

F L O R I D A H O U S E O F R E P R E S E N T A T I V E S

BILL ORIGINAL YEAR

1 A bill to be entitled
2 An act relating to false personation; amending s.
3 817.02, F.S.; clarifying who may be a victim of false
4 personation; providing for victim restitution;
5 providing for orders correcting public records
6 containing false information; providing an effective
7 date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Section 817.02, Florida Statutes, is amended to
12 read:

13 817.02 Obtaining property or damaging credit rating ~~by~~
14 false personation.-

15 (1) Whoever falsely personates or represents another
16 person, as defined in s. 1.01(3), and in such assumed character:

17 -(a) receives any property intended to be delivered to
18 that or another person ~~the party so personated,~~ with intent
19 to convert the same to his or her own use, or

20 (b) to the extent not subject to 817.568, damage the
21 credit history or rating of that person,

22 shall be punished as if he or she had been convicted of larceny.

23 (2) (a) In sentencing a defendant convicted of an offense
24 under this section, the court may order that the defendant make
25 restitution under s. 775.089 to a victim of the offense. In
26 addition to the victim's out-of-pocket costs, restitution may

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27 include payment of other costs, including attorney fees incurred
28 by the victim in clearing the victim's credit history or credit
29 rating, or costs incurred in connection with a civil or
30 administrative proceeding to satisfy a debt, lien, or other
31 obligation of the victim arising as the result of the actions of
32 the defendant.

33 (b) The sentencing court may issue such orders as are
34 necessary to correct a public record that contains false
35 information given in violation of this section.

36 Section 2. This act shall take effect October 1, 2014.