

By the Committee on Criminal Justice; and Senator Pizzo

591-02900-19

2019916c1

1 A bill to be entitled
2 An act relating to technology crimes; amending s.
3 784.048, F.S.; redefining the term "cyberstalk" as the
4 term relates to prohibited acts; reenacting and
5 amending s. 815.06, F.S.; providing that a person
6 commits an offense against users of certain electronic
7 devices if he or she willfully, knowingly, and
8 exceeding authorization performs specified acts;
9 providing criminal penalties; reenacting ss.
10 790.065(2)(c), 794.056(1), 847.0141(4), 901.41(5),
11 938.08, 938.085, 943.325(2)(g), 960.001(1)(b),
12 985.265(3)(b), and 1006.147(3)(e), all relating to the
13 crime of stalking, to incorporate the amendment made
14 to s. 784.048, F.S., in references thereto; reenacting
15 ss. 775.30(1) and (2), 775.33(2), 782.04(5), and
16 934.07(3), F.S., all relating to a violation of s.
17 815.06, F.S., to incorporate the amendment made to s.
18 815.06, F.S., in references thereto; providing an
19 effective date.

20
21 Be It Enacted by the Legislature of the State of Florida:

22
23 Section 1. Paragraph (d) of subsection (1) of section
24 784.048, Florida Statutes, is amended, and subsections (2)
25 through (5), and (7) of that section are republished, to read:

26 784.048 Stalking; definitions; penalties.—

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

28 (d) "Cyberstalk" means:

29 1. To engage in a course of conduct to communicate, or to

591-02900-19

2019916c1

30 cause to be communicated, words, images, or language by or
31 through the use of electronic mail or electronic communication,
32 directed at a specific person; or

33 2. To access or attempt to access the online accounts or
34 Internet-connected home electronic systems of another person
35 without that person's permission,

36
37 causing substantial emotional distress to that person and
38 serving no legitimate purpose.

39 (2) A person who willfully, maliciously, and repeatedly
40 follows, harasses, or cyberstalks another person commits the
41 offense of stalking, a misdemeanor of the first degree,
42 punishable as provided in s. 775.082 or s. 775.083.

43 (3) A person who willfully, maliciously, and repeatedly
44 follows, harasses, or cyberstalks another person and makes a
45 credible threat to that person commits the offense of aggravated
46 stalking, a felony of the third degree, punishable as provided
47 in s. 775.082, s. 775.083, or s. 775.084.

48 (4) A person who, after an injunction for protection
49 against repeat violence, sexual violence, or dating violence
50 pursuant to s. 784.046, or an injunction for protection against
51 domestic violence pursuant to s. 741.30, or after any other
52 court-imposed prohibition of conduct toward the subject person
53 or that person's property, knowingly, willfully, maliciously,
54 and repeatedly follows, harasses, or cyberstalks another person
55 commits the offense of aggravated stalking, a felony of the
56 third degree, punishable as provided in s. 775.082, s. 775.083,
57 or s. 775.084.

58 (5) A person who willfully, maliciously, and repeatedly

591-02900-19

2019916c1

59 follows, harasses, or cyberstalks a child under 16 years of age
60 commits the offense of aggravated stalking, a felony of the
61 third degree, punishable as provided in s. 775.082, s. 775.083,
62 or s. 775.084.

63 (7) A person who, after having been sentenced for a
64 violation of s. 794.011, s. 800.04, or s. 847.0135(5) and
65 prohibited from contacting the victim of the offense under s.
66 921.244, willfully, maliciously, and repeatedly follows,
67 harasses, or cyberstalks the victim commits the offense of
68 aggravated stalking, a felony of the third degree, punishable as
69 provided in s. 775.082, s. 775.083, or s. 775.084.

70 Section 2. Subsection (2) of section 815.06, Florida
71 Statutes, is amended, subsection (3) of that section is
72 reenacted, and subsection (1) of that section is republished, to
73 read:

74 815.06 Offenses against users of computers, computer
75 systems, computer networks, and electronic devices.—

76 (1) As used in this section, the term "user" means a person
77 with the authority to operate or maintain a computer, computer
78 system, computer network, or electronic device.

79 (2) A person commits an offense against users of computers,
80 computer systems, computer networks, or electronic devices if he
81 or she willfully, knowingly, and without authorization or
82 exceeding authorization:

83 (a) Accesses or causes to be accessed any computer,
84 computer system, computer network, or electronic device with
85 knowledge that such access is unauthorized;

86 (b) Disrupts or denies or causes the denial of the ability
87 to transmit data to or from an authorized user of a computer,

591-02900-19

2019916c1

88 computer system, computer network, or electronic device, which,
89 in whole or in part, is owned by, under contract to, or operated
90 for, on behalf of, or in conjunction with another;

91 (c) Destroys, takes, injures, or damages equipment or
92 supplies used or intended to be used in a computer, computer
93 system, computer network, or electronic device;

94 (d) Destroys, injures, or damages any computer, computer
95 system, computer network, or electronic device;

96 (e) Introduces any computer contaminant into any computer,
97 computer system, computer network, or electronic device; or

98 (f) Engages in audio or video surveillance of an individual
99 by accessing any inherent feature or component of a computer,
100 computer system, computer network, or electronic device,
101 including accessing the data or information of a computer,
102 computer system, computer network, or electronic device that is
103 stored by a third party.

104 (3) (a) Except as provided in paragraphs (b) and (c), a
105 person who violates subsection (2) commits a felony of the third
106 degree, punishable as provided in s. 775.082, s. 775.083, or s.
107 775.084.

108 (b) A person commits a felony of the second degree,
109 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
110 if he or she violates subsection (2) and:

111 1. Damages a computer, computer equipment or supplies, a
112 computer system, or a computer network and the damage or loss is
113 at least \$5,000;

114 2. Commits the offense for the purpose of devising or
115 executing any scheme or artifice to defraud or obtain property;

116 3. Interrupts or impairs a governmental operation or public

591-02900-19

2019916c1

117 communication, transportation, or supply of water, gas, or other
118 public service; or

119 4. Intentionally interrupts the transmittal of data to or
120 from, or gains unauthorized access to, a computer, computer
121 system, computer network, or electronic device belonging to any
122 mode of public or private transit, as defined in s. 341.031.

123 (c) A person who violates subsection (2) commits a felony
124 of the first degree, punishable as provided in s. 775.082, s.
125 775.083, or s. 775.084, if the violation:

126 1. Endangers human life; or
127 2. Disrupts a computer, computer system, computer network,
128 or electronic device that affects medical equipment used in the
129 direct administration of medical care or treatment to a person.

130 Section 3. For the purpose of incorporating the amendment
131 made by this act to section 784.048, Florida Statutes, in a
132 reference thereto, paragraph (c) of subsection (2) of section
133 790.065, Florida Statutes, is reenacted to read:

134 790.065 Sale and delivery of firearms.—

135 (2) Upon receipt of a request for a criminal history record
136 check, the Department of Law Enforcement shall, during the
137 licensee's call or by return call, forthwith:

138 (c)1. Review any records available to it to determine
139 whether the potential buyer or transferee has been indicted or
140 has had an information filed against her or him for an offense
141 that is a felony under either state or federal law, or, as
142 mandated by federal law, has had an injunction for protection
143 against domestic violence entered against the potential buyer or
144 transferee under s. 741.30, has had an injunction for protection
145 against repeat violence entered against the potential buyer or

591-02900-19

2019916c1

146 transferee under s. 784.046, or has been arrested for a
147 dangerous crime as specified in s. 907.041(4) (a) or for any of
148 the following enumerated offenses:

- 149 a. Criminal anarchy under ss. 876.01 and 876.02.
- 150 b. Extortion under s. 836.05.
- 151 c. Explosives violations under s. 552.22(1) and (2).
- 152 d. Controlled substances violations under chapter 893.
- 153 e. Resisting an officer with violence under s. 843.01.
- 154 f. Weapons and firearms violations under this chapter.
- 155 g. Treason under s. 876.32.
- 156 h. Assisting self-murder under s. 782.08.
- 157 i. Sabotage under s. 876.38.
- 158 j. Stalking or aggravated stalking under s. 784.048.

159
160 If the review indicates any such indictment, information, or
161 arrest, the department shall provide to the licensee a
162 conditional nonapproval number.

163 2. Within 24 working hours, the department shall determine
164 the disposition of the indictment, information, or arrest and
165 inform the licensee as to whether the potential buyer is
166 prohibited from receiving or possessing a firearm. For purposes
167 of this paragraph, "working hours" means the hours from 8 a.m.
168 to 5 p.m. Monday through Friday, excluding legal holidays.

169 3. The office of the clerk of court, at no charge to the
170 department, shall respond to any department request for data on
171 the disposition of the indictment, information, or arrest as
172 soon as possible, but in no event later than 8 working hours.

173 4. The department shall determine as quickly as possible
174 within the allotted time period whether the potential buyer is

591-02900-19

2019916c1

175 prohibited from receiving or possessing a firearm.

176 5. If the potential buyer is not so prohibited, or if the
177 department cannot determine the disposition information within
178 the allotted time period, the department shall provide the
179 licensee with a conditional approval number.

180 6. If the buyer is so prohibited, the conditional
181 nonapproval number shall become a nonapproval number.

182 7. The department shall continue its attempts to obtain the
183 disposition information and may retain a record of all approval
184 numbers granted without sufficient disposition information. If
185 the department later obtains disposition information which
186 indicates:

187 a. That the potential buyer is not prohibited from owning a
188 firearm, it shall treat the record of the transaction in
189 accordance with this section; or

190 b. That the potential buyer is prohibited from owning a
191 firearm, it shall immediately revoke the conditional approval
192 number and notify local law enforcement.

193 8. During the time that disposition of the indictment,
194 information, or arrest is pending and until the department is
195 notified by the potential buyer that there has been a final
196 disposition of the indictment, information, or arrest, the
197 conditional nonapproval number shall remain in effect.

198 Section 4. For the purpose of incorporating the amendment
199 made by this act to section 784.048, Florida Statutes, in a
200 reference thereto, subsection (1) of section 794.056, Florida
201 Statutes, is reenacted to read:

202 794.056 Rape Crisis Program Trust Fund.—

203 (1) The Rape Crisis Program Trust Fund is created within

591-02900-19

2019916c1

204 the Department of Health for the purpose of providing funds for
205 rape crisis centers in this state. Trust fund moneys shall be
206 used exclusively for the purpose of providing services for
207 victims of sexual assault. Funds credited to the trust fund
208 consist of those funds collected as an additional court
209 assessment in each case in which a defendant pleads guilty or
210 nolo contendere to, or is found guilty of, regardless of
211 adjudication, an offense provided in s. 775.21(6) and (10)(a),
212 (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.
213 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.
214 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.
215 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;
216 former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.
217 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s.
218 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.
219 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.
220 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),
221 (13), and (14)(c); or s. 985.701(1). Funds credited to the trust
222 fund also shall include revenues provided by law, moneys
223 appropriated by the Legislature, and grants from public or
224 private entities.

225 Section 5. For the purpose of incorporating the amendment
226 made by this act to section 784.048, Florida Statutes, in a
227 reference thereto, subsection (4) of section 847.0141, Florida
228 Statutes, is reenacted to read:

229 847.0141 Sexting; prohibited acts; penalties.—

230 (4) This section does not prohibit the prosecution of a
231 minor for a violation of any law of this state if the photograph
232 or video that depicts nudity also includes the depiction of

591-02900-19

2019916c1

233 sexual conduct or sexual excitement, and does not prohibit the
234 prosecution of a minor for stalking under s. 784.048.

235 Section 6. For the purpose of incorporating the amendment
236 made by this act to section 784.048, Florida Statutes, in a
237 reference thereto, subsection (5) of section 901.41, Florida
238 Statutes, is reenacted to read:

239 901.41 Prearrest diversion programs.—

240 (5) ELIGIBILITY.—A violent misdemeanor, a misdemeanor crime
241 of domestic violence, as defined in s. 741.28, or a misdemeanor
242 under s. 741.29, s. 741.31, s. 784.046, s. 784.047, s. 784.048,
243 s. 784.0487, or s. 784.049 does not qualify for a civil citation
244 or prearrest diversion program.

245 Section 7. For the purpose of incorporating the amendment
246 made by this act to section 784.048, Florida Statutes, in a
247 reference thereto, section 938.08, Florida Statutes, is
248 reenacted to read:

249 938.08 Additional cost to fund programs in domestic
250 violence.—In addition to any sanction imposed for a violation of
251 s. 784.011, s. 784.021, s. 784.03, s. 784.041, s. 784.045, s.
252 784.048, s. 784.07, s. 784.08, s. 784.081, s. 784.082, s.
253 784.083, s. 784.085, s. 794.011, or for any offense of domestic
254 violence described in s. 741.28, the court shall impose a
255 surcharge of \$201. Payment of the surcharge shall be a condition
256 of probation, community control, or any other court-ordered
257 supervision. The sum of \$85 of the surcharge shall be deposited
258 into the Domestic Violence Trust Fund established in s. 741.01.
259 The clerk of the court shall retain \$1 of each surcharge that
260 the clerk of the court collects as a service charge of the
261 clerk's office. The remainder of the surcharge shall be provided

591-02900-19

2019916c1

262 to the governing board of the county and must be used only to
263 defray the costs of incarcerating persons sentenced under s.
264 741.283 and provide additional training to law enforcement
265 personnel in combating domestic violence.

266 Section 8. For the purpose of incorporating the amendment
267 made by this act to section 784.048, Florida Statutes, in a
268 reference thereto, section 938.085, Florida Statutes, is
269 reenacted to read:

270 938.085 Additional cost to fund rape crisis centers.—In
271 addition to any sanction imposed when a person pleads guilty or
272 nolo contendere to, or is found guilty of, regardless of
273 adjudication, a violation of s. 775.21(6) and (10)(a), (b), and
274 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;
275 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.
276 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.
277 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.
278 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.
279 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.
280 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.
281 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.
282 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and
283 (14)(c); or s. 985.701(1), the court shall impose a surcharge of
284 \$151. Payment of the surcharge shall be a condition of
285 probation, community control, or any other court-ordered
286 supervision. The sum of \$150 of the surcharge shall be deposited
287 into the Rape Crisis Program Trust Fund established within the
288 Department of Health by chapter 2003-140, Laws of Florida. The
289 clerk of the court shall retain \$1 of each surcharge that the
290 clerk of the court collects as a service charge of the clerk's

591-02900-19

2019916c1

291 office.

292 Section 9. For the purpose of incorporating the amendment
293 made by this act to section 784.048, Florida Statutes, in a
294 reference thereto, paragraph (g) of subsection (2) of section
295 943.325, Florida Statutes, is reenacted to read:

296 943.325 DNA database.—

297 (2) DEFINITIONS.—As used in this section, the term:

298 (g) "Qualifying offender" means any person, including
299 juveniles and adults, who is:

300 1.a. Committed to a county jail;

301 b. Committed to or under the supervision of the Department
302 of Corrections, including persons incarcerated in a private
303 correctional institution operated under contract pursuant to s.
304 944.105;

305 c. Committed to or under the supervision of the Department
306 of Juvenile Justice;

307 d. Transferred to this state under the Interstate Compact
308 on Juveniles, part XIII of chapter 985; or

309 e. Accepted under Article IV of the Interstate Corrections
310 Compact, part III of chapter 941; and who is:

311 2.a. Convicted of any felony offense or attempted felony
312 offense in this state or of a similar offense in another
313 jurisdiction;

314 b. Convicted of a misdemeanor violation of s. 784.048, s.
315 810.14, s. 847.011, s. 847.013, s. 847.0135, or s. 877.26, or an
316 offense that was found, pursuant to s. 874.04, to have been
317 committed for the purpose of benefiting, promoting, or
318 furthering the interests of a criminal gang as defined in s.
319 874.03; or

591-02900-19

2019916c1

320 c. Arrested for any felony offense or attempted felony
321 offense in this state.

322 Section 10. For the purpose of incorporating the amendment
323 made by this act to section 784.048, Florida Statutes, in a
324 reference thereto, paragraph (b) of subsection (1) of section
325 960.001, Florida Statutes, is reenacted to read:

326 960.001 Guidelines for fair treatment of victims and
327 witnesses in the criminal justice and juvenile justice systems.—

328 (1) The Department of Legal Affairs, the state attorneys,
329 the Department of Corrections, the Department of Juvenile
330 Justice, the Florida Commission on Offender Review, the State
331 Courts Administrator and circuit court administrators, the
332 Department of Law Enforcement, and every sheriff's department,
333 police department, or other law enforcement agency as defined in
334 s. 943.10(4) shall develop and implement guidelines for the use
335 of their respective agencies, which guidelines are consistent
336 with the purposes of this act and s. 16(b), Art. I of the State
337 Constitution and are designed to implement s. 16(b), Art. I of
338 the State Constitution and to achieve the following objectives:

339 (b) *Information for purposes of notifying victim or*
340 *appropriate next of kin of victim or other designated contact of*
341 *victim.—In the case of a homicide, pursuant to chapter 782; or a*
342 *sexual offense, pursuant to chapter 794; or an attempted murder*
343 *or sexual offense, pursuant to chapter 777; or stalking,*
344 *pursuant to s. 784.048; or domestic violence, pursuant to s.*
345 *25.385:*

346 1. The arresting law enforcement officer or personnel of an
347 organization that provides assistance to a victim or to the
348 appropriate next of kin of the victim or other designated

591-02900-19

2019916c1

349 contact must request that the victim or appropriate next of kin
350 of the victim or other designated contact complete a victim
351 notification card. However, the victim or appropriate next of
352 kin of the victim or other designated contact may choose not to
353 complete the victim notification card.

354 2. Unless the victim or the appropriate next of kin of the
355 victim or other designated contact waives the option to complete
356 the victim notification card, a copy of the victim notification
357 card must be filed with the incident report or warrant in the
358 sheriff's office of the jurisdiction in which the incident
359 report or warrant originated. The notification card shall, at a
360 minimum, consist of:

- 361 a. The name, address, and phone number of the victim; or
362 b. The name, address, and phone number of the appropriate
363 next of kin of the victim; or
364 c. The name, address, and telephone number of a designated
365 contact other than the victim or appropriate next of kin of the
366 victim; and
367 d. Any relevant identification or case numbers assigned to
368 the case.

369 3. The chief administrator, or a person designated by the
370 chief administrator, of a county jail, municipal jail, juvenile
371 detention facility, or residential commitment facility shall
372 make a reasonable attempt to notify the alleged victim or
373 appropriate next of kin of the alleged victim or other
374 designated contact within 4 hours following the release of the
375 defendant on bail or, in the case of a juvenile offender, upon
376 the release from residential detention or commitment. If the
377 chief administrator, or designee, is unable to contact the

591-02900-19

2019916c1

378 alleged victim or appropriate next of kin of the alleged victim
379 or other designated contact by telephone, the chief
380 administrator, or designee, must send to the alleged victim or
381 appropriate next of kin of the alleged victim or other
382 designated contact a written notification of the defendant's
383 release.

384 4. Unless otherwise requested by the victim or the
385 appropriate next of kin of the victim or other designated
386 contact, the information contained on the victim notification
387 card must be sent by the chief administrator, or designee, of
388 the appropriate facility to the subsequent correctional or
389 residential commitment facility following the sentencing and
390 incarceration of the defendant, and unless otherwise requested
391 by the victim or the appropriate next of kin of the victim or
392 other designated contact, he or she must be notified of the
393 release of the defendant from incarceration as provided by law.

394 5. If the defendant was arrested pursuant to a warrant
395 issued or taken into custody pursuant to s. 985.101 in a
396 jurisdiction other than the jurisdiction in which the defendant
397 is being released, and the alleged victim or appropriate next of
398 kin of the alleged victim or other designated contact does not
399 waive the option for notification of release, the chief
400 correctional officer or chief administrator of the facility
401 releasing the defendant shall make a reasonable attempt to
402 immediately notify the chief correctional officer of the
403 jurisdiction in which the warrant was issued or the juvenile was
404 taken into custody pursuant to s. 985.101, and the chief
405 correctional officer of that jurisdiction shall make a
406 reasonable attempt to notify the alleged victim or appropriate

591-02900-19

2019916c1

407 next of kin of the alleged victim or other designated contact,
408 as provided in this paragraph, that the defendant has been or
409 will be released.

410 Section 11. Upon the amendments made to section 985.265,
411 Florida Statutes, pursuant to section 12 of chapter 2018-86,
412 Laws of Florida, becoming effective and for the purpose of
413 incorporating the amendments made by this act to section
414 784.048, Florida Statutes, in a reference thereto, paragraph (b)
415 of subsection (3) of section 985.265, Florida Statutes, is
416 reenacted to read:

417 985.265 Detention transfer and release; education; adult
418 jails.—

419 (3)

420 (b) When a juvenile is released from secure detention or
421 transferred to supervised release detention, detention staff
422 shall immediately notify the appropriate law enforcement agency,
423 school personnel, and victim if the juvenile is charged with
424 committing any of the following offenses or attempting to commit
425 any of the following offenses:

- 426 1. Murder, under s. 782.04;
- 427 2. Sexual battery, under chapter 794;
- 428 3. Stalking, under s. 784.048; or
- 429 4. Domestic violence, as defined in s. 741.28.

430 Section 12. For the purpose of incorporating the amendment
431 made by this act to section 784.048, Florida Statutes, in a
432 reference thereto, paragraph (e) of subsection (3) of section
433 1006.147, Florida Statutes, is reenacted to read:

434 1006.147 Bullying and harassment prohibited.—

435 (3) For purposes of this section:

591-02900-19

2019916c1

436 (e) Definitions in s. 815.03 and the definition in s.
437 784.048(1)(d) relating to stalking are applicable to this
438 section.

439 Section 13. For the purpose of incorporating the amendment
440 made by this act to section 815.06, Florida Statutes, in
441 references thereto, subsections (1) and (2) of section 775.30,
442 Florida Statutes, are reenacted to read:

443 775.30 Terrorism; defined; penalties.—

444 (1) As used in this chapter and the Florida Criminal Code,
445 the terms "terrorism" or "terrorist activity" mean an activity
446 that:

447 (a) Involves:

448 1. A violent act or an act dangerous to human life which is
449 a violation of the criminal laws of this state or of the United
450 States; or

451 2. A violation of s. 815.06; and

452 (b) Is intended to:

453 1. Intimidate, injure, or coerce a civilian population;

454 2. Influence the policy of a government by intimidation or
455 coercion; or

456 3. Affect the conduct of government through destruction of
457 property, assassination, murder, kidnapping, or aircraft piracy.

458 (2) A person who violates s. 782.04(1)(a)1. or (2), s.
459 782.065, s. 782.07(1), s. 782.09, s. 784.045, s. 784.07, s.
460 787.01, s. 787.02, s. 787.07, s. 790.115, s. 790.15, s. 790.16,
461 s. 790.161, s. 790.1615, s. 790.162, s. 790.166, s. 790.19, s.
462 806.01, s. 806.031, s. 806.111, s. 815.06, s. 815.061, s.
463 859.01, or s. 876.34, in furtherance of intimidating or coercing
464 the policy of a government, or in furtherance of affecting the

591-02900-19

2019916c1

465 conduct of a government by mass destruction, assassination, or
466 kidnapping, commits the crime of terrorism, a felony of the
467 first degree, punishable as provided in s. 775.082, s. 775.083,
468 or s. 775.084.

469 Section 14. For the purpose of incorporating the amendment
470 made by this act to section 815.06, Florida Statutes, in a
471 reference thereto, subsection (2) of section 775.33, Florida
472 Statutes, is reenacted to read:

473 775.33 Providing material support or resources for
474 terrorism or to terrorist organizations.—

475 (2) A person commits a felony of the first degree,
476 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
477 if the person:

478 (a) Provides material support or resources or conceals or
479 disguises the nature, location, source, or ownership of the
480 material support or resources, knowing or intending that the
481 support or resources are to be used in preparation for or in
482 carrying out a violation of s. 775.30, s. 775.32, s. 775.34, s.
483 775.35, s. 790.16, s. 790.161(2), (3), or (4), s. 790.166, s.
484 790.19, s. 815.06, s. 859.01, s. 860.121, s. 860.16, s. 876.32,
485 s. 876.34, or s. 876.36;

486 (b) Conceals an escape from the commission of a violation
487 of paragraph (a); or

488 (c) Attempts or conspires to commit a violation of
489 paragraph (a).

490 Section 15. For the purpose of incorporating the amendment
491 made by this act to section 815.06, Florida Statutes, in a
492 reference thereto, subsection (5) of section 782.04, Florida
493 Statutes, is reenacted to read:

591-02900-19

2019916c1

494 782.04 Murder.—

495 (5) As used in this section, the term "terrorism" means an
496 activity that:

497 (a)1. Involves a violent act or an act dangerous to human
498 life which is a violation of the criminal laws of this state or
499 of the United States; or

500 2. Involves a violation of s. 815.06; and

501 (b) Is intended to:

502 1. Intimidate, injure, or coerce a civilian population;

503 2. Influence the policy of a government by intimidation or
504 coercion; or

505 3. Affect the conduct of government through destruction of
506 property, assassination, murder, kidnapping, or aircraft piracy.

507 Section 16. For the purpose of incorporating the amendment
508 made by this act to section 815.06, Florida Statutes, in a
509 reference thereto, subsection (3) of section 934.07, Florida
510 Statutes, is reenacted to read:

511 934.07 Authorization for interception of wire, oral, or
512 electronic communications.—

513 (3) As used in this section, the term "terrorism" means an
514 activity that:

515 (a)1. Involves a violent act or an act dangerous to human
516 life which is a violation of the criminal laws of this state or
517 of the United States; or

518 2. Involves a violation of s. 815.06; and

519 (b) Is intended to:

520 1. Intimidate, injure, or coerce a civilian population;

521 2. Influence the policy of a government by intimidation or
522 coercion; or

591-02900-19

2019916c1

523 3. Affect the conduct of government through destruction of
524 property, assassination, murder, kidnapping, or aircraft piracy.

525 Section 17. This act shall take effect October 1, 2019.