

A bill to be entitled

An act relating to human smuggling; creating s. 877.28, F.S.; prohibiting transporting into the state an individual who the person knows is illegally entering the United States or has illegally entered or remained in the United States; providing penalties; providing enhanced penalties for specified violations; providing an effective date.

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

Section 1. Section 877.28, Florida Statutes, is created to read:

877.28 Human smuggling.--

(1) (a) Except as provided in paragraph (b), a person who transports into the state an individual who the person knows is illegally entering the United States or has illegally entered or remained in the United States commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who transports a minor in violation of paragraph (a) commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) (a) If a violation of this section results in great bodily harm to a person transported, a mandatory minimum sentence of 5 years' imprisonment must be imposed.

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27 | (b) If a violation of this section results in the death of
28 | a person transported, a mandatory minimum sentence of 10 years'
29 | imprisonment must be imposed.

30 | (3) A person commits a separate offense for each person he
31 | or she transports in violation of this section.

32 | Section 2. This act shall take effect October 1, 2008.