



897402

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/22/2016	.	
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The Committee on Criminal Justice (Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 775.0863, Florida Statutes, is created
to read:

775.0863 Offenses against brokers, broker associates, or
sales associates; reclassification of offenses.-

(1) For purposes of this section, the terms "broker,"
"broker associate," and "sales associate" have the same meanings



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11 as provided in s. 475.01.

12 (2) The degree of an offense shall be reclassified as
13 provided in subsection (3) if the offense is committed against a
14 broker, broker associate, or sales associate while he or she is
15 engaged in the act of showing real property or holding an open
16 house of real property and the offense is a felony or
17 misdemeanor violation of:

18 (a) Section 784.011, relating to assault;

19 (b) Section 784.021, relating to aggravated assault;

20 (c) Section 784.03, relating to battery and felony battery;

21 (d) Section 784.041(1), relating to felony battery;

22 (e) Section 784.045, relating to aggravated battery; or

23 (f) Section 794.011, relating to sexual battery.

24 (3) (a) A misdemeanor of the second degree shall be
25 reclassified as a misdemeanor of the first degree.

26 (b) A misdemeanor of the first degree shall be reclassified
27 as a felony of the third degree.

28 (c) A felony of the third degree shall be reclassified as a
29 felony of the second degree.

30 (d) A felony of the second degree shall be reclassified as
31 a felony of the first degree.

32 (e) A felony of the first degree shall be reclassified as a
33 life felony.

34 (4) For purposes of sentencing under chapter 921 and
35 determining incentive gain-time eligibility under chapter 944, a
36 felony offense that is reclassified under this section is ranked
37 one level above the ranking under s. 921.0022 or s. 921.0023 of
38 the offense committed.

39 Section 2. This act shall take effect October 1, 2016.



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause
and insert:

A bill to be entitled
An act relating to offenses against brokers, broker
associates, or sales associates; creating s. 775.0863,
F.S.; providing definitions; providing applicability;
providing for reclassification of specified offenses
committed against brokers, broker associates, or sales
associates; providing an effective date.