Bill No. CS/HB 3107

Amendment No. ____

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11	Senator Grant moved the following amendment:
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13	Senate Amendment (with title amendment)
14	On page 2, line 14, through, page 3, line 5, delete
15	those lines
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17	and insert: a sexual predator who was designated a sexual
18	predator by a court before July 1, 1998, and who has been
19	lawfully released from confinement, supervision, or sanction,
20	whichever is later, for at least 10 years and has not been
21	arrested for any felony or misdemeanor offense since release,
22	may petition the criminal division of the circuit court <u>in the</u>
23	circuit in which the sexual predator resides for the purpose
24	of removing the sexual predator designation. A sexual predator
25	who was designated a sexual predator by a court on or after
26	July 1, 1998, who has been lawfully released from confinement,
27	supervision, or sanction, whichever is later, for a least 20
28	years, and who has not been arrested for any felony or
29	misdemeanor offense since release may petition the criminal
30	division of the circuit court in the circuit in which the
31	sexual predator resides for the purpose of removing the sexual

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predator designation. The court may has the discretion to grant or demy such relief if the petitioner demonstrates to 3 the court that he or she has not been arrested for any felony 4 or misdemeanor offense since release, the requested relief complies with federal standards applicable to the removal of the designation as a sexual predator, and the court is otherwise satisfied that the petitioner is not a current or 8 potential threat to public safety. The state attorney in the circuit in which the petition is filed must be given notice of 10 the petition at least 3 weeks before the hearing on the 11 matter. The state attorney may present evidence in opposition 12 to the requested relief or may otherwise demonstrate why the 13 petition should be denied. If the court denies the petition, 14 the court may set a future date at which the sexual predator 15 may again petition the court for relief, subject to the standards for relief provided in this paragraph. 16 17 18 19 ======== T I T L E A M E N D M E N T ========= 20 And the title is amended as follows: 21 On page 1, lines 2 through 26, delete those lines, 22 23 and insert: 24 An act relating to sexual predators; amending 25 s. 775.21, F.S.; revising the period of time after which a sexual predator may petition the 26 27 court for removal of such designation; requiring that the court make certain 28 determinations following a petition to remove 29

an offender's designation as a sexual predator;

requiring that the state attorney be given

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notice of such petition; authorizing the state attorney to present evidence at the hearing on the petition; authorizing the court to allow a sexual predator to petition the court at a future date;