

By Senator Gruters

23-00197-20

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1 A bill to be entitled

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

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

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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., is
16 denied admission to; is excluded, deported, or removed from; or
17 departs the United States while an order of exclusion,
18 deportation, or removal is outstanding and thereafter enters or
19 is at any time found in this 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
26 reembarkation to the United States or his or her application for
27 admission to the United States from a contiguous foreign
28 territory; or

29 (b) A person who was previously denied admission to and

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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, 2020.