

1 A bill to be entitled
 2 An act relating to sexual offenders; amending s. 794.065,
 3 F.S.; defining the terms "convicted" and "conviction" to
 4 include a conviction in another state or in a federal
 5 jurisdiction; prohibiting a person who has been convicted
 6 of certain sexual offenses in another state or federal
 7 jurisdiction from residing within 1,000 feet of certain
 8 specified locations if the victim was younger than 16
 9 years of age; providing penalties; providing an effective
 10 date.

11

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

13

14 Section 1. Section 794.065, Florida Statutes, is amended
 15 to read:

16 794.065 Unlawful place of residence for persons convicted
 17 of certain sex offenses.--

18 (1) As used in this section, the term "convicted" or
 19 "conviction" shall have the same meaning as provided in s.
 20 943.0435.

21 (2)~~(1)~~ It is unlawful for any person who has been
 22 convicted of a violation of s. 794.011, s. 800.04, s. 827.071,
 23 or s. 847.0145, or a similar offense in another jurisdiction
 24 ~~regardless of whether adjudication has been withheld~~, in which
 25 the victim of the offense was less than 16 years of age, to
 26 reside within 1,000 feet of any school, day care center, park,
 27 or playground. A person who violates this section and whose
 28 conviction under s. 794.011, s. 800.04, s. 827.071, or s.

29 | 847.0145, or whose conviction of a similar offense in another
30 | jurisdiction, was classified as a felony of the first degree or
31 | higher commits a felony of the third degree, punishable as
32 | provided in s. 775.082 or s. 775.083. A person who violates this
33 | section and whose conviction under s. 794.011, s. 800.04, s.
34 | 827.071, or s. 847.0145, or whose conviction of a similar
35 | offense in another jurisdiction, was classified as a felony of
36 | the second or third degree commits a misdemeanor of the first
37 | degree, punishable as provided in s. 775.082 or s. 775.083.

38 | (3)(2) This section applies to any person convicted of a
39 | violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0145
40 | for offenses that occur on or after October 1, 2004, and, for
41 | offenses that occur on or after July 1, 2006, to any person
42 | convicted of a similar offense in another jurisdiction.

43 | Section 2. This act shall take effect July 1, 2006.