

1 A bill to be entitled
 2 An act relating to offenses against student safety;
 3 creating s. 800.101, F.S.; providing definitions;
 4 prohibiting certain conduct with students by authority
 5 figures; providing penalties; providing exceptions;
 6 amending s. 810.097, F.S.; adding school bus to the
 7 definition of the term "school" for purposes of
 8 trespass upon grounds or facilities of a school;
 9 providing an effective date.

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

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 13 Section 1. Section 800.101, Florida Statutes, is created
 14 to read:

15 800.101 Offenses against students by authority figures.—

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

17 (a) "Authority figure" means a person 18 years of age or
 18 older who is employed by, volunteering at, or under contract
 19 with a school, including school resource officers as provided in
 20 s. 1006.12.

21 (b) "School" has the same meaning as provided in s.
 22 1003.01 and includes a private school as defined in s. 1002.01,
 23 a voluntary prekindergarten education program as described in s.
 24 1002.53(3), early learning programs, a public school as
 25 described in s. 402.3025(1), the Florida School for the Deaf and

26 | the Blind, and the Florida Virtual School established under s.
27 | 1002.37. The term does not include a facility dedicated
28 | exclusively to the education of adults.

29 | (c) "Student" means a person who is enrolled at a school.

30 | (2) An authority figure shall not solicit or engage in:

31 | (a) Sexual conduct;

32 | (b) A relationship of a romantic nature; or

33 | (c) Lewd conduct

34 |

35 | with a student.

36 | (3) A person who violates this section commits a felony of
37 | the second degree, punishable as provided in s. 775.082, s.
38 | 775.083, or s. 775.084.

39 | (4) This section does not apply to conduct constituting an
40 | offense that is subject to reclassification under s. 775.0862.

41 | Section 2. Subsection (5) of section 810.097, Florida
42 | Statutes, is amended to read:

43 | 810.097 Trespass upon grounds or facilities of a school;
44 | penalties; arrest.—

45 | (5) As used in this section, the term "school" means the
46 | grounds or any facility, including school buses, of any
47 | kindergarten, elementary school, middle school, junior high
48 | school, or secondary school, whether public or nonpublic.

49 | Section 3. This act shall take effect October 1, 2018.