

By Senator Ingoglia

11-00015-25A

20258A\_\_

1                                   A bill to be entitled  
2       An act relating to combatting illegal immigration;  
3       amending s. 775.0848, F.S.; requiring the penalty  
4       reclassification of certain crimes committed after  
5       unlawful reentry into the United States; providing for  
6       severability; providing an effective date.

7  
8   Be It Enacted by the Legislature of the State of Florida:

9  
10       Section 1. Section 775.0848, Florida Statutes, is amended  
11       to read:

12           775.0848 Commission of a misdemeanor or felony after  
13       unlawful reentry into the United States; reclassification.—A  
14       person who has been previously convicted of a crime relating to  
15       the reentry of removed aliens under 8 U.S.C. s. 1326 shall have  
16       the penalty for committing a misdemeanor or felony committed  
17       after such conviction reclassified in the following manner:

18           (1) A misdemeanor of the second degree is reclassified to a  
19       misdemeanor of the first degree.

20           (2) A misdemeanor of the first degree is reclassified to a  
21       felony of the third degree.

22           (3) A felony of the third degree is reclassified to a  
23       felony of the second degree.

24           (4) ~~(2)~~ A felony of the second degree is reclassified to a  
25       felony of the first degree.

26           (5) ~~(3)~~ A felony of the first degree is reclassified to a  
27       life felony.

28       Section 2. If any provision of this act or its application  
29       to any person or circumstance is held invalid, the invalidity

11-00015-25A

20258A\_\_

30 does not affect other provisions or applications of this act  
31 which can be given effect without the invalid provisions or  
32 application, and to this end the provisions of this act are  
33 severable.

34 Section 3. This act shall take effect upon becoming a law.