

By Representative Stafford

1                                   A bill to be entitled  
2           An act relating to local governments; amending  
3           s. 893.138, F.S.; authorizing local governments  
4           to take local administrative action to declare  
5           certain buildings and premises a public  
6           nuisance when the building or premises is used  
7           on more than two occasions in a certain time  
8           period to deal in stolen property; providing an  
9           effective date.

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

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13           Section 1. Subsection (2) of section 893.138, Florida  
14 Statutes, 1998 Supplement, is amended to read:

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16           893.138 Local administrative action to abate  
17 drug-related or prostitution-related public nuisances and  
18 criminal street gang activity.--

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19           (2) Any place or premises that has been used on more  
20 than two occasions, within a 6-month period:

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(a) As the site of a violation of s. 796.07;

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22           (b) As the site of the unlawful sale, delivery,  
23 manufacture, or cultivation of any controlled substance;

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24           (c) On one occasion as the site of the unlawful  
25 possession of a controlled substance, where such possession  
26 constitutes a felony and that has been previously used on more  
27 than one occasion as the site of the unlawful sale, delivery,  
28 manufacture, or cultivation of any controlled substance; ~~or~~

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29           (d) Any place or building used by a criminal street  
30 gang for the purpose of conducting a pattern of criminal  
31 street gang activity; or

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1           (e) Any place or premises used for the purpose of  
2 dealing in stolen property

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4 may be declared to be a public nuisance, and such nuisance may  
5 be abated pursuant to the procedures provided in this section.

6           Section 2. This act shall take effect July 1, 1999.

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9           HOUSE SUMMARY

10           Includes places or premises used on more than 2 occasions  
11           within a 6 month period for dealing in stolen goods  
12           within a list of places and premises which may be  
13           declared a public nuisance for which local administrative  
14           action may be taken. See bill for details.