By the Committee on Crime & Punishment and Representatives Dockery, Bloom, Brown, Casey, Putnam, Argenziano, Chestnut, Murman, Lynn, Dennis, Bullard, Brennan, Kosmas, Wasserman Schultz, Edwards, Albright, Heyman, Cosgrove, D. Prewitt and Byrd

A bill to be entitled 1 An act relating to voyeurism; creating s. 2 3 810.14, F.S., relating to the offense of voyeurism; prohibiting a person from entering 4 5 or remaining on property, or using a device, for the lewd, lascivious, or indecent purpose 6 7 of secretly observing, photographing, filming, 8 videotaping, or recording an occupant of a 9 building or structure in a place where a person 10 would have a reasonable expectation of privacy; 11 providing penalties; providing third degree felony penalties upon conviction of a second or 12 13 subsequent offense of voyeurism; providing for nonapplicability of specified provisions 14 prohibiting voyeurism to a place of lawful 15 16 incarceration; providing an effective date. 17

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

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Section 1. Section 810.14, Florida Statutes, is created to read:

810.14 Voyeurism prohibited; penalties; exceptions to applicability.--

(1) A person who enters or remains on any property, or uses a device, for the lewd, lascivious, or indecent purpose of secretly observing, photographing, filming, videotaping, or recording an occupant of a building or structure in a place where a person would have a reasonable expectation of privacy commits the offense of voyeurism, a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, except as provided in subsection (2). This subsection does not

apply to a place where people are incarcerated pursuant to lawful authority. A person who commits the offense of voyeurism in violation of subsection (1) and who has previously been convicted one or more times of the offense of voyeurism commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Section 2. This act shall take effect July 1 of the year in which enacted. HOUSE SUMMARY Prohibits voyeurism. Provides that the criminal offense Prohibits voyeurism. Provides that the criminal offense of voyeurism is entering or remaining on property, or using a device, for the lewd, lascivious, or indecent purpose of secretly observing, photographing, filming, videotaping, or recording an occupant of a building or structure in a place where a person would have a reasonable expectation of privacy. Provides penalties, including third degree felony penalties upon conviction of a second or subsequent offense of voyeurism. Provides for nonapplicability of specified provisions prohibiting voyeurism to a place of lawful incarceration.