of dating violence. Such report shall be given to the  
473 officer's supervisor and filed with the law enforcement agency in  
474 a manner that will permit data on dating violence cases to be  
475 compiled. Such report must include:

476 (a) A description of physical injuries observed, if any.

477 (b) If a law enforcement officer decides not to make an  
478 arrest or decides to arrest two or more parties, the grounds for  
479 not arresting anyone or for arresting two or more parties.

480 (c) A statement that indicates that a copy of the legal  
481 rights and remedies notice was given to the victim.

482  
483 Whenever possible, the law enforcement officer shall obtain a  
484 written statement from the victim and witnesses concerning the  
485 alleged dating violence. The officer shall submit the report to  
486 the supervisor or other person to whom the employer's rules or  
487 policies require reports of similar allegations of criminal  
488 activity to be made. The law enforcement agency shall, without  
489 charge, send a copy of the initial police report, as well as any  
490 subsequent, supplemental, or related report, which excludes  
491 victim or witness statements or other materials that are part of



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492 an active criminal investigation and are exempt from disclosure  
493 under chapter 119, to the nearest locally certified domestic  
494 violence center within 24 hours after the agency's receipt of the  
495 report. The report furnished to the domestic violence center must  
496 include a narrative description of the dating violence incident.

497 (13) Whenever a law enforcement officer determines upon  
498 probable cause that an act of dating violence has been committed  
499 within the jurisdiction, the officer may arrest the person or  
500 persons suspected of its commission and charge such person or  
501 persons with the appropriate crime. The decision to arrest and  
502 charge does not require consent of the victim or consideration of  
503 the relationship of the parties.

504 (14) (a) When complaints are received from two or more  
505 parties, the officers shall evaluate each complaint separately to  
506 determine whether there is probable cause for arrest.

507 (b) If a law enforcement officer has probable cause to  
508 believe that two or more persons have committed a misdemeanor or  
509 felony, or if two or more persons make complaints to the officer,  
510 the officer shall try to determine who was the primary aggressor.  
511 Arrest is the preferred response only with respect to the primary  
512 aggressor and not the preferred response with respect to a person  
513 who acts in a reasonable manner to protect or defend himself or  
514 herself or another family or household member from dating  
515 violence.

516 (15) A person who willfully violates a condition of  
517 pretrial release provided in s. 903.047, when the original arrest  
518 was for an act of dating violence as defined in this section,  
519 commits a misdemeanor of the first degree, punishable as provided  
520 in s. 775.082 or s. 775.083, and such person shall be held in  
521 custody until his or her first appearance.



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522        ~~(16)-(11)~~ A law enforcement officer acting in good faith  
523 under this section and the officer's employing agency shall be  
524 immune from all liability, civil or criminal, which ~~that~~ might  
525 otherwise be incurred or imposed by reason of the officer's or  
526 agency's actions in carrying out the provisions of this section.

527  
528 ===== T I T L E   A M E N D M E N T =====

529 And the title is amended as follows:

530        Delete line(s) 3-9

531 and insert:

532        title; amending s. 741.30, F.S.; requiring the clerk of  
533 court to advise a petitioner seeking an injunction for  
534 protection against domestic violence to complete a victim  
535 notification card so that the clerk of court can contact  
536 the victim or the victim's designate at the time the  
537 respondent is served with an injunction for protection  
538 against domestic violence; requiring the law enforcement  
539 officer who serves an injunction for protection against  
540 domestic violence to notify the victim or the victim's  
541 designee that the respondent has been served with the  
542 injunction; amending s. 784.046, F.S.; requiring the law  
543 enforcement officer who serves an injunction for  
544 protection against repeat violence, sexual violence, or  
545 dating violence to notify the victim or the victim's  
546 designee that the respondent has been served with the  
547 injunction; revising provisions relating to dating  
548 violence incidents to provide requirements for  
549 investigations, notice to victims, and police reports  
550 which are similar to those for incidents of domestic  
551 violence and to apply certain immunity provisions thereto;

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552 | prohibiting certain willful violations of conditions of  
553 | pretrial release; providing penalties; amending s. 901.15,