



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

West's Florida Statutes Annotated

Title XLVI. Crimes (Chapters 775-899)

Chapter 806. Arson and Criminal Mischief (Refs & Annos)

West's F.S.A. § 806.135

806.135. Destroying or demolishing a memorial or historic property

Effective: April 19, 2021

[Currentness](#)

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

(a) “Historic property” means any building, structure, site, or object that has been officially designated as a historic building, historic structure, historic site, or historic object through a federal, state, or local designation program.

(b) “Memorial” means a plaque, statue, marker, flag, banner, cenotaph, religious symbol, painting, seal, tombstone, structure name, or display that is constructed and located with the intent of being permanently displayed or perpetually maintained; is dedicated to a historical person, an entity, an event, or a series of events; and honors or recounts the military service of any past or present United States Armed Forces military personnel, or the past or present public service of a resident of the geographical area comprising the state or the United States. The term includes, but is not limited to, the following memorials established under chapter 265:

1. Florida Women's Hall of Fame.
2. Florida Medal of Honor Wall.
3. Florida Veterans' Hall of Fame.
4. POW-MIA Chair of Honor Memorial.
5. Florida Veterans' Walk of Honor and Florida Veterans' Memorial Garden.
6. Florida Law Enforcement Officers' Hall of Fame.
7. Florida Holocaust Memorial.

8. Florida Slavery Memorial.

9. Any other memorial located within the Capitol Complex, including, but not limited to, Waller Park.

(2) It is unlawful for any person to willfully and maliciously destroy or demolish any memorial or historic property, or willfully and maliciously pull down a memorial or historic property, unless authorized by the owner of the memorial or historic property. A person who violates this section commits a felony of the second degree, punishable as provided in [s. 775.082](#), [s. 775.083](#), or [s. 775.084](#).

(3) A court shall order any person convicted of violating this section to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.

Credits

Added by [Laws 2021, c. 2021-6, § 11](#), eff. April 19, 2021.

West's F. S. A. § 806.135, FL ST § 806.135

Current with laws, joint and concurrent resolutions and memorials through April 25, 2022, in effect from the 2022 Second Regular Session. Some statute sections may be more current, see credits for details.

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