

ENROLLED
CS/HB 1455

2010 Legislature

1 A bill to be entitled
2 An act relating to misrepresentation of military status;
3 amending s. 496.415, F.S.; prohibiting a person from
4 falsely representing himself or herself as a member of or
5 representing the United States Armed Forces or the
6 National Guard for the purpose of solicitation of
7 charitable contributions or participation in a charitable
8 or sponsor sales promotion; creating s. 817.312, F.S.;
9 prohibiting a person from wearing the uniform of or any
10 medal or insignia authorized for use by members or
11 veterans of the United States Armed Forces or the National
12 Guard with the intent to misrepresent himself or herself
13 as a member or veteran of the United States Armed Forces
14 or the National Guard while soliciting for charitable
15 contributions; providing criminal penalties; providing an
16 effective date.

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

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20 Section 1. Subsection (6) of section 496.415, Florida
21 Statutes, is amended to read:

22 496.415 Prohibited acts.—It is unlawful for any person in
23 connection with the planning, conduct, or execution of any
24 solicitation or charitable or sponsor sales promotion to:

25 (6) Falsely state that he or she ~~the person~~ is a member of
26 or represents ~~a representative of~~ a charitable organization or
27 sponsor, or falsely state or represent that he or she ~~the person~~
28 is a member of or represents the United States Air Force, United

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29 States Army, United States Coast Guard, United States Marine
30 Corps, United States Navy, the National Guard, or a law
31 enforcement or emergency service organization.

32 Section 2. Section 817.312, Florida Statutes, is created
33 to read:

34 817.312 Unlawful use of uniforms, medals, or insignia.—

35 (1) A person may not misrepresent himself or herself as a
36 member or veteran of the United States Air Force, United States
37 Army, United States Coast Guard, United States Marine Corps,
38 United States Navy, or National Guard and wear the uniform of or
39 any medal or insignia authorized for use by members or veterans
40 of the United States Air Force, United States Army, United
41 States Coast Guard, United States Marine Corps, United States
42 Navy, or the National Guard while soliciting for charitable
43 contributions.

44 (2) A person who violates subsection (1) commits a felony
45 of the third degree, punishable as provided in s. 775.082, s.
46 775.083, or s. 775.084.

47 Section 3. This act shall take effect October 1, 2010.