

29.9 [FALSE] [FRAUDULENT] DOCUMENTATION FOR ALIEN EMPLOYMENT
§ 448.09(5), Fla. Stat.

To prove the crime of [False] [Fraudulent] Documentation for Alien Employment, the State must prove the following three elements beyond a reasonable doubt:

1. (Defendant) **[knowingly used a false identification document] [or] [fraudulently used an identification document of another person] for the purpose of obtaining employment.**
2. **At the time, (defendant) was an alien.**
3. **At the time, (defendant) was not authorized to work by the immigration laws of the United States, the Attorney General of the United States, or the United States Secretary of the Department of Homeland Security.**

8 U.S.C. §1101

“Alien” means a person who is not a citizen or a national of the United States. A “national of the United States” is a person who, though not a citizen of the United States, owes permanent allegiance to the United States by virtue of having taken an oath of naturalization through United States immigration authorities.

Give if applicable

“Fraudulently” means with the intent or purpose of suppressing the truth or perpetrating a deception.

Lesser Included Offense

**[FALSE] [FRAUDULENT] DOCUMENTATION FOR ALIEN EMPLOYMENT —
448.09(5)**

CATEGORY ONE	CATEGORY TWO	FLA. STAT.	INS. NO.
None			
	Attempt	777.04(1)	5.1

Comment

This instruction was adopted on December 15, 2023.