

ENROLLED
CS/HB 611

2013 Legislature

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2 An act relating to false reports to law enforcement
3 officers; amending s. 837.05, F.S.; providing that it
4 is a third degree felony to knowingly give false
5 information to a law enforcement officer concerning
6 the alleged commission of a crime if the defendant has
7 previously been convicted of this offense and the
8 information, if communicated orally, is corroborated
9 in a specified manner, or was communicated in writing;
10 providing an effective date.

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

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14 Section 1. Section 837.05, Florida Statutes, is amended to
15 read:

16 837.05 False reports to law enforcement authorities.—

17 (1) (a) Except as provided in paragraph (b) or subsection
18 (2), a person who ~~whoever~~ knowingly gives false information to a
19 ~~any~~ law enforcement officer concerning the alleged commission of
20 any crime, commits a misdemeanor of the first degree, punishable
21 as provided in s. 775.082 or s. 775.083.

22 (b) A person who commits a violation of paragraph (a)
23 commits a felony of the third degree, punishable as provided in
24 s. 775.082, s. 775.083, or s. 775.084, if the person has
25 previously been convicted of a violation of paragraph (a) and
26 subparagraph 1. or 2. applies:

27 1. The information the person gave to the law enforcement
28 officer was communicated orally and the officer's account of

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29 | that information is corroborated by:

30 | a. An audio recording or audio recording in a video of
31 | that information;

32 | b. A written or recorded statement made by the person who
33 | gave that information; or

34 | c. Another person who was present when that person gave
35 | that information to the officer and heard that information.

36 | 2. The information the person gave to the law enforcement
37 | officer was communicated in writing.

38 | (2) A person who ~~whoever~~ knowingly gives false information
39 | to a law enforcement officer concerning the alleged commission
40 | of a capital felony, commits a felony of the third degree,
41 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

42 | Section 2. This act shall take effect October 1, 2013.