



645290

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/04/2023	.	
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The Committee on Criminal Justice (Polsky) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 836.12, Florida Statutes, is amended to  
read:

836.12 Threats or harassment.—

(1) As used in this section, the term:

(a) "Family member" means:

1. An individual related to another individual by blood or



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11 marriage; or

12 2. An individual who stands in loco parentis to another  
13 individual.

14 (b) "Judicial assistant" means a court employee assigned to  
15 the office of a specific judge or justice responsible for  
16 providing administrative, secretarial, and clerical support to  
17 the assigned judge or justice.

18 (c) ~~(b)~~ "Law enforcement officer" means:

19 1. A law enforcement officer as defined in s. 943.10; or

20 2. A federal law enforcement officer as defined in s.  
21 901.1505.

22 (2) (a) Except as provided in paragraph (b), any person who  
23 knowingly and willfully threatens a law enforcement officer, a  
24 state attorney, an assistant state attorney, a firefighter, a  
25 judge, a justice, a judicial assistant, or an elected official,  
26 or a family member of any such person persons, with death or  
27 serious bodily harm commits a misdemeanor of the first degree,  
28 punishable as provided in s. 775.082 or s. 775.083.

29 (b) ~~(3)~~ A person who commits a second or subsequent  
30 violation of paragraph (a) subsection ~~(2)~~ commits a felony of  
31 the third degree, punishable as provided in s. 775.082, s.  
32 775.083, or s. 775.084.

33 (3) Any person who knowingly and willfully harasses a law  
34 enforcement officer, a state attorney, an assistant state  
35 attorney, a firefighter, a judge, a justice, a judicial  
36 assistant, or an elected official, with the intent to intimidate  
37 or coerce such a person to perform or refrain from performing a  
38 lawful duty, commits a misdemeanor of the first degree,  
39 punishable as provided in s. 775.082 or s. 775.083.



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40           Section 2. This act shall take effect October 1, 2023.

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42 ===== T I T L E   A M E N D M E N T =====

43 And the title is amended as follows:

44           Delete everything before the enacting clause

45 and insert:

46                           A bill to be entitled

47           An act relating to protection of specified personnel;  
48           amending s. 836.12, F.S.; defining the term "judicial  
49           assistant"; providing that threats committed with  
50           specified intent are specified violations of the act;  
51           prohibiting specified threats against a justice or  
52           judicial assistant or a family member of such person;  
53           prohibiting specified harassment of certain personnel  
54           with the intent to intimidate or coerce such person to  
55           perform or refrain from performing a lawful duty;  
56           providing criminal penalties; providing an effective  
57           date.