

Bill No. SB 218

Barcode 674826 Comm: RCS 03/29/2006 10:42 AM

Proposed Committee Substitute by the Committee on Community Affairs

1                                   A bill to be entitled  
 2           An act relating to the disturbance of  
 3           assemblies; amending s. 871.01, F.S.; providing  
 4           a penalty for willfully interrupting or  
 5           disturbing an assembly of people met for the  
 6           purpose of acknowledging the death of an  
 7           individual with a military funeral honors  
 8           detail; reenacting s. 871.02, F.S., relating to  
 9           indictments or informations for disturbing  
 10          assembly, for the purpose of incorporating the  
 11          amendment to s. 871.01, F.S., in a reference  
 12          thereto; providing an effective date

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

16           Section 1. Section 871.01, Florida Statutes, is  
 17 amended to read:

18           871.01 Disturbing schools and religious and other  
 19 assemblies.--

20           (1) Whoever willfully interrupts or disturbs any  
 21 school or any assembly of people met for the worship of God or  
 22 for any lawful purpose commits ~~shall be guilty of~~ a  
 23 misdemeanor of the second degree, punishable as provided in s.  
 24 775.082 or s. 775.083.

25           (2) Whoever willfully interrupts or disturbs any  
 26 assembly of people met for the purpose of acknowledging the  
 27 death of an individual with a military funeral honors detail  
 28 pursuant to 10 U.S.C. s. 1491 commits a misdemeanor of the  
 29 first degree, punishable as provided in s. 775.082 or s.  
 30 775.083.

31           Section 2. For the purpose of incorporating the

1 amendment made by this act to section 871.01, Florida  
2 Statutes, in a reference thereto, section 871.02, Florida  
3 Statutes, is reenacted to read:  
4           871.02 Indictments or informations for disturbing  
5 assembly.--The several grand juries of this state in their  
6 respective counties may return indictments or the several  
7 state attorneys of the state in their respective circuits may  
8 file information against all persons violating s. 871.01, and  
9 such indictments or informations, when filed with the clerk of  
10 the circuit court in the county where such offense is alleged  
11 to have been committed, shall be forthwith certified by the  
12 clerk to some court in the county having jurisdiction to try  
13 and determine such charge, and said court to which such  
14 indictment or information is certified shall proceed to try  
15 and determine such charge upon such indictment or information,  
16 the same as if affidavit had been made before such court  
17 charging the said offense.

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

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