

1                                   A bill to be entitled  
 2           An act relating to reentry into state by certain  
 3           persons; creating s. 877.28, F.S.; prohibiting persons  
 4           who are denied admission to, excluded, deported, or  
 5           removed from, or depart the United States from  
 6           entering or residing in the state; providing  
 7           exceptions; providing criminal penalties; providing an  
 8           effective date.

9  
 10 Be It Enacted by the Legislature of the State of Florida:

11  
 12           Section 1. Section 877.28, Florida Statutes, is created to  
 13 read:

14           877.28 Reentry into state after removal.-

15           (1) A person who, pursuant to 8 U.S.C. ss. 1151 et seq.,  
 16 is denied admission to; is excluded, deported, or removed from;  
 17 or departs the United States while an order of exclusion,  
 18 deportation, or removal is outstanding and, thereafter, enters  
 19 or is at any time found in the state commits a felony of the  
 20 third degree, punishable as provided in s. 775.082, s. 775.083,  
 21 or s. 775.084.

22           (2) This section does not apply to:

23           (a) A person who was granted express consent by the United  
 24 States Attorney General to reapply for admission to the United  
 25 States at a place outside the United States before his or her

HB 45

2018

26 | reembarkation to the United States or his or her application for  
27 | admission to the United States from foreign contiguous  
28 | territory; or

29 | (b) A person who was previously denied admission to and  
30 | removed from the United States who establishes that he or she  
31 | was not required to obtain such advance consent under federal  
32 | law.

33 | Section 2. This act shall take effect October 1, 2018.