

By Senator Rouson

16-01197A-26

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A bill to be entitled

An act relating to the interception and disclosure of oral communications; amending s. 934.03, F.S.; authorizing a person to intercept and record an oral communication if the person is a party to the communication and certain conditions are met; limiting the use of the intercepted communication to evidencing an act of domestic violence; providing an effective date.

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

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

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

(2)

(n) It is lawful under this section and ss. 934.04-934.09 for a person to intercept and record an oral communication if the person is a party to the communication and the person has reasonable grounds to believe that the recording will capture evidence of domestic violence, as defined in s. 741.28. A recording authorized under this paragraph may be provided to a law enforcement agency, an attorney, or a court for the purpose of evidencing an act of domestic violence. Such recording may not be otherwise disseminated or shared.

Section 2. This act shall take effect July 1, 2026.