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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/10/2010	.	
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The Committee on Commerce (Gelber) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

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

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

(6) Falsely state that he or she ~~the person~~ is a member of
or represents ~~a representative~~ of a charitable organization or
sponsor, or falsely state or represent that he or she ~~the person~~
is a member of or represents the United States Armed Forces or



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14 the National Guard, or a law enforcement or emergency service
15 organization.

16 Section 2. Section 817.312, Florida Statutes, is created to
17 read:

18 817.312 Unlawful use of uniforms, medals, or insignia.-

19 (1) A person may not misrepresent himself or herself as a
20 member or veteran of the United States Armed Forces or National
21 Guard and wear the uniform of or any medal or insignia
22 authorized for use by members or veterans of the United States
23 Armed Forces or the National Guard while soliciting for
24 charitable contributions.

25 (2) A person who violates subsection (1) commits a felony
26 of the third degree, punishable as provided in s. 775.082, s.
27 775.083, or s. 775.084, Florida Statutes.

28 Section 4. This act shall take effect October 1, 2010.

29
30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

32 Delete everything before the enacting clause
33 and insert:

34 A bill to be entitled

35 An act relating to misrepresentation of military
36 status; amending s. 496.415, F.S.; prohibiting a
37 person from falsely representing himself or herself as
38 a member of or representing the United States Armed
39 Forces or the National Guard for the purpose of
40 solicitation of charitable contributions or
41 participation in a charitable or sponsor sales
42 promotion; creating s. 817.312, F.S.; prohibiting a



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43 person from wearing the uniform of or any medal or
44 insignia authorized for use by members or veterans of
45 the United States Armed Forces or the National Guard
46 with the intent to misrepresent himself or herself as
47 a member or veteran of the United States Armed Forces
48 or the National Guard while soliciting for charitable
49 contributions; providing criminal penalties; providing
50 an effective date.