

26 obtains property thereby commits ~~is guilty of~~ organized fraud,
 27 punishable as follows:

28 1. If the amount of property obtained has an aggregate
 29 value of \$50,000 or more, the violator commits ~~is guilty of~~ a
 30 felony of the first degree, punishable as provided in s.
 31 775.082, s. 775.083, or s. 775.084.

32 2. If the amount of property obtained has an aggregate
 33 value of \$20,000 or more, but less than \$50,000, the violator
 34 commits ~~is guilty of~~ a felony of the second degree, punishable
 35 as provided in s. 775.082, s. 775.083, or s. 775.084.

36 3. If the amount of property obtained has an aggregate
 37 value of less than \$20,000, the violator commits ~~is guilty of~~ a
 38 felony of the third degree, punishable as provided in s.
 39 775.082, s. 775.083, or s. 775.084.

40 (b) Any person who engages in a scheme to defraud and, in
 41 furtherance of that scheme, communicates with any person with
 42 intent to obtain property from that person commits ~~is guilty,~~
 43 for each such act of communication, of communications fraud,
 44 punishable as follows:

45 1. If the value of property obtained or endeavored to be
 46 obtained by the communication is valued at \$300 or more, the
 47 violator commits ~~is guilty of~~ a third degree felony, punishable
 48 as set forth in s. 775.082, s. 775.083, or s. 775.084.

49 2. If the value of the property obtained or endeavored to
 50 be obtained by the communication is valued at less than \$300,

51 | the violator commits ~~is guilty of~~ a misdemeanor of the first
52 | degree, punishable as set forth in s. 775.082 or s. 775.083.

53 | (c) The penalty for the commission of any offense in
54 | paragraphs (a) and (b) against a person aged 65 years or older,
55 | against a minor, or against a person with a mental or physical
56 | disability, as defined in s. 775.0863(1)(b), shall be
57 | reclassified in a manner as provided in s. 775.085 or s.
58 | 775.0863, respectively.

59 | (d) A person whose image or likeness was used without
60 | consent in a scheme to defraud is authorized to file a civil
61 | action in a court of competent jurisdiction to recover an amount
62 | for damages caused by the use of their image or likeness.

63 | (e)~~(e)~~ Notwithstanding any contrary provisions of law,
64 | separate judgments and sentences for organized fraud under
65 | paragraph (a) and for each offense of communications fraud under
66 | paragraph (b) may be imposed when all such offenses involve the
67 | same scheme to defraud.

68 | (f)~~(d)~~ Notwithstanding any other provision of law, a
69 | criminal action or civil action or proceeding under this section
70 | may be commenced at any time within 5 years after the cause of
71 | action accrues; however, in a criminal proceeding under this
72 | section, the period of limitation does not run during any time
73 | when the defendant is continuously absent from the state or is
74 | without a reasonably ascertainable place of abode or work within
75 | the state, but in no case shall this extend the period of

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76 | limitation otherwise applicable by more than 1 year.

77 | Section 2. This act shall take effect July 1, 2024.