

1 A bill to be entitled
 2 An act relating to voyeurism; amending s. 810.14, F.S.;
 3 revising the elements of the offense of voyeurism in order
 4 to eliminate acts of photographing, filming, videotaping,
 5 or recording, which are made a crime under the offense of
 6 video voyeurism; providing that a person commits the
 7 offense of voyeurism when he or she secretly observes
 8 another person while the other person is in a location
 9 that provides a reasonable expectation of privacy;
 10 providing an effective date.

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

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14 Section 1. Section 810.14, Florida Statutes, is amended to
 15 read:

16 810.14 Voyeurism prohibited; penalties.--

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

23 (2) A person who violates this section commits a
 24 misdemeanor of the first degree for the first violation,
 25 punishable as provided in s. 775.082 or s. 775.083.

26 (3) A person who violates this section and who has been
 27 previously convicted or adjudicated delinquent two or more times
 28 of any violation of this section commits a felony of the third

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29 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
30 | 775.084.

31 | (4) For purposes of this section, a person has been
32 | previously convicted or adjudicated delinquent of a violation of
33 | this section if the violation resulted in a conviction sentenced
34 | separately, or an adjudication of delinquency entered
35 | separately, prior to the current offense.

36 | Section 2. This act shall take effect July 1, 2005.