

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WITHDRAWN	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>	

1 Committee/Subcommittee hearing bill: Criminal Justice
 2 Subcommittee

3 Representative Giallombardo offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 406.12, Florida Statutes, is amended to
 8 read:

9 406.12 Duty to report; prohibited acts.—

10 (1) It is the duty of any person in the district where a
 11 death occurs, including all municipalities and unincorporated
 12 and federal areas, who becomes aware of the death of any person
 13 occurring under the circumstances described in s. 406.11 to
 14 report such death and circumstances forthwith to the district
 15 medical examiner or to a law enforcement agency having
 16 jurisdiction over the location.

Amendment No. 1

17 (2) Any person who knowingly fails or refuses to report
18 such death and circumstances, ~~or~~ who refuses to make available
19 prior medical or other information pertinent to the death
20 investigation as required under subsection (1) commits a
21 misdemeanor of the first degree, punishable as provided in s.
22 775.082 or s. 775.083. ~~or~~

23 (3) Any person who, with the intent to conceal the death
24 or to alter the evidence or circumstances surrounding the
25 death:

26 (a) Commits a violation of subsection (2); or

27 (b) Without an order from the office of the district
28 medical examiner, willfully touches, removes, or disturbs the
29 body, clothing, or any article upon or near the body, ~~with the~~
30 ~~intent to alter the evidence or circumstances surrounding the~~
31 death,

32
33 commits a felony shall be guilty of a misdemeanor of the third
34 ~~first~~ degree, punishable as provided in s. 775.082, ~~or~~ s.
35 775.083, or s. 775.084.

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

39 Remove everything before the enacting clause and insert:

40 An act relating to duties and prohibited acts

41 associated with death; amending s. 406.12, F.S.;

Amendment No. 1

42 | authorizing a report regarding specified deaths to be
43 | made a law enforcement agency in addition to the
44 | medical examiner; creating a criminal offense for
45 | failing to report a death with the intent to conceal
46 | the death or alter the evidence and circumstances
47 | surrounding the death; increasing the criminal penalty
48 | for willfully touching, removing, or disturbing a body
49 | without an order from the office of the district
50 | medical examiner with the intent to conceal the death
51 | or alter the evidence and circumstances surrounding
52 | the death; providing an effective date.