

1 A bill to be entitled
 2 An act relating to citizen's arrest; creating s.
 3 901.001, F.S.; abrogating the common law and
 4 prohibiting citizen's arrests; providing exceptions;
 5 providing an effective date.

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

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 9 Section 1. Section 901.001, Florida Statutes, is created
 10 to read:

11 901.001 Citizen's arrest.-

12 (1) It is the intent of the Legislature to abrogate any
 13 common-law remedy of citizen's arrest. A private person who is
 14 not a law enforcement officer, as defined in s. 943.10(1), may
 15 not arrest another person for a violation of the laws of the
 16 state.

17 (2) This section does not apply to:

18 (a) A person who is a law enforcement officer, as defined
 19 in s. 943.10(1), who is acting outside of his or her
 20 jurisdiction. Such an officer may arrest a person who commits a
 21 felony in his or her presence or arrest a person when a felony
 22 has been committed and when the arresting officer has probable
 23 cause to believe, and does believe, that the person arrested
 24 committed the felony.

25 (b) A person who detains, without use of deadly force, a

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26 | person who has illegally entered his or her dwelling, vehicle,
27 | or vessel until the arrival of a law enforcement officer.

28 | Section 2. This act shall take effect July 1, 2023.