

Bill No. CS for CS for SB 1216

Barcode 384472

CHAMBER ACTION

Senate

House

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Senator Argenziano moved the following amendment:

**Senate Amendment (with title amendment)**

On page 42, lines 17-24, delete those lines

and insert:

Section 18. Subsection (2) of section 948.30, Florida Statutes, is amended and subsection (3) is added to that section to read:

948.30 Additional terms and conditions of probation or community control for certain sex offenses.--Conditions imposed pursuant to this section do not require oral pronouncement at the time of sentencing and shall be considered standard conditions of probation or community control for offenders specified in this section.

(2) Effective for a probationer or community controllee whose crime was committed on or after October 1, 1997, and who is placed on community control or sex offender probation for a violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145, in addition to any other provision of this subsection, the court must impose the following

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1 conditions of probation or community control:

2 (a) As part of a treatment program, participation at  
 3 least annually in polygraph examinations to obtain information  
 4 necessary for risk management and treatment and to reduce the  
 5 sex offender's denial mechanisms. A polygraph examination must  
 6 be conducted by a polygrapher trained specifically in the use  
 7 of the polygraph for the monitoring of sex offenders, where  
 8 available, and shall be paid for by the sex offender. The  
 9 results of the polygraph examination shall not be used as  
 10 evidence in court to prove that a violation of community  
 11 supervision has occurred.

12 (b) Maintenance of a driving log and a prohibition  
 13 against driving a motor vehicle alone without the prior  
 14 approval of the supervising officer.

15 (c) A prohibition against obtaining or using a post  
 16 office box without the prior approval of the supervising  
 17 officer.

18 (d) If there was sexual contact, a submission to, at  
 19 the probationer's or community controllee's expense, an HIV  
 20 test with the results to be released to the victim or the  
 21 victim's parent or guardian.

22 (e) Electronic monitoring when deemed necessary by the  
 23 community control or probation officer and his or her  
 24 supervisor, and ordered by the court at the recommendation of  
 25 the Department of Corrections.

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

29 And the title is amended as follows:

30 On page 4, line 2, after the semicolon

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1 insert:

2           specifying additional conditions for persons  
3           placed on community control;

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