

1                   A bill to be entitled

2       An act relating to trespass; amending s. 810.09, F.S.;  
3       providing enhanced criminal penalties for trespassing  
4       on property maintained or secured by federal, state,  
5       or local law enforcement officers if specified notice  
6       is posted; amending s. 871.05, F.S.; prohibiting a  
7       person from willfully entering or remaining in a venue  
8       during certain ticketed covered events without being  
9       authorized, licensed, or invited to enter or remain in  
10      such venue; providing criminal penalties; providing an  
11      effective date.

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

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15       Section 1. Paragraph (k) is added to subsection (2) of  
16      section 810.09, Florida Statutes, to read:

17       810.09 Trespass on property other than structure or  
18      conveyance.—

19       (2) Except as provided in this subsection, trespass on  
20      property other than a structure or conveyance is a misdemeanor  
21      of the first degree, punishable as provided in s. 775.082 or s.  
22      775.083.

23       (k) The offender commits a felony of the third degree,  
24      punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
25      if the property trespassed upon is an area being maintained or

26 secured by federal, state, or local law enforcement officers  
27 which is legally posted and identified in substantially the  
28 following manner: "THIS AREA IS A DESIGNATED RESTRICTED SITE  
29 SECURED BY LAW ENFORCEMENT, AND ANYONE WHO TRESPASSES ON THIS  
30 PROPERTY COMMITS A FELONY."

31 Section 2. Section 871.05, Florida Statutes, is amended to  
32 read:

33 871.05 Interference with a sporting or entertainment  
34 event.—

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

36 (a) "Covered event" means an athletic competition or  
37 practice, including one conducted in a public venue, or a live  
38 artistic, theatrical, or other entertainment performance event.  
39 The duration of such event includes the period from the time  
40 when a venue is held open to the public for such an event until  
41 the end of the athletic competition or performance event.

42 (b) "Covered participant" means an umpire, officiating  
43 crew member, player, coach, manager, groundskeeper, or any  
44 artistic, theatrical, or other performer or sanctioned  
45 participant in a covered event. The term includes event  
46 operations and security employees working at a covered event.

47 (c) "Restricted area" means any area designated for use by  
48 players, coaches, officials, performers, or other personnel  
49 administering a covered event that is on, or adjacent to, the  
50 area of play or performance.

51 (2) A person may not:

52 (a) Intentionally touch or strike a covered participant  
53 during a covered event against the will of the covered  
54 participant, or intentionally cause bodily harm to a covered  
55 participant during a covered event; ~~or~~

56 (b) Willfully enter or remain in a restricted area during  
57 a covered event without being authorized, licensed, or invited  
58 to enter or remain in such a restricted area; or

59 (c) Willfully enter or remain in a venue during a ticketed  
60 covered event wherein attendance exceeds 5,000 persons, without  
61 being authorized, licensed, or invited to enter or remain in  
62 such venue.

63 (3) A person who:

64 (a) Violates paragraph (2)(a) or paragraph (2)(b)  
65 ~~subsection (2)~~ commits a misdemeanor of the first degree,  
66 punishable as provided in s. 775.082 or by a fine of not more  
67 than \$2,500.

68 (b) Violates paragraph (2)(c) commits a felony of the  
69 third degree, punishable as provided in s. 775.082, s. 775.083,  
70 or s. 775.084.

71 (c) Solicits another person to violate subsection (2) by  
72 offering money or any other thing of value to another to engage  
73 in specific conduct that constitutes such a violation commits a  
74 felony of the third degree, punishable as provided in s.  
75 775.082, s. 775.083, or s. 775.084.

76           (4) A person convicted of a violation of this section may  
77 not realize any profit or benefit, directly or indirectly, from  
78 committing such a violation. Any profit or benefit payable to or  
79 accruing to a person convicted of a violation of this section is  
80 subject to seizure and forfeiture as provided in the Florida  
81 Contraband Forfeiture Act.

82           Section 3. This act shall take effect upon becoming a law.