

By Senator Harrell

25-00839-19

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1                   A bill to be entitled  
2           An act relating to victims of human trafficking;  
3           amending s. 796.07, F.S.; providing a definition;  
4           providing construction; requiring a mandatory minimum  
5           term of incarceration for solicitation of prostitution  
6           offenses involving victims of human trafficking;  
7           providing an effective date.

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

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11           Section 1. Paragraph (c) of subsection (5) of section  
12   796.07, Florida Statutes, is amended, paragraph (e) is added to  
13   subsection (1) and paragraph (e) is added to subsection (5) of  
14   that section, and paragraph (f) of subsection (2) and paragraph  
15   (a) of subsection (5) of that section are republished, to read:

16           796.07 Prohibiting prostitution and related acts.—

17           (1) As used in this section:

18           (e) "Human trafficking" has the same meaning as provided in  
19   s. 787.06.

20           (2) It is unlawful:

21           (f) To solicit, induce, entice, or procure another to  
22   commit prostitution, lewdness, or assignation.

23           (5) (a) A person who violates paragraph (2) (f) commits:

24           1. A misdemeanor of the first degree for a first violation,  
25   punishable as provided in s. 775.082 or s. 775.083.

26           2. A felony of the third degree for a second violation,  
27   punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

28           3. A felony of the second degree for a third or subsequent  
29   violation, punishable as provided in s. 775.082, s. 775.083, or

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30 s. 775.084.

31 (c) In addition to any other penalty imposed, the court  
32 shall sentence a person convicted of a second or subsequent  
33 violation of paragraph (2)(f) to a minimum mandatory period of  
34 incarceration of 10 days. This sentence shall be served  
35 consecutively to any period of incarceration imposed under  
36 paragraph (e).

37 (e) If a person violates paragraph (2)(f) and the person  
38 solicited, induced, enticed, or procured is a victim of human  
39 trafficking, in addition to any other penalty imposed, the  
40 person shall be sentenced to a mandatory minimum period of  
41 incarceration of 30 days.

42 Section 2. This act shall take effect October 1, 2019.