

1 A bill to be entitled
 2 An act relating to the legal jurisdiction of campus
 3 police; amending s. 23.1225, F.S.; redefining the term
 4 "mutual aid agreement" to authorize state university
 5 police officers to enforce laws within a specified
 6 jurisdictional area as agreed upon in the voluntary
 7 cooperation written agreement; amending s. 316.640, F.S.;
 8 authorizing university police officers to enforce traffic
 9 violations within a certain distance of specified property
 10 or facilities or as agreed upon in a mutual aid agreement;
 11 amending s. 1012.97, F.S.; authorizing university police
 12 officers to arrest persons for violations within a certain
 13 distance of specified property or facilities or as agreed
 14 upon in a mutual aid agreement; authorizing off-campus
 15 arrests when hot pursuit originates on or within a certain
 16 distance of specified property or facilities or as agreed
 17 upon in a mutual aid agreement; providing an effective
 18 date.

19
 20 Be It Enacted by the Legislature of the State of Florida:

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 22 Section 1. Paragraph (a) of subsection (1) of section
 23 23.1225, Florida Statutes, is amended to read:

24 23.1225 Mutual aid agreements.--

25 (1) The term "mutual aid agreement," as used in this part,
 26 refers to one of the following types of agreement:

27 (a) A voluntary cooperation written agreement between two
 28 or more law enforcement agencies, which agreement permits

29 | voluntary cooperation and assistance of a routine law
30 | enforcement nature across jurisdictional lines. The agreement
31 | must specify the nature of the law enforcement assistance to be
32 | rendered, the agency or entity that shall bear any liability
33 | arising from acts undertaken under the agreement, the procedures
34 | for requesting and for authorizing assistance, the agency or
35 | entity that has command and supervisory responsibility, a time
36 | limit for the agreement, the amount of any compensation or
37 | reimbursement to the assisting agency or entity, and any other
38 | terms and conditions necessary to give it effect. Examples of
39 | law enforcement activities that may be addressed in a voluntary
40 | cooperation written agreement include, but are not limited to,
41 | establishing a joint city-county task force on narcotics
42 | smuggling, authorizing school safety officers to enforce laws in
43 | an area within 1,000 feet of a school or school board property,
44 | authorizing state university police officers to enforce laws
45 | within a specified jurisdictional area as agreed upon in the
46 | voluntary cooperation written agreement, or establishing a joint
47 | city-county traffic enforcement task force.

48 | Section 2. Paragraph (a) of subsection (1) of section
49 | 316.640, Florida Statutes, is amended to read:

50 | 316.640 Enforcement.--The enforcement of the traffic laws
51 | of this state is vested as follows:

52 | (1) STATE.--

53 | (a)1.a. The Division of Florida Highway Patrol of the
54 | Department of Highway Safety and Motor Vehicles; the Division of
55 | Law Enforcement of the Fish and Wildlife Conservation
56 | Commission; the Division of Law Enforcement of the Department of

57 Environmental Protection; law enforcement officers of the
58 Department of Transportation; and the agents, inspectors, and
59 officers of the Department of Law Enforcement each have
60 authority to enforce all of the traffic laws of this state on
61 all the streets and highways thereof and elsewhere throughout
62 the state wherever the public has a right to travel by motor
63 vehicle.

64 b. University police officers shall have authority to
65 enforce all of the traffic laws of this state when ~~such~~
66 violations occur on or within 1,000 feet of ~~about~~ any property
67 or facilities that are under the guidance, supervision,
68 regulation, or control of a state university, a direct-support
69 organization of such state university, or any other organization
70 controlled by the state university or a direct-support
71 organization of the state university, or when such violations
72 occur within a specified jurisdictional area as agreed upon in a
73 mutual aid agreement entered into with a law enforcement agency
74 pursuant to s. 23.1225(1). ~~except that~~ Traffic laws may also be
75 enforced off-campus when hot pursuit originates on or within
76 1,000 feet of adjacent to any such property or facilities or as
77 agreed upon in a mutual aid agreement.

78 c. Community college police officers shall have the
79 authority to enforce all the traffic laws of this state only
80 when such violations occur on any property or facilities that
81 are under the guidance, supervision, regulation, or control of
82 the community college system.

83 d. Police officers employed by an airport authority shall
84 have the authority to enforce all of the traffic laws of this

85 | state only when such violations occur on any property or
86 | facilities that are owned or operated by an airport authority.

87 | (I) An airport authority may employ as a parking
88 | enforcement specialist any individual who successfully completes
89 | a training program established and approved by the Criminal
90 | Justice Standards and Training Commission for parking
91 | enforcement specialists but who does not otherwise meet the
92 | uniform minimum standards established by the commission for law
93 | enforcement officers or auxiliary or part-time officers under s.
94 | 943.12. Nothing in this sub-sub-subparagraph shall be construed
95 | to permit the carrying of firearms or other weapons, nor shall
96 | such parking enforcement specialist have arrest authority.

97 | (II) A parking enforcement specialist employed by an
98 | airport authority is authorized to enforce all state, county,
99 | and municipal laws and ordinances governing parking only when
100 | such violations are on property or facilities owned or operated
101 | by the airport authority employing the specialist, by
102 | appropriate state, county, or municipal traffic citation.

103 | e. The Office of Agricultural Law Enforcement of the
104 | Department of Agriculture and Consumer Services shall have the
105 | authority to enforce traffic laws of this state.

106 | f. School safety officers shall have the authority to
107 | enforce all of the traffic laws of this state when such
108 | violations occur on or about any property or facilities which
109 | are under the guidance, supervision, regulation, or control of
110 | the district school board.

111 | 2. An agency of the state as described in subparagraph 1.
112 | is prohibited from establishing a traffic citation quota. A

113 violation of this subparagraph is not subject to the penalties
114 provided in chapter 318.

115 3. Any disciplinary action taken or performance evaluation
116 conducted by an agency of the state as described in subparagraph
117 1. of a law enforcement officer's traffic enforcement activity
118 must be in accordance with written work-performance standards.
119 Such standards must be approved by the agency and any collective
120 bargaining unit representing such law enforcement officer. A
121 violation of this subparagraph is not subject to the penalties
122 provided in chapter 318.

123 4. The Division of the Florida Highway Patrol may employ
124 as a traffic accident investigation officer any individual who
125 successfully completes instruction in traffic accident
126 investigation and court presentation through the Selective
127 Traffic Enforcement Program as approved by the Criminal Justice
128 Standards and Training Commission and funded through the
129 National Highway Traffic Safety Administration or a similar
130 program approved by the commission, but who does not necessarily
131 meet the uniform minimum standards established by the commission
132 for law enforcement officers or auxiliary law enforcement
133 officers under chapter 943. Any such traffic accident
134 investigation officer who makes an investigation at the scene of
135 a traffic accident may issue traffic citations, based upon
136 personal investigation, when he or she has reasonable and
137 probable grounds to believe that a person who was involved in
138 the accident committed an offense under this chapter, chapter
139 319, chapter 320, or chapter 322 in connection with the
140 accident. This subparagraph does not permit the officer to carry

141 | firearms or other weapons, and such an officer does not have
 142 | authority to make arrests.

143 | Section 3. Subsection (2) of section 1012.97, Florida
 144 | Statutes, is amended to read:

145 | 1012.97 University police.--

146 | (2) The university police are ~~hereby~~ declared to be law
 147 | enforcement officers of the state and conservators of the peace
 148 | and have ~~with~~ the right to arrest, in accordance with the laws
 149 | of this state, any person for violation of state law or
 150 | applicable county or city ordinances when such violations occur
 151 | on or within 1,000 feet of any property or facilities that are
 152 | under the guidance, supervision, regulation, or control of the
 153 | state university, ~~or~~ a direct-support organization of such
 154 | university, or any other organization controlled by the state
 155 | university, or when such violations occur within a specified
 156 | jurisdictional area as agreed upon in a mutual aid agreement
 157 | entered into with a law enforcement agency pursuant to s.
 158 | 23.1225(1). An arrest may be made off-campus when hot pursuit
 159 | originates on or within 1,000 feet of any such property or
 160 | facilities or as agreed upon in a mutual aid agreement ~~except~~
 161 | ~~that arrest may be made off campus when hot pursuit originates~~
 162 | ~~on any such property or facilities.~~ Such officers shall have
 163 | full authority to bear arms in the performance of their duties
 164 | and to execute search warrants within their territorial
 165 | jurisdiction. University police, when requested by the sheriff
 166 | or local police authority, may serve subpoenas or other legal
 167 | process and may make arrest of any person against whom a warrant
 168 | has been issued or any charge has been made of violation of

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169 | federal or state laws or county or city ordinances.

170 | Section 4. This act shall take effect July 1, 2009.