

Amendment No. 06 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Financial Services offered the following:

Amendment

On page 16, lines 25 through page 17, line 30,
remove from the bill: all of said lines,

and insert in lieu thereof:

Section 8. Subsection (8) of section 560.123, Florida
Statutes, is amended to read:

560.123 Florida control of money laundering in the
Money Transmitters' Code; reports of transactions involving
currency or monetary instruments; when required; purpose;
definitions; penalties.--

(8)(a) Except as provided in paragraph (b), a person
who willfully violates any provision of this section ~~or~~
~~chapter 896~~ commits a misdemeanor of the first degree,
punishable as provided in s. 775.082 or s. 775.083.

(b) A person who willfully violates any provision of
this section ~~or chapter 896~~, if the violation involves is:

1. Currency or payment instruments ~~Committed in~~
~~furtherance of the commission of any other violation of any~~

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1 ~~law of this state or committed as part of a pattern of illegal~~
2 ~~activity involving financial transactions~~ exceeding \$300 but
3 less than \$20,000 in any 12-month period, commits a felony of
4 the third degree, punishable as provided in s. 775.082, s.
5 775.083, or s. 775.084.

6 2. Currency or payment instruments totaling ~~Committed~~
7 ~~as part of a pattern of illegal activity involving financial~~
8 ~~transactions exceeding~~ \$20,000 but less than \$100,000 in any
9 12-month period, commits a felony of the second degree,
10 punishable as provided in s. 775.082, s. 775.083, or s.
11 775.084.

12 3. Currency or payment instruments totaling or
13 ~~Committed as part of a pattern of illegal activity involving~~
14 ~~financial transactions~~ exceeding \$100,000 in any 12-month
15 period, commits a felony of the first degree, punishable as
16 provided in s. 775.082, s. 775.083, or s. 775.084.

17 (c) In addition to the penalties otherwise authorized
18 by s. 775.082, s. 775.083, or s. 775.084, a person who has
19 been convicted of or who has pleaded guilty or nolo contendere
20 to having violated paragraph (b) may be sentenced to pay a
21 fine not exceeding \$250,000 or twice the value of the currency
22 or payment instruments ~~financial transaction~~, whichever is
23 greater, except that on a second or subsequent conviction for
24 or plea of guilty or nolo contendere to a violation of
25 paragraph (b), the fine may be up to \$500,000 or quintuple the
26 value of the currency or payment instruments ~~financial~~
27 ~~transaction~~, whichever is greater.

28 (d) A person who ~~willfully~~ violates this section ~~or~~
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