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LEGISLATIVE ACTION

Senate

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House

The Committee on Appropriations (Steube) recommended the following:

Senate Amendment (with title amendment)

Delete lines 25 - 37

and insert:

punishment; exemption from liability.-

(1) A ~~Any~~ person who makes a threat in a writing or other record, including an electronic record, ~~writes or composes and also sends or procures the sending of any letter, inscribed communication, or electronic communication, whether such letter or communication be signed or anonymous, to any person,~~



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11 ~~containing a threat~~ to kill or to do great bodily injury to
12 another the person and posts or transmits the threat in any
13 manner that would allow another person to view the threat to
14 ~~whom such letter or communication is sent, or a threat to kill~~
15 ~~or do bodily injury to any member of the family of the person to~~
16 ~~whom such letter or communication is sent~~ commits a felony of
17 the third second degree, punishable as provided in s. 775.082,
18 s. 775.083, or s. 775.084.

19 (2) This section does not impose liability on a provider of
20 an interactive computer service, communications services as
21 defined in s. 202.11, a commercial mobile service, or an
22 information service, including, but not limited to, an Internet
23 service provider or a hosting service provider, if it provides
24 the transmission, storage, or caching of electronic
25 communications or messages of others or provides another related
26 telecommunications, commercial mobile radio service, or
27 information service for use by another person who violates this
28 section. This exemption from liability is consistent with and in
29 addition to any liability exemption provided under 47 U.S.C. s.
30 230.

31
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:

34 Delete line 9

35 and insert:

36 prohibited; revising a criminal penalty; exempting
37 certain providers of services from liability; amending
38 s.