

By the Committee on Criminal Justice and Senator Kirkpatrick

307-2100-98

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A bill to be entitled
An act relating to voyeurism; creating s.
810.14, F.S.; prohibiting a person from
secretly observing or committing other acts
against another person with lewd, lascivious,
or indecent intent when the other person is in
a location that provides a reasonable
expectation of privacy; providing that a person
may be convicted and sentenced separately for
the voyeurism offense and for any other
criminal offense; providing for criminal
penalties; providing an effective date.

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

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

810.14 Voyeurism prohibited; penalties.--

(1) A person commits the offense of voyeurism when he
or she, with lewd, lascivious, or indecent intent, secretly
observes, photographs, films, videotapes, or records another
person when such other person is located in a dwelling,
structure, or conveyance and such location provides a
reasonable expectation of privacy.

(2) A person may be convicted of and sentenced
separately for a violation of this section and for any other
criminal offense, including, but not limited to, burglary,
trespass, or loitering.

(3) A person who violates this section commits:

(a) A misdemeanor of the first degree for the first
violation, punishable as provided in s. 775.082 or s. 775.083.

1 (b) A felony of the third degree for a second or
2 subsequent violation, punishable as provided in s. 775.082, s.
3 775.083, or s. 775.084.

4 Section 2. This act shall take effect October 1, 1998.

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6 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
7 COMMITTEE SUBSTITUTE FOR
8 Senate Bill 860

- 9 1. Provides that the offense of voyeurism is committed when
10 a person, with lewd, lascivious, or indecent intent,
11 secretly observes, photographs, films, videotapes, or
12 records another person when such other person is located
13 in a dwelling, structure, or conveyance and such location
14 provides a reasonable expectation of privacy.
- 15 2. Provides that a person may be convicted of and sentenced
16 separately for a violation of the new section and for any
17 other criminal offense, including but not limited to,
18 burglary, trespass, or loitering.
- 19 3. Provides that a first violation of the new section is a
20 first degree misdemeanor; a second or subsequent
21 violation is a third degree felony.
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