

1                                   A bill to be entitled  
 2           An act relating to theft from nonprofit organizations;  
 3           creating s. 812.0146, F.S.; providing for the  
 4           reclassification of certain theft offenses of  
 5           specified amounts from nonprofit organizations;  
 6           requiring restitution and community service for  
 7           certain violations; providing an effective date.  
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9   Be It Enacted by the Legislature of the State of Florida:  
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11           Section 1. Section 812.0146, Florida Statutes, is created  
 12   to read:

13           812.0146 Theft from a nonprofit organization;  
 14   reclassification of offenses.—

15           (1) Whenever a person is charged with committing theft  
 16   from an organization qualified as charitable under s. 501(c)(3)  
 17   of the Internal Revenue Code, the offense for which the person  
 18   is charged shall be reclassified as follows:

19           (a) If the funds, assets, or property involved in the  
 20   theft from an organization qualified as charitable under s.  
 21   501(c)(3) of the Internal Revenue Code is valued at \$50,000 or  
 22   more, the offender commits a felony of the first degree,  
 23   punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

24           (b) If the funds, assets, or property involved in the  
 25   theft from an organization qualified as charitable under s.

26 501(c)(3) of the Internal Revenue Code is valued at \$10,000 or  
27 more, but less than \$50,000, the offender commits a felony of  
28 the second degree, punishable as provided in s. 775.082, s.  
29 775.083, or s. 775.084.

30 (c) If the funds, assets, or property involved in the  
31 theft from an organization qualified as charitable under s.  
32 501(c)(3) of the Internal Revenue Code is valued at \$300 or  
33 more, but less than \$10,000, the offender commits a felony of  
34 the third degree, punishable as provided in s. 775.082, s.  
35 775.083, or s. 775.084.

36 (2) A person who is convicted of theft of more than \$1,000  
37 from an organization qualified as charitable under s. 501(c)(3)  
38 of the Internal Revenue Code shall be ordered by the sentencing  
39 judge to make restitution to the victim of such offense and to  
40 perform up to 500 hours of community service work. Such  
41 restitution and community service work shall be in addition to  
42 any fine or sentence which may be imposed and shall not be in  
43 lieu thereof.

44 Section 2. This act shall take effect October 1, 2023.