

1 A bill to be entitled
2 An act relating to violation of state immigration law;
3 providing a short title; amending s. 908.11, F.S.;
4 requiring the Department of Law Enforcement to impose
5 a fine for certain violations; requiring the moneys be
6 used for a specified purpose; creating s. 908.14,
7 F.S.; defining the term "unauthorized alien";
8 authorizing the department to develop a program to
9 compensate certain persons; providing requirements to
10 receive compensation; requiring the department to
11 develop rules; creating s. 908.15, F.S.; defining the
12 term "unauthorized alien"; creating a cause of action
13 against certain local governmental entities and law
14 enforcement agencies; requiring the plaintiff to prove
15 certain elements by a preponderance of the evidence;
16 providing that the state waives sovereign immunity for
17 liability in certain circumstances; amending s.
18 768.28, F.S.; conforming provisions to changes made by
19 the act; providing an effective date.

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21 Be It Enacted by the Legislature of the State of Florida:

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23 **Section 1.** This act may be cited as the "Shane Jones Act."

24 **Section 2.** **Subsection (3) is added to section 908.11,**
25 **Florida Statutes, to read:**

26 908.11 Immigration enforcement assistance agreements;
27 reporting requirement; penalty.—

28 (3) The Department of Law Enforcement shall impose a fine
29 of \$10,000 against a law enforcement agency for each violation
30 of this section. The department shall use the moneys collected
31 from these fines to provide compensation to victims of
32 unauthorized aliens pursuant to s. 908.14.

33 **Section 3. Section 908.14, Florida Statutes, is created to**
34 **read:**

35 908.14 Compensation for victims of unauthorized aliens.—

36 (1) As used in this section, the term "unauthorized alien"
37 has the same meaning as in s. 908.111(1).

38 (2) The Department of Law Enforcement may develop a
39 program to compensate residents of this state who have suffered
40 harm caused by an unauthorized alien.

41 (3) In order to be eligible for compensation under this
42 section:

43 (a) The act or omission which caused the harm must have
44 occurred in this state on or after July 1, 2026.

45 (b) The preponderance of the evidence must show that an
46 unauthorized alien materially contributed to the harm for which
47 compensation is sought.

48 (c) The person seeking compensation must complete a form
49 prescribed by the Department of Law Enforcement.

50 (4) The Department of Law Enforcement shall develop rules

51 to administer this section.

52 **Section 4. Section 908.15, Florida Statutes, is created to**
53 **read:**

54 908.15 Cause of action for wrongful death caused by an
55 unauthorized alien.—

56 (1) As used in this section, the term "unauthorized alien"
57 has the same meaning as in s. 908.111(1).

58 (2) The estate of a person killed by an unauthorized alien
59 has a cause of action against:

60 (a) A local governmental entity or law enforcement agency
61 that has a sanctuary policy in violation of s. 908.103.

62 (b) A law enforcement agency in violation of s. 908.11 or
63 in violation of the agreement required under that section.

64 (3) A plaintiff must show by a preponderance of the
65 evidence that a failure by a local governmental entity or law
66 enforcement agency to cooperate or fully comply with federal
67 immigration authorities or with an immigration detainer allowed
68 an unauthorized alien to have materially contributed to the
69 decedent's death.

70 (4) Notwithstanding s. 768.28, and in accordance with s.
71 13, Art. X of the State Constitution, the state waives sovereign
72 immunity for liability for torts under this section.

73 **Section 5. Subsection (21) is added to section 768.28,**
74 **Florida Statutes, to read:**

75 768.28 Waiver of sovereign immunity in tort actions;

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76 recovery limits; civil liability for damages caused during a
77 riot; limitation on attorney fees; statute of limitations;
78 exclusions; indemnification; risk management programs.—

79 (21) This section does not apply to actions brought under
80 s. 908.15.

81 **Section 6.** This act shall take effect July 1, 2026.