

By Senator Rouson

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1 A bill to be entitled
2 An act relating to false personation; amending s.
3 843.08, F.S.; adding school guardians to the list of
4 officials the false personation of whom is prohibited
5 and is subject to criminal penalties; making technical
6 changes; reenacting s. 921.0022(3)(b), F.S., relating
7 to the offense severity ranking chart of the Criminal
8 Punishment Code, to incorporate the amendment made to
9 s. 843.08, F.S., in a reference thereto; providing an
10 effective date.

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

13
14 Section 1. Section 843.08, Florida Statutes, is amended to
15 read:

16 843.08 False personation.—A person who falsely assumes or
17 pretends to be a firefighter, a sheriff, an officer of the
18 Florida Highway Patrol, an officer of the Fish and Wildlife
19 Conservation Commission, a fire or arson investigator of the
20 Department of Financial Services, an officer of the Department
21 of Financial Services, an officer of the Department of
22 Corrections, a correctional probation officer, a deputy sheriff,
23 a state attorney or an assistant state attorney, a statewide
24 prosecutor or an assistant statewide prosecutor, a state
25 attorney investigator, a coroner, a police officer, a lottery
26 special agent or lottery investigator, a beverage enforcement
27 agent, a school guardian as described in s. 30.15(1)(k), a
28 security officer licensed under chapter 493 ~~or watchman,~~ ~~or~~ any
29 member of the Florida Commission on Offender Review or ~~and~~ any

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30 administrative aide or supervisor employed by the commission, ~~or~~
 31 any personnel or representative of the Department of Law
 32 Enforcement, or a federal law enforcement officer as defined in
 33 s. 901.1505, and takes upon himself or herself to act as such,
 34 or to require any other person to aid or assist him or her in a
 35 matter pertaining to the duty of any such officer, commits a
 36 felony of the third degree, punishable as provided in s.
 37 775.082, s. 775.083, or s. 775.084. However, a person who
 38 falsely personates any such officer during the course of the
 39 commission of a felony commits a felony of the second degree,
 40 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
 41 If the commission of the felony results in the death or personal
 42 injury of another human being, the person commits a felony of
 43 the first degree, punishable as provided in s. 775.082, s.
 44 775.083, or s. 775.084. ~~The term "watchman" means a security~~
 45 ~~officer licensed under chapter 493.~~

46 Section 2. For the purpose of incorporating the amendment
 47 made by this act to section 843.08, Florida Statutes, in a
 48 reference thereto, paragraph (b) of subsection (3) of section
 49 921.0022, Florida Statutes, is reenacted to read:

50 921.0022 Criminal Punishment Code; offense severity ranking
 51 chart.—

52 (3) OFFENSE SEVERITY RANKING CHART

53 (b) LEVEL 2

54

Florida	Felony	Description
Statute	Degree	Description
379.2431	3rd	Possession of 11 or

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	(1) (e) 3.		fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
56	379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
57	403.413 (6) (c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
58	517.07 (2)	3rd	Failure to furnish a prospectus meeting requirements.
59	590.28 (1)	3rd	Intentional burning of lands.
60	784.05 (3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or

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61			death.
	787.04 (1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
62			
	806.13 (1) (b) 3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
63			
	810.061 (2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.
64			
	810.09 (2) (e)	3rd	Trespassing on posted commercial horticulture property.
65			
	812.014 (2) (c) 1.	3rd	Grand theft, 3rd degree; \$300 or more but less than \$5,000.
66			
	812.014 (2) (d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$300, taken from

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67			unenclosed curtilage of dwelling.
	812.015 (7)	3rd	Possession, use, or attempted use of an antishiplifting or inventory control device countermeasure.
68			
	817.234 (1) (a) 2.	3rd	False statement in support of insurance claim.
69			
	817.481 (3) (a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
70			
	817.52 (3)	3rd	Failure to redeliver hired vehicle.
71			
	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
72			
	817.60 (5)	3rd	Dealing in credit cards of another.

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73	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
74	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
75	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
76	831.01	3rd	Forgery.
77	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
78	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
79	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
80	831.09	3rd	Uttering forged notes,

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bills, checks, drafts,
or promissory notes.

81

831.11

3rd

Bringing into the state
forged bank bills,
checks, drafts, or
notes.

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832.05 (3) (a)

3rd

Cashing or depositing
item with intent to
defraud.

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843.08

3rd

False personation.

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893.13 (2) (a) 2.

3rd

Purchase of any s.
893.03 (1) (c), (2) (c) 1.,
(2) (c) 2., (2) (c) 3.,
(2) (c) 6., (2) (c) 7.,
(2) (c) 8., (2) (c) 9.,
(2) (c) 10., (3), or (4)
drugs other than
cannabis.

85

893.147 (2)

3rd

Manufacture or delivery
of drug paraphernalia.

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Section 3. This act shall take effect October 1, 2019.