

ENROLLED

CS/HB 583

2021 Legislature

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 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,

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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, an
29 | attorney, or a court for the purpose of evidencing a violation
30 | of an injunction or court order if the subject of the injunction
31 | or court order prohibiting contact has been served the
32 | injunction or is on notice that the conduct is prohibited. A
33 | recording authorized under this paragraph may not be otherwise
34 | disseminated or shared.

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