



Broward
Community
College

Policy Manual

Title: Trespass	Number: 6Hx2-2.02
Legal Authority: Fla. Statutes 228.091	Page: 1 of 2

In accordance with *Florida Statutes*, Chapter 228.091, any person who:

- is not a student, officer, or employee of the College;
- does not have legitimate business on the campus or any other authorization, license, or invitation to enter or remain upon College property; or
- is not a parent, guardian, or person who has legal custody of a student enrolled at such the College; or
- is a student currently under suspension or expulsion; or
- is an employee who is not required by his employment by the College to be on the campus or any other facility owned, operated, or controlled by the Board of the College and who has no lawful purpose to be on such premises;

and who enters or remains upon the campus or any other facility owned by the College commits a trespass upon the grounds of the College facility and is guilty of a misdemeanor of the second degree, punishable as provided in *Florida Statutes*, Chapters 775.082, 775.083, and 775.084. Furthermore, any such person who enters or remains upon the campus or other facility of the College after the President of the College, or any employee thereof designated by him/her to maintain order on such campus or facility, has directed such persons to leave such campus or facility or not to enter upon the same, is guilty of the offense of trespass upon the grounds of a public facility and is guilty of a misdemeanor of the first degree, punishable as provided in *Florida Statutes*, Chapters 775.082, 775.083, and 775.084.

The President of the College or any employee thereof designated by him/her to maintain order on such campus or facility, who has probable cause to believe that a person is trespassing upon College grounds in violation of this policy may take such person into custody and detain him/her in a reasonable manner for a reasonable length of time pending arrival of a law enforcement officer. Such taking into custody and detention by an authorized person shall not render that person criminally or civilly liable for false arrest, false imprisonment, or unlawful detention. In the event a trespasser is taken into custody, a law enforcement officer shall be called to the scene immediately after the person is taken into custody.

Any law enforcement officer may arrest either on or off the premises and without warrant any person he/she has probable cause for believing has committed the offense of trespass upon

History: Revised on March 19, 1991; revised and re-numbered on April 16, 1997

Approved by the Board of Trustees	Date 04/16/97	President's Signature 	Date 04/16/97
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the grounds of the College facility. Such arrest shall not render the law enforcement officer criminally or civilly liable for false arrest, false imprisonment, or unlawful detention.

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