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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/16/2024	.	
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The Committee on Fiscal Policy (Yarborough) recommended the following:

Senate Amendment

Delete lines 28 - 111
and insert:
thereof has employed measures designed to exclude unauthorized persons, including, but not limited to, fences, barriers, guard posts, or signs prohibiting trespass:
a. An electric power generation, transmission, or distribution facility, or a substation, a switching station, or an electrical control center.



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- 11 b. A chemical or rubber manufacturing or storage facility.
- 12 c. A mining facility.
- 13 d. A natural gas or compressed gas compressor station, or
- 14 storage facility.
- 15 e. A gas processing plant, including a plant used in the
- 16 processing, treatment, or fractionation of natural gas.
- 17 f. A liquid natural gas or propane gas terminal or storage
- 18 facility with a capacity of 4,000 gallons or more.
- 19 g. A wireless or wired communications facility, including
- 20 the tower, antennae, support structures, and all associated
- 21 ground-based equipment.
- 22 h. A water intake structure, water treatment facility,
- 23 wastewater treatment plant, pump station, or lift station.
- 24 i. A seaport as listed in s. 311.09.
- 25 j. A railroad switching yard, trucking terminal, or other
- 26 freight transportation facility.
- 27 k. An airport as defined in s. 330.27.
- 28 l. A spaceport territory as defined in s. 331.303.
- 29 m. A transmission facility used by a federally licensed
- 30 radio or television station.
- 31 n. A military base or military facility conducting research
- 32 and development of military weapons systems, subsystems,
- 33 components, or parts.
- 34 o. A civilian defense industrial base conducting research
- 35 and development of military weapons systems, subsystems,
- 36 components, or parts.
- 37 p. A dam as defined in s. 373.403, or other water control
- 38 structures, such as locks, floodgates, or dikes, which are
- 39 designed to maintain or control the level of navigable



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40 waterways.

41 (b) "Improperly tampers" means to cause, or attempt to
42 cause, significant damage to, or a significant interruption or
43 impairment of a function of, critical infrastructure without
44 permission or authority to do so.

45 (c) "Linear asset" means any electric distribution or
46 transmission asset, oil or gas distribution or transmission
47 pipeline, communication wirelines, or railway, and any
48 attachments thereto.

49 (2) A person commits a felony of the second degree,
50 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
51 if he or she knowingly and intentionally improperly tampers with
52 critical infrastructure which results in:

53 (a) Damage to such critical infrastructure that is \$200 or
54 more; or

55 (b) The interruption or impairment of the function of such
56 critical infrastructure which costs \$200 or more in labor and
57 supplies to restore.

58 (3) A person who is found in a civil action to have
59 improperly tampered with critical infrastructure based on a
60 conviction for a violation of subsection (2) is liable to the
61 owner or operator of the critical infrastructure for damages in
62 an amount equal to three times the actual damage sustained by
63 the owner or operator due to any property damage, personal
64 injury, or wrongful death caused by the act or an amount equal
65 to three times any claim the owner or operator was required to
66 pay for any property damage, personal injury, or wrongful death
67 caused by the malfunction of the critical infrastructure
68 resulting from the act, whichever is greater.



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69 (4) A person commits the offense of trespass on critical
70 infrastructure, a felony of the third degree, punishable as
71 provided in s. 775.082, s. 775.083, or s. 775.084, if he or she,
72 without being authorized, licensed, or invited, willfully enters
73 upon or remains upon critical infrastructure as to which