

Bill No. SB 2646

Barcode 364278

CHAMBER ACTION

Senate

House

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Comm: RCS
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The Committee on Criminal Justice (Aronberg) recommended the following amendment:

Senate Amendment (with title amendment)

On page 4, line 29, through
page 5, line 11, delete those lines

and insert:

775.215 Compliance with residency exclusions by sexual offenders or predators.--

(1) A person who is subject to a residency exclusion under s. 794.065, s. 947.1405, or s. 948.30 and who is also subject to a residency exclusion under a municipal or county ordinance as a consequence of conviction of an offense listed in s. 775.21 or s. 943.0435, may:

(a) Comply with the residency exclusion of the municipal or county ordinance; or

(b) Comply with the residency exclusion of s. 794.065, s. 947.1405, or s.948.30, which is applicable to the person and voluntarily submit to electronic monitoring.

(2) If a person who voluntarily submits to electronic

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1 monitoring under this section is supervised by the Department
 2 of Corrections, he or she must pay the costs of the electronic
 3 monitoring in the same manner as an offender who is
 4 electronically monitored as a condition of his or her
 5 supervision.

6 (3) If a person is subject to the residency exclusion
 7 in s. 794.065 and voluntarily submits to electronic monitoring
 8 but is not supervised by the Department of Corrections, he or
 9 she shall arrange for and pay the costs of the monitoring.

10 (4) This section does not prohibit a third party from
 11 voluntarily paying the costs of the monitoring.

12 (5) A person who voluntarily submits to electronic
 13 monitoring under this section, or who is electronically
 14 monitored under any other law, is immune from prosecution for
 15 violation of any residency exclusion of a municipal or county
 16 ordinance.

17 (6) A person who complies with a residency restriction
 18 of a municipal or county ordinance is immune from prosecution
 19 for violation of s. 794.065 or a residency exclusion in s.
 20 947.1405 or s. 948.30.

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

24 And the title is amended as follows:

25 On page 1, lines 8 through 10, delete those lines

26
 27

and insert:

28 specifying requirements for complying with
 29 state and local government residency exclusions
 30 for sexual offenders or sexual predators;
 31 clarifying that third parties are not

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1 prohibited from voluntarily paying the costs of
2 the monitoring for a sexual offender or a
3 sexual predator; providing immunity from
4 prosecution if the sexual predator or sexual
5 offender complies with the applicable residency
6 exclusion; amending s. 775.24,

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