

Bill No. SB 654



638246

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
3/11/2008	.	
	.	
	.	

---

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

**Senate Amendment (with title amendment)**

3  
4  
5  
6 Between lines 35 and 36,  
7 insert:

8 Section 2. Subsection (2) of section 776.06, Florida  
9 Statutes, is amended to read:

10 776.06 Deadly force.--

11 (2) (a) The term "deadly force" does not include the  
 12 discharge of a firearm by a law enforcement officer or  
 13 correctional officer during and within the scope of his or her  
 14 official duties which is loaded with a less-lethal munition or a  
 15 dart-firing stun gun that penetrates the body. As used in this

Bill No. SB 654



638246

16 subsection, the term "less-lethal munition" means a projectile  
17 that is designed to stun, temporarily incapacitate, or cause  
18 temporary discomfort to a person without penetrating the  
19 person's body.

20 (b) A law enforcement officer or a correctional officer is  
21 not liable in any civil or criminal action arising out of the  
22 use of any less-lethal munition or dart-firing stun gun in good  
23 faith during and within the scope of his or her official duties.  
24

25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27  
28 On line 9, after the semicolon,  
29 insert:

30 amending s. 776.06, F.S.; providing that the term "deadly  
31 force" does not include the discharge of a dart-firing  
32 stun gun by a law enforcement officer or correctional  
33 officer during and within the scope of his or her official  
34 duties; providing that a law enforcement officer or a  
35 correctional officer is not liable in any civil or  
36 criminal action arising out of the use of a dart-firing  
37 stun gun in good faith;