

By the Committee on Law Enforcement & Public Safety and
Representatives Barreiro and Futch

1 A bill to be entitled
2 An act relating to Search and Rescue (SAR)
3 dogs; amending s. 843.19, F.S.; defining the
4 term "SAR dog"; prohibiting the injuring or
5 killing of an SAR dog under specified
6 circumstances; providing penalties; revising
7 the offense of inflicting bodily harm upon a
8 police dog, fire dog, or police horse;
9 providing penalties; amending s. 921.0012,
10 F.S., relating to the sentencing guidelines
11 offense levels and offense severity ranking
12 chart; providing for ranking of the new or
13 revised offenses as level 3 offenses; providing
14 an effective date.

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

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18 Section 1. Section 843.19, Florida Statutes, is
19 amended to read:

20 843.19 Injuring or killing police dog, ~~or~~ fire dog,
21 SAR dog, or police horse prohibited; penalty.--

22 (1) As used in this section, the term:

23 (a) "Police dog" means any dog, and "police horse"
24 means any horse, that ~~which~~ is owned, or the service of which
25 is employed, by a law enforcement agency for the principal
26 purpose of aiding in the detection of criminal activity,
27 enforcement of laws, or apprehension of offenders.

28 (b) "Fire dog" means any dog that ~~which~~ is owned, or
29 the service of which is employed, by a fire department, a
30 special fire district, or the State Fire Marshal, ~~for the~~

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1 principal purpose of aiding in the detection of flammable
2 materials or the investigation of fires.

3 (c) "SAR dog" means any search and rescue dog that is
4 owned, or the service of which is utilized, by a fire
5 department, a law enforcement agency, a special fire district,
6 or the State Fire Marshal for the principal purpose of aiding
7 in the detection of missing persons, including, but not
8 limited to, persons who are lost, who are trapped under debris
9 as the result of a natural, manmade, or technological
10 disaster, or who are drowning victims.

11 (2) Any person who knowingly and willfully and without
12 lawful cause or justification inflicts ~~great~~ bodily harm,
13 permanent disability, or death upon a police dog, ~~or~~ fire dog,
14 SAR dog, or police horse commits a felony of the third degree,
15 punishable as provided in s. 775.082, s. 775.083, or s.
16 775.084.

17 Section 2. Paragraph (c) of subsection (3) of section
18 921.0012, Florida Statutes, 1996 Supplement, is amended to
19 read:

20 921.0012 Sentencing guidelines offense levels; offense
21 severity ranking chart.--

22 (3) OFFENSE SEVERITY RANKING CHART

23 Florida	Felony	
24 Statute	Degree	Description

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26			
27		(c) LEVEL 3	
28 39.061	3rd	Escapes from juvenile facility	
29		(secure detention or residential	
30		commitment facility).	

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1	319.30(4)	3rd	Possession by junkyard of motor
2			vehicle with identification
3			number plate removed.
4	319.33(1)(a)	3rd	Alter or forge any certificate of
5			title to a motor vehicle or
6			mobile home.
7	319.33(1)(c)	3rd	Procure or pass title on stolen
8			vehicle.
9	319.33(4)	3rd	With intent to defraud, possess,
10			sell, etc., a blank, forged, or
11			unlawfully obtained title or
12			registration.
13	328.05(2)	3rd	Possess, sell, or counterfeit
14			fictitious, stolen, or fraudulent
15			titles or bills of sale of
16			vessels.
17	328.07(4)	3rd	Manufacture, exchange, or possess
18			vessel with counterfeit or wrong
19			ID number.
20	376.302(5)	3rd	Fraud related to reimbursement
21			for cleanup expenses under the
22			Inland Protection Trust Fund.
23	501.001(2)(b)	2nd	Tampers with a consumer product
24			or the container using materially
25			false/misleading information.
26	697.08	3rd	Equity skimming.
27	790.15(3)	3rd	Person directs another to
28			discharge firearm from a vehicle.
29	796.05(1)	3rd	Live on earnings of a prostitute.
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1	806.10(1)	3rd	Maliciously injure, destroy, or
2			interfere with vehicles or
3			equipment used in firefighting.
4	806.10(2)	3rd	Interferes with or assaults
5			firefighter in performance of
6			duty.
7	810.09(2)(c)	3rd	Trespass on property other than
8			structure or conveyance armed
9			with firearm or dangerous weapon.
10	812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but
11			less than \$10,000.
12	815.04(4)(b)	2nd	Computer offense devised to
13			defraud or obtain property.
14	817.034(4)(a)3.	3rd	Engages in scheme to defraud
15			(Florida Communications Fraud
16			Act), property valued at less
17			than \$20,000.
18	817.233	3rd	Burning to defraud insurer.
19	828.12(2)	3rd	Tortures any animal with intent
20			to inflict intense pain, serious
21			physical injury, or death.
22	831.29	2nd	Possession of instruments for
23			counterfeiting drivers' licenses.
24	838.021(3)(b)	3rd	Threatens unlawful harm to public
25			servant.
26	843.19	3rd	Injure, disable, or kill <u>SAR dog,</u>
27			<u>police dog,</u> or horse.
28	870.01(2)	3rd	Riot; inciting or encouraging.
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1	893.13(1)(a)2.	3rd	Sell, manufacture, or deliver
2			cannabis (or other s.
3			893.03(1)(c), (2)(c), (3), or (4)
4			drugs).
5	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s.
6			893.03(1)(c), (2)(c), (3), or (4)
7			drugs within 200 feet of
8			university, public housing
9			facility, or public park.
10	893.13(6)(a)	3rd	Possession of any controlled
11			substance other than felony
12			possession of cannabis.
13	893.13(7)(a)9.	3rd	Obtain or attempt to obtain
14			controlled substance by fraud,
15			forgery, misrepresentation, etc.
16	893.13(7)(a)11.	3rd	Furnish false or fraudulent
17			material information on any
18			document or record required by
19			chapter 893.
20	918.13(1)(a)	3rd	Alter, destroy, or conceal
21			investigation evidence.
22	944.47		
23	(1)(a)1.-2.	3rd	Introduce contraband to
24			correctional facility.
25	944.47(1)(c)	2nd	Possess contraband while upon the
26			grounds of a correctional
27			institution.
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30	Section 3.		This act shall take effect October 1, 1997.
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