

**13.5(b) TRESPASS ON SCHOOL GROUNDS OR FACILITIES AFTER
WARNING**

§ 810.097(2), Fla. Stat.

To prove the crime of Trespass on School Grounds or Facilities After Warning, the State must prove the following four elements beyond a reasonable doubt:

- 1.** (Name of person) **was the [principal of (name of school)] [the principal's designee for (name of school)].**
- 2.** (Name of school in element #1) **was a school.**
- 3.** (Name of person in element #1) **directed the defendant [to leave] [not to enter] the campus or facility of (name of school in element #1).**
- 4.** **After receiving the direction given to [him] [her] by (name of person in element #1), (defendant) [entered] [remained] on that campus or facility.**

“School” means the grounds or any facility, including school buses, of any kindergarten, elementary school, middle school, junior high school, or secondary school, whether public or non-public.

Give only if applicable.

“School bus” means any vehicle operated, owned, or contracted by a school district for student transportation.

A clearly posted sign or a verbal warning provided by the school bus operator, the principal, a school district employee, or law enforcement personnel, indicating that unauthorized boarding or remaining on a school bus is prohibited and violators will be prosecuted, constitutes sufficient notice that a person is not authorized to enter or remain on a school bus and satisfies the warning requirement in element #3 if the school facility upon which (defendant) [entered] [remained] was a school bus.

Lesser Included Offense

**TRESPASS ON SCHOOL GROUNDS OR FACILITIES AFTER WARNING —
810.097(2)**

CATEGORY ONE	CATEGORY TWO	FLA. STAT.	INS. NO.
None			
	Trespass in Conveyance	810.08	13.3

Comment

This instruction was adopted in 2007 962 So. 2d 310] and amended on March 20, 2026.