

1                   A bill to be entitled  
2           An act relating to sexual offenders and predators;  
3           amending s. 322.141, F.S.; requiring additional persons  
4           subject to registration to obtain driver's licenses or  
5           identification cards with distinctive markings; amending  
6           ss. 775.21 and 943.0435, F.S.; creating and revising  
7           definitions; revising registration criteria; requiring  
8           registrants to register transient residences; requiring  
9           additional information to be provided by registrants;  
10          requiring biometric information to be provided by certain  
11          registrants; permitting the sharing of such biometric  
12          information with certain agencies; providing for  
13          additional information to be provided to the public  
14          concerning registrants; requiring registrants to provide  
15          changes to additional specified information; prohibits a  
16          registrant from knowingly providing false information;  
17          providing penalties; revising prohibition on work that may  
18          be performed by registrants who have committed specified  
19          violations involving minors; amending s. 775.25, F.S.;  
20          revising provisions relating to prosecutions for acts or  
21          omissions by an offender or predator; creating s.  
22          943.04355, F.S.; providing for sexual offender  
23          registration and community notification in tribal  
24          jurisdictions; amending s. 943.0436, F.S.; including  
25          additional laws within provisions relating to duty of the  
26          court to uphold laws governing sexual predators and sexual  
27          offenders; amending ss. 944.606, 944.607, 985.481, and  
28          985.4815, F.S.; revising provisions relating to certain

29 registrants; creating and revising definitions; revising  
 30 registration criteria; requiring registrants to register  
 31 transient residences; requiring additional information to  
 32 be provided by registrants; requiring biometric  
 33 information to be provided by certain registrants;  
 34 permitting the sharing of such biometric information with  
 35 certain agencies; providing for additional information to  
 36 be provided to the public concerning registrants;  
 37 requiring registrants to provide changes to additional  
 38 specified information; prohibits a registrant from  
 39 knowingly providing false information; providing  
 40 penalties; revising prohibition on work that may be  
 41 performed by registrants who have committed specified  
 42 violations involving minors; providing an effective date.

43

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

45

46 Section 1. Subsections (3) and (4) of section 322.141,  
 47 Florida Statutes, are amended to read:

48 322.141 Color or markings of certain licenses or  
 49 identification cards.--

50 (3) All licenses for the operation of motor vehicles or  
 51 identification cards originally issued or reissued by the  
 52 department to persons who are designated as sexual predators  
 53 under s. 775.21 or subject to registration as sexual offenders  
 54 under s. 943.0435, ~~or~~ s. 944.607, or s. 985.4815 shall have on  
 55 the front of the license or identification card the following:

56 (a) For a person designated as a sexual predator under s.  
57 775.21, the marking "775.21, F.S."

58 (b) For a person subject to registration as a sexual  
59 offender under s. 943.0435, ~~or~~ s. 944.607, or s. 985.4815, the  
60 marking "943.0435, F.S."

61 (4) Unless previously secured or updated, each sexual  
62 offender and sexual predator shall report to the department  
63 during the month of his or her reregistration as required under  
64 s. 775.21(8), s. 943.0435(14), ~~or~~ s. 944.607(13), or s. 985.4815  
65 in order to obtain an updated or renewed driver's license or  
66 identification card as required by subsection (3).

67 Section 2. Paragraph (g) of subsection (2), paragraphs (a)  
68 and (c) of subsection (4), paragraphs (a) and (d) of subsection  
69 (5), paragraphs (a), (c), (e), (f), (g), (i), (j), and (k) of  
70 subsection (6), paragraph (a) of subsection (7), paragraph (a)  
71 of subsection (8), and paragraphs (a), (b), and (c) of  
72 subsection (10) of section 775.21, Florida Statutes, are  
73 amended, and paragraphs (l) and (m) are added to subsection (2)  
74 of that section, to read:

75 775.21 The Florida Sexual Predators Act.--

76 (2) DEFINITIONS.--As used in this section, the term:

77 (g) "Temporary residence" means a place where the person  
78 abides, lodges, or resides, including, but not limited to,  
79 vacation, business, or personal travel destinations in or out of  
80 this state, for a period of 5 or more days in the aggregate  
81 during any calendar year and which is not the person's permanent  
82 address or, for a person whose permanent residence is not in  
83 this state, a place where the person is employed, practices a

84 vocation, or is enrolled as a student for any period of time in  
 85 this state.

86 (1) "Transient residence" means a place or county where a  
 87 person lives, remains, or is located for a period of 5 or more  
 88 days in the aggregate during a calendar year and which is not  
 89 the person's permanent or temporary address, and the term  
 90 includes, but is not limited to, any place where the person  
 91 sleeps or seeks shelter, including a location that has no  
 92 specific street address.

93 (m) "Secondary educational institution" means any trade,  
 94 professional, or secondary school, whether public, private,  
 95 religious, denominational, parochial, or nonparochial, attended  
 96 for any purpose, including, but not limited to, secular,  
 97 religious, or cultural studies.

98 (4) SEXUAL PREDATOR CRITERIA.--

99 (a) For a current offense committed on or after October 1,  
 100 1993, upon conviction, an offender shall be designated as a  
 101 "sexual predator" under subsection (5), and subject to  
 102 registration under subsection (6) and community and public  
 103 notification under subsection (7) if:

104 1. The felony is:

105 a. A capital, life, or first-degree felony violation, or  
 106 any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
 107 is a minor and the defendant is not the victim's parent or  
 108 guardian, or s. 794.011, s. 800.04, or s. 847.0145, or any  
 109 conviction for a similar offense committed in this state which  
 110 has been redesignated from a former statute number to one of

111 those listed in this sub-subparagraph, or a violation of a  
 112 similar law of another jurisdiction; or  
 113 b. Any felony violation, or any attempt, solicitation, or  
 114 conspiracy to commit any felony violation thereof, of s. 787.01,  
 115 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and  
 116 the defendant is not the victim's parent or guardian; s.  
 117 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.  
 118 796.035; s. 800.04; s. 810.145, where the victim is a minor; s.  
 119 825.1025(2)(b); s. 827.071; s. 847.0145; or s. 985.701(1); or  
 120 any conviction for a similar offense committed in this state  
 121 which has been redesignated from a former statute number to one  
 122 of those listed in this sub-subparagraph, or a violation of a  
 123 similar law of another jurisdiction, and the offender has  
 124 previously been convicted of or found to have committed, or  
 125 attempted, solicited, or conspired to commit, or has pled nolo  
 126 contendere or guilty to, regardless of adjudication, any  
 127 violation of s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
 128 the victim is a minor and the defendant is not the victim's  
 129 parent or guardian; s. 794.011, excluding s. 794.011(10); s.  
 130 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145, where the  
 131 victim is a minor; s. 825.1025; s. 827.071; s. 847.0133; s.  
 132 847.0135, excluding s. 847.0135(5)~~(4)~~; s. 847.0145; or s.  
 133 985.701(1); or any conviction for a similar offense committed in  
 134 this state which has been redesignated from a former statute  
 135 number to one of those listed in this sub-subparagraph; or a  
 136 violation of a similar law of another jurisdiction;

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137           2. The offender has not received a pardon for any felony  
138 or similar law of another jurisdiction that is necessary for the  
139 operation of this paragraph; and

140           3. A conviction of a felony or similar law of another  
141 jurisdiction necessary to the operation of this paragraph has  
142 not been set aside in any postconviction proceeding.

143           (c) If an offender has been registered as a sexual  
144 predator by the Department of Corrections, the department, or  
145 any other law enforcement agency and if:

146           1. The court did not, for whatever reason, make a written  
147 finding at the time of sentencing that the offender was a sexual  
148 predator; or

149           2. The offender was administratively registered as a  
150 sexual predator because the Department of Corrections, the  
151 department, or any other law enforcement agency obtained  
152 information that indicated that the offender met the criteria  
153 for designation as a sexual predator based on a violation of a  
154 similar law in another jurisdiction,

155  
156 the department shall remove that offender from the department's  
157 list of sexual predators and, for an offender described under  
158 subparagraph 1., shall notify the state attorney who prosecuted  
159 the offense that met the criteria for administrative designation  
160 as a sexual predator, and, for an offender described under this  
161 paragraph, shall notify the state attorney of the county where  
162 the offender establishes or maintains a permanent, ~~or~~ temporary,  
163 or transient residence. The state attorney shall bring the  
164 matter to the court's attention in order to establish that the

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165 offender meets the criteria for designation as a sexual  
166 predator. If the court makes a written finding that the offender  
167 is a sexual predator, the offender must be designated as a  
168 sexual predator, must register or be registered as a sexual  
169 predator with the department as provided in subsection (6), and  
170 is subject to the community and public notification as provided  
171 in subsection (7). If the court does not make a written finding  
172 that the offender is a sexual predator, the offender may not be  
173 designated as a sexual predator with respect to that offense and  
174 is not required to register or be registered as a sexual  
175 predator with the department.

176 (5) SEXUAL PREDATOR DESIGNATION.--An offender is  
177 designated as a sexual predator as follows:

178 (a)1. An offender who meets the sexual predator criteria  
179 described in paragraph (4)(d) is a sexual predator, and the  
180 court shall make a written finding at the time such offender is  
181 determined to be a sexually violent predator under chapter 394  
182 that such person meets the criteria for designation as a sexual  
183 predator for purposes of this section. The clerk shall transmit  
184 a copy of the order containing the written finding to the  
185 department within 48 hours after the entry of the order;

186 2. An offender who meets the sexual predator criteria  
187 described in paragraph (4)(a) who is before the court for  
188 sentencing for a current offense committed on or after October  
189 1, 1993, is a sexual predator, and the sentencing court must  
190 make a written finding at the time of sentencing that the  
191 offender is a sexual predator, and the clerk of the court shall

192 transmit a copy of the order containing the written finding to  
 193 the department within 48 hours after the entry of the order; or  
 194 3. If the Department of Corrections, the department, or  
 195 any other law enforcement agency obtains information which  
 196 indicates that an offender who establishes or maintains a  
 197 permanent, ~~or~~ temporary, or transient residence in this state  
 198 meets the sexual predator criteria described in paragraph (4)(a)  
 199 or paragraph (4)(d) because the offender was civilly committed  
 200 or committed a similar violation in another jurisdiction on or  
 201 after October 1, 1993, the Department of Corrections, the  
 202 department, or the law enforcement agency shall notify the state  
 203 attorney of the county where the offender establishes or  
 204 maintains a permanent, ~~or~~ temporary, or transient residence of  
 205 the offender's presence in the community. The state attorney  
 206 shall file a petition with the criminal division of the circuit  
 207 court for the purpose of holding a hearing to determine if the  
 208 offender's criminal record or record of civil commitment from  
 209 another jurisdiction meets the sexual predator criteria. If the  
 210 court finds that the offender meets the sexual predator criteria  
 211 because the offender has violated a similar law or similar laws  
 212 in another jurisdiction, the court shall make a written finding  
 213 that the offender is a sexual predator.  
 214  
 215 When the court makes a written finding that an offender is a  
 216 sexual predator, the court shall inform the sexual predator of  
 217 the registration and community and public notification  
 218 requirements described in this section. Within 48 hours after  
 219 the court designating an offender as a sexual predator, the



220 clerk of the circuit court shall transmit a copy of the court's  
 221 written sexual predator finding to the department. If the  
 222 offender is sentenced to a term of imprisonment or supervision,  
 223 a copy of the court's written sexual predator finding must be  
 224 submitted to the Department of Corrections.

225 (d) A person who establishes or maintains a residence in  
 226 this state and who has not been designated as a sexual predator  
 227 by a court of this state but who has been designated as a sexual  
 228 predator, as a sexually violent predator, or by another sexual  
 229 offender designation in another state or jurisdiction and was,  
 230 as a result of such designation, subjected to registration or  
 231 community or public notification, or both, or would be if the  
 232 person was a resident of that state or jurisdiction, without  
 233 regard to whether the person otherwise meets the criteria for  
 234 registration as a sexual offender, shall register in the manner  
 235 provided in s. 943.0435, ~~or~~ s. 944.607, or s. 985.4815 and shall  
 236 be subject to community and public notification as provided in  
 237 s. 943.0435, ~~or~~ s. 944.607, or s. 985.4815. A person who meets  
 238 the criteria of this section is subject to the requirements and  
 239 penalty provisions of s. 943.0435, ~~or~~ s. 944.607, or s. 985.4815  
 240 until the person provides the department with an order issued by  
 241 the court that designated the person as a sexual predator, as a  
 242 sexually violent predator, or by another sexual offender  
 243 designation in the state or jurisdiction in which the order was  
 244 issued which states that such designation has been removed or  
 245 demonstrates to the department that such designation, if not  
 246 imposed by a court, has been removed by operation of law or  
 247 court order in the state or jurisdiction in which the

248 designation was made, and provided such person no longer meets  
 249 the criteria for registration as a sexual offender under the  
 250 laws of this state.

251 (6) REGISTRATION.--

252 (a) A sexual predator must register with the department  
 253 through the sheriff's office by providing the following  
 254 information to the department:

255 1. Name, nicknames, and pseudonyms; social security  
 256 number, including any alias or false social security numbers  
 257 ever used; age;; race;; sex;; date of birth, including any alias  
 258 or false date of birth ever used; height, weight, hair and eye  
 259 color, and physical description, including scars, marks, and  
 260 tattoos; photograph;; address of legal residence and address of  
 261 any current temporary residence, within the state or out of  
 262 state, including a rural route address and a post office box,  
 263 or, if no permanent or temporary address, any transient  
 264 residence within the state; address, location, or description  
 265 and dates of any current or known future temporary residence  
 266 within the state or out of state; any electronic mail address  
 267 and any instant message name required to be provided pursuant to  
 268 subparagraph (g)4.; all phone numbers, including fixed location  
 269 and cellular phone numbers and any other designations used for  
 270 purposes of routing or self-identification in telephonic  
 271 communications; date and place of any current or known future  
 272 employment, volunteer work, trade, or business, including  
 273 employer address or location if no specific address is  
 274 available; all professional licenses that authorize him or her  
 275 to engage in an occupation or carry out a trade or business; all

276 driver's license and identification card numbers and  
 277 identifiers; all travel and immigration documents, including  
 278 passport and visa, and identifying information from such  
 279 documents, including, but not limited to, unique identifiers and  
 280 pertinent issuance and expiration dates, location of issuance,  
 281 destinations, and immigration status; biometric identification  
 282 information, including fingerprints and palm prints; date and  
 283 place of each conviction; ~~fingerprints,~~ and a brief description  
 284 of the crime or crimes committed by the offender. A post office  
 285 box shall not be provided in lieu of a physical residential  
 286 address. A sexual predator designated under this section on or  
 287 after December 31, 2008, must submit a set of palm prints during  
 288 registration. The sheriff shall promptly provide to the  
 289 department the palm prints in an electronic format. The  
 290 department is authorized to provide the palm prints to the  
 291 Federal Bureau of Investigation and to other criminal justice  
 292 agencies.

293 a. If the sexual predator's place of residence is a motor  
 294 vehicle, trailer, mobile home, or manufactured home, as defined  
 295 in chapter 320, the sexual predator shall also provide to the  
 296 department written notice of the vehicle identification number;  
 297 the license tag number; the registration number; and a  
 298 description, including color scheme, of the motor vehicle,  
 299 trailer, mobile home, or manufactured home. If a sexual  
 300 predator's place of residence is a vessel, live-aboard vessel,  
 301 or houseboat, as defined in chapter 327, the sexual predator  
 302 shall also provide to the department written notice of the hull  
 303 identification number; the manufacturer's serial number; the

304 name of the vessel, live-aboard vessel, or houseboat; the  
305 registration number; and a description, including color scheme,  
306 of the vessel, live-aboard vessel, or houseboat.

307 b. If the sexual predator is or will be enrolled,  
308 employed, or carrying on a vocation at an institution of higher  
309 education or secondary educational institution ~~in this state~~,  
310 the sexual predator shall ~~also~~ provide to the department the  
311 name, address, and county of each institution, including each  
312 campus attended, and the sexual predator's enrollment or  
313 employment status. Each change in enrollment or employment  
314 status shall be reported in person at the sheriff's office, or  
315 the Department of Corrections if the sexual predator is in the  
316 custody or control of or under the supervision of the Department  
317 of Corrections, within 48 hours after any change in status. The  
318 sheriff or the Department of Corrections shall promptly notify  
319 each institution of the sexual predator's presence and any  
320 change in the sexual predator's enrollment or employment status.

321 c. If the sexual predator is employed, volunteers, or  
322 carries out any trade or business, the sexual predator shall  
323 register the employment address or location for that activity if  
324 no specific address is available. In the case where the sexual  
325 predator's employment lacks a fixed employment address or  
326 location, the sexual predator shall register information  
327 regarding his or her probable location during the course of the  
328 employment, including normal routes or general areas, with  
329 whatever definiteness is possible. Each change in the  
330 registration information required in this sub-subparagraph shall  
331 be reported in person at the sheriff's office, or the Department

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332 of Corrections if the sexual predator is in the custody or  
333 control of or under the supervision of the Department of  
334 Corrections, within 48 hours after any change in status. The  
335 sheriff or the Department of Corrections shall promptly notify  
336 the department of this change of the sexual predator's  
337 registration information.

338 d. If the sexual predator owns or operates any vehicle,  
339 vessel, aircraft, or other land vehicle for personal use or in  
340 the course of any employment, the sexual predator shall register  
341 information regarding such vehicle, vessel, aircraft, or other  
342 land vehicle, including license tag number and information,  
343 description, including trade or business names or information  
344 thereon, registration and other identifiers, and information  
345 regarding the place or places where such vehicle, vessel,  
346 aircraft, or other land vehicle is habitually parked, docked, or  
347 otherwise kept if the location is different than the  
348 registrant's address. Each change in the registration  
349 information required in this sub-subparagraph shall be reported  
350 in person at the sheriff's office, or the Department of  
351 Corrections if the sexual predator is in the custody or control  
352 of or under the supervision of the Department of Corrections,  
353 within 48 hours after any change in status. The sheriff or the  
354 Department of Corrections shall promptly notify the department  
355 of this change of the sexual predator's registration  
356 information.

357 2. Any other information determined necessary by the  
358 department, including criminal and corrections records;

359 nonprivileged personnel and treatment records; and evidentiary  
 360 genetic markers when available.

361 (c) If the sexual predator is in the custody of a local  
 362 jail, the custodian of the local jail shall electronically  
 363 register the sexual predator within 3 business days after intake  
 364 of the sexual predator for any reason and upon release, and  
 365 shall forward the registration information to the department.  
 366 The custodian of the local jail shall also take a digitized  
 367 photograph of the sexual predator while the sexual predator  
 368 remains in custody and shall provide the digitized photograph to  
 369 the department. The custodian shall notify the department if the  
 370 sexual predator escapes from custody or dies.

371 (e)1. If the sexual predator is not in the custody or  
 372 control of, or under the supervision of, the Department of  
 373 Corrections or is not in the custody of a private correctional  
 374 facility, the sexual predator shall register in person:

375 a. At the sheriff's office in the county where he or she  
 376 establishes or maintains a residence within 48 hours after  
 377 establishing or maintaining a residence in this state; and

378 b. At the sheriff's office in the county where he or she  
 379 was designated a sexual predator by the court within 48 hours  
 380 after such finding is made.

381 2. Any change in the sexual predator's permanent, ~~or~~  
 382 temporary, or transient residence, name, or any electronic mail  
 383 address and any instant message name required to be provided  
 384 pursuant to subparagraph (g)4., after the sexual predator  
 385 registers in person at the sheriff's office as provided in  
 386 subparagraph 1., shall be accomplished in the manner provided in

387 paragraphs (g), (i), and (j). When a sexual predator registers  
388 with the sheriff's office, the sheriff shall take a photograph  
389 and a set of biometric identification information, including  
390 fingerprints and palm prints, ~~fingerprints~~ of the predator and  
391 forward the photographs and biometric identification information  
392 ~~fingerprints~~ to the department, along with the information that  
393 the predator is required to provide pursuant to this section.

394 (f) Within 48 hours after the registration required under  
395 paragraph (a) or paragraph (e), a sexual predator who is not  
396 incarcerated and who resides in the community, including a  
397 sexual predator under the supervision of the Department of  
398 Corrections, shall register in person at a driver's license  
399 office of the Department of Highway Safety and Motor Vehicles  
400 and shall present proof of registration. At the driver's license  
401 office the sexual predator shall:

402 1. If otherwise qualified, secure a Florida driver's  
403 license, renew a Florida driver's license, or secure an  
404 identification card. The sexual predator shall identify himself  
405 or herself as a sexual predator who is required to comply with  
406 this section, provide his or her place of permanent, ~~or~~  
407 temporary, or transient residence, including a rural route  
408 address and a post office box, and submit to the taking of a  
409 photograph for use in issuing a driver's license, renewed  
410 license, or identification card, and for use by the department  
411 in maintaining current records of sexual predators. A post  
412 office box shall not be provided in lieu of a physical  
413 residential address. If the sexual predator's place of residence  
414 is a motor vehicle, trailer, mobile home, or manufactured home,

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415 as defined in chapter 320, the sexual predator shall also  
416 provide to the Department of Highway Safety and Motor Vehicles  
417 the vehicle identification number; the license tag number; the  
418 registration number; and a description, including color scheme,  
419 of the motor vehicle, trailer, mobile home, or manufactured  
420 home. If a sexual predator's place of residence is a vessel,  
421 live-aboard vessel, or houseboat, as defined in chapter 327, the  
422 sexual predator shall also provide to the Department of Highway  
423 Safety and Motor Vehicles the hull identification number; the  
424 manufacturer's serial number; the name of the vessel, live-  
425 aboard vessel, or houseboat; the registration number; and a  
426 description, including color scheme, of the vessel, live-aboard  
427 vessel, or houseboat.

428 2. Pay the costs assessed by the Department of Highway  
429 Safety and Motor Vehicles for issuing or renewing a driver's  
430 license or identification card as required by this section. The  
431 driver's license or identification card issued to the sexual  
432 predator must be in compliance with s. 322.141(3).

433 3. Provide, upon request, any additional information  
434 necessary to confirm the identity of the sexual predator,  
435 including a set of fingerprints.

436 (g)1. Each time a sexual predator's driver's license or  
437 identification card is subject to renewal, and, without regard  
438 to the status of the predator's driver's license or  
439 identification card, within 48 hours after any change of the  
440 predator's residence or change in the predator's name by reason  
441 of marriage or other legal process, the predator shall report in  
442 person to a driver's license office and shall be subject to the



443 requirements specified in paragraph (f). The Department of  
 444 Highway Safety and Motor Vehicles shall forward to the  
 445 department and to the Department of Corrections all photographs  
 446 and information provided by sexual predators. Notwithstanding  
 447 the restrictions set forth in s. 322.142, the Department of  
 448 Highway Safety and Motor Vehicles is authorized to release a  
 449 reproduction of a color-photograph or digital-image license to  
 450 the Department of Law Enforcement for purposes of public  
 451 notification of sexual predators as provided in this section.

452 2. A sexual predator who vacates a permanent or temporary  
 453 residence and fails to establish or maintain another permanent  
 454 or temporary residence shall, within 48 hours after vacating the  
 455 permanent or temporary residence, report in person to the  
 456 sheriff's office of the county in which he or she is located.  
 457 The sexual predator shall specify the date upon which he or she  
 458 intends to or did vacate such residence. The sexual predator  
 459 must provide or update all of the registration information  
 460 required under paragraph (a). The sexual predator must provide  
 461 an address for the residence or other place ~~location~~ that he or  
 462 she is or will be located ~~occupying~~ during the time in which he  
 463 or she fails to establish or maintain a permanent or temporary  
 464 residence.

465 3. A sexual predator who remains at a permanent or  
 466 temporary residence after reporting his or her intent to vacate  
 467 such residence shall, within 48 hours after the date upon which  
 468 the predator indicated he or she would or did vacate such  
 469 residence, report in person to the sheriff's office to which he  
 470 or she reported pursuant to subparagraph 2. for the purpose of

471 reporting his or her address at such residence. When the sheriff  
472 receives the report, the sheriff shall promptly convey the  
473 information to the department. An offender who makes a report as  
474 required under subparagraph 2. but fails to make a report as  
475 required under this subparagraph commits a felony of the second  
476 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
477 775.084.

478 4. A sexual predator must register any electronic mail  
479 address or instant message name with the department prior to  
480 using such electronic mail address or instant message name on or  
481 after October 1, 2007. The department shall establish an online  
482 system through which sexual predators may securely access and  
483 update all electronic mail address and instant message name  
484 information.

485 (i) A sexual predator who intends to establish a  
486 temporary, permanent, or transient residence in another state or  
487 jurisdiction other than the State of Florida shall report in  
488 person to the sheriff of the county of current residence within  
489 48 hours before the date he or she intends to leave this state  
490 to establish residence in another state or jurisdiction. The  
491 sexual predator must provide to the sheriff the address,  
492 municipality, county, and state of intended residence. The  
493 sheriff shall promptly provide to the department the information  
494 received from the sexual predator. The department shall notify  
495 the statewide law enforcement agency, or a comparable agency, in  
496 the intended state or jurisdiction of residence of the sexual  
497 predator's intended residence. The failure of a sexual predator

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498 to provide his or her intended place of residence is punishable  
499 as provided in subsection (10).

500 (j) A sexual predator who indicates his or her intent to  
501 reside or establish a temporary or transient residence in  
502 another state or jurisdiction other than the State of Florida  
503 and later decides to remain in this state shall, within 48 hours  
504 after the date upon which the sexual predator indicated he or  
505 she would leave this state, report in person to the sheriff to  
506 which the sexual predator reported the intended change of  
507 residence, and report his or her intent to remain in this state.  
508 If the sheriff is notified by the sexual predator that he or she  
509 intends to remain in this state, the sheriff shall promptly  
510 report this information to the department. A sexual predator who  
511 reports his or her intent to reside or establish a temporary or  
512 transient residence in another state or jurisdiction, but who  
513 remains in this state without reporting to the sheriff in the  
514 manner required by this paragraph, commits a felony of the  
515 second degree, punishable as provided in s. 775.082, s. 775.083,  
516 or s. 775.084.

517 (k)1. The department is responsible for the online  
518 maintenance of current information regarding each registered  
519 sexual predator. The department must maintain hotline access for  
520 state, local, and federal law enforcement agencies to obtain  
521 instantaneous locator file and offender characteristics  
522 information on all released registered sexual predators for  
523 purposes of monitoring, tracking, and prosecution. The  
524 photograph and biometric identification information does  
525 ~~fingerprints do~~ not have to be stored in a computerized format.

526           2. The department's sexual predator registration list,  
527 containing the information described in subparagraph (a)1., is a  
528 public record. The department is authorized to disseminate this  
529 public information by any means deemed appropriate, including  
530 operating a toll-free telephone number for this purpose. When  
531 the department provides information regarding a registered  
532 sexual predator to the public, department personnel must advise  
533 the person making the inquiry that positive identification of a  
534 person believed to be a sexual predator cannot be established  
535 unless a fingerprint comparison is made, and that it is illegal  
536 to use public information regarding a registered sexual predator  
537 to facilitate the commission of a crime.

538           3. The department shall adopt guidelines as necessary  
539 regarding the registration of sexual predators and the  
540 dissemination of information regarding sexual predators as  
541 required by this section.

542           (7) COMMUNITY AND PUBLIC NOTIFICATION.--

543           (a) Law enforcement agencies must inform members of the  
544 community and the public of a sexual predator's presence. Upon  
545 notification of the presence of a sexual predator, the sheriff  
546 of the county or the chief of police of the municipality where  
547 the sexual predator establishes or maintains a permanent or  
548 temporary residence shall notify members of the community and  
549 the public of the presence of the sexual predator in a manner  
550 deemed appropriate by the sheriff or the chief of police. Within  
551 48 hours after receiving notification of the presence of a  
552 sexual predator, the sheriff of the county or the chief of  
553 police of the municipality where the sexual predator temporarily

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554 or permanently resides shall notify each licensed day care  
555 center, elementary school, middle school, and high school within  
556 a 1-mile radius of the temporary or permanent residence of the  
557 sexual predator of the presence of the sexual predator.

558 Information provided to members of the community and the public  
559 regarding a sexual predator must include:

560 1. The name, nicknames, aliases, and pseudonyms of the  
561 sexual predator;

562 2. A description of the sexual predator, including a  
563 photograph;

564 3. The sexual predator's current permanent, temporary, and  
565 transient addresses and descriptions of registered locations  
566 that have no specific street address, including the name of the  
567 county or municipality if known;

568 4. The circumstances of the sexual predator's offense or  
569 offenses; and

570 5. Whether the victim of the sexual predator's offense or  
571 offenses was, at the time of the offense, a minor or an adult.

572 6. The sexual predator's employment address or, if the  
573 sexual predator has no fixed employment address, information  
574 regarding his or her probable location during the course of  
575 employment, including normal routes or general areas, with  
576 whatever definiteness is possible, and, if applicable,  
577 information regarding places where the sexual predator  
578 volunteers or carries out a trade or business.

579 7. The sexual predator's institution of higher education  
580 or secondary educational institution address.

581           8. The license tag number and description of each vehicle  
582 owned or operated by the sexual predator.

583

584 This paragraph does not authorize the release of the name of any  
585 victim of the sexual predator.

586           (8) VERIFICATION.--The department and the Department of  
587 Corrections shall implement a system for verifying the addresses  
588 of sexual predators. The system must be consistent with the  
589 provisions of the federal Adam Walsh Child Protection and Safety  
590 Act of 2006 and any other federal standards applicable to such  
591 verification or required to be met as a condition for the  
592 receipt of federal funds by the state. The Department of  
593 Corrections shall verify the addresses of sexual predators who  
594 are not incarcerated but who reside in the community under the  
595 supervision of the Department of Corrections and shall report to  
596 the department any failure by a sexual predator to comply with  
597 registration requirements. County and local law enforcement  
598 agencies, in conjunction with the department, shall verify the  
599 addresses of sexual predators who are not under the care,  
600 custody, control, or supervision of the Department of  
601 Corrections. Local law enforcement agencies shall report to the  
602 department any failure by a sexual predator to comply with  
603 registration requirements.

604           (a) A sexual predator must report in person each year  
605 during the month of the sexual predator's birthday and during  
606 every third month thereafter to the sheriff's office in the  
607 county in which he or she resides or is otherwise located to  
608 reregister. The sheriff's office may determine the appropriate

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609 times and days for reporting by the sexual predator, which shall  
610 be consistent with the reporting requirements of this paragraph.  
611 Reregistration shall include any changes to the following  
612 information:

613 1. Name, nicknames, and pseudonyms; social security  
614 number, including any alias or false social security numbers  
615 ever used; age; race; sex; date of birth, including any alias or  
616 false date of birth ever used; height; weight; hair and eye  
617 color; physical description, including scars, marks, and  
618 tattoos; address of any permanent residence and address of any  
619 current temporary residence, within the state or out of state,  
620 including a rural route address and a post office box; if no  
621 permanent or temporary address, any transient residence within  
622 the state; address or location, description, and dates of any  
623 current or known future temporary residence both within the  
624 state and out of state; any electronic mail address and any  
625 instant message name required to be provided pursuant to  
626 subparagraph (6)(g)4.; all phone numbers, including fixed  
627 location and cellular phone numbers and any other designations  
628 used for purposes of routing or self-identification in  
629 telephonic communications; date and place of any current or  
630 known future employment; volunteer work, trade, or business,  
631 including employer address or location if no specific address is  
632 available; all professional licenses held by the sexual predator  
633 that authorize him or her to engage in an occupation or carry  
634 out a trade or business; all driver's license and identification  
635 card numbers and identifiers; all travel and immigration  
636 documents, including passport and visa, and identifying

637 information from such documents, including, but not limited to,  
638 unique identifiers and pertinent issuance and expiration dates,  
639 location of issuance, destinations, and immigration status; any  
640 owned or operated vehicle, vessel, aircraft, or land vehicle  
641 make, model, color, and license tag number, and information,  
642 description, including trade or business names or information  
643 thereon, registration and other identifier information, and  
644 information regarding the place or places where such vehicle,  
645 vessel, aircraft, or land vehicle is habitually parked, docked  
646 or, otherwise kept if the location is different than the  
647 registrant's address; fingerprints; biometric identification  
648 information; and photograph. A post office box shall not be  
649 provided in lieu of a physical residential address. On or after  
650 December 31, 2008, and by July 1, 2009, unless previously  
651 submitted as part of registration or reregistration as required  
652 under this subsection, sexual predators shall submit palm prints  
653 during the month of their reregistration as required under this  
654 subsection. The sheriff shall promptly provide to the department  
655 the palm prints in an electronic format. The department is  
656 authorized to provide the palm prints to the Federal Bureau of  
657 Investigation and to other criminal justice agencies.

658 2. If the sexual predator is or will be enrolled,  
659 employed, or carrying on a vocation at an institution of higher  
660 education or secondary educational institution ~~in this state,~~  
661 the sexual predator shall ~~also~~ provide to the department the  
662 name, address, and county of each institution, including each  
663 campus attended, and the sexual predator's enrollment or  
664 employment status.



665           3. If the sexual predator's place of residence is a motor  
666 vehicle, trailer, mobile home, or manufactured home, as defined  
667 in chapter 320, the sexual predator shall also provide the  
668 vehicle identification number; the license tag number; the  
669 registration number; and a description, including color scheme,  
670 of the motor vehicle, trailer, mobile home, or manufactured  
671 home. If the sexual predator's place of residence is a vessel,  
672 live-aboard vessel, or houseboat, as defined in chapter 327, the  
673 sexual predator shall also provide the hull identification  
674 number; the manufacturer's serial number; the name of the  
675 vessel, live-aboard vessel, or houseboat; the registration  
676 number; and a description, including color scheme, of the  
677 vessel, live-aboard vessel, or houseboat.

678           (10) PENALTIES.--

679           (a) Except as otherwise specifically provided, a sexual  
680 predator who fails to register; who fails, after registration,  
681 to maintain, acquire, or renew a driver's license or  
682 identification card; who fails to provide required location  
683 information, electronic mail address information, instant  
684 message name information, or change-of-name information; who  
685 fails to make a required report in connection with vacating a  
686 permanent residence; who fails to reregister as required; who  
687 fails to respond to any address verification correspondence from  
688 the department within 3 weeks of the date of the correspondence;  
689 who knowingly provides false information; or who otherwise  
690 fails, by act or omission, to comply with the requirements of  
691 this section, commits a felony of the third degree, punishable  
692 as provided in s. 775.082, s. 775.083, or s. 775.084.

693 (b) A sexual predator who has been convicted of or found  
694 to have committed, or has pled nolo contendere or guilty to,  
695 regardless of adjudication, any violation, or attempted  
696 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
697 the victim is a minor and the defendant is not the victim's  
698 parent or guardian; s. 794.011, excluding s. 794.011(10); s.  
699 794.05; s. 796.03; s. 796.035; s. 800.04; felony violation of s.  
700 810.145, where the victim is a minor; s. 827.071; s. 847.0133;  
701 s. 847.0145; or s. 985.701(1); or any conviction for a similar  
702 offense committed in this state which has been redesignated from  
703 a former statute number to one of those listed in this  
704 paragraph; or a violation of a similar law of another  
705 jurisdiction when the victim of the offense was a minor, and who  
706 works, whether for compensation or as a volunteer, at any  
707 business, school, day care center, park, playground, or other  
708 place where children regularly congregate, commits a felony of  
709 the third degree, punishable as provided in s. 775.082, s.  
710 775.083, or s. 775.084.

711 (c) Any person who misuses public records information  
712 relating to a sexual predator, as defined in this section, or a  
713 sexual offender, as defined in s. 943.0435, ~~or~~ s. 944.607, or s.  
714 985.4815, to secure a payment from such a predator or offender;  
715 who knowingly distributes or publishes false information  
716 relating to such a predator or offender which the person  
717 misrepresents as being public records information; or who  
718 materially alters public records information with the intent to  
719 misrepresent the information, including documents, summaries of  
720 public records information provided by law enforcement agencies,

721 or public records information displayed by law enforcement  
 722 agencies on websites or provided through other means of  
 723 communication, commits a misdemeanor of the first degree,  
 724 punishable as provided in s. 775.082 or s. 775.083.

725 Section 3. Section 775.25, Florida Statutes, is amended to  
 726 read:

727 775.25 Prosecutions for acts or omissions.--A sexual  
 728 predator or sexual offender who commits any act or omission in  
 729 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.  
 730 944.607, ~~or~~ s. 947.177, s. 985.481, or s. 985.4815 may be  
 731 prosecuted for the act or omission in the county in which the  
 732 act or omission was committed, the county of the last registered  
 733 address of the sexual predator or sexual offender, or the county  
 734 in which the conviction occurred for the offense or offenses  
 735 that meet the criteria for designating a person as a sexual  
 736 predator or sexual offender. In addition, a sexual predator may  
 737 be prosecuted for any such act or omission in the county in  
 738 which he or she was designated a sexual predator.

739 Section 4. Paragraphs (a) and (c) of subsection (1),  
 740 subsections (2) and (3), paragraphs (a), (b), and (c) of  
 741 subsection (4), subsections (7), (8), and (10), paragraph (a) of  
 742 subsection (11), and paragraphs (b) and (c) of subsection (14)  
 743 of section 943.0435, Florida Statutes, are amended, and  
 744 paragraph (h) is added to subsection (1) of that section, to  
 745 read:

746 943.0435 Sexual offenders required to register with the  
 747 department; penalty.--

748 (1) As used in this section, the term:

749 (a)1. "Sexual offender" means a person who meets the  
 750 criteria in sub-subparagraph a., sub-subparagraph b., sub-  
 751 subparagraph c., ~~or~~ sub-subparagraph d., or sub-subparagraph e.,  
 752 as follows:

753 a.(I) Has been convicted of committing, or attempting,  
 754 soliciting, or conspiring to commit, any of the criminal  
 755 offenses proscribed in the following statutes in this state or  
 756 similar offenses in another jurisdiction: s. 787.01, s. 787.02,  
 757 or s. 787.025(2)(c), where the victim is a minor and the  
 758 defendant is not the victim's parent or guardian; s. 794.011,  
 759 excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s.  
 760 800.04; felony violation of s. 810.145, where the victim is a  
 761 minor; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
 762 excluding s. 847.0135 ~~(5)(4)~~; s. 847.0137; s. 847.0138; s.  
 763 847.0145; or s. 985.701(1); or any conviction for a similar  
 764 offense committed in this state which has been redesignated from  
 765 a former statute number to one of those listed in this sub-sub-  
 766 subparagraph; and

767 (II) Except as provided in sub-subparagraph e., has been  
 768 released on or after October 1, 1997, from the sanction imposed  
 769 for any conviction of an offense described in sub-sub-  
 770 subparagraph (I). For purposes of sub-sub-subparagraph (I), a  
 771 sanction imposed in this state or in any other jurisdiction  
 772 includes, but is not limited to, a fine, probation, community  
 773 control, parole, conditional release, control release, or  
 774 incarceration in a state prison, federal prison, private  
 775 correctional facility, or local detention facility;

776           b. Establishes or maintains a residence in this state and  
777 who has not been designated as a sexual predator by a court of  
778 this state but who has been designated as a sexual predator, as  
779 a sexually violent predator, or by another sexual offender  
780 designation in another state or jurisdiction and was, as a  
781 result of such designation, subjected to registration or  
782 community or public notification, or both, or would be if the  
783 person were a resident of that state or jurisdiction, without  
784 regard to whether the person otherwise meets the criteria for  
785 registration as a sexual offender;

786           c. Establishes or maintains a residence in this state who  
787 is in the custody or control of, or under the supervision of,  
788 any other state or jurisdiction as a result of a conviction for  
789 committing, or attempting, soliciting, or conspiring to commit,  
790 any of the criminal offenses proscribed in the following  
791 statutes or similar offense in another jurisdiction: s. 787.01,  
792 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and  
793 the defendant is not the victim's parent or guardian; s.  
794 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.  
795 796.035; s. 800.04; felony violation of s. 810.145, where the  
796 victim is a minor; s. 825.1025; s. 827.071; s. 847.0133; s.  
797 847.0135, excluding s. 847.0135~~(5)(4)~~; s. 847.0137; s. 847.0138;  
798 s. 847.0145; or s. 985.701(1); or any conviction for a similar  
799 offense committed in this state which has been redesignated from  
800 a former statute number to one of those listed in this sub-  
801 subparagraph; or

802           d. For an offense committed on or after July 1, 2007, has  
803 been adjudicated delinquent for committing, or attempting,

804 | soliciting, or conspiring to commit, any of the criminal  
 805 | offenses proscribed in the following statutes in this state or  
 806 | similar offenses in another jurisdiction when the juvenile was  
 807 | 14 years of age or older at the time of the offense:

808 |       (I) Section 794.011, excluding s. 794.011(10);

809 |       (II) Section 800.04(4)(b) where the victim is under 12  
 810 | years of age or where the court finds sexual activity by the use  
 811 | of force or by threatening or placing the victim in fear that a  
 812 | person would be subjected to death, serious bodily injury, or  
 813 | kidnapping ~~coercion~~;

814 |       (III) Section 800.04(5)(c)1. where the court finds  
 815 | molestation involving unclothed genitals; or

816 |       (IV) Section 800.04(5)(d) where the court finds the use of  
 817 | force, or threat or placement of the victim in fear that a  
 818 | person would be subjected to death, serious bodily injury, or  
 819 | kidnapping, coercion and unclothed genitals or genital area.

820 |       e. Is released on or after July 1, 2008, from any sanction  
 821 | as a result of a conviction for a felony offense in this state  
 822 | and who has previously been convicted in any state or  
 823 | jurisdiction for committing, or attempting, soliciting, or  
 824 | conspiring to commit, any of the criminal offenses proscribed in  
 825 | the following statutes or similar offense in another  
 826 | jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
 827 | the victim is a minor and the defendant is not the victim's  
 828 | parent or guardian; s. 794.011, excluding s. 794.011(10); s.  
 829 | 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145, where the  
 830 | victim is a minor; s. 825.1025; s. 827.071; s. 847.0133; s.  
 831 | 847.0135, excluding s. 847.0135(5); s. 847.0137; s. 847.0138; s.

832 847.0145; or s. 985.701(1); or any conviction for a similar  
 833 offense committed in this state which has been redesignated from  
 834 a former statute number to one of those listed in this sub-  
 835 subparagraph. This sub-subparagraph does not include persons who  
 836 have been released from sanctions for the previous sexual  
 837 offense for 25 or more years provided that there is no more than  
 838 one prior sexual offense conviction and provided that the sexual  
 839 offense was not a violation of any of the following:

- 840 (I) Section 787.01 or s. 787.02 where the victim is a  
 841 minor and the offender is not the victim's parent or guardian;
- 842 (II) Section 794.011, excluding s. 794.011(8)(a) and (10);
- 843 (III) Section 800.04(4)(b) where the court finds the  
 844 offense involved a victim under 12 years of age or sexual  
 845 activity by the use of force;
- 846 (IV) Section 800.04(5)(b);
- 847 (V) Section 800.04(5)(c)1. where the court finds  
 848 molestation involving unclothed genitals or genital area;
- 849 (VI) Section 800.04(5)(c)2. where the court finds  
 850 molestation involving unclothed genitals or genital area;
- 851 (VII) Section 800.04(5)(d) where the court finds the use  
 852 of force, or threat or placement of the victim in fear that a  
 853 person would be subjected to death, serious bodily injury, or  
 854 kidnapping, and unclothed genitals or genital area;
- 855 (VIII) Any attempt or conspiracy to commit such offense;
- 856 (IX) A violation of a similar law of another jurisdiction;
- 857 or

858           (X) Any similar offense committed in this state which has  
 859 been redesignated from a former statute number to one of those  
 860 listed in this sub-subparagraph.

861           2. For all qualifying offenses listed in sub-subparagraph  
 862 (1)(a)1.d., the court shall make a written finding of the age of  
 863 the offender at the time of the offense.

864  
 865 For each violation of a qualifying offense listed in this  
 866 subsection, the court shall make a written finding of the age of  
 867 the victim at the time of the offense. For a violation of s.  
 868 800.04(4), the court shall additionally make a written finding  
 869 indicating that the offense did or did not involve sexual  
 870 activity and indicating that the offense did or did not involve  
 871 force or threat or placement of the victim in fear that a person  
 872 would be subjected to death, serious bodily injury, or  
 873 kidnapping coercion. For a violation of s. 800.04(5), the court  
 874 shall additionally make a written finding that the offense did  
 875 or did not involve unclothed genitals or genital area and that  
 876 the offense did or did not involve the use of force or threat or  
 877 placement of the victim in fear that a person would be subjected  
 878 to death, serious bodily injury, or kidnapping coercion.

879           (c) "Permanent residence," ~~and~~ "temporary residence," and  
 880 "transient residence" have the same meaning ascribed in s.  
 881 775.21.

882           (h) "Secondary educational institution" means any trade,  
 883 professional, or secondary school, whether public, private,  
 884 religious, denominational, parochial, or nonparochial, attended



885 for any purpose, including, but not limited to, secular,  
 886 religious, or cultural studies.

887 (2) A sexual offender shall:

888 (a) Report in person at the sheriff's office:

889 1. In the county in which the offender establishes or  
 890 maintains a permanent, ~~or~~ temporary, or transient residence  
 891 within 48 hours after:

892 a. Establishing permanent or temporary residence in this  
 893 state; or

894 b. Being released from the custody, control, or  
 895 supervision of the Department of Corrections or from the custody  
 896 of a private correctional facility; or

897 2. In the county where he or she was convicted within 48  
 898 hours after being convicted for a qualifying offense for  
 899 registration under this section if the offender is not in the  
 900 custody or control of, or under the supervision of, the  
 901 Department of Corrections, or is not in the custody of a private  
 902 correctional facility.

903  
 904 Any change in the information required to be provided pursuant  
 905 to paragraph (b), including, but not limited to, change in the  
 906 sexual offender's permanent, ~~or~~ temporary, or transient  
 907 residence, name, any electronic mail address, and any instant  
 908 message name required to be provided pursuant to paragraph  
 909 (4) (d), after the sexual offender reports in person at the  
 910 sheriff's office, shall be accomplished in the manner provided  
 911 in subsections (4), (7), and (8).

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912 (b) Provide his or her name, nicknames, and pseudonyms;  
913 date of birth, including any alias or false date of birth ever  
914 used; social security number, including any alias or false  
915 social security numbers ever used; race; sex; height;  
916 weight; hair and eye color; physical description, including  
917 scars, tattoos, or other identifying marks; occupation and  
918 place of employment; address of permanent or legal residence or  
919 address of any current temporary residence, within the state and  
920 out of state, including a rural route address and a post office  
921 box; if no permanent or temporary address, any transient  
922 residence within the state; address or location, description,  
923 and dates of any current or known future temporary residence  
924 within the state or out of state; all phone numbers, including  
925 fixed location and cellular phone numbers and any other  
926 designations used for purposes of routing or self-identification  
927 in telephonic communications; any electronic mail address and  
928 any instant message name required to be provided pursuant to  
929 paragraph (4) (d); date and place of any current or known future  
930 employment, volunteer work, trade, or business, including  
931 employer address or location if no specific address is  
932 available; all professional licenses that authorize the sexual  
933 offender to engage in an occupation or carry out a trade or  
934 business; all driver's license and identification card numbers  
935 and identifiers; all travel and immigration documents, including  
936 passport and visa, and identifying information from such  
937 documents, including, but not limited to, unique identifiers and  
938 pertinent issuance and expiration dates, location of issuance,  
939 destinations, and immigration status; date and place of each

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940 conviction;<sup>7</sup> and a brief description of the crime or crimes  
941 committed by the offender. A post office box shall not be  
942 provided in lieu of a physical residential address.

943 1. If the sexual offender's place of residence is a motor  
944 vehicle, trailer, mobile home, or manufactured home, as defined  
945 in chapter 320, the sexual offender shall also provide to the  
946 department through the sheriff's office written notice of the  
947 vehicle identification number; the license tag number; the  
948 registration number; and a description, including color scheme,  
949 of the motor vehicle, trailer, mobile home, or manufactured  
950 home. If the sexual offender's place of residence is a vessel,  
951 live-aboard vessel, or houseboat, as defined in chapter 327, the  
952 sexual offender shall also provide to the department written  
953 notice of the hull identification number; the manufacturer's  
954 serial number; the name of the vessel, live-aboard vessel, or  
955 houseboat; the registration number; and a description, including  
956 color scheme, of the vessel, live-aboard vessel, or houseboat.

957 2. If the sexual offender is or will be enrolled,  
958 employed, or carrying on a vocation at an institution of higher  
959 education or secondary educational institution ~~in this state~~,  
960 the sexual offender shall ~~also~~ provide to the department through  
961 the sheriff's office the name, address, and county of each  
962 institution, including each campus attended, and the sexual  
963 offender's enrollment or employment status. Each change in  
964 enrollment or employment status shall be reported in person at  
965 the sheriff's office, within 48 hours after any change in  
966 status. The sheriff shall promptly notify each institution of

967 the sexual offender's presence and any change in the sexual  
968 offender's enrollment or employment status.

969 3. If the sexual offender is employed, volunteers, or  
970 carries out any trade or business, the sexual offender shall  
971 register the employment address or location if no specific  
972 address is available. In the case where the sexual offender's  
973 employment lacks a fixed employment address or location, the  
974 sexual offender shall register information regarding the sexual  
975 offender's probable location during the course of the  
976 employment, including normal routes or general areas, with  
977 whatever definiteness is possible. Each change in the  
978 registration information required in this subparagraph shall be  
979 reported in person at the sheriff's office within 48 hours after  
980 any change in status. The sheriff shall promptly notify the  
981 department of this change of the sexual offender's registration  
982 information.

983 4. If the sexual offender owns or operates any vehicle,  
984 vessel, aircraft, or other land vehicle for personal use or in  
985 the course of any employment, the sexual offender shall register  
986 information regarding such vehicle, vessel, aircraft, or land  
987 vehicle, including license tag number and information,  
988 description, including trade or business names or information  
989 thereon, registration or other identifiers, and information  
990 regarding the place or places where such vehicle, vessel,  
991 aircraft, or other land vehicle is habitually parked, docked, or  
992 otherwise kept if the location is different than the  
993 registrant's address. Each change in the registration  
994 information required in this subparagraph shall be reported in

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995 person at the sheriff's office within 48 hours after any change  
996 in status. The sheriff shall promptly notify the department of  
997 this change of the sexual offender's registration information.

998  
999 When a sexual offender reports at the sheriff's office, the  
1000 sheriff shall take a photograph and a set of biometric  
1001 identification information, including fingerprints and palm  
1002 prints, ~~fingerprints~~ of the offender and forward the photographs  
1003 and biometric identification information ~~fingerprints~~ to the  
1004 department, along with the information provided by the sexual  
1005 offender. The sheriff shall promptly provide to the department  
1006 the information received from the sexual offender. A sexual  
1007 offender who meets the criteria for registration as defined in  
1008 this section and is convicted of a qualifying offense on or  
1009 after December 31, 2008, must submit a set of palm prints during  
1010 registration. The sheriff shall promptly provide to the  
1011 department the palm prints in an electronic format. The  
1012 department is authorized to provide the palm prints to the  
1013 Federal Bureau of Investigations and other criminal justice  
1014 agencies.

1015 (3) Within 48 hours after the report required under  
1016 subsection (2), a sexual offender shall report in person at a  
1017 driver's license office of the Department of Highway Safety and  
1018 Motor Vehicles, unless a driver's license or identification card  
1019 that complies with the requirements of s. 322.141(3) was  
1020 previously secured or updated under s. 944.607 or s. 985.4815.  
1021 At the driver's license office the sexual offender shall:

1022 (a) If otherwise qualified, secure a Florida driver's  
 1023 license, renew a Florida driver's license, or secure an  
 1024 identification card. The sexual offender shall identify himself  
 1025 or herself as a sexual offender who is required to comply with  
 1026 this section and shall provide proof that the sexual offender  
 1027 reported as required in subsection (2). The sexual offender  
 1028 shall provide any of the information specified in subsection  
 1029 (2), if requested. The sexual offender shall submit to the  
 1030 taking of a photograph for use in issuing a driver's license,  
 1031 renewed license, or identification card, and for use by the  
 1032 department in maintaining current records of sexual offenders.

1033 (b) Pay the costs assessed by the Department of Highway  
 1034 Safety and Motor Vehicles for issuing or renewing a driver's  
 1035 license or identification card as required by this section. The  
 1036 driver's license or identification card issued must be in  
 1037 compliance with s. 322.141(3).

1038 (c) Provide, upon request, any additional information  
 1039 necessary to confirm the identity of the sexual offender,  
 1040 including a set of fingerprints.

1041 (4) (a) Each time a sexual offender's driver's license or  
 1042 identification card is subject to renewal, and, without regard  
 1043 to the status of the offender's driver's license or  
 1044 identification card, within 48 hours after any change in the  
 1045 offender's permanent, ~~or~~ temporary, or transient residence or  
 1046 change in the offender's name by reason of marriage or other  
 1047 legal process, the offender shall report in person to a driver's  
 1048 license office, and shall be subject to the requirements  
 1049 specified in subsection (3). The Department of Highway Safety

1050 and Motor Vehicles shall forward to the department all  
 1051 photographs and information provided by sexual offenders.  
 1052 Notwithstanding the restrictions set forth in s. 322.142, the  
 1053 Department of Highway Safety and Motor Vehicles is authorized to  
 1054 release a reproduction of a color-photograph or digital-image  
 1055 license to the Department of Law Enforcement for purposes of  
 1056 public notification of sexual offenders as provided in this  
 1057 section and ss. 943.043 and 944.606.

1058 (b) A sexual offender who vacates a permanent residence  
 1059 and fails to establish or maintain another permanent or  
 1060 temporary residence shall, within 48 hours after vacating the  
 1061 permanent residence, report in person to the sheriff's office of  
 1062 the county in which he or she is located. The sexual offender  
 1063 shall specify the date upon which he or she intends to or did  
 1064 vacate such residence. The sexual offender must provide or  
 1065 update all of the registration information required under  
 1066 paragraph (2)(b). The sexual offender must provide an address  
 1067 for the residence or other place ~~location~~ that he or she is or  
 1068 will be located ~~occupying~~ during the time in which he or she  
 1069 fails to establish or maintain a permanent or temporary  
 1070 residence.

1071 (c) A sexual offender who remains at a permanent or  
 1072 temporary residence after reporting his or her intent to vacate  
 1073 such residence shall, within 48 hours after the date upon which  
 1074 the offender indicated he or she would or did vacate such  
 1075 residence, report in person to the agency to which he or she  
 1076 reported pursuant to paragraph (b) for the purpose of reporting  
 1077 his or her address at such residence. When the sheriff receives

1078 the report, the sheriff shall promptly convey the information to  
 1079 the department. An offender who makes a report as required under  
 1080 paragraph (b) but fails to make a report as required under this  
 1081 paragraph commits a felony of the second degree, punishable as  
 1082 provided in s. 775.082, s. 775.083, or s. 775.084.

1083 (7) A sexual offender who intends to establish temporary,  
 1084 permanent, or transient residence in another state or  
 1085 jurisdiction other than the State of Florida shall report in  
 1086 person to the sheriff of the county of current residence within  
 1087 48 hours before the date he or she intends to leave this state  
 1088 to establish residence in another state or jurisdiction. The  
 1089 notification must include the address, municipality, county, and  
 1090 state of intended residence. The sheriff shall promptly provide  
 1091 to the department the information received from the sexual  
 1092 offender. The department shall notify the statewide law  
 1093 enforcement agency, or a comparable agency, in the intended  
 1094 state or jurisdiction of residence of the sexual offender's  
 1095 intended residence. The failure of a sexual offender to provide  
 1096 his or her intended place of residence is punishable as provided  
 1097 in subsection (9).

1098 (8) A sexual offender who indicates his or her intent to  
 1099 reside or establish a temporary or transient residence in  
 1100 another state or jurisdiction other than the State of Florida  
 1101 and later decides to remain in this state shall, within 48 hours  
 1102 after the date upon which the sexual offender indicated he or  
 1103 she would leave this state, report in person to the sheriff to  
 1104 which the sexual offender reported the intended change of  
 1105 temporary, permanent, or transient residence, and report his or



1106 her intent to remain in this state. The sheriff shall promptly  
 1107 report this information to the department. A sexual offender who  
 1108 reports his or her intent to reside or establish a temporary or  
 1109 transient residence in another state or jurisdiction but who  
 1110 remains in this state without reporting to the sheriff in the  
 1111 manner required by this subsection commits a felony of the  
 1112 second degree, punishable as provided in s. 775.082, s. 775.083,  
 1113 or s. 775.084.

1114 (10) The department, the Department of Highway Safety and  
 1115 Motor Vehicles, the Department of Corrections, the Department of  
 1116 Juvenile Justice, any law enforcement agency in this state, and  
 1117 the personnel of those departments; an elected or appointed  
 1118 official, public employee, or school administrator; or an  
 1119 employee, agency, or any individual or entity acting at the  
 1120 request or upon the direction of any law enforcement agency is  
 1121 immune from civil liability for damages for good faith  
 1122 compliance with the requirements of this section or for the  
 1123 release of information under this section, and shall be presumed  
 1124 to have acted in good faith in compiling, recording, reporting,  
 1125 or releasing the information. The presumption of good faith is  
 1126 not overcome if a technical or clerical error is made by the  
 1127 department, the Department of Highway Safety and Motor Vehicles,  
 1128 the Department of Corrections, the Department of Juvenile  
 1129 Justice, the personnel of those departments, or any individual  
 1130 or entity acting at the request or upon the direction of any of  
 1131 those departments in compiling or providing information, or if  
 1132 information is incomplete or incorrect because a sexual offender

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1133 fails to report or falsely reports his or her current place of  
 1134 permanent, ~~or~~ temporary, or transient residence.

1135 (11) Except as provided in s. 943.04354, a sexual offender  
 1136 must maintain registration with the department for the duration  
 1137 of his or her life, unless the sexual offender has received a  
 1138 full pardon or has had a conviction set aside in a  
 1139 postconviction proceeding for any offense that meets the  
 1140 criteria for classifying the person as a sexual offender for  
 1141 purposes of registration. However, a sexual offender:

1142 (a)1. Who has been lawfully released from confinement,  
 1143 supervision, or sanction, whichever is later, for at least 25  
 1144 years and has not been arrested for any felony or misdemeanor  
 1145 offense since release, provided that the sexual offender's  
 1146 requirement to register was not based upon an adult conviction:

1147 a. For a violation of s. 787.01 or s. 787.02;

1148 b. For a violation of s. 794.011, excluding s.  
 1149 794.011(8)(a) and (10);

1150 c. For a violation of s. 800.04(4)(b) where the court  
 1151 finds the offense involved a victim under 12 years of age or  
 1152 sexual activity by the use of force or by threatening or placing  
 1153 the victim in fear that a person would be subjected to death,  
 1154 serious bodily injury, or kidnapping ~~exercise~~;

1155 d. For a violation of s. 800.04(5)(b);

1156 e. For a violation of s. 800.04(5)(c) ~~e-2~~. where the court  
 1157 finds the offense involved unclothed genitals or genital area;

1158 f. For any attempt or conspiracy to commit any such  
 1159 offense; ~~or~~

1160 g. For a violation of similar law of another jurisdiction;  
 1161 or

1162 h. For any conviction for a similar offense committed in  
 1163 this state which has been redesignated from a former statute  
 1164 number to one of those listed in this subparagraph,

1165  
 1166 may petition the criminal division of the circuit court of the  
 1167 circuit in which the sexual offender resides for the purpose of  
 1168 removing the requirement for registration as a sexual offender.

1169 2. The court may grant or deny relief if the offender  
 1170 demonstrates to the court that he or she has not been arrested  
 1171 for any crime since release; the requested relief complies with  
 1172 the provisions of the federal Adam Walsh Child Protection and  
 1173 Safety Act of 2006 and any other federal standards applicable to  
 1174 the removal of registration requirements for a sexual offender  
 1175 or required to be met as a condition for the receipt of federal  
 1176 funds by the state; and the court is otherwise satisfied that  
 1177 the offender is not a current or potential threat to public  
 1178 safety. The state attorney in the circuit in which the petition  
 1179 is filed must be given notice of the petition at least 3 weeks  
 1180 before the hearing on the matter. The state attorney may present  
 1181 evidence in opposition to the requested relief or may otherwise  
 1182 demonstrate the reasons why the petition should be denied. If  
 1183 the court denies the petition, the court may set a future date  
 1184 at which the sexual offender may again petition the court for  
 1185 relief, subject to the standards for relief provided in this  
 1186 subsection.

1187           3. The department shall remove an offender from  
 1188 classification as a sexual offender for purposes of registration  
 1189 if the offender provides to the department a certified copy of  
 1190 the court's written findings or order that indicates that the  
 1191 offender is no longer required to comply with the requirements  
 1192 for registration as a sexual offender.

1193           (14)

1194           (b) However, a sexual offender who is required to register  
 1195 as a result of a conviction for:

1196           1. Section 787.01 or s. 787.02 where the victim is a minor  
 1197 and the offender is not the victim's parent or guardian;

1198           2. Section 794.011, excluding s. 794.011(8) (a) and (10);

1199           3. Section 800.04(4) (b) where the court finds the offense  
 1200 involved a victim under 12 years of age or sexual activity by  
 1201 the use of force or by threatening or placing the victim in fear  
 1202 that a person would be subjected to death, serious bodily  
 1203 injury, or kidnapping ~~coercion~~;

1204           4. Section 800.04(5) (b);

1205           5. Section 800.04(5) (c)1. where the court finds  
 1206 molestation involving unclothed genitals or genital area;

1207           6. Section 800.04(5) (c) ~~e~~-2. where the court finds  
 1208 molestation involving unclothed genitals or genital area;

1209           7. Section 800.04(5) (d) where the court finds the use of  
 1210 force, or threat or placement of the victim in fear that a  
 1211 person would be subjected to death, serious bodily injury, or  
 1212 kidnapping, ~~coercion~~ and unclothed genitals or genital area;

1213           8. Any attempt or conspiracy to commit such offense; ~~or~~

1214 9. A violation of a similar law of another jurisdiction;  
 1215 or

1216 10. Any conviction for a similar offense committed in this  
 1217 state which has been redesignated from a former statute number  
 1218 to one of those listed in this paragraph,

1219  
 1220 must reregister each year during the month of the sexual  
 1221 offender's birthday and every third month thereafter.

1222 (c) The sheriff's office may determine the appropriate  
 1223 times and days for reporting by the sexual offender, which shall  
 1224 be consistent with the reporting requirements of this  
 1225 subsection. Reregistration shall include any changes to the  
 1226 following information:

1227 1. Name, nicknames, and pseudonyms; social security  
 1228 number, including any alias or false social security numbers  
 1229 ever used; age; race; sex; date of birth, including any alias or  
 1230 false date of birth ever used; height; weight; hair and eye  
 1231 color; physical description, including scars, marks, and  
 1232 tattoos; address of any permanent residence and address of any  
 1233 current temporary residence, within the state or out of state,  
 1234 including a rural route address and a post office box; if no  
 1235 permanent or temporary address, any transient residence within  
 1236 the state; address or location, description, and dates of any  
 1237 current or known future temporary residence, both within the  
 1238 state and out of state; any electronic mail address and any  
 1239 instant message name required to be provided pursuant to  
 1240 paragraph (4) (d); all phone numbers, including fixed location  
 1241 and cellular phone numbers and any other designations used for

1242 purposes of routing or self-identification in telephonic  
 1243 communications; date and place of any current or known future  
 1244 employment; volunteer work, trade, or business, including  
 1245 employer address or location if no specific address is  
 1246 available; all professional licenses that authorize the sexual  
 1247 offender to engage in an occupation or carry out a trade or  
 1248 business; all driver's license and identification card numbers  
 1249 and identifiers; all travel and immigration documents, including  
 1250 passport and visa, and identifying information from such  
 1251 documents, including, but not limited to, unique identifiers and  
 1252 pertinent issuance and expiration dates, location of issuance,  
 1253 destinations, and immigration status; any owned or operated  
 1254 vehicle, vessel, aircraft, or other land vehicle make, model,  
 1255 color, and license tag number; and information, description,  
 1256 including trade or business names or information thereon,  
 1257 registration and other identifiers, and information regarding  
 1258 the place or places where such vehicle, vessel, aircraft, or  
 1259 other land vehicle is habitually parked, docked, or otherwise  
 1260 kept if the location is different than the registrant's address;  
 1261 biometric identification information, including fingerprints and  
 1262 palm prints ~~fingerprints~~; and photograph. A post office box  
 1263 shall not be provided in lieu of a physical residential address.  
 1264 On or after December 31, 2008, and by July 1, 2009, unless  
 1265 previously submitted as part of registration or reregistration  
 1266 as required under this subsection, s. 944.607(13), or s.  
 1267 985.4815, sexual offenders shall submit palm prints during the  
 1268 month of their reregistration as required under this subsection,  
 1269 s. 944.607(13), or s. 985.4815. The sheriff shall promptly

1270 provide to the department the palm prints in an electronic  
 1271 format. The department is authorized to provide the palm prints  
 1272 to the Federal Bureau of Investigation and to other criminal  
 1273 justice agencies.

1274 2. If the sexual offender is or will be enrolled,  
 1275 employed, or carrying on a vocation at an institution of higher  
 1276 education or secondary educational institution ~~in this state~~,  
 1277 the sexual offender shall ~~also~~ provide to the department the  
 1278 name, address, and county of each institution, including each  
 1279 campus attended, and the sexual offender's enrollment or  
 1280 employment status.

1281 3. If the sexual offender's place of residence is a motor  
 1282 vehicle, trailer, mobile home, or manufactured home, as defined  
 1283 in chapter 320, the sexual offender shall also provide the  
 1284 vehicle identification number; the license tag number; the  
 1285 registration number; and a description, including color scheme,  
 1286 of the motor vehicle, trailer, mobile home, or manufactured  
 1287 home. If the sexual offender's place of residence is a vessel,  
 1288 live-aboard vessel, or houseboat, as defined in chapter 327, the  
 1289 sexual offender shall also provide the hull identification  
 1290 number; the manufacturer's serial number; the name of the  
 1291 vessel, live-aboard vessel, or houseboat; the registration  
 1292 number; and a description, including color scheme, of the  
 1293 vessel, live-aboard vessel or houseboat.

1294 4. Any sexual offender who fails to report in person as  
 1295 required at the sheriff's office, ~~or~~ who fails to respond to any  
 1296 address verification correspondence from the department within 3  
 1297 weeks of the date of the correspondence, ~~or~~ who fails to report

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1298 | electronic mail addresses or instant message names, or who  
 1299 | knowingly provides false information commits a felony of the  
 1300 | third degree, punishable as provided in s. 775.082, s. 775.083,  
 1301 | or s. 775.084.

1302 |         Section 5. Section 943.04355, Florida Statutes, is created  
 1303 | to read:

1304 |         943.04355 Sexual offender registration and community  
 1305 | notification; tribal jurisdictions.--Pursuant to s. 285.16 and  
 1306 | s. 127 of the federal Sex Offender Registration and Notification  
 1307 | Act, 42 U.S.C. s. 16927, the department, in conjunction with  
 1308 | local law enforcement, is authorized to assume sexual offender  
 1309 | registration and community notification duties and functions as  
 1310 | they relate to registrants under the jurisdiction of any Indian  
 1311 | tribe that maintains a reservation or tribal property sited in  
 1312 | the state.

1313 |         Section 6. Subsection (2) of section 943.0436, Florida  
 1314 | Statutes, is amended to read:

1315 |         943.0436 Duty of the court to uphold laws governing sexual  
 1316 | predators and sexual offenders.--

1317 |         (2) If a person meets the criteria in chapter 775 for  
 1318 | designation as a sexual predator or meets the criteria in s.  
 1319 | 943.0435, s. 944.606, s. 944.607, s. 985.481, s. 985.4815, or  
 1320 | any other law for classification as a sexual offender, the court  
 1321 | may not enter an order, for the purpose of approving a plea  
 1322 | agreement or for any other reason, which:

1323 |         (a) Exempts a person who meets the criteria for  
 1324 | designation as a sexual predator or classification as a sexual  
 1325 | offender from such designation or classification, or exempts



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1326 such person from the requirements for registration or community  
 1327 and public notification imposed upon sexual predators and sexual  
 1328 offenders;

1329 (b) Restricts the compiling, reporting, or release of  
 1330 public records information that relates to sexual predators or  
 1331 sexual offenders; or

1332 (c) Prevents any person or entity from performing its  
 1333 duties or operating within its statutorily conferred authority  
 1334 as such duty or authority relates to sexual predators or sexual  
 1335 offenders.

1336 Section 7. Paragraph (b) of subsection (1) and paragraph  
 1337 (a) of subsection (3) of section 944.606, Florida Statutes, are  
 1338 amended, and paragraph (e) is added to subsection (1) of that  
 1339 section, to read:

1340 944.606 Sexual offenders; notification upon release.--

1341 (1) As used in this section:

1342 (b) "Sexual offender" means a person who:

1343 1. Has been convicted of committing, or attempting,  
 1344 soliciting, or conspiring to commit, any of the criminal  
 1345 offenses proscribed in the following statutes in this state or  
 1346 similar offenses in another jurisdiction: s. 787.01, s. 787.02,  
 1347 or s. 787.025(2)(c), where the victim is a minor and the  
 1348 defendant is not the victim's parent or guardian; s. 794.011,  
 1349 excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s.  
 1350 800.04; felony violation of s. 810.145, where the victim is a  
 1351 minor; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
 1352 excluding s. 847.0135(5)~~(4)~~; s. 847.0137; s. 847.0138; s.  
 1353 847.0145; or s. 985.701(1); or any conviction for a similar

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1354 offense committed in this state which has been redesignated from  
1355 a former statute number to one of those listed in this  
1356 subparagraph ~~subsection~~, when the department has received  
1357 verified information regarding such conviction; an offender's  
1358 computerized criminal history record is not, in and of itself,  
1359 verified information.

1360 2. Who as of July 1, 2008, is currently incarcerated or  
1361 servicing any sanction as a result of a conviction for a criminal  
1362 offense in this state and who has previously been convicted in  
1363 any state or jurisdiction for committing, or attempting,  
1364 soliciting, or conspiring to commit, any of the criminal  
1365 offenses proscribed in the following statutes or similar offense  
1366 in another jurisdiction: s. 787.01, s. 787.02, or s.  
1367 787.025(2)(c), where the victim is a minor and the defendant is  
1368 not the victim's parent or guardian; s. 794.011, excluding s.  
1369 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; felony  
1370 violation of s. 810.145, where the victim is a minor; s.  
1371 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
1372 847.0135(5); s. 847.0137; s. 847.0138; s. 847.0145; or s.  
1373 985.701(1); or any conviction for a similar offense committed in  
1374 this state which has been redesignated from a former statute  
1375 number to one of those listed in this subparagraph. This  
1376 subparagraph does not include persons who have been released  
1377 from sanctions for the previous sexual offense for 25 or more  
1378 years provided that there is no more than one prior sexual  
1379 offense conviction and provided that the sexual offense was not  
1380 any of the following:

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- 1381 a. Section 787.01 or s. 787.02 where the victim is a minor  
1382 and the offender is not the victim's parent or guardian;
- 1383 b. Section 794.011, excluding s. 794.011(8)(a) and (10);
- 1384 c. Section 800.04(4)(b) where the court finds the offense  
1385 involved a victim under 12 years of age or sexual activity by  
1386 the use of force;
- 1387 d. Section 800.04(5)(b);
- 1388 e. Section 800.04(5)(c)1. where the court finds  
1389 molestation involving unclothed genitals or genital area;
- 1390 f. Section 800.04(5)(c)2. where the court finds  
1391 molestation involving unclothed genitals or genital area;
- 1392 g. Section 800.04(5)(d), where the court finds the use of  
1393 force, or threat or placement of the victim in fear that a  
1394 person would be subjected to death, serious bodily injury, or  
1395 kidnapping, and unclothed genitals or genital area;
- 1396 h. Any attempt or conspiracy to commit such offense;
- 1397 i. A violation of a similar law of another jurisdiction;  
1398 or
- 1399 j. Any conviction for a similar offense committed in this  
1400 state which has been redesignated from a former statute number  
1401 to one of those listed in this subparagraph.
- 1402 (e) "Secondary educational institution" means any trade,  
1403 professional, or secondary school, whether public, private,  
1404 religious, denominational, parochial, or nonparochial, attended  
1405 for any purpose, including, but not limited to, secular,  
1406 religious or cultural studies.

1407 (3) (a) The department must provide information regarding  
 1408 any sexual offender who is being released after serving a period  
 1409 of incarceration for any offense, as follows:

1410 1. The department must provide: the sexual offender's  
 1411 name, any change in the offender's name by reason of marriage or  
 1412 other legal process, and any alias, if known; any nicknames or  
 1413 pseudonyms, if known; the correctional facility from which ~~the~~  
 1414 ~~sexual offender is~~ released; ~~the sexual offender's~~ social  
 1415 security number, including any alias or false social security  
 1416 numbers ever used; race; sex; date of birth; height;  
 1417 weight; ~~and~~ hair and eye color; physical description, including  
 1418 scars, marks, and tattoos; address of any planned permanent  
 1419 residence or temporary residence, within the state or out of  
 1420 state, including a rural route address and a post office box; if  
 1421 no permanent or temporary address, any transient residence  
 1422 within the state; address, location, or description and dates of  
 1423 any known future temporary residence within the state or out of  
 1424 state; all phone numbers, including fixed location and cellular  
 1425 phone numbers and any other designations used for purposes of  
 1426 routing or self-identification in telephonic communications;  
 1427 date and place of any current or known future employment,  
 1428 volunteer work, trade, or business, including employer address  
 1429 or location if no specific address is available; all  
 1430 professional licenses that authorize the registrant to engage in  
 1431 an occupation or carry out a trade or business; all driver's  
 1432 license and identification card numbers and identifiers, all  
 1433 travel and immigration documents, including passport and visa,  
 1434 and identifying information from such documents, including, but

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1435 not limited to, unique identifiers and pertinent issue and  
1436 expiration dates, location of issuance, destinations, and  
1437 immigration status; date and county of sentence and each crime  
1438 for which the offender was sentenced; a copy of the offender's  
1439 fingerprints and a digitized photograph taken within 60 days  
1440 before release; the date of release of the sexual offender; any  
1441 electronic mail address and any instant message name required to  
1442 be provided pursuant to s. 943.0435(4)(d); and the offender's  
1443 intended residence address, if known. The department shall  
1444 notify the Department of Law Enforcement if the sexual offender  
1445 escapes, absconds, or dies. If the sexual offender is in the  
1446 custody of a private correctional facility, the facility shall  
1447 take the digitized photograph of the sexual offender within 60  
1448 days before the sexual offender's release and provide this  
1449 photograph to the Department of Corrections and also place it in  
1450 the sexual offender's file. If the sexual offender is in the  
1451 custody of a local jail, the custodian of the local jail shall  
1452 electronically register the offender within 3 business days  
1453 after intake of the offender for any reason and upon release,  
1454 and shall notify the Department of Law Enforcement of the sexual  
1455 offender's release and provide to the Department of Law  
1456 Enforcement the information specified in this paragraph and any  
1457 information specified in subparagraph 2. that the Department of  
1458 Law Enforcement requests.

1459       2. The department may provide any other information deemed  
1460 necessary, including criminal and corrections records,  
1461 nonprivileged personnel and treatment records, when available.

1462 Section 8. Paragraph (a) of subsection (1), subsection  
 1463 (4), paragraph (b) of subsection (6), subsections (7) and (11),  
 1464 and paragraphs (b) and (c) of subsection (13) of section  
 1465 944.607, Florida Statutes, are amended, and paragraph (g) is  
 1466 added to subsection (1) of that section, to read:

1467 944.607 Notification to Department of Law Enforcement of  
 1468 information on sexual offenders.--

1469 (1) As used in this section, the term:

1470 (a) "Sexual offender" means a person who is in the custody  
 1471 or control of, or under the supervision of, the department or is  
 1472 in the custody of a private correctional facility:

1473 1. On or after October 1, 1997, as a result of a  
 1474 conviction for committing, or attempting, soliciting, or  
 1475 conspiring to commit, any of the criminal offenses proscribed in  
 1476 the following statutes in this state or similar offenses in  
 1477 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c),  
 1478 where the victim is a minor and the defendant is not the  
 1479 victim's parent or guardian; s. 794.011, excluding s.  
 1480 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; felony  
 1481 violation of s. 810.145, where the victim is a minor; s.  
 1482 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
 1483 847.0135(5)(4); s. 847.0137; s. 847.0138; s. 847.0145; or s.  
 1484 985.701(1); or any conviction for a similar offense committed in  
 1485 this state which has been redesignated from a former statute  
 1486 number to one of those listed in this ~~subparagraph~~ paragraph; ~~or~~

1487 2. Who establishes or maintains a residence in this state  
 1488 and who has not been designated as a sexual predator by a court  
 1489 of this state but who has been designated as a sexual predator,

1490 as a sexually violent predator, or by another sexual offender  
1491 designation in another state or jurisdiction and was, as a  
1492 result of such designation, subjected to registration or  
1493 community or public notification, or both, or would be if the  
1494 person were a resident of that state or jurisdiction, without  
1495 regard as to whether the person otherwise meets the criteria for  
1496 registration as a sexual offender; ~~or-~~

1497 3. Who as of July 1, 2008, is currently incarcerated or  
1498 serving any sanction as a result of a conviction for a criminal  
1499 offense in this state and who has previously been convicted in  
1500 any state or jurisdiction for committing, or attempting,  
1501 soliciting, or conspiring to commit, any of the criminal  
1502 offenses proscribed in the following statutes or similar offense  
1503 in another jurisdiction: s. 787.01, s. 787.02, or s.  
1504 787.025(2)(c), where the victim is a minor and the defendant is  
1505 not the victim's parent or guardian; s. 794.011, excluding s.  
1506 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; felony  
1507 violation of s. 810.145, where the victim is a minor; s.  
1508 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
1509 847.0135(5); s. 847.0137; s. 847.0138; s. 847.0145; or s.  
1510 985.701(1); or any conviction for a similar offense committed in  
1511 this state which has been redesignated from a former statute  
1512 number to one of those listed in this subparagraph. This  
1513 subparagraph does not include persons who have been released  
1514 from sanctions for the previous sexual offense for 25 or more  
1515 years provided that there is no more than one prior sexual  
1516 offense conviction and provided that the sexual offense was not  
1517 a violation of any of the following:

1518 a. Section 787.01 or s. 787.02 where the victim is a minor  
 1519 and the offender is not the victim's parent or guardian;

1520 b. Section 794.011, excluding s. 794.011(8)(a) and (10);

1521 c. Section 800.04(4)(b) where the court finds the offense  
 1522 involved a victim under 12 years of age or sexual activity by  
 1523 the use of force;

1524 d. Section 800.04(5)(b);

1525 e. Section 800.04(5)(c)1. where the court finds  
 1526 molestation involving unclothed genitals or genital area;

1527 f. Section 800.04(5)(c)2. where the court finds  
 1528 molestation involving unclothed genitals or genital area;

1529 g. Section 800.04(5)(d) where the court finds the use of  
 1530 force, or threat or placement of the victim in fear that a  
 1531 person would be subjected to death, serious bodily injury, or  
 1532 kidnapping, and unclothed genitals or genital area;

1533 h. Any attempt or conspiracy to commit such offense;

1534 i. A violation of a similar law of another jurisdiction;

1535 or

1536 j. Any conviction for a similar offense committed in this  
 1537 state which has been redesignated from a former statute number  
 1538 to one of those listed in this subparagraph.

1539 (g) "Secondary educational institution" means any trade,  
 1540 professional, or secondary school, whether public, private,  
 1541 religious, denominational, parochial, or nonparochial, attended  
 1542 for any purpose, including, but not limited to, secular,  
 1543 religious, or cultural studies

1544 (4) A sexual offender, as described in this section, who  
 1545 is under the supervision of the Department of Corrections but is



1546 not incarcerated must register with the Department of  
 1547 Corrections within 3 business days after sentencing for a  
 1548 registrable ~~registerable~~ offense and otherwise provide  
 1549 information as required by this subsection.

1550 (a) The sexual offender shall provide his or her name,  
 1551 nicknames, and pseudonyms; date of birth, including any alias or  
 1552 false date of birth ever used; social security number, including  
 1553 any alias or false social security numbers ever used; race; sex;  
 1554 height; weight; hair and eye color; physical description,  
 1555 including tattoos or other identifying marks or scars; any  
 1556 electronic mail address and any instant message name required to  
 1557 be provided pursuant to s. 943.0435(4)(d); all phone numbers,  
 1558 including fixed location and cellular phone numbers and any  
 1559 other designations used for purposes of routing or self-  
 1560 identification in telephonic communications; ~~and~~ permanent or  
 1561 legal residence and address of temporary residence within the  
 1562 state or out of state while the sexual offender is under  
 1563 supervision in this state, including any rural route address or  
 1564 post office box; if no permanent or temporary address, any  
 1565 transient residence within the state; address, location, or  
 1566 description and dates of any current or known future temporary  
 1567 residence within the state or out of state; date and place of  
 1568 any current or known future employment, volunteer work, trade,  
 1569 or business, including employer address or location if no  
 1570 specific address is available; all professional licenses that  
 1571 authorize the sexual offender to engage in an occupation or  
 1572 carry out a trade or business; all driver's license and  
 1573 identification card numbers and identifiers; and all travel and

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1574 immigration documents, including passport and visa, and  
1575 identifying information from such documents, including, but not  
1576 limited to, unique identifiers and pertinent issuance and  
1577 expiration dates, location of issuance, destinations, and  
1578 immigration status. The Department of Corrections shall verify  
1579 the address of each sexual offender in the manner described in  
1580 ss. 775.21 and 943.0435. The department shall report to the  
1581 Department of Law Enforcement any failure by a sexual predator  
1582 or sexual offender to comply with registration requirements.

1583 (b) If the sexual offender is or will be enrolled,  
1584 employed, or carrying on a vocation at an institution of higher  
1585 education or secondary educational institution ~~in this state,~~  
1586 the sexual offender shall provide the name, address, and county  
1587 of each institution, including each campus attended, and the  
1588 sexual offender's enrollment or employment status. Each change  
1589 in enrollment or employment status shall be reported to the  
1590 department within 48 hours after the change in status. The  
1591 Department of Corrections shall promptly notify each institution  
1592 of the sexual offender's presence and any change in the sexual  
1593 offender's enrollment or employment status.

1594 (c) If the sexual offender is employed, volunteers, or  
1595 carries out any trade or business, the sexual offender shall  
1596 register the employment address or location if no specific  
1597 address is available. In the case where the sexual offender's  
1598 employment lacks a fixed employment address or location, the  
1599 sexual offender shall register information regarding his or her  
1600 probable location during the course of the employment, including  
1601 normal routes or general areas, with whatever definiteness is

1602 possible. Each change in the registration information required  
 1603 in this paragraph shall be reported in person at the department  
 1604 within 48 hours after any change in status. The department shall  
 1605 promptly notify the Department of Law Enforcement of this change  
 1606 of the sexual offender's registration information.

1607 (d) If the sexual offender owns or operates any vehicle,  
 1608 vessel, aircraft, or other land vehicle for personal use or in  
 1609 the course of any employment, the sexual offender shall register  
 1610 information regarding such vehicle, vessel, aircraft, or other  
 1611 land vehicle, including license tag number and information,  
 1612 description, including trade or business names or information  
 1613 thereon, registration or other identifiers, and information  
 1614 regarding the place or places where such vehicle, vessel,  
 1615 aircraft, or other land vehicle is habitually parked, docked, or  
 1616 otherwise kept if the location is different than the  
 1617 registrant's address. Each change in the registration  
 1618 information required in this paragraph shall be reported in  
 1619 person at the department within 48 hours after any change in  
 1620 status. The department shall promptly notify the Department of  
 1621 Law Enforcement of this change of the sexual offender's  
 1622 registration information.

1623 (6) The information provided to the Department of Law  
 1624 Enforcement must include:

1625 (b) The sexual offender's most current address and place  
 1626 of permanent and temporary residence within the state or out of  
 1627 state or transient residence, and address, location, or  
 1628 description and dates of any current or known future temporary  
 1629 residence within the state or out of state, while the sexual

1630 offender is under supervision in this state, including the name  
 1631 of the county or municipality in which the offender permanently  
 1632 or temporarily resides or has a transient residence, and, if  
 1633 known, the intended place of permanent, ~~or~~ temporary, or  
 1634 transient residence, and address, location, or description and  
 1635 dates of any current or known future temporary residence within  
 1636 the state or out of state, upon satisfaction of all sanctions;

1637  
 1638 If any information provided by the department changes during the  
 1639 time the sexual offender is under the department's control,  
 1640 custody, or supervision, including any change in the offender's  
 1641 name by reason of marriage or other legal process, the  
 1642 department shall, in a timely manner, update the information and  
 1643 provide it to the Department of Law Enforcement in the manner  
 1644 prescribed in subsection (2).

1645 (7) If the sexual offender is in the custody of a local  
 1646 jail, the custodian of the local jail shall electronically  
 1647 register the offender within 3 business days after intake of the  
 1648 offender for any reason and upon release, and shall forward the  
 1649 information to the Department of Law Enforcement. The custodian  
 1650 of the local jail shall also take a digitized photograph of the  
 1651 sexual offender while the offender remains in custody and shall  
 1652 provide the digitized photograph to the Department of Law  
 1653 Enforcement.

1654 (11) The department, the Department of Highway Safety and  
 1655 Motor Vehicles, the Department of Law Enforcement, ~~the~~  
 1656 ~~Department of Corrections~~, the Department of Juvenile Justice,  
 1657 personnel of those departments, and any individual or entity

1658 acting at the request or upon the direction of those departments  
 1659 are immune from civil liability for damages for good faith  
 1660 compliance with this section, and shall be presumed to have  
 1661 acted in good faith in compiling, recording, reporting, or  
 1662 providing information. The presumption of good faith is not  
 1663 overcome if technical or clerical errors are made by the  
 1664 department, the Department of Highway Safety and Motor Vehicles,  
 1665 the Department of Law Enforcement, the Department of Juvenile  
 1666 Justice, personnel of those departments, or any individual or  
 1667 entity acting at the request or upon the direction of those  
 1668 departments in compiling, recording, reporting, or providing  
 1669 information, or, if the information is incomplete or incorrect  
 1670 because the information has not been provided by a person or  
 1671 agency required to provide the information, or because the  
 1672 information was not reported or was falsely reported.

1673 (13)

1674 (b) However, a sexual offender who is required to register  
 1675 as a result of a conviction for:

1676 1. Section 787.01 or s. 787.02 where the victim is a minor  
 1677 and the offender is not the victim's parent or guardian;

1678 2. Section 794.011, excluding s. 794.011(8) (a) and (10);

1679 3. Section 800.04(4)(b) where the victim is under 12 years  
 1680 of age or where the court finds sexual activity by the use of  
 1681 force or by threatening or placing the victim in fear that a  
 1682 person would be subjected to death, serious bodily injury, or  
 1683 kidnapping coercion;

1684 4. Section 800.04(5)(b);

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1685           5. Section 800.04(5)(c)1. where the court finds  
 1686 molestation involving unclothed genitals or genital area;  
 1687           6. Section 800.04(5)(c)~~e~~-2. where the court finds  
 1688 molestation involving unclothed genitals or genital area;  
 1689           7. Section 800.04(5)(d) where the court finds the use of  
 1690 force, or threat or placement of the victim in fear that a  
 1691 person would be subjected to death, serious bodily injury, or  
 1692 kidnapping, coercion and unclothed genitals or genital area;  
 1693           8. Any attempt or conspiracy to commit such offense; ~~or~~  
 1694           9. A violation of a similar law of another jurisdiction;  
 1695 or  
 1696           10. Any conviction for a similar offense committed in this  
 1697 state which has been redesignated from a former statute number  
 1698 to one of those listed in this paragraph,  
 1699  
 1700 must reregister each year during the month of the sexual  
 1701 offender's birthday and every third month thereafter.  
 1702           (c) The sheriff's office may determine the appropriate  
 1703 times and days for reporting by the sexual offender, which shall  
 1704 be consistent with the reporting requirements of this  
 1705 subsection. Reregistration shall include any changes to the  
 1706 following information:  
 1707           1. Name, nicknames, and pseudonyms; social security  
 1708 number, including any alias or false social security numbers  
 1709 ever used; age; race; sex; date of birth, including any alias or  
 1710 false date of birth ever used; height; weight; hair and eye  
 1711 color; physical description, including scars, marks, and  
 1712 tattoos; address of any permanent residence and address of any

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1713 current temporary residence, within the state or out of state,  
1714 including a rural route address and a post office box; if no  
1715 permanent or temporary address, any transient residence;  
1716 address, location, or description and dates of any current or  
1717 known future temporary residence both within the state and out  
1718 of state; any electronic mail address and any instant message  
1719 name required to be provided pursuant to s. 943.0435(4)(d); all  
1720 phone numbers, including fixed location and cellular phone  
1721 numbers and any other designations used for purposes of routing  
1722 or self-identification in telephonic communications; date and  
1723 place of any current or known future employment; volunteer work,  
1724 trade, or business, including employer address or location if no  
1725 specific address is available; all professional licenses that  
1726 authorize the sexual offender to engage in an occupation or  
1727 carry out a trade or business; all driver's license and  
1728 identification card numbers and identifiers; all travel and  
1729 immigration documents, including passport and visa, and  
1730 identifying information from such documents, including, but not  
1731 limited to, unique identifiers and pertinent issuance and  
1732 expiration dates, location of issuance, destinations, and  
1733 immigration status; any owned or operated vehicle, vessel,  
1734 aircraft, or other land vehicle make, model, color, and license  
1735 tag number and information, description, including trade or  
1736 business names or information thereon, registration and other  
1737 identifiers, and information regarding the place or places where  
1738 such vehicle, vessel, aircraft, or other land vehicle is  
1739 habitually parked, docked, or otherwise kept if the location is  
1740 different than the registrant's address; biometric

1741 identification information, including fingerprints and palm  
 1742 prints ~~fingerprints~~; and photograph. A post office box shall not  
 1743 be provided in lieu of a physical residential address.

1744 2. If the sexual offender is or will be enrolled,  
 1745 employed, or carrying on a vocation at an institution of higher  
 1746 education or secondary educational institution ~~in this state~~,  
 1747 the sexual offender shall ~~also~~ provide to the department the  
 1748 name, address, and county of each institution, including each  
 1749 campus attended, and the sexual offender's enrollment or  
 1750 employment status.

1751 3. If the sexual offender's place of residence is a motor  
 1752 vehicle, trailer, mobile home, or manufactured home, as defined  
 1753 in chapter 320, the sexual offender shall also provide the  
 1754 vehicle identification number; the license tag number; the  
 1755 registration number; and a description, including color scheme,  
 1756 of the motor vehicle, trailer, mobile home, or manufactured  
 1757 home. If the sexual offender's place of residence is a vessel,  
 1758 live-aboard vessel, or houseboat, as defined in chapter 327, the  
 1759 sexual offender shall also provide the hull identification  
 1760 number; the manufacturer's serial number; the name of the  
 1761 vessel, live-aboard vessel, or houseboat; the registration  
 1762 number; and a description, including color scheme, of the  
 1763 vessel, live-aboard vessel or houseboat.

1764 4. Any sexual offender who fails to report in person as  
 1765 required at the sheriff's office, ~~or~~ who fails to respond to any  
 1766 address verification correspondence from the department within 3  
 1767 weeks of the date of the correspondence, ~~or~~ who fails to report  
 1768 electronic mail addresses or instant message names, or who



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1769 knowingly provides false information commits a felony of the  
1770 third degree, punishable as provided in s. 775.082, s. 775.083,  
1771 or s. 775.084.

1772 5. If the sexual offender is employed, volunteers, or  
1773 carries out any trade or business, the sexual offender shall  
1774 register the employment address or location if no specific  
1775 address is available. In the case where the sexual offender's  
1776 employment lacks a fixed employment address or location, the  
1777 sexual offender shall register information regarding the sexual  
1778 offender's probable location during the course of the  
1779 employment, including normal routes or general areas, with  
1780 whatever definiteness is possible. Each change in the  
1781 registration information required in this subparagraph shall be  
1782 reported in person at the sheriff's office within 48 hours after  
1783 any change in status. The sheriff shall promptly notify the  
1784 Department of Law Enforcement of this change of the sexual  
1785 offender's registration information.

1786 6. If the sexual offender owns or operates any vehicle,  
1787 vessel, aircraft, or other land vehicle for personal use or in  
1788 the course of any employment, the sexual offender shall register  
1789 information regarding such vehicle, vessel, aircraft, or other  
1790 land vehicle, including license tag number and information,  
1791 description, including trade or business names or information  
1792 thereon, registration or other identifiers, and information  
1793 regarding the place or places where such vehicle, vessel,  
1794 aircraft, or other land vehicle is habitually parked, docked, or  
1795 otherwise kept if the location is different than the  
1796 registrant's address. Each change in the registration

1797 information required in this subparagraph shall be reported in  
 1798 person at the sheriff's office within 48 hours after any change  
 1799 in status. The sheriff shall promptly notify the Department of  
 1800 Law Enforcement of this change of the sexual offender's  
 1801 registration information.

1802 7. A sexual offender who meets the criteria for  
 1803 registration as defined in this section and is convicted of a  
 1804 qualifying offense on or after December 31, 2008, must submit a  
 1805 set of palm prints during registration. On or after December 31,  
 1806 2008, and by July 1, 2009, unless previously submitted as part  
 1807 of registration or reregistration as required under s.  
 1808 943.0435(14), s. 944.607(13), or s. 985.4815, sexual offenders  
 1809 shall submit palm prints during the month of their  
 1810 reregistration as required under s. 943.0435(14), s.  
 1811 944.607(13), or s. 985.4815. The sheriff shall promptly provide  
 1812 to the department the palm prints in an electronic format. The  
 1813 department is authorized to provide the palm prints to the  
 1814 Federal Bureau of Investigation and to other criminal justice  
 1815 agencies.

1816 Section 9. Paragraph (a) of subsection (3) of section  
 1817 985.481, Florida Statutes, is amended, and paragraph (c) is  
 1818 added to subsection (1) of that section, to read:

1819 985.481 Sexual offenders adjudicated delinquent;  
 1820 notification upon release.--

1821 (1) As used in this section:

1822 (c) "Secondary educational institution" means any trade,  
 1823 professional, or secondary school, whether public, private,  
 1824 religious, denominational, parochial, or nonparochial, attended

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1825 for any purpose, including, but not limited to, secular,  
1826 religious, or cultural studies.

1827 (3) (a) The department must provide information regarding  
1828 any sexual offender who is being released after serving a period  
1829 of residential commitment under the department for any offense,  
1830 as follows:

1831 1. The department must provide the sexual offender's name,  
1832 any change in the offender's name by reason of marriage or other  
1833 legal process, and any alias, if known; any nicknames or  
1834 pseudonyms, if known; the correctional facility from which the  
1835 sexual offender is released; the sexual offender's social  
1836 security number, including any alias or false social security  
1837 numbers ever used; race;; sex;; date of birth, including any  
1838 alias or false date of birth ever used; height;; weight;; and  
1839 hair and eye color; physical description, including scars,  
1840 marks, and tattoos; address of any planned permanent residence  
1841 or temporary residence, within the state or out of state,  
1842 including a rural route address and a post office box; if no  
1843 permanent or temporary address, any transient residence within  
1844 the state; address, location, or description and dates of any  
1845 known future temporary residence within the state or out of  
1846 state; all phone numbers, including fixed location and cellular  
1847 phone numbers and any other designations used for purposes of  
1848 routing or self-identification in telephonic communications;  
1849 date and place of any current or known future employment,  
1850 volunteer work, trade, or business, including employer address  
1851 or location if no specific address is available; all  
1852 professional licenses that authorize the sexual offender to

1853 engage in an occupation or carry out a trade or business; all  
 1854 driver's license and identification card numbers and  
 1855 identifiers, all travel and immigration documents, including  
 1856 passport and visa, and identifying information from such  
 1857 documents, including, but not limited to, unique identifiers and  
 1858 pertinent issue and expiration dates, location of issuance,  
 1859 destinations, and immigration status; date and county of  
 1860 disposition and each crime for which there was a disposition; a  
 1861 copy of the offender's fingerprints and a digitized photograph  
 1862 taken within 60 days before release; the date of release of the  
 1863 sexual offender; and the offender's intended residence address,  
 1864 if known. The department shall notify the Department of Law  
 1865 Enforcement if the sexual offender escapes, absconds, or dies.  
 1866 If the sexual offender is in the custody of a private  
 1867 correctional facility, the facility shall take the digitized  
 1868 photograph of the sexual offender within 60 days before the  
 1869 sexual offender's release and also place it in the sexual  
 1870 offender's file. If the sexual offender is in the custody of a  
 1871 local jail, the custodian of the local jail shall electronically  
 1872 register the offender within 3 business days after intake of the  
 1873 offender for any reason and upon release, and shall notify the  
 1874 Department of Law Enforcement of the sexual offender's release  
 1875 and provide to the Department of Law Enforcement the information  
 1876 specified in this subparagraph and any information specified in  
 1877 subparagraph 2. which the Department of Law Enforcement  
 1878 requests.

1879           2. The department may provide any other information  
 1880 considered necessary, including criminal and delinquency  
 1881 records, when available.

1882           Section 10. Subsection (4), paragraph (a) of subsection  
 1883 (6), subsection (7), and paragraph (b) of subsection (13) of  
 1884 section 985.4815, Florida Statutes, are amended, and paragraph  
 1885 (e) is added to subsection (1) of that section, to read:

1886           985.4815 Notification to Department of Law Enforcement of  
 1887 information on juvenile sexual offenders.--

1888           (1) As used in this section, the term:

1889           (e) "Secondary educational institution" means any trade,  
 1890 professional, or secondary school, whether public, private,  
 1891 religious, denominational, parochial, or nonparochial, attended  
 1892 for any purpose, including, but not limited to, secular,  
 1893 religious, or cultural studies.

1894           (4) A sexual offender, as described in this section, who  
 1895 is under the supervision of the department but who is not  
 1896 committed must register with the department within 3 business  
 1897 days after adjudication and disposition for a registrable  
 1898 offense and otherwise provide information as required by this  
 1899 subsection.

1900           (a) The sexual offender shall provide his or her name,  
 1901 nicknames, and pseudonyms; date of birth, including any alias or  
 1902 false date of birth ever used; social security number, including  
 1903 any alias or false social security numbers ever used; race; sex;  
 1904 height; weight; hair and eye color; physical description,  
 1905 including scars, tattoos, or other identifying marks; any  
 1906 electronic mail address and any instant message name required to

1907 be provided pursuant to s. 943.0435(4)(d); all phone numbers,  
 1908 including fixed location and cellular phone numbers and any  
 1909 other designations used for purposes of routing or self-  
 1910 identification in telephonic communications; ~~and~~ permanent or  
 1911 legal residence and address of temporary residence within the  
 1912 state or out of state while the sexual offender is in the care  
 1913 or custody or under the jurisdiction or supervision of the  
 1914 department in this state, including any rural route address or  
 1915 post office box; if no permanent or temporary address, any  
 1916 transient residence; address, location, or description and dates  
 1917 of any current or known future temporary residence within the  
 1918 state or out of state; date and place of any current or known  
 1919 future employment, volunteer work, trade, or business, including  
 1920 employer address or location if no specific address is  
 1921 available; all professional licenses that authorize the  
 1922 registrant to engage in an occupation or carry out a trade or  
 1923 business; all driver's license and identification card numbers  
 1924 and identifiers, all travel and immigration documents, including  
 1925 passport and visa, and identifying information from such  
 1926 documents, including, but not limited to, unique identifiers and  
 1927 pertinent issue and expiration dates, location of issuance,  
 1928 destinations, and immigration status; and the name and address  
 1929 of each school attended. The department shall verify the address  
 1930 of each sexual offender and shall report to the Department of  
 1931 Law Enforcement any failure by a sexual offender to comply with  
 1932 registration requirements.

1933 (b) If the sexual offender is or will be enrolled,  
 1934 employed, or carrying on a vocation at an institution of higher

1935 education or secondary educational institution ~~in this state,~~  
 1936 the sexual offender shall provide the name, address, and county  
 1937 of each institution, including each campus attended, and the  
 1938 sexual offender's enrollment or employment status. Each change  
 1939 in enrollment or employment status shall be reported to the  
 1940 department within 48 hours after the change in status. The  
 1941 department shall promptly notify each institution of the sexual  
 1942 offender's presence and any change in the sexual offender's  
 1943 enrollment or employment status.

1944 (c) If the sexual offender is employed, volunteers, or  
 1945 carries out any trade or business, the sexual offender shall  
 1946 register the employment address or location if no specific  
 1947 address is available. In the case where the sexual offenders  
 1948 employment lacks a fixed employment address or location, the  
 1949 sexual offender shall register information regarding the sexual  
 1950 offender's probable location during the course of the  
 1951 employment, including normal routes or general areas, with  
 1952 whatever definiteness is possible. Each change in the  
 1953 registration information required in this paragraph shall be  
 1954 reported in person at the department within 48 hours after any  
 1955 change in status. The department shall promptly notify the  
 1956 Department of Law Enforcement of this change of the sexual  
 1957 offender's registration information.

1958 (d) If the sexual offender owns or operates any vehicle,  
 1959 vessel, aircraft, or other land vehicle for personal use or in  
 1960 the course of any employment, the sexual offender shall register  
 1961 information regarding such vehicle, vessel, aircraft, or other  
 1962 land vehicle, including license tag number and information,

1963 description, including trade or business names or information  
 1964 thereon, registration or other identifiers, and information  
 1965 regarding the place or places where such vehicle, vessel,  
 1966 aircraft, or other land vehicle is habitually parked, docked, or  
 1967 otherwise kept if the location is different than the  
 1968 registrant's address. Each change in the registration  
 1969 information required in this paragraph shall be reported in  
 1970 person at the department within 48 hours after any change in  
 1971 status. The department shall promptly notify the Department of  
 1972 Law Enforcement of this change of the sexual offender's  
 1973 registration information.

1974 (6) (a) The information provided to the Department of Law  
 1975 Enforcement must include the following:

1976 1. The information obtained from the sexual offender under  
 1977 subsection (4).

1978 2. The sexual offender's most current address and place of  
 1979 permanent or temporary residence within the state or out of  
 1980 state or transient residence, and address, location, or  
 1981 description and dates of any current or known future temporary  
 1982 residence within the state or out of state, while the sexual  
 1983 offender is in the care or custody or under the jurisdiction or  
 1984 supervision of the department in this state, including the name  
 1985 of the county or municipality in which the offender permanently  
 1986 or temporarily resides or has a transient residence, and, if  
 1987 known, the intended place of permanent, ~~or~~ temporary, or  
 1988 transient residence, and address, location, or description and  
 1989 dates of any current or known future temporary residence within  
 1990 the state or out of state, upon satisfaction of all sanctions.



1991 3. The legal status of the sexual offender and the  
 1992 scheduled termination date of that legal status.

1993 4. The location of, and local telephone number for, any  
 1994 department office that is responsible for supervising the sexual  
 1995 offender.

1996 5. An indication of whether the victim of the offense that  
 1997 resulted in the offender's status as a sexual offender was a  
 1998 minor.

1999 6. The offense or offenses at adjudication and disposition  
 2000 that resulted in the determination of the offender's status as a  
 2001 sex offender.

2002 7. A digitized photograph of the sexual offender, which  
 2003 must have been taken within 60 days before the offender was  
 2004 released from the custody of the department or a private  
 2005 correctional facility by expiration of sentence under s.  
 2006 944.275, or within 60 days after the onset of the department's  
 2007 supervision of any sexual offender who is on probation,  
 2008 postcommitment probation, residential commitment, nonresidential  
 2009 commitment, licensed child-caring commitment, community control,  
 2010 conditional release, parole, provisional release, or control  
 2011 release or who is supervised by the department under the  
 2012 Interstate Compact Agreement for Probationers and Parolees. If  
 2013 the sexual offender is in the custody of a private correctional  
 2014 facility, the facility shall take a digitized photograph of the  
 2015 sexual offender within the time period provided in this  
 2016 subparagraph and shall provide the photograph to the department.

2017 (7) If the sexual offender is in the custody of a local  
 2018 jail, the custodian of the local jail shall electronically

2019 register the offender within 3 business days after intake of the  
 2020 offender for any reason and upon release, and shall forward the  
 2021 information to the Department of Law Enforcement. The custodian  
 2022 of the local jail shall also take a digitized photograph of the  
 2023 sexual offender while the offender remains in custody and shall  
 2024 provide the digitized photograph to the Department of Law  
 2025 Enforcement.

2026 (13)

2027 (b) The sheriff's office may determine the appropriate  
 2028 times and days for reporting by the sexual offender, which shall  
 2029 be consistent with the reporting requirements of this  
 2030 subsection. Reregistration shall include any changes to the  
 2031 following information:

2032 1. Name, nicknames, and pseudonyms; social security  
 2033 number, including any alias or false social security numbers  
 2034 ever used; age; race; sex; date of birth, including any alias or  
 2035 false date of birth ever used; height; weight; hair and eye  
 2036 color; physical description, including scars, marks, and  
 2037 tattoos; address of any permanent residence and address of any  
 2038 current temporary residence, within the state or out of state,  
 2039 including a rural route address and a post office box; if no  
 2040 permanent or temporary address, any transient residence;  
 2041 address, location, or description and dates of any current or  
 2042 known future temporary residence within the state or out of  
 2043 state; any electronic mail address and any instant message name  
 2044 required to be provided pursuant to s. 943.0435(4)(d); all phone  
 2045 numbers, including fixed location and cellular phone numbers and  
 2046 any other designations used for purposes of routing or self-

2047 identification in telephonic communications; name and address of  
 2048 each school, institution of higher education, and secondary  
 2049 educational institution attended; date and place of any current  
 2050 or known future employment; volunteer work, trade, or business,  
 2051 including employer address or location if no specific address is  
 2052 available; all professional licenses that authorize the sexual  
 2053 offender to engage in an occupation or carry out a trade or  
 2054 business; all driver's license and identification card numbers  
 2055 and identifiers; all travel and immigration documents, including  
 2056 passport and visa, and identifying information from such  
 2057 documents, including, but not limited to, unique identifiers and  
 2058 pertinent issue and expiration dates, location of issuance,  
 2059 destinations, and immigration status; any owned or operated  
 2060 vehicle, vessel, aircraft, or other land vehicle make, model,  
 2061 color, and license tag number, and information, description,  
 2062 including trade or business names or information thereon,  
 2063 registration and other identifiers, and information regarding  
 2064 the place or places where such vehicle, vessel, aircraft, or  
 2065 other land vehicle is habitually parked, docked, or otherwise  
 2066 kept if the location is different than the registrant's address;  
 2067 biometric identification information, including fingerprints and  
 2068 palm prints ~~fingerprints~~; and photograph. A post office box  
 2069 shall not be provided in lieu of a physical residential address.

2070 2. If the sexual offender is or will be enrolled,  
 2071 employed, or carrying on a vocation at an institution of higher  
 2072 education or secondary educational institution ~~in this state,~~  
 2073 the sexual offender shall ~~also~~ provide to the department the  
 2074 name, address, and county of each institution, including each

2075 campus attended, and the sexual offender's enrollment or  
 2076 employment status.

2077 3. If the sexual offender's place of residence is a motor  
 2078 vehicle, trailer, mobile home, or manufactured home, as defined  
 2079 in chapter 320, the sexual offender shall also provide the  
 2080 vehicle identification number; the license tag number; the  
 2081 registration number; and a description, including color scheme,  
 2082 of the motor vehicle, trailer, mobile home, or manufactured  
 2083 home. If the sexual offender's place of residence is a vessel,  
 2084 live-aboard vessel, or houseboat, as defined in chapter 327, the  
 2085 sexual offender shall also provide the hull identification  
 2086 number; the manufacturer's serial number; the name of the  
 2087 vessel, live-aboard vessel, or houseboat; the registration  
 2088 number; and a description, including color scheme, of the  
 2089 vessel, live-aboard vessel, or houseboat.

2090 4. Any sexual offender who fails to report in person as  
 2091 required at the sheriff's office, or who fails to respond to any  
 2092 address verification correspondence from the department within 3  
 2093 weeks after the date of the correspondence, commits a felony of  
 2094 the third degree, punishable as provided in ss. 775.082,  
 2095 775.083, and 775.084.

2096 5. If the sexual offender is employed, volunteers, or  
 2097 carries out any trade or business, the sexual offender shall  
 2098 register the employment address or location if no specific  
 2099 address is available. In the case where the sexual offender's  
 2100 employment lacks a fixed employment address or location, the  
 2101 sexual offender shall register information regarding the sexual  
 2102 offender's probable location during the course of the

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2103 employment, including normal routes or general areas, with  
2104 whatever definiteness is possible. Each change in the  
2105 registration information required in this subparagraph shall be  
2106 reported in person at the sheriff's office within 48 hours after  
2107 any change in status. The sheriff shall promptly notify the  
2108 Department of Law Enforcement of this change of the sexual  
2109 offender's registration information.

2110 6. If the sexual offender owns or operates any vehicle,  
2111 vessel, aircraft, or other land vehicle for personal use or in  
2112 the course of any employment, the sexual offender shall register  
2113 information regarding such vehicle, vessel, aircraft, or other  
2114 land vehicle, including license tag number and information,  
2115 description, including trade or business names or information  
2116 thereon, registration or other identifiers, and information  
2117 regarding the place or places where such vehicle, vessel,  
2118 aircraft, or other land vehicle is habitually parked, docked, or  
2119 otherwise kept if the location is different than the  
2120 registrant's address. Each change in the registration  
2121 information required in this subparagraph shall be reported in  
2122 person at the sheriff's office within 48 hours after any change  
2123 in status. The sheriff shall promptly notify the Department of  
2124 Law Enforcement this change of the sexual offender's  
2125 registration information.

2126 7. A sexual offender who meets the criteria for  
2127 registration as defined in this section and is convicted of a  
2128 qualifying offense on or after December 31, 2008, must submit a  
2129 set of palm prints during registration. On or after December 31,  
2130 2008, and by July 1, 2009, unless previously submitted as part

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2131 of registration or reregistration as required under s.  
2132 943.0435(14), s. 944.607(13), or s. 985.4815, sexual offenders  
2133 shall submit palm prints during the month of their  
2134 reregistration as required under s. 943.0435(14), s.  
2135 944.607(13), or s. 985.4815. The sheriff shall promptly provide  
2136 to the department the palm prints in an electronic format. The  
2137 department is authorized to provide the palm prints to the  
2138 Federal Bureau of Investigation and to other criminal justice  
2139 agencies.

2140 Section 11. This act shall take effect July 1, 2008.