

By Senator Bronson

18-488-98

See HB

1 A bill to be entitled
2 An act relating to parole; creating s. 947.182,
3 F.S.; providing definitions; requiring as a
4 condition of the parole of a sex offender or a
5 murderer that the offender apply to the
6 Department of Highway Safety and Motor Vehicles
7 for a special identification card or driver's
8 license and, if subject to motor vehicle
9 registration requirements, a special
10 color-coded license tag; requiring the
11 department in cooperation with the Department
12 of Law Enforcement to provide for special
13 designation of a sex offender or murderer on
14 any driver's license, identification card, or
15 license tag issued to the paroled offender;
16 amending s. 775.21(7), F.S.; conforming
17 provision relating to determination of the
18 feasibility of requiring sexual predators to
19 have a special designation on any
20 identification card, driver's license, or
21 license tag issued in the state; providing an
22 effective date.

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

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26 Section 1. Section 947.182, Florida Statutes, is
27 created to read:

28 947.182 Special identification card, driver's license,
29 or license tag as condition of parole for a sex offender or
30 murderer.--

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

1 (a) "Convicted" means the person has been determined
2 guilty as a result of a plea or a trial, regardless of whether
3 adjudication is withheld.

4 (b) "Murderer" means a person who has been convicted
5 of committing, or attempting, soliciting, or conspiring to
6 commit, any of the criminal offenses proscribed in s. 782.04
7 or analogous offenses in another jurisdiction, or any similar
8 offense committed in this state which has been redesignated
9 from a former statute number to one of those listed in this
10 paragraph.

11 (c) "Sex offender" means a person who has been
12 convicted of committing, or attempting, soliciting, or
13 conspiring to commit, any of the criminal offenses proscribed
14 in the following statutes in this state or analogous offenses
15 in another jurisdiction: s. 787.025, chapter 794, s. 796.03,
16 s. 800.04, s. 827.071, s. 847.0133, s. 847.0135, s. 847.0145,
17 or any similar offense committed in this state which has been
18 redesignated from a former statute number to one of those
19 listed in this paragraph.

20 (2) The Parole Commission shall require as a condition
21 of parole for any offender who is a sex offender or murderer
22 that:

23 (a) The offender, upon being released for placement on
24 parole, shall apply to the Department of Highway Safety and
25 Motor Vehicles for a special identification card or, if
26 otherwise qualified, a special driver's license, which shall
27 designate the offender as a sex offender or murderer.

28 (b) If the offender is subject to registration
29 requirements for any motor vehicle as provided in chapter 320,
30 the offender shall apply to the department for a special
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1 color-coded license tag which shall designate the offender's
2 status as a sex offender or murderer.

3 (3) The Department of Highway Safety and Motor
4 Vehicles, in cooperation with the Department of Law
5 Enforcement, shall issue to an offender who is a sex offender
6 or murderer on parole:

7 (a) A special identification card or, if the offender
8 is otherwise qualified, a special driver's license; and

9 (b) A special color-coded license tag designating the
10 offender's status as a sex offender or murderer, when the
11 offender registers a motor vehicle.

12 Section 2. Paragraph (d) of subsection (7) of section
13 775.21, Florida Statutes, is amended to read:

14 775.21 The Florida Sexual Predators Act; definitions;
15 legislative findings, purpose, and intent; criteria;
16 designation; registration; community and public notification;
17 immunity; penalties.--

18 (7) COMMUNITY AND PUBLIC NOTIFICATION.--

19 (d) The department shall adopt a protocol to assist
20 law enforcement agencies in their efforts to notify the
21 community and the public of the presence of sexual predators.
22 Notwithstanding s. 947.182, the department, in consultation
23 and cooperation with the Department of Highway Safety and
24 Motor Vehicles, shall determine the feasibility of requiring
25 sexual predators to have a special designation on any driver's
26 license, identification card, or license tag issued in this
27 state.

28 Section 3. This act shall take effect upon becoming a
29 law.

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HOUSE SUMMARY

Requires as a condition of the parole of a sex offender or a murderer that the offender apply to the Department of Highway Safety and Motor Vehicles for a special identification card or driver's license and, if subject to motor vehicle registration requirements, a special color-coded license tag. Requires the department in cooperation with the Department of Law Enforcement to provide for special designation of a sex offender or murderer on any driver's license, identification card, or license tag issued to the paroled offender. Conforms provision relating to determination of the feasibility of requiring sexual predators to have a special designation on any identification card, driver's license, or license tag issued in the state.