



529658

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
04/09/2014	.	
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Appropriations Subcommittee on Criminal and Civil Justice
(Braynon) recommended the following:

Senate Amendment (with title amendment)

Delete lines 42 - 128
and insert:
court shall impose a surcharge of \$1,001. Payment of the
surcharge shall be a condition of probation, community control,
or any other court-ordered supervision.

(a) The sum of \$500 of the surcharge shall be deposited
into the Department of Law Enforcement Operating Trust Fund for
the department to provide grants to local law enforcement



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11 agencies to investigate offenses related to the criminal use of
12 personal identification information as provided in s. 817.5686.

13 (b) The sum of \$500 of the surcharge shall be deposited
14 into the State Attorneys Revenue Trust Fund for the purpose of
15 funding prosecution of offenses relating to the criminal use of
16 personal identification information.

17 (c) The clerk of the court shall retain \$1 of each
18 surcharge that he or she collects as a service charge of the
19 clerk's office.

20 (d) The surcharge may not be waived by the court. In the
21 event that the person has been ordered to pay restitution in
22 accordance with s. 775.089, the surcharge shall be included in a
23 judgment.

24 Section 2. Section 817.5686, Florida Statutes is created to
25 read:

26 817.5686 Identity Theft and Fraud Grant Program.—

27 (1) There is created the Identity Theft and Fraud Grant
28 Program within the Department of Law Enforcement to award grants
29 to support local law enforcement agencies in the investigation
30 and enforcement of personal identification information theft and
31 fraud.

32 (2) Funds collected pursuant to s. 817.568(12)(a) and any
33 funds specifically appropriated for the grant program shall be
34 awarded annually by the Department of Law Enforcement to local
35 law enforcement agencies. The total amount of grants awarded may
36 not exceed funding appropriated for the grant program.

37 (3) The Department of Law Enforcement may establish
38 criteria and set specific time periods for the acceptance of
39 applications and for the selection process for awards.



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40 Section 3. For the 2014-2015 fiscal year the sum of \$72,000
41 in recurring funds is appropriated from the General Revenue Fund
42 to the Department of Law Enforcement for local law enforcement
43 grants as provided in s. 817.5686. For the 2014-2015 fiscal year
44 the sum of \$42,000 in recurring funds is appropriated to the
45 Department of Law Enforcement, and the associated salary rate is
46 authorized, from the General Revenue Fund and one full-time
47 equivalent position is authorized to administer the Identity
48 Theft and Fraud Grant Program as provided in s. 817.5686. For
49 the 2014-2015 fiscal year the sum of \$186,000 in recurring funds
50 is appropriated from the General Revenue Fund to the State
51 Attorneys Revenue Trust Fund to be distributed equally to the
52 state attorneys of the eleventh, fifteenth, and seventeenth
53 circuits for salaries and benefits for one assistant state
54 attorney for each circuit to prosecute personal identity theft
55 and fraud offenses.

56
57 ===== T I T L E A M E N D M E N T =====

58 And the title is amended as follows:

59 Delete lines 8 - 19

60 and insert:

61 for a surcharge and allocation thereof; creating s.
62 817.5686, F.S.; creating the Identity Theft and Fraud
63 Grant Program within the Department of Law
64 Enforcement; providing an appropriation; providing for
65 the award of funds; providing an effective date.