

ENROLLED
CS/HB 321

2008 Legislature

1 A bill to be entitled
2 An act relating to murder of law enforcement officers;
3 creating s. 782.065, F.S.; providing a minimum mandatory
4 sentence for certain offenses; providing an effective
5 date.

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

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9 Section 1. Section 782.065, Florida Statutes, is created
10 to read:

11 782.065 Murder; law enforcement officer.--Notwithstanding
12 s. 775.082, s. 775.0823, s. 782.04, s. 782.051, and chapter 921,
13 a defendant shall be sentenced to life imprisonment without
14 eligibility for release upon findings by the trier of fact that,
15 beyond a reasonable doubt:

16 (1) The defendant committed murder in the first degree in
17 violation of s. 782.04(1) and a death sentence was not imposed;
18 murder in the second or third degree in violation of s.
19 782.04(2), (3), or (4); attempted murder in the first or second
20 degree in violation of s. 782.04(1)(a)1. or (2); or attempted
21 felony murder in violation of s. 782.051; and

22 (2) The victim of any offense described in subsection (1)
23 was a law enforcement officer, part-time law enforcement
24 officer, or auxiliary law enforcement officer, as those terms
25 are defined in s. 943.10, engaged in the lawful performance of a
26 legal duty.

27 Section 2. This act shall take effect October 1, 2008.