

By Senator Fasano

11-00556-09

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1 A bill to be entitled
2 An act relating to violations of injunctions for
3 protection; amending s. 784.047, F.S.; adding
4 circumstances that violate an injunction for
5 protection against repeat violence, sexual violence,
6 or dating violence; providing an effective date.

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

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10 Section 1. Section 784.047, Florida Statutes, is amended to
11 read:

12 784.047 Penalties for violating protective injunction
13 against violators.—A person who willfully violates an injunction
14 for protection against repeat violence, sexual violence, or
15 dating violence, issued pursuant to s. 784.046, or a foreign
16 protection order accorded full faith and credit pursuant to s.
17 741.315 by:

18 (1) Refusing to vacate the dwelling that the parties share;

19 (2) Going to, or being within 500 feet of, the petitioner's
20 residence, school, place of employment, or a specified place
21 frequented regularly by the petitioner and any named family or
22 household member;

23 (3) Committing an act of repeat violence, sexual violence,
24 or dating violence against the petitioner;

25 (4) Committing any other violation of the injunction
26 through an intentional unlawful threat, word, or act to do
27 violence to the petitioner; ~~or~~

28 (5) Telephoning, contacting, or otherwise communicating
29 with the petitioner directly or indirectly, unless the

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30 injunction specifically allows indirect contact through a third
31 party;

32 (6) Knowingly and intentionally coming within 100 feet of
33 the petitioner's motor vehicle, whether or not that vehicle is
34 occupied;

35 (7) Defacing or destroying the petitioner's personal
36 property, including the petitioner's motor vehicle; or

37 (8) Refusing to surrender firearms or ammunition if ordered
38 to do so by the court,

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40 commits a misdemeanor of the first degree, punishable as
41 provided in s. 775.082 or s. 775.083.

42 Section 2. This act shall take effect July 1, 2009.