

Bill No. CS for SB 2544, 1st Eng.

Barcode 811396

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Storms moved the following amendment:

Senate Amendment (with title amendment)

On page 5, between lines 10 and 11,

insert:

Section 3. Section 775.0847, Florida Statutes, is created to read:

775.0847 Sexual offenses; reclassification.--

(1) The penalty for any misdemeanor or felony under s. 794.075, shall be reclassified, and the offender subject to an enhanced penalty, as follows:

(a) If the offender has previously been convicted of a violation of s. 794.075, the offense shall be reclassified as a felony of the third degree.

(b) If the offender has twice previously been convicted of a violation of s. 794.075, the offense shall be reclassified as a felony of the second degree and the offender must be sentenced to a minimum mandatory term of imprisonment of 5 years.

(c) If the offender has previously been convicted of a

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1 violation of s. 787.025(2)(c); s. 794.011(2), (3), (4), (5),
 2 or (8); s. 794.065(1); s. 796.03; s. 800.04(4), (5), (6)(b),
 3 or (7)(c); s. 825.1025(2), (3), or (4); s. 827.071(2), (3),
 4 (4), or (5); or s. 847.0145, the offense shall be reclassified
 5 as a second degree felony and the offender must be sentenced
 6 to a minimum mandatory term of imprisonment of 5 years.

7 (2) For purposes of this section, any offense listed
 8 in this section includes any offense under a former
 9 designation which is similar in elements to an offense
 10 described in this section and any offense that is a
 11 misdemeanor or felony in another jurisdiction, or would be a
 12 misdemeanor or felony if that offense were committed in this
 13 state, and that is similar in elements to an offense described
 14 in this section.

15
 16 (Redesignate subsequent sections.)
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19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 On page 1, line 8, after the semicolon,

22
 23 insert:

24 creating s. 775.0847, F.S.; providing enhanced
 25 penalties for certain sexual offenses;
 26 providing mandatory minimum sentences;

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