

By Senator Crist

20-289-98

1 A bill to be entitled
2 An act relating to public notices; creating s.
3 775.212, F.S.; requiring the sheriff or chief
4 of police of the county or municipality wherein
5 an offender released from incarceration plans
6 to reside to notify the public if the offender
7 is a violent offender; specifying the
8 information to be provided to the public;
9 defining the term "violent offender" for
10 purposes of s. 775.212, F.S., to mean a person
11 who has been convicted of specified violent
12 felonies or convicted of an attempt or
13 conspiracy to commit such felonies; providing
14 an effective date.

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

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18 Section 1. Section 775.212, Florida Statutes, is
19 created to read:

20 775.212 Public notification of release of violent
21 offender.--

22 (1) Following notification by the Department of
23 Corrections, the Control Release Authority, or the Parole
24 Commission of the pending release from incarceration of an
25 offender as required under s. 944.605, the sheriff of the
26 county in which the offender plans to reside or, if the
27 offender plans to reside within a municipality, the chief of
28 police of that municipality, shall determine whether the
29 offender is a violent offender as defined in this section. If
30 the offender is a violent offender, the sheriff or the chief
31 of police, as appropriate, shall notify the public of:

- 1 (a) The name of the violent offender;
2 (b) A description of the violent offender, including a
3 photograph;
4 (c) The violent offender's address following release
5 from incarceration, including the name of the county or
6 municipality; and
7 (d) The circumstances of the offense or offenses
8 committed by the violent offender.
9 (2) This section does not authorize the release of the
10 name of any victim of the violent offender.
11 (3) As used in this section, the term "violent
12 offender" means an offender who has been convicted of a
13 felony, or an attempt or conspiracy to commit a felony, and
14 one or more of such convictions was for:
15 (a) Arson.
16 (b) Sexual battery.
17 (c) Robbery.
18 (d) Kidnapping.
19 (e) Aggravated child abuse.
20 (f) Aggravated abuse of an elderly person or disabled
21 adult.
22 (g) Aggravated assault.
23 (h) Murder.
24 (i) Manslaughter.
25 (j) Aggravated manslaughter of an elderly person or
26 disabled adult.
27 (k) Aggravated manslaughter of a child.
28 (l) Unlawful throwing, placing, or discharging of a
29 destructive device or bomb.
30 (m) Armed burglary.
31 (n) Aggravated battery.

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(o) Aggravated stalking.

Section 2. This act shall take effect upon becoming a law.

SENATE SUMMARY

Requires the sheriff of the county or the chief of police of the municipality where a violent offender who is released from incarceration plans to reside to notify the public of the name, address, and description of the violent offender and the circumstances of the offense committed by the violent offender. Defines the term "violent offender" to mean an offender who has been convicted of committing, or attempting or conspiring to commit, one or more specified violent felonies.