



840024

LEGISLATIVE ACTION

Senate

House

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Floor: 12/F/2R

04/28/2011 02:41 PM

Senator Bogdanoff moved the following:

Senate Amendment

Delete lines 1791 - 1810
and insert:
substances. This subsection requires a law enforcement officer
to obtain a subpoena, court order, or search warrant in order to
obtain access to or copies of such records.

(5) Each person shall maintain a record that contains ~~which~~
~~shall contain~~ a detailed list of controlled substances lost,
destroyed, or stolen, if any; the kind and quantity of such
controlled substances; and the date of the discovering of such
loss, destruction, or theft. If a person discovers the theft or
loss of a controlled substance, such person shall report the



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14 theft or loss to a local county sheriff's office within 48 hours
15 after the discovery of such theft or loss. A person who fails to
16 report the theft or loss of a controlled substance under this
17 subsection commits a misdemeanor of the second degree,
18 punishable as provided in s. 775.082 or s. 775.083. However, a
19 person who fails to report the theft or loss of a Schedule II
20 controlled substance commits a misdemeanor of the first degree,
21 punishable as provided in s. 775.082 or s. 775.083.

22 (6) The Legislature finds that the opinions rendered in
23 State v. Carter, 23 So. 3d 798 (Fla. 1st DCA 2009), and State v.
24 Tamulonis, 39 So. 3d 524 (Fla. 2nd DCA 2010), do not correctly
25 construe