

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)

ADOPTED AS AMENDED (Y/N)

ADOPTED W/O OBJECTION (Y/N)

FAILED TO ADOPT (Y/N)

WITHDRAWN (Y/N)

OTHER

1 Committee/Subcommittee hearing bill: Government Operations
2 Subcommittee

3 Representative Persons-Mulicka offered the following:

5 **Amendment (with title amendment)**

6 Remove lines 196-600 and insert:

7 (a) For any willful violation, a fine of up to \$500 per
8 violation.

9 (b) For any repeated willful violation, a fine of up to
10 \$2,000 per violation.

11 **Section 3. Subsections (1) and (2) of section 112.313,**
12 **Florida Statutes, are amended to read:**

13 112.313 Standards of conduct for public officers,
14 employees of agencies, and local government attorneys.—

15 (1) DEFINITIONS ~~DEFINITION~~.—As used in this section,
16 unless the context otherwise requires, the term:

816015 - h0905-line196.docx

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

17 (a) "Designated foreign terrorist organization" has the
18 same meaning as in s. 775.32.

19 (b) "Foreign country of concern" has the same meaning as
20 in s. 286.101(1).

21 (c) "Public officer" includes any person elected or
22 appointed to hold office in any agency, including any person
23 serving on an advisory body.

24 (2) SOLICITATION OR ACCEPTANCE OF GIFTS.—

25 (a) A ~~No~~ public officer, an employee of an agency, a local
26 government attorney, or a candidate for nomination or election
27 may not shall solicit or accept anything of value to the
28 recipient, including a gift, loan, reward, promise of future
29 employment, favor, or service, based upon any understanding that
30 the vote, official action, or judgment of the public officer,
31 employee, local government attorney, or candidate would be
32 influenced thereby.

33 (b) A public officer, an employee of an agency, a local
34 government attorney, or a candidate for nomination or election
35 may not solicit or accept anything of value to the recipient,
36 including a gift, loan, reward, promise of future employment,
37 favor, or service, for any purpose, from a designated foreign
38 terrorist organization, from a foreign country of concern or any
39 of its subdivisions, or from any person or entity representing
40 or acting on behalf of a designated foreign terrorist

Amendment No.

41 organization or foreign country of concern or any of its
42 subdivisions.

43 **Section 4. Paragraph (e) of subsection (2) of section**
44 **112.3142, Florida Statutes, is amended to read:**

45 112.3142 Ethics training for specified constitutional
46 officers, elected municipal officers, commissioners of community
47 redevelopment agencies, and elected local officers of
48 independent special districts.—

49 (2)

50 (e) The commission shall adopt rules establishing minimum
51 course content for the portion of an ethics training class which
52 addresses s. 8, Art. II of the State Constitution and the Code
53 of Ethics for Public Officers and Employees. By November 1,
54 2026, the commission shall adopt revised rules to supplement the
55 minimum course content, including all of the following:

56 1. Known efforts by foreign countries of concern to target
57 and influence subnational governments, including, but not
58 limited to, the Chinese Communist Party's United Front strategy.

59 2. How to identify, recognize, and report suspected
60 foreign influence campaigns.

61 3. Prohibitions on receiving gifts from foreign countries
62 of concern as defined in s. 286.101(1) or designated foreign
63 terrorist organizations as defined in s. 775.32.

64 **Section 5. Present paragraphs (b) and (d) of subsection**
65 **(1) of section 287.138, Florida Statutes, are redesignated as**

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

66 **paragraphs (a) and (c), respectively, a new paragraph (b) is**
67 **added to that subsection, and subsections (2), (3), and (4) of**
68 **that section are amended, to read:**

69 287.138 Contracting with entities of foreign sources
70 ~~countries~~ of concern prohibited.—

71 (1) As used in this section, the term:

72 (a) ~~"Controlling interest" means possession of the power~~
73 ~~to direct or cause the direction of the management or policies~~
74 ~~of a company, whether through ownership of securities, by~~
75 ~~contract, or otherwise. A person or entity that directly or~~
76 ~~indirectly has the right to vote 25 percent or more of the~~
77 ~~voting interests of the company or is entitled to 25 percent or~~
78 ~~more of its profits is presumed to possess a controlling~~
79 ~~interest.~~

80 (e) ~~"Foreign country of concern" means the People's~~
81 ~~Republic of China, the Russian Federation, the Islamic Republic~~
82 ~~of Iran, the Democratic People's Republic of Korea, the Republic~~
83 ~~of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian~~
84 ~~Arab Republic, including any agency of or any other entity of~~
85 ~~significant control of such foreign country of concern.~~

86 (b) "Foreign source of concern" has the same meaning as in
87 s. 496.404.

88 (2) (a) A governmental entity may not knowingly enter into
89 a contract with ~~an entity which a foreign source of concern if~~

Amendment No.

90 the contract would give access to an individual's personal
91 identifying information.

92 (b) A governmental entity may not knowingly enter into a
93 contract for information technology as defined in s. 282.0041,
94 with a foreign source of concern, or through a third-party
95 seller when the information technology is designed,
96 manufactured, or assembled by a foreign source of concern, or
97 for any services related to information technology with a
98 foreign source of concern if:

99 ~~(a) The entity is owned by the government of a foreign~~
100 ~~country of concern;~~

101 ~~(b) The government of a foreign country of concern has a~~
102 ~~controlling interest in the entity; or~~

103 ~~(c) The entity is organized under the laws of or has its~~
104 ~~principal place of business in a foreign country of concern.~~

105 (3) Beginning July 1, 2026 ~~2025~~, a governmental entity may
106 not extend or renew a contract with a foreign source of concern
107 ~~an entity listed in paragraphs (2)(a)-(c)~~ if the contract would
108 give such foreign source of concern entity access to an
109 individual's personal identifying information or involve
110 information technology.

111 (4) (a) Beginning July January 1, 2026 ~~2024~~, a governmental
112 entity may not accept a bid on, a proposal for, or a reply to,
113 or enter into, a contract with an entity which would grant the
114 entity access to an individual's personal identifying

Amendment No.

115 information or involve information technology unless the entity
116 provides the governmental entity with an affidavit signed by an
117 officer or representative of the entity under penalty of perjury
118 attesting that the entity is not a foreign source of concern
119 ~~does not meet any of the criteria in paragraphs (2)(a)-(e).~~

120 (b) Beginning July 1, 2026 2025, when an entity extends or
121 renews a contract with a governmental entity which would grant
122 the entity access to an individual's personal identifying
123 information or involve information technology, the entity must
124 provide the governmental entity with an affidavit signed by an
125 officer or a representative of the entity under penalty of
126 perjury attesting that the entity is not a foreign source of
127 ~~concern~~ ~~does not meet any of the criteria in paragraphs (2)(a)-(e).~~

129 **Section 6. Paragraph (a) of subsection (3) of section
130 288.816, Florida Statutes, is amended, and subsection (7) is
131 added to that section, to read:**

132 288.816 Intergovernmental relations.—

133 (3) The state protocol officer may:

134 (a) Coordinate and carry out activities designed to
135 encourage the state and its subdivisions to participate in
136 sister city and sister state affiliations with foreign countries
137 and their subdivisions. Such activities may include a State of
138 Florida sister cities conference. Such activities may not

Amendment No.

139 include encouragement of any affiliations with foreign countries
140 of concern as defined in s. 288.860 or their subdivisions.

141 (7) The department shall publish on its website, to be
142 updated quarterly, the following information:

143 (a) A current and accurate list of all foreign consulate
144 offices.

145 (b) A current and accurate list of all sister city and
146 sister state affiliations, including a copy of all such
147 agreements.

148 **Section 7. Subsections (3), (4), and (5) of section**
149 **288.8175, Florida Statutes, are amended, and a new subsection**
150 **(7) is added to that section, to read:**

151 288.8175 Linkage institutes between postsecondary
152 institutions in this state and foreign countries.—

153 (3) Each institute must be co-administered in this state
154 by a university-community college partnership, ~~as designated in~~
155 ~~subsection (5),~~ and must have a private sector and public sector
156 advisory committee. The advisory committee must be
157 representative of the international education and commercial
158 interests of the state and may have members who are native to
159 the foreign country partner. Six members must be appointed by
160 the Department of Education. The Department of Education must
161 appoint at least one member who is an international educator.
162 The presidents, or their designees, of the participating

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

163 university and community college must also serve on the advisory
164 committee.

165 (4) The institutes are:

166 (a) Florida-Brazil Institute (University of Florida and
167 Miami Dade College).

168 (b) Florida-Costa Rica Institute (Florida State University
169 and Valencia College).

170 (c) Florida Caribbean Institute (Florida International
171 University and Daytona State College).

172 (d) Florida-Canada Institute (University of Central
173 Florida and Palm Beach State College).

174 ~~(e) Florida-China Institute (University of West Florida,~~
175 ~~University of South Florida, and Eastern Florida State College).~~

176 (e) ~~(f)~~ Florida-Japan Institute (University of South
177 Florida, University of West Florida, and St. Petersburg
178 College).

179 (f) ~~(g)~~ Florida-France Institute (New College of the
180 University of South Florida, Miami Dade College, and Florida
181 State University).

182 (g) ~~(h)~~ Florida-Israel Institute (Florida Atlantic
183 University and Broward College).

184 (h) ~~(i)~~ Florida-West Africa Institute (Florida Agricultural
185 and Mechanical University, University of North Florida, and
186 Florida State College at Jacksonville).

Amendment No.

187 (i)-(j) Florida-Eastern Europe Institute (University of
188 Central Florida and Lake-Sumter State College).

189 (j)-(k) Florida-Mexico Institute (Florida International
190 University and Polk State College).

191 ~~(5) Each institute is allowed to exempt from s. 1009.21 up~~
192 ~~to 25 full-time equivalent students per year from the respective~~
193 ~~host countries to study in any of the state universities or~~
194 ~~community colleges in this state as resident students for~~
195 ~~tuition purposes. The institute directors shall develop~~
196 ~~criteria, to be approved by the Department of Education, for the~~
197 ~~selection of these students. Students must return home within 3~~
198 ~~years after their tenure of graduate or undergraduate study for~~
199 ~~a length of time equal to their exemption period.~~

200 (7) A linkage institute may not enter into any agreement
201 or participate in any activities with a foreign country of
202 concern as defined in s. 288.860 or any organization in a
203 foreign country of concern.

204 **Section 8. Subsection (2) of section 288.860, Florida**
205 **Statutes, is amended to read:**

206 288.860 International cultural agreements.—

207 (2) (a) A state agency, political subdivision, or public
208 school authorized to expend state-appropriated funds or levy ad
209 valorem taxes may not participate in any agreement with or
210 accept any grant from a foreign country of concern or its

Amendment No.

211 subdivisions, or any entity controlled by a foreign country of
212 concern.

213 (b) All agreements under paragraph (a), including, but not
214 limited to, sister city agreements, are terminated as of July 1,
215 2026., which:

216 ~~(a) Constrains the freedom of contract of such public~~
217 ~~entity;~~

218 ~~(b) Allows the curriculum or values of a program in the~~
219 ~~state to be directed or controlled by the foreign country of~~
220 ~~concern; or~~

221 ~~(c) Promotes an agenda detrimental to the safety or~~
222 ~~security of the United States or its residents. Before the~~
223 ~~execution of any cultural exchange agreement with a foreign~~
224 ~~country of concern, the substance of the agreement must be~~
225 ~~shared with federal agencies concerned with protecting national~~
226 ~~security or enforcing trade sanctions, embargoes, or other~~
227 ~~restrictions under federal law. If such federal agency provides~~
228 ~~information suggesting that such agreement promotes an agenda~~
229 ~~detrimental to the safety or security of the United States or~~
230 ~~its residents, the public entity may not enter into the~~
231 ~~agreement.~~

232 **Section 9. Paragraphs (e) and (f) of subsection (14) of**
233 **section 496.404, Florida Statutes, are amended, and paragraph**
234 **(g) is added to that subsection, to read:**

Amendment No.

235 496.404 Definitions.—As used in ss. 496.401-496.424, the
236 term:

237 (14) "Foreign source of concern" means any of the
238 following:

239 (e) An agent, including a subsidiary or an affiliate of a
240 foreign legal entity, acting on behalf of a foreign source of
241 concern; ~~or~~

242 (f) An entity in which a person, entity, or collection of
243 persons or entities described in paragraphs (a)-(e) has a
244 controlling interest. As used in this paragraph, the term
245 "controlling interest" means the possession of the power to
246 direct or cause the direction of the management or policies of
247 an entity, whether through ownership of securities, by contract,
248 or otherwise. A person or an entity that directly or indirectly
249 has the right to vote 25 percent or more of the voting interest
250 of the company or is entitled to 25 percent or more of its
251 profits is presumed to possess a controlling interest; or

252 (g) A designated foreign terrorist organization as defined
253 in s. 775.32 or an agent acting on behalf of a designated
254 foreign terrorist organization.

255 **Section 10. Subsection (3) of section 692.201, Florida
256 Statutes, is amended to read:**

257 692.201 Definitions.—As used in this part, the term:

258 (3) "Foreign country of concern" means the People's
259 Republic of China, the Russian Federation, the Islamic Republic

Amendment No.

260 of Iran, the Democratic People's Republic of Korea, the Republic
261 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian
262 Arab Republic, including any agency of or any other entity under
263 or significant control of such foreign country of concern.

264 **Section 11. Section 692.21, Florida Statutes, is created**
265 **to read:**

266 692.21 Protection of state critical infrastructure
267 facilities from a foreign source of concern.—
268 (1) As used in this section, the term:
269 (a) "Business entity" has the same meaning as in s.
270 112.312.
271 (b) "Foreign source of concern" has the same meaning as in
272 s. 496.404.
273 (c) "Governmental entity" has the same meaning as in s.
274 287.138.

275 (2) (a) A governmental entity or a business entity
276 constructing, repairing, operating, or otherwise having
277 significant access to a critical infrastructure facility may not
278 enter into a contract or other agreement relating to a critical
279 infrastructure facility in this state with a foreign source of
280 concern if the contract or agreement authorizes the foreign
281 source of concern to directly or remotely access or otherwise
282 control such critical infrastructure facility.

283 (b) A foreign source of concern may not enter into a
284 contract or other agreement relating to critical infrastructure

Amendment No.

285 facilities in this state with a business entity constructing,
286 repairing, operating, or otherwise having significant access to
287 critical infrastructure facilities, or a governmental entity, if
288 the contract or agreement authorizes the foreign source of
289 concern to directly or remotely access or otherwise control such
290 critical infrastructure facility.

291 (3) (a) Beginning January 1, 2027, a business entity
292 constructing, repairing, operating, or otherwise having
293 significant access to a critical infrastructure facility in this
294 state which entered into a contract or other agreement before
295 July 1, 2026, with a foreign source of concern relating to such
296 critical infrastructure facility must register with the
297 Department of Commerce by January 1 of each year for the
298 remainder of the term of the contract or agreement with the
299 foreign source of concern relating to such critical
300 infrastructure facility. The Department of Commerce shall adopt
301 a registration form that includes all of the following:

302 1. The name of the business entity constructing,
303 repairing, operating, or otherwise having significant access to
304 critical infrastructure facilities in this state.

305 2. The address of the critical infrastructure facility the
306 business entity is constructing, repairing, or operating or to
307 which the business entity otherwise has significant access.

308 3. A description of the specific terms of the contract or
309 agreement which authorizes a foreign source of concern to engage

Amendment No.

310 in constructing, repairing, or operating or to otherwise have
311 significant access to such critical infrastructure facility.

312 (b) A business entity that violates paragraph (a):

313 1. Is subject to a civil penalty of \$1,000 for each day
314 the violation continues.

315 2. Commits a misdemeanor of the second degree, punishable
316 as provided in s. 775.082 or s. 775.083.

317 (4) Before commencing any sale or other transfer of
318 control of a critical infrastructure facility in this state, the
319 business entity selling or otherwise transferring control of
320 such critical infrastructure facility must provide an affidavit,
321 signed under penalty of perjury, to the Department of Commerce
322 attesting that the buyer or transferee is not a foreign source
323 of concern.

324 (5) Information technology as defined in s. 282.0041
325 produced or manufactured by a foreign source of concern or a
326 company under the direction or control of a foreign source of
327 concern may not be used in a critical infrastructure facility
328 located in or serving this state.

329 (6) The Department of Commerce shall adopt rules to
330 implement this section.

331 **Section 12. Section 775.08255, Florida Statutes, is**
332 **created to read:**

333 775.08255 Offenses by foreign agents; reclassification.—

334 (1) As used in this section, the term:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

335 (a) "Agent of a foreign government or designated foreign
336 terrorist organization" means a person acting on behalf of or
337 otherwise employed or controlled by a foreign government or a
338 designated foreign terrorist organization.

339 (b) "Designated foreign terrorist organization" has the
340 same meaning as provided in s. 775.32.

341 (c) "Foreign government" has the same meaning as provided
342 in s. 286.101.

343 (2) The penalty for any misdemeanor or felony may be
344 reclassified if the commission of such misdemeanor or felony was
345 for the purpose of benefiting, promoting, or furthering the
346 interests of a foreign government, a designated foreign
347 terrorist organization, or an agent of a foreign government or
348 designated foreign terrorist organization. The reclassification
349 is as follows:

350 (a) A misdemeanor of the second degree is reclassified to
351 a misdemeanor of the first degree.

352 (b) A misdemeanor of the first degree is reclassified to a
353 felony of the third degree.

354 (c) A felony of the third degree is reclassified to a
355 felony of the second degree.

356 (d) A felony of the second degree is reclassified to a
357 felony of the first degree.

358 (e) A felony of the first degree is reclassified to a life
359 felony.

Amendment No.

360 (3) In addition to any other penalties prescribed by law,
361 a person convicted of a felony of the first degree or a life
362 felony under this section shall be sentenced to a minimum term
363 of imprisonment of 15 years.

364 **Section 13. Section 775.36, Florida Statutes, is created**
365 **to read:**

366 775.36 Unauthorized enforcement of foreign law.—

367 (1) As used in this section, the term:

368 (a) "Agent of a foreign government or designated foreign
369 terrorist organization" means a person acting on behalf of or
370 otherwise employed or controlled by a foreign government or a
371 designated foreign terrorist organization.

372 (b) "Designated foreign terrorist organization" has the
373 same meaning as provided in s. 775.32.

374 (c) "Foreign government" has the same meaning as in s.
375 286.101.

376 (2) Without the approval of this state or the United
377 States, a person may not:

378 (a) Prevent another person in this state from violating
379 the laws of a foreign government which are not also the laws of
380 this state or the United States; or

381 (b) Investigate, monitor, or surveil another person in
382 this state for the purpose of preventing the other person from
383 violating the laws of a foreign government that are not also the
384 laws of this state or the United States.

Amendment No.

385 (3) A person who violates this section commits a felony of
386 the third degree, punishable as provided in s. 775.082, s.
387 775.083, or s. 775.084. However, a person who violates this
388 section for the purpose of benefiting, promoting, or furthering
389 the interests of a foreign government, a designated foreign
390 terrorist organization, or an agent of a foreign government or
391 designated foreign terrorist organization commits a felony of
392 the second degree, punishable as provided in s. 775.082, s.
393 775.083, or s. 775.084.

394 **Section 14. Subsection (1) of section 316.0078, Florida
395 Statutes, is amended to read:**

396 316.0078 Prohibition on contracting for camera systems of
397 vendors of foreign countries of concern.—

398 (1) As used in this section, the term: terms
399 (a) "Controlling interest" means possession of the power
400 to direct or cause the direction of the management or policies
401 of a company, whether through ownership of securities, by
402 contract, or otherwise. A person or entity that directly or
403 indirectly has the right to vote 25 percent or more of the
404 voting interests of the company or is entitled to 25 percent or
405 more of its profits is presumed to possess a controlling
406 interest. and

407 (b) "Foreign country of concern" means the People's
408 Republic of China, the Russian Federation, the Islamic Republic
409 of Iran, the Democratic People's Republic of Korea, the Republic

Amendment No.

410 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian
411 Arab Republic, including any agency of or any other entity under
412 significant control of such foreign country of concern have the
413 same meanings as in s. 287.138(1).

414 **Section 15. Paragraph (a) of subsection (7) of section**
415 **282.802, Florida Statutes, is amended to read:**

416 282.802 Government Technology Modernization Council.—

417 (7) (a) The council shall meet at least quarterly to:

418 1. Recommend legislative and administrative actions that
419 the Legislature and state agencies as defined in s. 282.318(2)
420 may take to promote the development of data modernization in
421 this state.

422 2. Assess and provide guidance on necessary legislative
423 reforms and the creation of a state code of ethics for
424 artificial intelligence systems in state government.

425 3. Assess the effect of automated decision systems or
426 identity management on constitutional and other legal rights,
427 duties, and privileges of residents of this state.

428 4. Evaluate common standards for artificial intelligence
429 safety and security measures, including the benefits of
430 requiring disclosure of the digital provenance for all images
431 and audio created using generative artificial intelligence as a
432 means of revealing the origin and edit of the image or audio, as
433 well as the best methods for such disclosure.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

434 5. Assess the manner in which governmental entities and
435 the private sector are using artificial intelligence with a
436 focus on opportunity areas for deployments in systems across
437 this state.

438 6. Determine the manner in which artificial intelligence
439 is being exploited by bad actors, including foreign countries of
440 concern as defined in s. 286.101(1) ~~s. 287.138(1)~~.

441 7. Evaluate the need for curriculum to prepare school-age
442 audiences with the digital media and visual literacy skills
443 needed to navigate the digital information landscape.

444 | **Section 16.** This act shall take effect July 1, 2026.

TITLE AMENDMENT

Remove lines 21-62 and insert:

deleting the definition of the terms "controlling interest" and "foreign country of concern"; defining the term "foreign source of concern"; prohibiting a governmental entity from entering into certain contracts with foreign sources of concern; prohibiting governmental entities from extending and renewing certain contracts beginning on a specified date; prohibiting governmental entities from accepting a bid on, a proposal for, or a reply to, or entering into, contracts involving information technology or

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

459 providing access to an individual's personal
460 identifying information unless a certain affidavit
461 signed by an officer or representative is provided to
462 the governmental entity; amending s. 288.816, F.S.;
463 prohibiting certain activities encouraging
464 affiliations with foreign countries of concern;
465 requiring the Department of Commerce to publish and
466 update certain information on its website; amending s.
467 288.8175, F.S.; deleting the Florida-China Institute
468 from the list of linkage institutes; deleting an
469 exemption for linkage institutes; prohibiting a
470 linkage institute from entering into an agreement or
471 participating in an activity with a foreign country of
472 concern; amending s. 288.860, F.S.; requiring that
473 certain agreements be terminated by a specified date;
474 amending s. 496.404, F.S.; revising the definition of
475 the term "foreign source of concern"; amending s.
476 692.201, F.S.; revising the definition of the term
477 "foreign country of concern"; creating s. 692.21,
478 F.S.; defining terms; prohibiting governmental
479 entities and business entities with access to critical
480 infrastructure facilities from entering into certain
481 contracts with foreign sources of concern; requiring
482 business entities to register with the department by a
483 specified date; requiring the department to adopt

816015 - h0905-line196.docx

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 905 (2026)

Amendment No.

484 registration forms; providing requirements for such
485 forms; providing civil and criminal penalties;
486 requiring certain business entities to provide a
487 signed affidavit to the department attesting that the
488 buyer or transferee of a critical infrastructure
489 facility is not a foreign source of concern;
490 prohibiting information technology from a foreign
491 source of concern from being used in critical
492 infrastructure facilities; requiring the department to
493 adopt rules; creating s. 775.08255, F.S.; defining
494 terms; providing for the reclassification of criminal
495 penalties under certain circumstances; providing a
496 mandatory minimum term of imprisonment; creating s.
497 775.36, F.S.; defining terms; prohibiting enforcement
498 of certain laws of a foreign government; providing
499 criminal penalties; amending ss. 316.0078 and 282.802;
500 conforming provisions based on changes