



269496

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
02/28/2024	.	
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The Committee on Fiscal Policy (Ingoglia) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 26 - 39  
and insert:  
proceeding under federal or state law.

(2) A person who has been deported or removed from the United States under federal immigration proceedings, or has departed the United States while such an order of deportation or removal is outstanding, shall have the penalty for committing a felony after unlawfully reentering the United States



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11 reclassified in the following manner:

12 (a) A felony of the third degree is reclassified to a  
13 felony of the second degree.

14 (b) A felony of the second degree is reclassified to a  
15 felony of the first degree.

16 (c) A felony of the first degree is reclassified to a life  
17 felony.

18 (3) Any record of the United States Department of Homeland  
19 Security, the United States Executive Office for Immigration  
20 Review, or the United States Citizenship and Immigration  
21 Services concerning the legal status of a person, including, but  
22 not limited to, any conviction, deportation, removal, or reentry  
23 order or document, is presumed to be prima facie genuine, and  
24 must be received as evidence in all courts of this state without  
25 further authentication, provided it bears the signature, name,  
26 and title of an officer of the United States.

27  
28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 Delete lines 5 - 12

31 and insert:

32 penalty for the commission of a felony committed by a  
33 person who unlawfully reenters the United States, and  
34 while remaining unlawfully present, after having been  
35 deported or removed from the United States under  
36 federal immigration proceedings, or who has departed  
37 the United States while such an order of deportation  
38 or removal was outstanding; specifying that any record  
39 of specified federal entities concerning the legal



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40 status of a person is presumed to be prima facie  
41 genuine and must be received as evidence in all courts  
42 of this state without further authentication under  
43 certain circumstances; creating s. 908.12, F.S.;  
44 defining the