

HB 317

2010

1 A bill to be entitled
 2 An act relating to threats; amending s. 836.10, F.S.;
 3 prohibiting the communication of a threat to unlawfully do
 4 physical harm to the person or property of another in the
 5 course of committing an act of domestic violence;
 6 providing criminal penalties; revising provisions relating
 7 to the sending of or procuring the sending of letters or
 8 inscribed communications containing certain threats of
 9 death or bodily injury; providing an effective date.

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

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 13 Section 1. Section 836.10, Florida Statutes, is amended to
 14 read:

15 836.10 ~~Written Threats to kill or do bodily injury;~~
 16 ~~punishment.--~~

17 (1) Except as provided in subsection (2), any person who
 18 communicates or causes to be communicated orally, in writing, or
 19 through the use of electronic or other means a threat to
 20 unlawfully do physical harm to the person or property of another
 21 in the course of committing an act of domestic violence, as
 22 defined in s. 741.28, commits a misdemeanor of the second
 23 degree, punishable as provided in s. 775.082 or s. 775.083.

24 (2) If Any person who writes or composes and also sends or
 25 procures the sending of any letter or inscribed communication in
 26 writing, or using electronic or other means, so written or
 27 ~~composed,~~ whether such letter or communication be signed or
 28 anonymous, to any person, containing a threat to kill or to

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29 | unlawfully do bodily injury to the person to whom such letter or
30 | communication is sent, or a threat to kill or unlawfully do
31 | bodily injury to any member of the family of the person to whom
32 | such letter or communication is sent commits, ~~the person so~~
33 | ~~writing or composing and so sending or procuring the sending of~~
34 | ~~such letter or communication, shall be guilty of a felony of the~~
35 | second degree, punishable as provided in s. 775.082, s. 775.083,
36 | or s. 775.084.

37 | Section 2. This act shall take effect October 1, 2010.