

HB 1721

2004

1 A bill to be entitled
 2 An act relating to protective injunctions; amending s.
 3 784.047, F.S.; increasing the penalty for a violation of a
 4 protective injunction against repeat violence, sexual
 5 violence, dating violence, or domestic violence; providing
 6 that it is a third degree felony to commit a crime against
 7 the property of a petitioner or a protected person in
 8 violation of a protective injunction; providing an
 9 effective date.

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

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13 Section 1. Section 784.047, Florida Statutes, is amended
 14 to read:

15 784.047 Penalties for violating protective injunction
 16 against violators.--A person who willfully violates an
 17 injunction for protection against domestic violence issued
 18 pursuant to s. 741.30; an injunction for protection against
 19 repeat violence, sexual violence, or dating violence, issued
 20 pursuant to s. 784.046; or a foreign protection order accorded
 21 full faith and credit pursuant to s. 741.315 by:

22 (1) Refusing to vacate the dwelling that the parties
 23 share;

24 (2) Going to the petitioner's residence, school, place of
 25 employment, or a specified place frequented regularly by the
 26 petitioner and any named family or household member;

27 (3) Committing an act of repeat violence or dating
 28 violence against the petitioner;

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29 (4) Committing any other violation of the injunction
 30 through an intentional unlawful threat, word, or act to do
 31 violence to the petitioner; or

32 (5) Telephoning, contacting, or otherwise communicating
 33 with the petitioner directly or indirectly, unless the
 34 injunction specifically allows indirect contact through a third
 35 party,⁺

36
 37 commits a felony ~~misdemeanor~~ of the second ~~first~~ degree,
 38 punishable as provided in s. 775.082, ~~or~~ s. 775.083, or s.
 39 775.084.

40 (6) Committing a crime against the property of the
 41 petitioner or other protected person commits a felony of the
 42 third degree, punishable as provided in s. 775.082, s. 775.083,
 43 or s. 775.084.

44 Section 2. This act shall take effect July 1, 2004.