

By Senator Ring

32-546A-07

1 A bill to be entitled
2 An act relating to repeat sexual offenders;
3 amending s. 947.1405, F.S.; requiring that a
4 person designated as a repeat sexual offender
5 be electronically monitored for the duration of
6 the person's supervision following conditional
7 release; amending s. 948.11, F.S.; requiring
8 that a sexual predator or repeat sexual
9 offender be monitored by an electronic
10 monitoring system meeting certain designated
11 specifications following release on probation,
12 community control, or conditional release;
13 amending s. 948.30, F.S.; requiring a court to
14 order that a repeat sexual offender be
15 electronically monitored as a condition of
16 probation or community control; providing an
17 effective date.

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

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21 Section 1. Subsection (10) of section 947.1405,
22 Florida Statutes, is amended to read:

23 947.1405 Conditional release program.--

24 (10) Effective for a releasee whose crime was
25 committed on or after September 1, 2007 ~~2005~~, in violation of
26 chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s.
27 847.0145, and the unlawful activity involved a victim who was
28 15 years of age or younger and the offender is 18 years of age
29 or older, or for a releasee who is designated as a sexual
30 predator pursuant to s. 775.21 or who is designated as a
31 repeat sexual offender, in addition to any other provision of

1 | this section, the commission must order electronic monitoring
2 | for the duration of the releasee's supervision. As used in
3 | this subsection, the term "repeat sexual offender" means a
4 | person who has been convicted two or more times of an offense
5 | listed in s. 943.0435(1)(a).

6 | Section 2. Subsection (6) of section 948.11, Florida
7 | Statutes, is amended to read:

8 | 948.11 Electronic monitoring devices.--

9 | (6) For probationers, community controllees, or
10 | conditional releasees who have current or prior convictions
11 | for violent or sexual offenses or who have been designated as
12 | sexual predators or repeat sexual offenders, the department,
13 | in carrying out a court or commission order to electronically
14 | monitor an offender, must use a system that actively monitors
15 | and identifies the offender's location and timely reports or
16 | records the offender's presence near or within a crime scene
17 | or in a prohibited area or the offender's departure from
18 | specified geographic limitations. Procurement of electronic
19 | monitoring services under this subsection shall be by
20 | invitation to bid as defined in s. 287.057. As used in this
21 | subsection, the term "repeat sexual offender" means a person
22 | who has been convicted two or more times of an offense listed
23 | in s. 943.0435(1)(a).

24 | Section 3. Subsection (3) of section 948.30, Florida
25 | Statutes, is amended to read:

26 | 948.30 Additional terms and conditions of probation or
27 | community control for certain sex offenses.--Conditions
28 | imposed pursuant to this section do not require oral
29 | pronouncement at the time of sentencing and shall be
30 | considered standard conditions of probation or community
31 | control for offenders specified in this section.

