



185176

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: FAV	.	
4/15/2008	.	
	.	
	.	

1 The Committee on Criminal and Civil Justice Appropriations (Dean)
 2 recommended the following **amendment**:

Senate Amendment (with title amendment)

5 Delete everything after the enacting clause
6 and insert:

7 Section 1. Section 787.07, Florida Statutes, is created to
8 read:

9 787.07 Human smuggling.--

10 (1) As used in this section, the term "illegal alien" means
 11 an individual who is not authorized to enter the United States at
 12 the time of entry and who is not granted official authorization
 13 to remain in the United States by the United States Government
 14 before being deported or removed.

15 (2) (a) A person who transports into this state an
 16 individual 18 years of age or older whom the person knows, or
 17 should know, is an illegal alien commits a felony of the third



185176

18 degree, punishable as provided in s. 775.082, s. 775.083, or s.
19 775.084.

20 (b) If, during the course of a violation of paragraph (a),
21 the illegal alien being transported suffers great bodily harm or
22 death, the violation is a felony of the second degree, punishable
23 as provided in s. 775.082, s. 775.083, or s. 775.084.

24 (3) (a) A person who transports into this state a minor whom
25 the person knows, or should know, is an illegal alien commits a
26 felony of the second degree, punishable as provided in s.
27 775.082, s. 775.083, or s. 775.084.

28 (b) If, during the course of a violation of paragraph (a),
29 the illegal alien being transported suffers great bodily harm or
30 death, the violation is a felony of the first degree, punishable
31 as provided in s. 775.082, s. 775.083, or s. 775.084.

32 (4) A person commits a separate offense for each person he
33 or she transports into this state in violation of this section.

34 Section 2. This act shall take effect October 1, 2008.

35
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38
39 Delete everything before the enacting clause
40 and insert:

41 A bill to be entitled
42 An act relating to human smuggling; creating s. 787.07,
43 F.S.; defining the term "illegal alien"; providing that a
44 person commits a third-degree felony if he or she transports
45 an individual 18 years of age or older into this state and
46 knows, or should know, that the individual is an illegal
47 alien; providing that it is a second-degree felony if such

Bill No. SB 624



185176

48 | illegal alien is injured or dies; providing that a person
49 | commits a second-degree felony if he or she transports a
50 | minor into this state and knows, or should know, that the
51 | minor is an illegal alien; providing that it is a first-
52 | degree felony if such illegal alien is injured or dies;
53 | providing that a person commits a separate offense for each
54 | person he or she unlawfully transports; providing an
55 | effective date.