

Bill No. CS for SB 1216

Barcode 704504

CHAMBER ACTION

Senate

House

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The Committee on Justice Appropriations (Argenziano)  
recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 34, line 5, through  
page 36, line 7, delete section 13

and insert:

Section 13. Section 948.061, Florida Statutes, is  
created to read:

948.061 Identifying, assessing, and monitoring certain  
offenders on community supervision; providing cumulative  
criminal and supervision histories to the court.--

(1) By December 1, 2005, the department shall develop  
a graduated risk assessment for offenders who are placed on  
probation or in community control. The risk assessment must  
consider the offender's age, whether the offender has  
previously been placed on probation or in community control,  
has a history of committing multiple violations of community  
supervision in this state, or has previously been incarcerated  
in this state, and any other factors that the department

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1 determines necessary for risk assessment.

2       (2) In providing criminal history and background  
3 information to the court, the correctional probation officer  
4 shall provide to the court at each violation hearing personal  
5 identifying information existing in the department's  
6 offender-based information system which includes any known  
7 alias, prior criminal arrest history, residential history, the  
8 circumstances of the violation, the offender's statement  
9 regarding the violation, the history of supervision which  
10 includes residential history, employment, sources of income,  
11 monthly salary, prior violations of supervision and  
12 dispositions, and the offender's status or compliance with  
13 court-ordered special conditions such as drug treatment,  
14 mental health treatment, public service work, or monetary  
15 obligations. The department may adopt rules as necessary to  
16 administer this section.

17       (3) In monitoring the location of offenders, the  
18 department, shall, no later than October 1, 2006, have  
19 fingerprint-reading equipment and capability that will  
20 immediately identify the probationer or community controllee  
21 when they report to their designated probation officer and  
22 alert department probation officials when probationers and  
23 community controllees are subsequently rearrested.

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

27 And the title is amended as follows:

28           On page 1, line 2, through  
29           page 2, line 30, delete those lines

30  
31

and insert:

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1 An act relating to offenders; providing a short  
2 title; amending s. 775.21, F.S.; extending the  
3 period for a petition to remove a sexual  
4 predator designation; providing that it is a  
5 criminal offense to fail to report or to  
6 provide false information about a sexual  
7 predator or to harbor or hide a sexual  
8 predator; amending s. 775.082, F.S.; providing  
9 for specified sentencing of persons convicted  
10 of the life felony offense in s. 800.04(5)(b),  
11 F.S.; amending s. 800.04, F.S.; providing that  
12 it is a life felony for an offender 18 years of  
13 age or older to commit lewd or lascivious  
14 molestation against a victim younger than 12  
15 years of age; amending s. 921.0022, F.S.;  
16 deleting ranking for offenses involving sexual  
17 predators and sexual offenders failing to  
18 comply with registration requirements; ranking  
19 offenses involving sexual predators and sexual  
20 offenders failing to comply with registration  
21 requirements and other requirements; ranking  
22 new criminal offenses for failing to report or  
23 providing false information about a sexual  
24 predator and harboring or hiding a sexual  
25 predator; correcting a reference to the felony  
26 degree of a lewd or lascivious offense;  
27 amending s. 921.141, F.S.; providing an  
28 additional aggravating circumstance pertaining  
29 to sexual predators for the purpose of imposing  
30 the death penalty; amending s. 943.043, F.S.;  
31 requiring the Department of Law Enforcement to

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1 provide to local law enforcement agencies  
2 information on sexual predators and sexual  
3 offenders who fail to respond to address  
4 verification attempts or abscond from  
5 registration; amending s. 943.0435, F.S.;  
6 providing that it is a criminal offense to fail  
7 to report or to provide false information about  
8 a sexual offender or to harbor or hide a sexual  
9 offender; creating s. 943.04352, F.S.;  
10 requiring a search of the sexual offender and  
11 sexual predator registry by entities providing  
12 probation services; amending s. 944.607, F.S.;  
13 providing that it is a criminal offense to fail  
14 to report or to provide false information about  
15 a sexual offender or to harbor or hide a sexual  
16 offender; amending s. 947.1405, F.S.; requiring  
17 electronic monitoring for certain offenders  
18 placed on conditional release supervision;  
19 amending s. 948.012, F.S.; requiring the court  
20 to impose a split sentence in certain  
21 circumstances; creating s. 948.061, F.S.;  
22 requiring the Department of Corrections to  
23 develop a risk assessment system to monitor  
24 certain offenders placed on probation or  
25 community control; requiring increased  
26 supervision of such offenders under certain  
27 circumstances; providing requirements for the  
28 risk assessment; requiring that information be  
29 provided to the court by the correctional  
30 probation officer; requiring the department to

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