

By Senator Simmons

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1 A bill to be entitled
 2 An act relating to trespass on airport property;
 3 amending s. 810.09, F.S.; providing enhanced criminal
 4 penalties for a trespass upon the operational area of
 5 an airport with specified intent if specified signage
 6 is posted; defining the term "operational area of an
 7 airport"; providing an effective date.

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

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 11 Section 1. Paragraph (j) is added to subsection (2) of
 12 section 810.09, Florida Statutes, and paragraph (a) of
 13 subsection (1) of that section is republished, to read:

14 810.09 Trespass on property other than structure or
 15 conveyance.—

16 (1) (a) A person who, without being authorized, licensed, or
 17 invited, willfully enters upon or remains in any property other
 18 than a structure or conveyance:

19 1. As to which notice against entering or remaining is
 20 given, either by actual communication to the offender or by
 21 posting, fencing, or cultivation as described in s. 810.011; or

22 2. If the property is the unenclosed curtilage of a
 23 dwelling and the offender enters or remains with the intent to
 24 commit an offense thereon, other than the offense of trespass,

25
 26 commits the offense of trespass on property other than a
 27 structure or conveyance.

28 (2)

29 (j)1. The offender commits a felony of the third degree,

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30 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
31 if the offender trespasses with the intent to injure another
32 person, damage property, or impede the operation or use of an
33 aircraft, runway, taxiway, ramp, or apron area, and the property
34 trespassed upon is the operational area of an airport that is
35 legally posted and identified in substantially the following
36 manner: "THIS AREA IS A DESIGNATED OPERATIONAL AREA OF AN
37 AIRPORT AND ANYONE WHO TRESPASSES ON THIS PROPERTY COMMITS A
38 FELONY."

39 2. For purposes of this paragraph, the term "operational
40 area of an airport" means any portion of an airport to which
41 access by the public is prohibited by fences or appropriate
42 signs, and includes runways, taxiways, ramps, apron areas,
43 aircraft parking and storage areas, fuel storage areas,
44 maintenance areas, and any other area of an airport used or
45 intended to be used for landing, takeoff, or surface maneuvering
46 of aircraft.

47 Section 2. This act shall take effect October 1, 2018.