

By the Committee on Criminal Justice; and Senator Pizzo

591-03253-21

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1 A bill to be entitled
2 An act relating to interception of wire, oral, or
3 electronic communications made in violation of
4 protective orders; amending s. 934.03, F.S.; providing
5 an exception to prohibitions on interception and
6 recording of communications when the communication is
7 received in violation of a specified injunction or
8 order; limiting the use of the intercepted
9 communication to evidencing a violation of the
10 specified injunction or order; providing an effective
11 date.

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

14
15 Section 1. Paragraph (1) is added to subsection (2) of
16 section 934.03, Florida Statutes, to read:

17 934.03 Interception and disclosure of wire, oral, or
18 electronic communications prohibited.—

19 (2)

20 (1) It is lawful under this section and ss. 934.04-934.09
21 for a person who is protected under an active temporary or final
22 injunction for repeat violence, sexual violence, or dating
23 violence under s. 784.046; stalking under s. 784.0485; domestic
24 violence under s. 741.30; or any other court-imposed prohibition
25 of conduct toward the person to intercept and record a wire,
26 oral, or electronic communication received in violation of such
27 injunction or court order. A recording authorized under this
28 paragraph may be provided to a law enforcement agency or a court
29 for the purpose of evidencing a violation of an injunction or

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30 court order and may not be otherwise disseminated or shared.

31 Section 2. This act shall take effect July 1, 2021.