

Council Substitute for House Bill No. 151

An act relating to radio equipment using law enforcement frequencies; amending s. 843.16, F.S.; providing exceptions to prohibition on use of such equipment for specified personnel using personal transportation to and from work and for certain government employees; providing an effective date.

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

Section 1. Subsection (3) of section 843.16, Florida Statutes, is amended to read:

843.16 Unlawful to install or transport radio equipment using assigned frequency of state or law enforcement officers; definitions; exceptions; penalties.—

(3) This section does ~~shall~~ not apply to the following:

(a) Any holder of a valid amateur radio operator or station license issued by the Federal Communications Commission.

~~(b) or to~~ Any recognized newspaper or news publication engaged in covering the news on a full-time basis.

~~(c) or~~ Any alarm system contractor certified pursuant to part II of chapter 489, operating a central monitoring system.

(d) Any sworn law enforcement officer as defined in s. 943.10 or emergency service employee as defined in s. 496.404 while using personal transportation to and from work.

(e) An employee of a government agency that holds a valid Federal Communications Commission station license or that has a valid agreement or contract allowing access to another agency's radio station.

Section 2. This act shall take effect July 1, 2008.

Approved by the Governor May 28, 2008.

Filed in Office Secretary of State May 28, 2008.