

1 A bill to be entitled
 2 An act relating to traveling across county lines to
 3 commit felony offenses; creating s. 843.22, F.S.;
 4 providing definitions; prohibiting a person who
 5 resides in this state from crossing a county boundary
 6 with the intent to commit certain felony offenses in a
 7 county other than that of his or her residence;
 8 providing criminal penalties; amending s. 903.046,
 9 F.S.; providing that such an alleged violation may be
 10 considered as a factor in determining whether to
 11 release a defendant on bail or other conditions;
 12 providing an effective date.

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

16 Section 1. Section 843.22, Florida Statutes, is created to
 17 read:

18 843.22 Traveling across county lines to commit a felony
 19 offense.—

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

21 (a) "County of residence" means the county in which a
 22 person resides within this state. Evidence of county of
 23 residence may include, but is not limited to:

24 1. The address on the person's driver license or state
 25 identification card.

26 2. Records of real property or mobile home ownership.

27 3. Records of a lease agreement for residential property.

28 4. The county in which the person's motor vehicle is
 29 registered.

30 5. The county in which the person is enrolled in a school,
 31 college, or university.

32 6. The county in which the person is employed.

33 (b) "Felony offense" means a felony violation, or an
 34 attempt, solicitation, or conspiracy to commit a felony
 35 violation, of sexual battery, lewdness, prostitution, stalking,
 36 battery, carjacking, home invasion robbery, burglary, arson,
 37 robbery, kidnapping, theft, racketeering, or trafficking in a
 38 controlled substance.

39 (2) A person who resides in this state, travels any
 40 distance, and crosses a county boundary in this state with the
 41 intent to commit a felony offense in a county in this state
 42 other than the person's county of residence commits a felony of
 43 the third degree, punishable as provided in s. 775.082, s.
 44 775.083, or s. 775.084.

45 Section 2. Paragraph (1) of subsection (2) of section
 46 903.046, Florida Statutes, is amended to read:

47 903.046 Purpose of and criteria for bail determination.—

48 (2) When determining whether to release a defendant on
 49 bail or other conditions, and what that bail or those conditions
 50 may be, the court shall consider:

51 (1) Whether the crime charged is a violation of s. 843.22
 52 or chapter 874 or alleged to be subject to enhanced punishment

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53 | under chapter 874. If any such violation is charged against a
54 | defendant or if the defendant is charged with a crime that is
55 | alleged to be subject to such enhancement, he or she shall not
56 | be eligible for release on bail or surety bond until the first
57 | appearance on the case in order to ensure the full participation
58 | of the prosecutor and the protection of the public.

59 | Section 3. This act shall take effect October 1, 2014.