

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Judiciary Committee  
 2 Representative Brannan offered the following:

**Amendment (with title amendment)**

Remove lines 17-92 and insert:

6 to a any law enforcement officer or employee of a public safety  
 7 agency, false information or reports concerning the alleged  
 8 commission of any crime under the laws of this state, knowing  
 9 such information or report to be false, when in that no such  
 10 crime has had actually been committed, commits shall upon  
 11 conviction thereof be guilty of a misdemeanor of the first  
 12 degree, punishable as provided in s. 775.082 or s. 775.083.

13 (2) (a) As used in this section, the term "public safety  
 14 agency" means a law enforcement agency, professional or  
 15 volunteer fire department, emergency medical service, ambulance  
 16 service, or other public entity that dispatches or provides

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17 first responder services to respond to crimes, to assist victims  
18 of crimes, or to apprehend offenders.

19 (b) If the willful making of a false report of a crime as  
20 set forth in this section results in a response by a federal,  
21 state, district, municipal, or other public safety agency and  
22 the response results in:

23 1. A combined cost incurred by all responding agencies  
24 that exceeds \$2,000, the person making such report commits a  
25 felony of the third degree, punishable as provided in s.  
26 775.082, s. 775.083, or s. 775.084.

27 2. Great bodily harm, permanent disfigurement, or  
28 permanent disability to any person as a proximate result of  
29 lawful conduct arising out of a response, the person making such  
30 report commits a felony of the second degree, punishable as  
31 provided in s. 775.082, s. 775.083, or s. 775.084.

32 3. Death to any person as a proximate result of lawful  
33 conduct arising out of a response, the person making such report  
34 commits a felony of the first degree, punishable as provided in  
35 s. 775.082, s. 775.083, and s. 775.084.

36 (3) A court shall order any person convicted of violating  
37 this section to pay restitution, which shall include full  
38 payment for any cost incurred by a responding public safety  
39 agency.

40 Section 2. Paragraphs (c), (f), and (h) of subsection (3)  
41 of section 921.0022, Florida Statutes, are amended to read:

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42	921.0022 Criminal Punishment Code; offense severity		
43	ranking chart.—		
44	(3) OFFENSE SEVERITY RANKING CHART		
45	(c) LEVEL 3		
46			
	Florida	Felony	
	Statute	Degree	Description
47			
	119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
48			
	316.066	3rd	Unlawfully obtaining or using confidential crash reports.
	(3)(b)-(d)		
49			
	316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
50			
	316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
51			
	319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.

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52	319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
53	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
54	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
55	327.35(2)(b)	3rd	Felony BUI.
56	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
57	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
58	376.302(5)	3rd	Fraud related to reimbursement

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59			for cleanup expenses under the Inland Protection Trust Fund.
379.2431 (1) (e) 5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.	
60 379.2431 (1) (e) 6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.	
61 379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	
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63	400.9935 (4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
64	400.9935 (4) (e)	3rd	Filing a false license application or other required information or failing to report information.
65	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
66	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
67	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than

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			\$20,000.
68	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
69	697.08	3rd	Equity skimming.
70	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
71	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
72	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
73	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
74	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but

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			less than \$10,000.
75	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
76	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
77	815.04 (5) (b)	2nd	Computer offense devised to defraud or obtain property.
78	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
79	817.233	3rd	Burning to defraud insurer.
80	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
81	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.

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82 817.236 3rd Filing a false motor vehicle  
insurance application.

83 817.2361 3rd Creating, marketing, or  
presenting a false or  
fraudulent motor vehicle  
insurance card.

84 817.413(2) 3rd Sale of used goods of \$1,000 or  
more as new.

85 817.49(2)(b)1. 3rd Willful making of a false  
report of a crime causing  
financial costs in excess of  
\$2,000.

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**T I T L E A M E N D M E N T**

89 Between lines 5 and 6, insert:  
90 requiring a court to order restitution;  
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