

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Crime Prevention, Corrections & Safety offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause

and insert:

Section 1. Section 847.0134, Florida Statutes, is amended to read:

847.0134 Prohibition of adult entertainment establishment that displays, sells, or distributes materials harmful to minors within 2,500 feet of a school.--

(1) Except for those establishments that are legally operating or have been granted a permit from a local government to operate as adult entertainment establishments on or before July 1, 2001, an adult entertainment establishment that sells, rents, loans, distributes, transmits, shows, or exhibits any obscene material, as described in s. 847.0133, or presents live entertainment or a motion picture, slide, or other exhibit that, in whole or in part, depicts nudity, sexual conduct, sexual excitement, sexual battery, sexual

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1 bestiality, or sadomasochistic abuse and that is harmful to
 2 minors, as described in s. 847.001, may not be located within
 3 2,500 feet of the real property that comprises a public or
 4 private elementary school, middle school, or secondary school
 5 unless the county or municipality approves the location under
 6 proceedings as provided in s. 125.66(4) for counties or s.
 7 166.041(3)(c) for municipalities and the district school board
 8 consents to the location at a meeting of the district school
 9 board held pursuant to s. 230.16.

10 (2) A violation of this section constitutes a felony
 11 of the third degree, punishable as provided in s. 775.082 or
 12 s. 775.083.

13 Section 2. This act shall take effect July 1, 2002.

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 16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 Remove everything before the enacting clause

19
 20 and insert:

21 A bill to be entitled
 22 An act relating to adult entertainment
 23 establishments; amending s. 847.0134, F.S.;
 24 revising the prohibition against locating an
 25 adult entertainment establishment within a
 26 specified distance from a school; requiring
 27 that the location of such establishment be
 28 approved by the county or municipality and the
 29 district school board; providing an effective
 30 date.

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