

1 A bill to be entitled
 2 An act relating to injunctions for protection against
 3 domestic violence, repeat violence, sexual violence, or
 4 dating violence; amending ss. 741.30 and 784.046, F.S.;
 5 requiring that certain information be entered into the
 6 Victim Information and Notification Everyday (VINE)
 7 system; requiring the sheriff, after the sheriff or other
 8 law enforcement officer has served such an injunction upon
 9 a respondent, to notify the petitioner within a specified
 10 period that the respondent has been served if the
 11 petitioner has requested notification and has registered a
 12 telephone number or e-mail address with the sheriff;
 13 providing for the content of the notice; providing an
 14 effective date.

15
 16 Be It Enacted by the Legislature of the State of Florida:

17
 18 Section 1. Paragraph (c) of subsection (8) of section
 19 741.30, Florida Statutes, is amended to read:

20 741.30 Domestic violence; injunction; powers and duties of
 21 court and clerk; petition; notice and hearing; temporary
 22 injunction; issuance of injunction; statewide verification
 23 system; enforcement.—

24 (8)

25 (c)1. Within 24 hours after the court issues an injunction
 26 for protection against domestic violence or changes, continues,
 27 extends, or vacates an injunction for protection against
 28 domestic violence, the clerk of the court must forward a

HB 563

2011

29 certified copy of the injunction for service to the sheriff with
30 jurisdiction over the residence of the petitioner. The
31 injunction must be served in accordance with this subsection.

32 2. Within 24 hours after service of process of an
33 injunction for protection against domestic violence upon a
34 respondent, the law enforcement officer must forward the written
35 proof of service of process to the sheriff with jurisdiction
36 over the residence of the petitioner.

37 3. Within 24 hours after the sheriff receives a certified
38 copy of the injunction for protection against domestic violence,
39 the sheriff must make information relating to the injunction
40 available to other law enforcement agencies by electronically
41 transmitting such information to the department.

42 4. Within 24 hours after the sheriff or other law
43 enforcement officer has made service upon the respondent and the
44 sheriff has been so notified, the sheriff must make information
45 relating to the service available to other law enforcement
46 agencies by electronically transmitting such information to the
47 department and must enter such information into the Victim
48 Information and Notification Everyday (VINE) system.

49 5. If the petitioner has requested notification and has
50 registered a telephone number or e-mail address with the
51 sheriff, within 12 hours after the sheriff or other law
52 enforcement officer has made service upon the respondent and the
53 sheriff has been so notified, the sheriff shall notify the
54 petitioner that the respondent has been served with the
55 injunction for protection against domestic violence. The
56 notification must include the date, time, and location where the

HB 563

2011

57 | injunction for protection against domestic violence was served.

58 | ~~6.5.~~ Within 24 hours after an injunction for protection
59 | against domestic violence is vacated, terminated, or otherwise
60 | rendered no longer effective by ruling of the court, the clerk
61 | of the court must notify the sheriff receiving original
62 | notification of the injunction as provided in subparagraph 2.
63 | That agency shall, within 24 hours after receiving such
64 | notification from the clerk of the court, notify the department
65 | of such action of the court and enter such action into the
66 | Victim Information and Notification Everyday (VINE) system.

67 | Section 2. Paragraph (c) of subsection (8) of section
68 | 784.046, Florida Statutes, is amended to read:

69 | 784.046 Action by victim of repeat violence, sexual
70 | violence, or dating violence for protective injunction; dating
71 | violence investigations, notice to victims, and reporting;
72 | pretrial release violations.—

73 | (8)

74 | (c)1. Within 24 hours after the court issues an injunction
75 | for protection against repeat violence, sexual violence, or
76 | dating violence or changes or vacates an injunction for
77 | protection against repeat violence, sexual violence, or dating
78 | violence, the clerk of the court must forward a copy of the
79 | injunction to the sheriff with jurisdiction over the residence
80 | of the petitioner.

81 | 2. Within 24 hours after service of process of an
82 | injunction for protection against repeat violence, sexual
83 | violence, or dating violence upon a respondent, the law
84 | enforcement officer must forward the written proof of service of

HB 563

2011

85 process to the sheriff with jurisdiction over the residence of
86 the petitioner.

87 3. Within 24 hours after the sheriff receives a certified
88 copy of the injunction for protection against repeat violence,
89 sexual violence, or dating violence, the sheriff must make
90 information relating to the injunction available to other law
91 enforcement agencies by electronically transmitting such
92 information to the department.

93 4. Within 24 hours after the sheriff or other law
94 enforcement officer has made service upon the respondent and the
95 sheriff has been so notified, the sheriff must make information
96 relating to the service available to other law enforcement
97 agencies by electronically transmitting such information to the
98 department and must enter such information into the Victim
99 Information and Notification Everyday (VINE) system.

100 5. If the petitioner has requested notification and has
101 registered a telephone number or e-mail address with the
102 sheriff, within 12 hours after the sheriff or other law
103 enforcement officer has made service upon the respondent and the
104 sheriff has been so notified, the sheriff shall notify the
105 petitioner that the respondent has been served with the
106 injunction for protection against repeat violence, sexual
107 violence, or dating violence. The notification must include the
108 date, time, and location where the injunction for protection
109 against repeat violence, sexual violence, or dating violence was
110 served.

111 ~~6.5.~~ Within 24 hours after an injunction for protection
112 against repeat violence, sexual violence, or dating violence is

HB 563

2011

113 | lifted, terminated, or otherwise rendered no longer effective by
114 | ruling of the court, the clerk of the court must notify the
115 | sheriff or local law enforcement agency receiving original
116 | notification of the injunction as provided in subparagraph 2.
117 | That agency shall, within 24 hours after receiving such
118 | notification from the clerk of the court, notify the department
119 | of such action of the court and enter such information into the
120 | Victim Information and Notification Everyday (VINE) system.

121 | Section 3. This act shall take effect July 1, 2011.