

ENROLLED
 HB 61, Engrossed 1

2008 Legislature

1 A bill to be entitled
 2 An act relating to offenses against officers; amending s.
 3 776.051, F.S.; providing that a person is not justified in
 4 using force to resist an arrest by a law enforcement
 5 officer, or to resist a law enforcement officer engaged in
 6 executing a legal duty, if the officer acts in good faith
 7 and is known or appears to be a law enforcement officer;
 8 providing an effective date.

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

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

14 776.051 Use of force in resisting arrest or making an
 15 arrest or in the execution of a legal duty; prohibition.--

16 (1) A person is not justified in the use of force to
 17 resist an arrest by a law enforcement officer, or to resist a
 18 law enforcement officer who is engaged in the execution of a
 19 legal duty, if the law enforcement officer was acting in good
 20 faith and he or she ~~who~~ is known, or reasonably appears, to be a
 21 law enforcement officer.

22 (2) A law enforcement officer, or any person whom the
 23 officer has summoned or directed to assist him or her, is not
 24 justified in the use of force if the arrest or execution of a
 25 legal duty is unlawful and known by him or her to be unlawful.

26 Section 2. This act shall take effect July 1, 2008.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.