

Bill No. SB 116

Barcode 555854

CHAMBER ACTION

Senate

House

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The Committee on Commerce (Oelrich) recommended the following amendment:

Senate Amendment

On page 1, line 15, through
page 2, line 3, delete those lines

and insert:

(1)(a) A person may not use the name, portrait, photograph, or other image of a member of the armed forces for the purpose of trade or for any commercial or advertising purpose, except as provided in paragraph (b).

(b) A person may use the name, portrait, photograph, or other image of a member of the armed forces if the person obtains the prior consent of the member of the armed forces or, if the member is deceased, the prior consent of the surviving spouse, personal representative, or closest living relative by blood or marriage of the deceased.

(2) As used in this section, the term "member of the armed forces" means an officer or enlisted member of the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United

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1 States, including the Florida National Guard and United States
2 Reserve Forces, including any member who was killed in the
3 line of duty.

4 (3) A person who violates paragraph (1)(a) commits a
5 misdemeanor of the first degree, punishable as provided in s.
6 775.082 or s. 775.083, Florida Statutes.

7 (4) This section does not apply to the name, portrait,
8 photograph, or image of an historical figure who has been
9 deceased for 50 years or more.

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