

CS/CS/HB 165 – Threats to Kill or Do Bodily Injury

Amends s. 836.10, F.S., deleting requirements that a threat be sent to a specific recipient in order to be prohibited. It now states that a “person who makes a threat in a writing or other record, including an electronic record, to kill or to do great bodily injury to another person and posts or transmits the threat in any manner that would allow another person to view the threat” would commit a **Level 6, 3rd degree felony**. It is currently a Level 6, 2nd degree felony.

Per DOC, in FY 16-17, there were 112 (adj.) offenders sentenced for written threats to kill or do bodily injury, and 43 (adj.) of these offenders were sentenced to prison (mean sentence length=50.5 m, incarceration rate: 38.4% adj.-38.2% unadj.). It is not known how many offenders would fall under the more expanded definition.

In FY 16-17, the incarceration rate for a Level 6, 3rd degree felony was 29.6%.

CONFERENCE ADOPTED ESTIMATE: Positive/Negative Indeterminate

Requested by: House