

By Senator Simmons

10-01271A-14

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1                   A bill to be entitled  
2       An act relating to no contact orders; amending s.  
3       903.047, F.S.; providing for the effect and  
4       enforceability of orders of no contact as a part of  
5       pretrial release; specifying acts prohibited in a no  
6       contact order; 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. Paragraph (b) of subsection (1) of section  
11       903.047, Florida Statutes, is amended to read:

12       903.047 Conditions of pretrial release.—

13       (1) As a condition of pretrial release, whether such  
14       release is by surety bail bond or recognizance bond or in some  
15       other form, the defendant shall:

16       (b) Refrain from any contact of any type with the victim,  
17       except through pretrial discovery pursuant to the Florida Rules  
18       of Criminal Procedure. An order of no contact shall be effective  
19       immediately upon the order of the court and enforceable until  
20       the originating offense is resolved or the order is modified by  
21       the court. For the purposes of this section, unless modified by  
22       the court, an order of no contact shall include the following  
23       prohibited acts:

24               1. Refusing to vacate the dwelling that the parties share;

25               2. Going to, or being within 500 feet of, the victim's  
26       residence, school, place of employment, or a specified place  
27       frequented regularly by the victim and any named family or  
28       household member;

29               3. Committing an act of violence against the victim;

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30           4. Committing any other violation of the order through an  
31 intentional unlawful threat, word, or act to do violence to the  
32 victim;

33           5. Telephoning, contacting, or otherwise communicating with  
34 the victim directly or indirectly, unless the order specifically  
35 allows indirect contact through a third party;

36           6. Knowingly and intentionally coming within 100 feet of  
37 the victim's motor vehicle, whether or not that vehicle is  
38 occupied;

39           7. Defacing or destroying the victim's personal property,  
40 including the victim's motor vehicle; or

41           8. Refusing to surrender firearms or ammunition if ordered  
42 to do so by the court.

43           Section 2. This act shall take effect October 1, 2014.