

By Senator Crist

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1 A bill to be entitled
2 An act relating to sexual offenders and predators;
3 creating s. 856.022, F.S.; prohibiting loitering or
4 prowling by certain offenders within a specified distance
5 of places where children regularly congregate; providing
6 exceptions; providing penalties; amending s. 775.21, F.S.;
7 providing a definition; revising provisions relating to
8 reporting requirements for sexual predators in transient
9 status; amending s. 943.0435, F.S.; revising provisions
10 relating to reporting requirements for sexual offenders in
11 transient status; amending s. 943.04352, F.S.; requiring
12 search in an additional specified sex offender registry
13 for information regarding sexual predators and sexual
14 offenders when an offender is placed on misdemeanor
15 probation; amending s. 944.606, F.S.; revising address
16 reporting requirements for sexual offenders; amending s.
17 944.607, F.S.; requiring additional registration
18 information from sex offenders under the supervision of
19 the Department of Corrections but not incarcerated;
20 amending s. 947.1405, F.S.; revising provisions relating
21 to polygraph examinations of specified conditional
22 releasees who have committed specified sexual offenses;
23 providing additional restrictions for certain conditional
24 releasees who committed sexual offenses with minors under
25 the age of 16; amending s. 948.30, F.S.; revising
26 provisions relating to polygraph examinations of specified
27 probationers or community controllees who have committed
28 specified sexual offenses; providing additional
29 restrictions for certain probationers or community

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30 controllees who committed sexual offenses with minors
31 under the age of 16; amending s. 948.31, F.S.; deleting a
32 requirement for diagnosis of certain sexual predators and
33 sexual offenders on community control; revising provisions
34 relating to treatment for such offenders and predators;
35 amending s. 985.481, F.S.; providing additional address
36 reporting requirements for sexual offenders adjudicated
37 delinquent; amending s. 985.4815, F.S.; providing
38 transient and temporary residence reporting requirements
39 for sexual offenders adjudicated delinquent; providing an
40 effective date.

41
42 Be It Enacted by the Legislature of the State of Florida:

43
44 Section 1. Section 856.022, Florida Statutes, is created to
45 read:

46 856.022 Loitering or prowling by certain offenders in close
47 proximity to children; penalty.--

48 (1) As used in this section, the term "loiter or prowl"
49 shall have the same meaning as in s. 856.021.

50 (2) This section applies to an offender convicted of
51 committing, or attempting, soliciting, or conspiring to commit,
52 any of the criminal offenses proscribed in the following statutes
53 in this state or similar offenses in another jurisdiction:

54 (a) Section 787.01, s. 787.02, or s. 787.025(2)(c), where
55 the victim is a minor and the offender was not the victim's
56 parent or guardian; s. 794.011 , excluding s. 794.011(10); s.
57 794.05; s. 796.03; s. 796.035; s. 800.04; s. 825.1025; s.
58 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(4); s.

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59 847.0137; s. 847.0138; s. 847.0145; or s. 985.701(1); or any
60 similar offense committed in this state that has been
61 redesignated from a former statute number to one of those listed
62 in this paragraph;

63 (b) The offender has not received a pardon for any felony
64 or similar law of another jurisdiction that is necessary for the
65 operation of this subsection; and

66 (c) A conviction of a felony or similar law of another
67 jurisdiction necessary to the operation of this subsection has
68 not been set aside in any postconviction proceeding.

69 (3) If an offender as provided in subsection (2) committed
70 one or more of his or her qualifying offenses against a victim
71 who was under the age of 18 at the time of the offense, it is
72 unlawful for the offender to:

73 (a) Loiter or prowl within 300 feet of a place where
74 children regularly congregate, including, but not limited to, a
75 school, day care center, playground, or park without a
76 justifiable reason or purpose;

77 (b) Knowingly approach, contact, or communicate with a
78 child under 18 years of age in any public park building or on
79 real property comprising any public park or playground unless the
80 offender is a parent or guardian of a person under 18 years of
81 age who is also present within close proximity in the building or
82 on the grounds; or

83 (c)1.a. Knowingly be present in any child care facility or
84 pre-K through 12 school or on real property comprising any child
85 care facility or pre-K through 12 school unless the offender has
86 provided written notification of his or her intent to be present
87 to the school board, superintendent, principal, or child care

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88 facility owner. The offender is responsible for notifying the
89 child care facility owner or the principal's office when he or
90 she arrives and departs the child care facility or school. If the
91 offender is to be present in the vicinity of children, the
92 offender has the duty to remain under direct supervision of a
93 child care facility or school official or designated chaperone.

94 b. The offender is not in violation of this section if:

95 (I) The child care facility or school is a voting location
96 and the offender is present for the purpose of voting during the
97 hours designated for voting; or

98 (II) The offender is only dropping off or picking up his or
99 her own children or grandchildren at the child care facility or
100 school.

101 2. As used in this paragraph, the term "school official"
102 means a principal, school resource officer, teacher, or any other
103 certified employee of the school, the superintendent of schools,
104 a member of the school board, a child care facility owner, or a
105 child care provider.

106 (4) Any person who violates this section commits a
107 misdemeanor of the first degree, punishable as provided in s.
108 775.082 or s. 775.083.

109 Section 2. Paragraph (g) of subsection (2), paragraph (c)
110 of subsection (4), paragraph (a) of subsection (5), paragraphs
111 (a), (f), (g), (i), and (j) of subsection (6), paragraph (a) of
112 subsection (7), and paragraph (a) of subsection (8) of section
113 775.21, Florida Statutes, are amended, and paragraph (1) is added
114 to subsection (2) of that section, to read:

115 775.21 The Florida Sexual Predators Act.--

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

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117 (g) "Temporary residence" means a place where the person
118 abides, lodges, or resides, including, but not limited to,
119 vacation, business, or personal travel destinations in or out of
120 this state, for a period of 5 or more days in the aggregate
121 during any calendar year and which is not the person's permanent
122 address or, for a person whose permanent residence is not in this
123 state, a place where the person is employed, practices a
124 vocation, or is enrolled as a student for any period of time in
125 this state.

126 (1) "Transient residence" means a place or county where a
127 person lives, remains, or is located for a period of 5 or more
128 days in the aggregate during a calendar year and which is not the
129 person's permanent or temporary address. The term may include,
130 but is not limited to, a place where the person sleeps or seeks
131 shelter and a location that has no specific street address.

132 (4) SEXUAL PREDATOR CRITERIA.--

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

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

139 2. The offender was administratively registered as a sexual
140 predator because the Department of Corrections, the department,
141 or any other law enforcement agency obtained information that
142 indicated that the offender met the criteria for designation as a
143 sexual predator based on a violation of a similar law in another
144 jurisdiction, the department shall remove that offender from the
145 department's list of sexual predators and, for an offender

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146 described under subparagraph 1., shall notify the state attorney
147 who prosecuted the offense that met the criteria for
148 administrative designation as a sexual predator, and, for an
149 offender described under this paragraph, shall notify the state
150 attorney of the county where the offender establishes or
151 maintains a permanent, ~~or~~ temporary, or transient residence. The
152 state attorney shall bring the matter to the court's attention in
153 order to establish that the offender meets the criteria for
154 designation as a sexual predator. If the court makes a written
155 finding that the offender is a sexual predator, the offender must
156 be designated as a sexual predator, must register or be
157 registered as a sexual predator with the department as provided
158 in subsection (6), and is subject to the community and public
159 notification as provided in subsection (7). If the court does not
160 make a written finding that the offender is a sexual predator,
161 the offender may not be designated as a sexual predator with
162 respect to that offense and is not required to register or be
163 registered as a sexual predator with the department.

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

166 (a)1. An offender who meets the sexual predator criteria
167 described in paragraph (4)(d) is a sexual predator, and the court
168 shall make a written finding at the time such offender is
169 determined to be a sexually violent predator under chapter 394
170 that such person meets the criteria for designation as a sexual
171 predator for purposes of this section. The clerk shall transmit a
172 copy of the order containing the written finding to the
173 department within 48 hours after the entry of the order;

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174 2. An offender who meets the sexual predator criteria
175 described in paragraph (4) (a) who is before the court for
176 sentencing for a current offense committed on or after October 1,
177 1993, is a sexual predator, and the sentencing court must make a
178 written finding at the time of sentencing that the offender is a
179 sexual predator, and the clerk of the court shall transmit a copy
180 of the order containing the written finding to the department
181 within 48 hours after the entry of the order; or

182 3. If the Department of Corrections, the department, or any
183 other law enforcement agency obtains information which indicates
184 that an offender who establishes or maintains a permanent, ~~or~~
185 temporary, or transient residence in this state meets the sexual
186 predator criteria described in paragraph (4) (a) or paragraph
187 (4) (d) because the offender was civilly committed or committed a
188 similar violation in another jurisdiction on or after October 1,
189 1993, the Department of Corrections, the department, or the law
190 enforcement agency shall notify the state attorney of the county
191 where the offender establishes or maintains a permanent, ~~or~~
192 temporary, or transient residence of the offender's presence in
193 the community. The state attorney shall file a petition with the
194 criminal division of the circuit court for the purpose of holding
195 a hearing to determine if the offender's criminal record or
196 record of civil commitment from another jurisdiction meets the
197 sexual predator criteria. If the court finds that the offender
198 meets the sexual predator criteria because the offender has
199 violated a similar law or similar laws in another jurisdiction,
200 the court shall make a written finding that the offender is a
201 sexual predator.
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203 | When the court makes a written finding that an offender is a
204 | sexual predator, the court shall inform the sexual predator of
205 | the registration and community and public notification
206 | requirements described in this section. Within 48 hours after the
207 | court designating an offender as a sexual predator, the clerk of
208 | the circuit court shall transmit a copy of the court's written
209 | sexual predator finding to the department. If the offender is
210 | sentenced to a term of imprisonment or supervision, a copy of the
211 | court's written sexual predator finding must be submitted to the
212 | Department of Corrections.

213 | (6) REGISTRATION.--

214 | (a) A sexual predator must register with the department
215 | through the sheriff's office by providing the following
216 | information to the department:

217 | 1. Name, social security number, age, race, sex, date of
218 | birth, height, weight, hair and eye color, photograph, address of
219 | legal residence and address of any current temporary residence,
220 | within the state or out of state, including a rural route address
221 | and a post office box, if no permanent or temporary address, any
222 | transient residence within the state, address, location, or
223 | description and dates of any current or known future temporary
224 | residence within the state or out of state, any electronic mail
225 | address and any instant message name required to be provided
226 | pursuant to subparagraph (g)4., date and place of any employment,
227 | date and place of each conviction, fingerprints, and a brief
228 | description of the crime or crimes committed by the offender. A
229 | post office box shall not be provided in lieu of a physical
230 | residential address.

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231 a. If the sexual predator's place of residence is a motor
232 vehicle, trailer, mobile home, or manufactured home, as defined
233 in chapter 320, the sexual predator shall also provide to the
234 department written notice of the vehicle identification number;
235 the license tag number; the registration number; and a
236 description, including color scheme, of the motor vehicle,
237 trailer, mobile home, or manufactured home. If a sexual
238 predator's place of residence is a vessel, live-aboard vessel, or
239 houseboat, as defined in chapter 327, the sexual predator shall
240 also provide to the department written notice of the hull
241 identification number; the manufacturer's serial number; the name
242 of the vessel, live-aboard vessel, or houseboat; the registration
243 number; and a description, including color scheme, of the vessel,
244 live-aboard vessel, or houseboat.

245 b. If the sexual predator is enrolled, employed, or
246 carrying on a vocation at an institution of higher education in
247 this state, the sexual predator shall also provide to the
248 department the name, address, and county of each institution,
249 including each campus attended, and the sexual predator's
250 enrollment or employment status. Each change in enrollment or
251 employment status shall be reported in person at the sheriff's
252 office, or the Department of Corrections if the sexual predator
253 is in the custody or control of or under the supervision of the
254 Department of Corrections, within 48 hours after any change in
255 status. The sheriff or the Department of Corrections shall
256 promptly notify each institution of the sexual predator's
257 presence and any change in the sexual predator's enrollment or
258 employment status.

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259 2. Any other information determined necessary by the
260 department, including criminal and corrections records;
261 nonprivileged personnel and treatment records; and evidentiary
262 genetic markers when available.

263 (f) Within 48 hours after the registration required under
264 paragraph (a) or paragraph (e), a sexual predator who is not
265 incarcerated and who resides in the community, including a sexual
266 predator under the supervision of the Department of Corrections,
267 shall register in person at a driver's license office of the
268 Department of Highway Safety and Motor Vehicles and shall present
269 proof of registration. At the driver's license office the sexual
270 predator shall:

271 1. If otherwise qualified, secure a Florida driver's
272 license, renew a Florida driver's license, or secure an
273 identification card. The sexual predator shall identify himself
274 or herself as a sexual predator who is required to comply with
275 this section, provide his or her place of permanent, ~~or~~
276 temporary, or transient residence, including a rural route
277 address and a post office box, and submit to the taking of a
278 photograph for use in issuing a driver's license, renewed
279 license, or identification card, and for use by the department in
280 maintaining current records of sexual predators. A post office
281 box shall not be provided in lieu of a physical residential
282 address. If the sexual predator's place of residence is a motor
283 vehicle, trailer, mobile home, or manufactured home, as defined
284 in chapter 320, the sexual predator shall also provide to the
285 Department of Highway Safety and Motor Vehicles the vehicle
286 identification number; the license tag number; the registration
287 number; and a description, including color scheme, of the motor

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288 vehicle, trailer, mobile home, or manufactured home. If a sexual
289 predator's place of residence is a vessel, live-aboard vessel, or
290 houseboat, as defined in chapter 327, the sexual predator shall
291 also provide to the Department of Highway Safety and Motor
292 Vehicles the hull identification number; the manufacturer's
293 serial number; the name of the vessel, live-aboard vessel, or
294 houseboat; the registration number; and a description, including
295 color scheme, of the vessel, live-aboard vessel, or houseboat.

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

301 3. Provide, upon request, any additional information
302 necessary to confirm the identity of the sexual predator,
303 including a set of fingerprints.

304 (g)1. Each time a sexual predator's driver's license or
305 identification card is subject to renewal, and, without regard to
306 the status of the predator's driver's license or identification
307 card, within 48 hours after any change of the predator's
308 residence or change in the predator's name by reason of marriage
309 or other legal process, the predator shall report in person to a
310 driver's license office and shall be subject to the requirements
311 specified in paragraph (f). The Department of Highway Safety and
312 Motor Vehicles shall forward to the department and to the
313 Department of Corrections all photographs and information
314 provided by sexual predators. Notwithstanding the restrictions
315 set forth in s. 322.142, the Department of Highway Safety and
316 Motor Vehicles is authorized to release a reproduction of a

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317 color-photograph or digital-image license to the Department of
318 Law Enforcement for purposes of public notification of sexual
319 predators as provided in this section.

320 2. A sexual predator who vacates a permanent or temporary
321 residence and fails to establish or maintain another permanent or
322 temporary residence shall, within 48 hours after vacating the
323 permanent or temporary residence, report in person to the
324 sheriff's office of the county in which he or she is located. The
325 sexual predator shall specify the date upon which he or she
326 intends to or did vacate such residence. The sexual predator must
327 provide or update all of the registration information required
328 under paragraph (a). The sexual predator must provide an address
329 for the residence or other place ~~location~~ that he or she is or
330 will be located ~~occupying~~ during the time in which he or she
331 fails to establish or maintain a permanent or temporary
332 residence.

333 3. A sexual predator who remains at a permanent or
334 temporary residence after reporting his or her intent to vacate
335 such residence shall, within 48 hours after the date upon which
336 the predator indicated he or she would or did vacate such
337 residence, report in person to the sheriff's office to which he
338 or she reported pursuant to subparagraph 2. for the purpose of
339 reporting his or her address at such residence. When the sheriff
340 receives the report, the sheriff shall promptly convey the
341 information to the department. An offender who makes a report as
342 required under subparagraph 2. but fails to make a report as
343 required under this subparagraph commits a felony of the second
344 degree, punishable as provided in s. 775.082, s. 775.083, or s.
345 775.084.

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346 4. A sexual predator must register any electronic mail
347 address or instant message name with the department prior to
348 using such electronic mail address or instant message name on or
349 after October 1, 2007. The department shall establish an online
350 system through which sexual predators may securely access and
351 update all electronic mail address and instant message name
352 information.

353 (i) A sexual predator who intends to establish a temporary,
354 permanent, or transient residence in another state or
355 jurisdiction other than the State of Florida shall report in
356 person to the sheriff of the county of current residence within
357 48 hours before the date he or she intends to leave this state to
358 establish residence in another state or jurisdiction. The sexual
359 predator must provide to the sheriff the address, municipality,
360 county, and state of intended residence. The sheriff shall
361 promptly provide to the department the information received from
362 the sexual predator. The department shall notify the statewide
363 law enforcement agency, or a comparable agency, in the intended
364 state or jurisdiction of residence of the sexual predator's
365 intended residence. The failure of a sexual predator to provide
366 his or her intended place of residence is punishable as provided
367 in subsection (10).

368 (j) A sexual predator who indicates his or her intent to
369 reside or establish a temporary or transient residence in another
370 state or jurisdiction other than the State of Florida and later
371 decides to remain in this state shall, within 48 hours after the
372 date upon which the sexual predator indicated he or she would
373 leave this state, report in person to the sheriff to which the
374 sexual predator reported the intended change of residence, and

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375 | report his or her intent to remain in this state. If the sheriff
376 | is notified by the sexual predator that he or she intends to
377 | remain in this state, the sheriff shall promptly report this
378 | information to the department. A sexual predator who reports his
379 | or her intent to reside or establish a temporary or transient
380 | residence in another state or jurisdiction, but who remains in
381 | this state without reporting to the sheriff in the manner
382 | required by this paragraph, commits a felony of the second
383 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
384 | 775.084.

385 | (7) COMMUNITY AND PUBLIC NOTIFICATION.--

386 | (a) Law enforcement agencies must inform members of the
387 | community and the public of a sexual predator's presence. Upon
388 | notification of the presence of a sexual predator, the sheriff of
389 | the county or the chief of police of the municipality where the
390 | sexual predator establishes or maintains a permanent or temporary
391 | residence shall notify members of the community and the public of
392 | the presence of the sexual predator in a manner deemed
393 | appropriate by the sheriff or the chief of police. Within 48
394 | hours after receiving notification of the presence of a sexual
395 | predator, the sheriff of the county or the chief of police of the
396 | municipality where the sexual predator temporarily or permanently
397 | resides shall notify each licensed day care center, elementary
398 | school, middle school, and high school within a 1-mile radius of
399 | the temporary or permanent residence of the sexual predator of
400 | the presence of the sexual predator. Information provided to
401 | members of the community and the public regarding a sexual
402 | predator must include:

403 | 1. The name of the sexual predator;

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404 2. A description of the sexual predator, including a
405 photograph;

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

410 4. The circumstances of the sexual predator's offense or
411 offenses; and

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

414
415 This paragraph does not authorize the release of the name of any
416 victim of the sexual predator.

417 (8) VERIFICATION.--The department and the Department of
418 Corrections shall implement a system for verifying the addresses
419 of sexual predators. The system must be consistent with the
420 provisions of the federal Adam Walsh Child Protection and Safety
421 Act of 2006 and any other federal standards applicable to such
422 verification or required to be met as a condition for the receipt
423 of federal funds by the state. The Department of Corrections
424 shall verify the addresses of sexual predators who are not
425 incarcerated but who reside in the community under the
426 supervision of the Department of Corrections and shall report to
427 the department any failure by a sexual predator to comply with
428 registration requirements. County and local law enforcement
429 agencies, in conjunction with the department, shall verify the
430 addresses of sexual predators who are not under the care,
431 custody, control, or supervision of the Department of
432 Corrections. Local law enforcement agencies shall report to the

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433 department any failure by a sexual predator to comply with
434 registration requirements.

435 (a) A sexual predator must report in person each year
436 during the month of the sexual predator's birthday and during
437 every third month thereafter to the sheriff's office in the
438 county in which he or she resides or is otherwise located to
439 reregister. The sheriff's office may determine the appropriate
440 times and days for reporting by the sexual predator, which shall
441 be consistent with the reporting requirements of this paragraph.
442 Reregistration shall include any changes to the following
443 information:

444 1. Name; social security number; age; race; sex; date of
445 birth; height; weight; hair and eye color; address of any
446 permanent residence and address of any current temporary
447 residence, within the state or out of state, including a rural
448 route address and a post office box; if no permanent or temporary
449 address, any transient residence within the state; address,
450 location, or description and dates of any current or known future
451 temporary residence within the state or out of state; any
452 electronic mail address and any instant message name required to
453 be provided pursuant to subparagraph (6)(g)4.; date and place of
454 any employment; vehicle make, model, color, and license tag
455 number; fingerprints; and photograph. A post office box shall not
456 be provided in lieu of a physical residential address.

457 2. If the sexual predator is enrolled, employed, or
458 carrying on a vocation at an institution of higher education in
459 this state, the sexual predator shall also provide to the
460 department the name, address, and county of each institution,

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461 including each campus attended, and the sexual predator's
462 enrollment or employment status.

463 3. If the sexual predator's place of residence is a motor
464 vehicle, trailer, mobile home, or manufactured home, as defined
465 in chapter 320, the sexual predator shall also provide the
466 vehicle identification number; the license tag number; the
467 registration number; and a description, including color scheme,
468 of the motor vehicle, trailer, mobile home, or manufactured home.
469 If the sexual predator's place of residence is a vessel, live-
470 aboard vessel, or houseboat, as defined in chapter 327, the
471 sexual predator shall also provide the hull identification
472 number; the manufacturer's serial number; the name of the vessel,
473 live-aboard vessel, or houseboat; the registration number; and a
474 description, including color scheme, of the vessel, live-aboard
475 vessel, or houseboat.

476 Section 3. Paragraph (c) of subsection (1), subsection (2),
477 paragraphs (a), (b), and (c) of subsection (4), subsections (7),
478 (8), and (10), and paragraph (c) of subsection (14) of section
479 943.0435, Florida Statutes, are amended to read:

480 943.0435 Sexual offenders required to register with the
481 department; penalty.--

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

483 (c) "Permanent residence," ~~and~~ "temporary residence," and
484 "transient residence" have the same meaning ascribed in s.
485 775.21.

486 (2) A sexual offender shall:

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

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488 1. In the county in which the offender establishes or
489 maintains a permanent, ~~or~~ temporary, or transient residence
490 within 48 hours after:

491 a. Establishing permanent or temporary residence in this
492 state or attaining transient status; or

493 b. Being released from the custody, control, or supervision
494 of the Department of Corrections or from the custody of a private
495 correctional facility; or

496 2. In the county where he or she was convicted within 48
497 hours after being convicted for a qualifying offense for
498 registration under this section if the offender is not in the
499 custody or control of, or under the supervision of, the
500 Department of Corrections, or is not in the custody of a private
501 correctional facility.

502
503 When a sexual offender reports to the sheriff's office, the
504 sheriff shall take a photograph and a set of fingerprints of the
505 offender and forward the photographs and fingerprints to the
506 department, along with the information provided by the sexual
507 offender. The sheriff shall promptly provide to the department
508 the information received from the sexual offender. Any change in
509 the information required to be provided pursuant to paragraph
510 (b), including, but not limited to, any change in the sexual
511 offender's permanent, ~~or~~ temporary, or transient residence, name,
512 any electronic mail address and any instant message name required
513 to be provided pursuant to paragraph (4) (d), after the sexual
514 offender reports in person at the sheriff's office, shall be
515 accomplished in the manner provided in subsections (4), (7), and
516 (8).

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517 (b) Provide his or her name, date of birth, social security
518 number, race, sex, height, weight, hair and eye color, tattoos or
519 other identifying marks, occupation and place of employment,
520 address of permanent or legal residence or address of any current
521 temporary residence, within the state and out of state, including
522 a rural route address and a post office box, if no permanent or
523 temporary address, any transient residence within the state,
524 address, location, or description and dates of any current or
525 known future temporary residence within the state or out of
526 state, any electronic mail address and any instant message name
527 required to be provided pursuant to paragraph (4) (d), date and
528 place of each conviction, and a brief description of the crime or
529 crimes committed by the offender. A post office box shall not be
530 provided in lieu of a physical residential address.

531 1. If the sexual offender's place of residence is a motor
532 vehicle, trailer, mobile home, or manufactured home, as defined
533 in chapter 320, the sexual offender shall also provide to the
534 department through the sheriff's office written notice of the
535 vehicle identification number; the license tag number; the
536 registration number; and a description, including color scheme,
537 of the motor vehicle, trailer, mobile home, or manufactured home.
538 If the sexual offender's place of residence is a vessel, live-
539 aboard vessel, or houseboat, as defined in chapter 327, the
540 sexual offender shall also provide to the department written
541 notice of the hull identification number; the manufacturer's
542 serial number; the name of the vessel, live-aboard vessel, or
543 houseboat; the registration number; and a description, including
544 color scheme, of the vessel, live-aboard vessel, or houseboat.

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545 2. If the sexual offender is enrolled, employed, or
546 carrying on a vocation at an institution of higher education in
547 this state, the sexual offender shall also provide to the
548 department through the sheriff's office the name, address, and
549 county of each institution, including each campus attended, and
550 the sexual offender's enrollment or employment status. Each
551 change in enrollment or employment status shall be reported in
552 person at the sheriff's office, within 48 hours after any change
553 in status. The sheriff shall promptly notify each institution of
554 the sexual offender's presence and any change in the sexual
555 offender's enrollment or employment status.

556
557 When a sexual offender reports at the sheriff's office, the
558 sheriff shall take a photograph and a set of fingerprints of the
559 offender and forward the photographs and fingerprints to the
560 department, along with the information provided by the sexual
561 offender. The sheriff shall promptly provide to the department
562 the information received from the sexual offender.

563 (4) (a) Each time a sexual offender's driver's license or
564 identification card is subject to renewal, and, without regard to
565 the status of the offender's driver's license or identification
566 card, within 48 hours after any change in the offender's
567 permanent, ~~or~~ temporary, or transient residence or change in the
568 offender's name by reason of marriage or other legal process, the
569 offender shall report in person to a driver's license office, and
570 shall be subject to the requirements specified in subsection (3).
571 The Department of Highway Safety and Motor Vehicles shall forward
572 to the department all photographs and information provided by
573 sexual offenders. Notwithstanding the restrictions set forth in

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574 s. 322.142, the Department of Highway Safety and Motor Vehicles
575 is authorized to release a reproduction of a color-photograph or
576 digital-image license to the Department of Law Enforcement for
577 purposes of public notification of sexual offenders as provided
578 in this section and ss. 943.043 and 944.606.

579 (b) A sexual offender who vacates a permanent or temporary
580 residence and fails to establish or maintain another permanent or
581 temporary residence shall, within 48 hours after vacating the
582 permanent residence, report in person to the sheriff's office of
583 the county in which he or she is located. The sexual offender
584 shall specify the date upon which he or she intends to or did
585 vacate such residence. The sexual offender must provide or update
586 all of the registration information required under paragraph
587 (2)(b). The sexual offender must provide an address for the
588 residence or other place ~~location~~ that he or she is or will be
589 located ~~occupying~~ during the time in which he or she fails to
590 establish or maintain a permanent or temporary residence.

591 (c) A sexual offender who remains at a permanent or
592 temporary residence after reporting his or her intent to vacate
593 such residence shall, within 48 hours after the date upon which
594 the offender indicated he or she would or did vacate such
595 residence, report in person to the agency to which he or she
596 reported pursuant to paragraph (b) for the purpose of reporting
597 his or her address at such residence. When the sheriff receives
598 the report, the sheriff shall promptly convey the information to
599 the department. An offender who makes a report as required under
600 paragraph (b) but fails to make a report as required under this
601 paragraph commits a felony of the second degree, punishable as
602 provided in s. 775.082, s. 775.083, or s. 775.084.

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603 (7) A sexual offender who intends to establish temporary,
604 permanent, or transient residence in another state or
605 jurisdiction other than the State of Florida shall report in
606 person to the sheriff of the county of current residence within
607 48 hours before the date he or she intends to leave this state to
608 establish residence in another state or jurisdiction. The
609 notification must include the address, municipality, county, and
610 state of intended residence. The sheriff shall promptly provide
611 to the department the information received from the sexual
612 offender. The department shall notify the statewide law
613 enforcement agency, or a comparable agency, in the intended state
614 or jurisdiction of residence of the sexual offender's intended
615 residence. The failure of a sexual offender to provide his or her
616 intended place of residence is punishable as provided in
617 subsection (9).

618 (8) A sexual offender who indicates his or her intent to
619 reside or establish temporary, permanent, or transient residence
620 in another state or jurisdiction other than the State of Florida
621 and later decides to remain in this state shall, within 48 hours
622 after the date upon which the sexual offender indicated he or she
623 would leave this state, report in person to the sheriff to which
624 the sexual offender reported the intended change of temporary or
625 transient residence, and report his or her intent to remain in
626 this state. The sheriff shall promptly report this information to
627 the department. A sexual offender who reports his or her intent
628 to reside or establish temporary, permanent, or transient
629 residence in another state or jurisdiction but who remains in
630 this state without reporting to the sheriff in the manner
631 required by this subsection commits a felony of the second

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632 degree, punishable as provided in s. 775.082, s. 775.083, or s.
633 775.084.

634 (10) The department, the Department of Highway Safety and
635 Motor Vehicles, the Department of Corrections, the Department of
636 Juvenile Justice, any law enforcement agency in this state, and
637 the personnel of those departments; an elected or appointed
638 official, public employee, or school administrator; or an
639 employee, agency, or any individual or entity acting at the
640 request or upon the direction of any law enforcement agency is
641 immune from civil liability for damages for good faith compliance
642 with the requirements of this section or for the release of
643 information under this section, and shall be presumed to have
644 acted in good faith in compiling, recording, reporting, or
645 releasing the information. The presumption of good faith is not
646 overcome if a technical or clerical error is made by the
647 department, the Department of Highway Safety and Motor Vehicles,
648 the Department of Corrections, the Department of Juvenile
649 Justice, the personnel of those departments, or any individual or
650 entity acting at the request or upon the direction of any of
651 those departments in compiling or providing information, or if
652 information is incomplete or incorrect because a sexual offender
653 fails to report or falsely reports his or her current place of
654 permanent, ~~or~~ temporary, or transient residence.

655 (14)

656 (c) The sheriff's office may determine the appropriate
657 times and days for reporting by the sexual offender, which shall
658 be consistent with the reporting requirements of this subsection.
659 Reregistration shall include any changes to the following
660 information:

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661 1. Name; social security number; age; race; sex; date of
662 birth; height; weight; hair and eye color; address of any
663 permanent residence and address of any current temporary
664 residence, within the state or out of state, including a rural
665 route address and a post office box; if no permanent or temporary
666 address, any transient residence within the state; address,
667 location, or description and dates of any current or known future
668 temporary residence within the state or out of state; any
669 electronic mail address and any instant message name required to
670 be provided pursuant to paragraph (4) (d); date and place of any
671 employment; vehicle make, model, color, and license tag number;
672 fingerprints; and photograph. A post office box shall not be
673 provided in lieu of a physical residential address.

674 2. If the sexual offender is enrolled, employed, or
675 carrying on a vocation at an institution of higher education in
676 this state, the sexual offender shall also provide to the
677 department the name, address, and county of each institution,
678 including each campus attended, and the sexual offender's
679 enrollment or employment status.

680 3. If the sexual offender's place of residence is a motor
681 vehicle, trailer, mobile home, or manufactured home, as defined
682 in chapter 320, the sexual offender shall also provide the
683 vehicle identification number; the license tag number; the
684 registration number; and a description, including color scheme,
685 of the motor vehicle, trailer, mobile home, or manufactured home.
686 If the sexual offender's place of residence is a vessel, live-
687 aboard vessel, or houseboat, as defined in chapter 327, the
688 sexual offender shall also provide the hull identification
689 number; the manufacturer's serial number; the name of the vessel,

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690 live-aboard vessel, or houseboat; the registration number; and a
691 description, including color scheme, of the vessel, live-aboard
692 vessel or houseboat.

693 4. Any sexual offender who fails to report in person as
694 required at the sheriff's office, or who fails to respond to any
695 address verification correspondence from the department within 3
696 weeks of the date of the correspondence or who fails to report
697 electronic mail addresses or instant message names, commits a
698 felony of the third degree, punishable as provided in s. 775.082,
699 s. 775.083, or s. 775.084.

700 Section 4. Section 943.04352, Florida Statutes, is amended
701 to read:

702 943.04352 Search of registration information regarding
703 sexual predators and sexual offenders required when placement on
704 misdemeanor probation.--When the court places a defendant on
705 misdemeanor probation pursuant to ss. 948.01 and 948.15, the
706 public or private entity providing probation services must
707 conduct a search of the probationer's name or other identifying
708 information against the registration information regarding sexual
709 predators and sexual offenders maintained by the Department of
710 Law Enforcement under s. 943.043. The probation services provider
711 may conduct the search using the Internet site maintained by the
712 Department of Law Enforcement. The national search must be
713 conducted through the national sex offender registry that is
714 maintained by the United States Department of Justice.

715 Section 5. Paragraph (a) of subsection (3) of section
716 944.606, Florida Statutes, is amended to read:

717 944.606 Sexual offenders; notification upon release.--

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

721 1. The department must provide: the sexual offender's name,
722 any change in the offender's name by reason of marriage or other
723 legal process, and any alias, if known; the correctional facility
724 from which the sexual offender is released; the sexual offender's
725 social security number, race, sex, date of birth, height, weight,
726 and hair and eye color; address of any planned permanent
727 residence or temporary residence, within the state or out of
728 state, including a rural route address and a post office box; if
729 no permanent or temporary address, any transient residence within
730 the state; address, location, or description and dates of any
731 known future temporary residence within the state or out of
732 state; date and county of sentence and each crime for which the
733 offender was sentenced; a copy of the offender's fingerprints and
734 a digitized photograph taken within 60 days before release; the
735 date of release of the sexual offender; any electronic mail
736 address and any instant message name required to be provided
737 pursuant to s. 943.0435(4)(d); and the offender's intended
738 residence address, if known. The department shall notify the
739 Department of Law Enforcement if the sexual offender escapes,
740 absconds, or dies. If the sexual offender is in the custody of a
741 private correctional facility, the facility shall take the
742 digitized photograph of the sexual offender within 60 days before
743 the sexual offender's release and provide this photograph to the
744 Department of Corrections and also place it in the sexual
745 offender's file. If the sexual offender is in the custody of a
746 local jail, the custodian of the local jail shall register the

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747 offender within 3 business days after intake of the offender for
748 any reason and upon release, and shall notify the Department of
749 Law Enforcement of the sexual offender's release and provide to
750 the Department of Law Enforcement the information specified in
751 this paragraph and any information specified in subparagraph 2.
752 that the Department of Law Enforcement requests.

753 2. The department may provide any other information deemed
754 necessary, including criminal and corrections records,
755 nonprivileged personnel and treatment records, when available.

756 Section 6. Paragraph (a) of subsection (4), paragraph (b)
757 of subsection (6), and paragraph (c) of subsection (13) of
758 section 944.607, Florida Statutes, are amended to read:

759 944.607 Notification to Department of Law Enforcement of
760 information on sexual offenders.--

761 (4) A sexual offender, as described in this section, who is
762 under the supervision of the Department of Corrections but is not
763 incarcerated must register with the Department of Corrections
764 within 3 business days after sentencing for a registerable
765 offense and otherwise provide information as required by this
766 subsection.

767 (a) The sexual offender shall provide his or her name; date
768 of birth; social security number; race; sex; height; weight; hair
769 and eye color; tattoos or other identifying marks; any electronic
770 mail address and any instant message name required to be provided
771 pursuant to s. 943.0435(4)(d); and permanent or legal residence
772 and address of temporary residence within the state or out of
773 state while the sexual offender is under supervision in this
774 state, including any rural route address or post office box; if
775 no permanent or temporary address, any transient residence within

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776 the state; address, location, or description and dates of any
777 current or known future temporary residence within the state or
778 out of state. The Department of Corrections shall verify the
779 address of each sexual offender in the manner described in ss.
780 775.21 and 943.0435. The department shall report to the
781 Department of Law Enforcement any failure by a sexual predator or
782 sexual offender to comply with registration requirements.

783 (6) The information provided to the Department of Law
784 Enforcement must include:

785 (b) The sexual offender's most current address and place of
786 permanent and temporary residence within the state or out of
787 state or transient residence, and address, location, or
788 description and dates of any current or known future temporary
789 residence within the state or out of state, while the sexual
790 offender is under supervision in this state, including the name
791 of the county or municipality in which the offender permanently
792 or temporarily resides or transient residence, and address,
793 location, or description and dates of any current or known future
794 temporary residence within the state or out of state, and, if
795 known, the intended place of permanent or temporary residence or
796 transient residence, and address, location, or description and
797 dates of any current or known future temporary residence within
798 the state or out of state upon satisfaction of all sanctions;

799
800 If any information provided by the department changes during the
801 time the sexual offender is under the department's control,
802 custody, or supervision, including any change in the offender's
803 name by reason of marriage or other legal process, the department
804 shall, in a timely manner, update the information and provide it

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805 to the Department of Law Enforcement in the manner prescribed in
806 subsection (2).

807 (13)

808 (c) The sheriff's office may determine the appropriate
809 times and days for reporting by the sexual offender, which shall
810 be consistent with the reporting requirements of this subsection.
811 Reregistration shall include any changes to the following
812 information:

813 1. Name; social security number; age; race; sex; date of
814 birth; height; weight; hair and eye color; address of any
815 permanent residence and address of any current temporary
816 residence, within the state or out of state, including a rural
817 route address and a post office box; if no permanent or temporary
818 address, any transient residence; address, location, or
819 description and dates of any current or known future temporary
820 residence both within the state and out of state; any electronic
821 mail address and any instant message name required to be provided
822 pursuant to s. 943.0435(4)(d); date and place of any employment;
823 vehicle make, model, color, and license tag number; fingerprints;
824 and photograph. A post office box shall not be provided in lieu
825 of a physical residential address.

826 2. If the sexual offender is enrolled, employed, or
827 carrying on a vocation at an institution of higher education in
828 this state, the sexual offender shall also provide to the
829 department the name, address, and county of each institution,
830 including each campus attended, and the sexual offender's
831 enrollment or employment status.

832 3. If the sexual offender's place of residence is a motor
833 vehicle, trailer, mobile home, or manufactured home, as defined

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834 in chapter 320, the sexual offender shall also provide the
835 vehicle identification number; the license tag number; the
836 registration number; and a description, including color scheme,
837 of the motor vehicle, trailer, mobile home, or manufactured home.
838 If the sexual offender's place of residence is a vessel, live-
839 aboard vessel, or houseboat, as defined in chapter 327, the
840 sexual offender shall also provide the hull identification
841 number; the manufacturer's serial number; the name of the vessel,
842 live-aboard vessel, or houseboat; the registration number; and a
843 description, including color scheme, of the vessel, live-aboard
844 vessel or houseboat.

845 4. Any sexual offender who fails to report in person as
846 required at the sheriff's office, or who fails to respond to any
847 address verification correspondence from the department within 3
848 weeks of the date of the correspondence, or who fails to report
849 electronic mail addresses or instant message names, commits a
850 felony of the third degree, punishable as provided in s. 775.082,
851 s. 775.083, or s. 775.084.

852 Section 7. Paragraph (b) of subsection (7) of section
853 947.1405, Florida Statutes, is amended, and subsection (11) is
854 added to that section, to read:

855 947.1405 Conditional release program.--

856 (7)

857 (b) For a releasee whose crime was committed on or after
858 October 1, 1997, in violation of chapter 794, s. 800.04, s.
859 827.071, or s. 847.0145, and who is subject to conditional
860 release supervision, in addition to any other provision of this
861 subsection, the commission shall impose the following additional
862 conditions of conditional release supervision:

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863 1. As part of a treatment program, participation in a
864 minimum of one annual polygraph examination to obtain information
865 necessary for risk management and treatment and to reduce the sex
866 offender's denial mechanisms. The polygraph examination must be
867 conducted by a polygrapher trained specifically in the use of the
868 polygraph for the monitoring of sex offenders who has been
869 authorized by the department and approved by the commission,
870 where available, and at the expense of the releasee ~~sex offender~~.
871 The results of the polygraph examination shall be provided to the
872 releasee's probation officer and therapist and shall not be used
873 as evidence in a hearing to prove that a violation of supervision
874 has occurred.

875 2. Maintenance of a driving log and a prohibition against
876 driving a motor vehicle alone without the prior approval of the
877 supervising officer.

878 3. A prohibition against obtaining or using a post office
879 box without the prior approval of the supervising officer.

880 4. If there was sexual contact, a submission to, at the
881 releasee's ~~probationer's or community controllee's~~ expense, an
882 HIV test with the results to be released to the victim or the
883 victim's parent or guardian.

884 5. Electronic monitoring of any form when ordered by the
885 commission.

886 (11) (a) For a releasee whose crime was committed on or
887 after July 1, 2008, the commission must, in addition to all other
888 provisions of this section, impose the special conditions in
889 paragraph (b) on the following releasees:

890 1. A releasee whose crime was committed on or after July 1,
891 2008, in violation of s. 800.04(4), (5), or (6); s. 827.071; or

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892 s. 847.0145 in this state or a similar offense in another
893 jurisdiction when, at the time of the offense, the victim was
894 under 16 years of age and the releasee was 18 years of age or
895 older.

896 2. A releasee who is designated as a sexual predator under
897 s. 775.21 or is determined to be a sexually violent predator
898 under chapter 394 or who has received a similar designation or
899 determination in another jurisdiction.

900 3. A releasee subject to registration as a sexual predator
901 under s. 775.21 or as a sexual offender under s. 943.0435 who has
902 committed an offense that would meet the criteria for the
903 designation or registration when at the time of the offense the
904 victim was under 16 years of age and the releasee was 18 years of
905 age or older, who commits a violation of s. 775.21 or s. 943.0435
906 on or after July 1, 2008, and who is not otherwise subject to
907 this paragraph.

908 (b) The commission must order:

909 1. A prohibition on visiting areas where children regularly
910 congregate, including, but not limited to, schools, child care
911 centers, parks, and playgrounds. The commission may also
912 designate additional locations to protect a victim.

913 2. A prohibition on wearing a costume or acting in a manner
914 that engages children at a public event involving children under
915 18 years of age without prior approval from the court. Such
916 events include, but are not limited to, distributing candy or
917 other items to children on Halloween, wearing a Santa Claus
918 costume on or preceding Christmas, wearing an Easter Bunny
919 costume on or preceding Easter, entertaining at children's
920 parties, or wearing a clown costume.

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921 Section 8. Paragraph (a) of subsection (2) of section
922 948.30, Florida Statutes, is amended, and subsection (4) is added
923 to that section, to read:

924 948.30 Additional terms and conditions of probation or
925 community control for certain sex offenses.--Conditions imposed
926 pursuant to this section do not require oral pronouncement at the
927 time of sentencing and shall be considered standard conditions of
928 probation or community control for offenders specified in this
929 section.

930 (2) Effective for a probationer or community controllee
931 whose crime was committed on or after October 1, 1997, and who is
932 placed on community control or sex offender probation for a
933 violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145,
934 in addition to any other provision of this section, the court
935 must impose the following conditions of probation or community
936 control:

937 (a) As part of a treatment program, participation at least
938 annually in polygraph examinations to obtain information
939 necessary for risk management and treatment and to reduce the sex
940 offender's denial mechanisms. A polygraph examination must be
941 conducted by a polygrapher trained specifically in the use of the
942 polygraph for the monitoring of sex offenders who has been
943 authorized by the department and approved by the court, where
944 available, and shall be paid for by the probationer or community
945 controllee ~~sex offender~~. The results of the polygraph examination
946 shall be provided to the probationer's or community controllee's
947 probation officer and therapist and shall not be used as evidence
948 in court to prove that a violation of community supervision has
949 occurred.

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950 (4) (a) The court must, in addition to all other provisions
951 of this section, impose the special conditions in paragraph (b)
952 on the following probationers or community controllees whose
953 crime was committed on or after July 1, 2008:

954 1. A probationer or community controllee who violated s.
955 800.04(4), (5), or (6); s. 827.071; or s. 847.0145 in this state
956 or committed a similar offense in another jurisdiction when, at
957 the time of the offense, the victim was under 16 years of age and
958 the probationer or community controllee was 18 years of age or
959 older.

960 2. A probationer or community controllee who is designated
961 as a sexual predator under s. 775.21 or is determined to be a
962 sexually violent predator under chapter 394 or who has received a
963 similar designation or determination in another jurisdiction.

964 3. A probationer or community controllee subject to
965 registration as a sexual predator under s. 775.21 or as a sexual
966 offender pursuant to s. 943.0435 who has committed an offense
967 that would meet the criteria for the designation or registration
968 when at the time of the offense the victim was under 16 years of
969 age and the probationer or community controllee was 18 years of
970 age or older, who commits a violation of s. 775.21 or s. 943.0435
971 on or after July 1, 2008, and who is not otherwise subject to
972 this paragraph.

973 (b) The court must order:

974 1. A prohibition on visiting areas where children regularly
975 congregate, including, but not limited to, schools, child care
976 centers, parks, and playgrounds. The commission may also
977 designate additional locations to protect the victim.

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978 2. A prohibition on participation in a holiday event
979 involving children under 18 years of age without prior approval
980 from the court. Such events include, but are not limited to,
981 distributing candy or other items to children on Halloween,
982 wearing a Santa Claus costume on or preceding Christmas, wearing
983 an Easter Bunny costume on or preceding Easter, entertaining at
984 children's parties, or wearing a clown costume.

985 Section 9. Section 948.31, Florida Statutes, is amended to
986 read:

987 948.31 ~~Diagnosis, Evaluation, and treatment of sexual~~
988 ~~predators and offenders placed on probation or community control~~
989 ~~for certain sex offenses or child exploitation.--The court shall~~
990 ~~require an a diagnosis and evaluation to determine the need of a~~
991 ~~probationer or community controllee offender in community control~~
992 ~~for treatment. If the court determines that a need therefor is~~
993 ~~established by the such diagnosis and evaluation process, the~~
994 ~~court shall require sexual offender treatment outpatient~~
995 ~~counseling as a term or condition of probation or community~~
996 ~~control for any person who meets the criteria to be designated as~~
997 ~~a sexual predator under s. 775.21 or to be subject to~~
998 ~~registration as a sexual offender under s. 943.0435. was found~~
999 ~~guilty of any of the following, or whose plea of guilty or nolo~~
1000 ~~contendere to any of the following was accepted by the court:~~

1001 (1) ~~Lewd or lascivious battery, lewd or lascivious~~
1002 ~~molestation, lewd or lascivious conduct, or lewd or lascivious~~
1003 ~~exhibition, as defined in s. 800.04.~~

1004 (2) ~~Sexual battery, as defined in chapter 794, against a~~
1005 ~~child.~~

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1006 ~~(3) Exploitation of a child as provided in s. 450.151, or~~
1007 ~~for prostitution.~~

1008
1009 Such treatment ~~counseling~~ shall be required to be obtained from a
1010 qualified practitioner specifically trained to treat sex
1011 offenders. The court shall impose a restriction against contact
1012 with minors if sexual offender treatment is recommended ~~community~~
1013 ~~mental health center, a recognized social service agency~~
1014 ~~providing mental health services, or a private mental health~~
1015 ~~professional or through other professional counseling. The~~
1016 evaluation and recommendations plan for treatment of ~~counseling~~
1017 ~~for the probationer or community controllee individual~~ shall be
1018 provided to the court for review.

1019 Section 10. Paragraph (a) of subsection (3) of section
1020 985.481, Florida Statutes, is amended to read:

1021 985.481 Sexual offenders adjudicated delinquent;
1022 notification upon release.--

1023 (3) (a) The department must provide information regarding
1024 any sexual offender who is being released after serving a period
1025 of residential commitment under the department for any offense,
1026 as follows:

1027 1. The department must provide the sexual offender's name,
1028 any change in the offender's name by reason of marriage or other
1029 legal process, and any alias, if known; the correctional facility
1030 from which the sexual offender is released; the sexual offender's
1031 social security number, race, sex, date of birth, height, weight,
1032 and hair and eye color; address of any planned permanent
1033 residence or temporary residence, within the state or out of
1034 state, including a rural route address and a post office box; if

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1035 no permanent or temporary address, any transient residence within
1036 the state; address, location, or description and dates of any
1037 known future temporary residence within the state or out of
1038 state; date and county of disposition and each crime for which
1039 there was a disposition; a copy of the offender's fingerprints
1040 and a digitized photograph taken within 60 days before release;
1041 the date of release of the sexual offender; and the offender's
1042 intended residence address, if known. The department shall notify
1043 the Department of Law Enforcement if the sexual offender escapes,
1044 absconds, or dies. If the sexual offender is in the custody of a
1045 private correctional facility, the facility shall take the
1046 digitized photograph of the sexual offender within 60 days before
1047 the sexual offender's release and also place it in the sexual
1048 offender's file. If the sexual offender is in the custody of a
1049 local jail, the custodian of the local jail shall register the
1050 offender within 3 business days after intake of the offender for
1051 any reason and upon release, and shall notify the Department of
1052 Law Enforcement of the sexual offender's release and provide to
1053 the Department of Law Enforcement the information specified in
1054 this subparagraph and any information specified in subparagraph
1055 2. which the Department of Law Enforcement requests.

1056 2. The department may provide any other information
1057 considered necessary, including criminal and delinquency records,
1058 when available.

1059 Section 11. Paragraph (a) of subsection (4), paragraph (a)
1060 of subsection (6), and paragraph (b) of subsection (13) of
1061 section 985.4815, Florida Statutes, are amended to read:

1062 985.4815 Notification to Department of Law Enforcement of
1063 information on juvenile sexual offenders.--

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1064 (4) A sexual offender, as described in this section, who is
1065 under the supervision of the department but who is not committed
1066 must register with the department within 3 business days after
1067 adjudication and disposition for a registrable offense and
1068 otherwise provide information as required by this subsection.

1069 (a) The sexual offender shall provide his or her name; date
1070 of birth; social security number; race; sex; height; weight; hair
1071 and eye color; tattoos or other identifying marks; and permanent
1072 or legal residence and address of temporary residence within the
1073 state or out of state while the sexual offender is in the care or
1074 custody or under the jurisdiction or supervision of the
1075 department in this state, including any rural route address or
1076 post office box, if no permanent or temporary address, any
1077 transient residence; address, location, or description and dates
1078 of any current or known future temporary residence within the
1079 state or out of state, and the name and address of each school
1080 attended. The department shall verify the address of each sexual
1081 offender and shall report to the Department of Law Enforcement
1082 any failure by a sexual offender to comply with registration
1083 requirements.

1084 (6) (a) The information provided to the Department of Law
1085 Enforcement must include the following:

1086 1. The information obtained from the sexual offender under
1087 subsection (4).

1088 2. The sexual offender's most current address and place of
1089 permanent or temporary residence within the state or out of state
1090 or transient residence; and address, location, or description and
1091 dates of any current or known future temporary residence within
1092 the state or out of state while the sexual offender is in the

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1093 care or custody or under the jurisdiction or supervision of the
1094 department in this state, including the name of the county or
1095 municipality in which the offender permanently or temporarily
1096 resides or transient residence; and address, location, or
1097 description and dates of any current or known future temporary
1098 residence within the state or out of state; and, if known, the
1099 intended place of permanent or temporary residence or transient
1100 residence; and address, location, or description and dates of any
1101 current or known future temporary residence within the state or
1102 out of state upon satisfaction of all sanctions.

1103 3. The legal status of the sexual offender and the
1104 scheduled termination date of that legal status.

1105 4. The location of, and local telephone number for, any
1106 department office that is responsible for supervising the sexual
1107 offender.

1108 5. An indication of whether the victim of the offense that
1109 resulted in the offender's status as a sexual offender was a
1110 minor.

1111 6. The offense or offenses at adjudication and disposition
1112 that resulted in the determination of the offender's status as a
1113 sex offender.

1114 7. A digitized photograph of the sexual offender, which
1115 must have been taken within 60 days before the offender was
1116 released from the custody of the department or a private
1117 correctional facility by expiration of sentence under s. 944.275,
1118 or within 60 days after the onset of the department's supervision
1119 of any sexual offender who is on probation, postcommitment
1120 probation, residential commitment, nonresidential commitment,
1121 licensed child-caring commitment, community control, conditional

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1122 release, parole, provisional release, or control release or who
1123 is supervised by the department under the Interstate Compact
1124 Agreement for Probationers and Parolees. If the sexual offender
1125 is in the custody of a private correctional facility, the
1126 facility shall take a digitized photograph of the sexual offender
1127 within the time period provided in this subparagraph and shall
1128 provide the photograph to the department.

1129 (13)

1130 (b) The sheriff's office may determine the appropriate
1131 times and days for reporting by the sexual offender, which shall
1132 be consistent with the reporting requirements of this subsection.
1133 Reregistration shall include any changes to the following
1134 information:

1135 1. Name; social security number; age; race; sex; date of
1136 birth; height; weight; hair and eye color; address of any
1137 permanent residence and address of any current temporary
1138 residence, within the state or out of state, including a rural
1139 route address and a post office box; if no permanent or temporary
1140 address, any transient residence; address, location, or
1141 description and dates of any current or known future temporary
1142 residence within the state or out of state; name and address of
1143 each school attended; date and place of any employment; vehicle
1144 make, model, color, and license tag number; fingerprints; and
1145 photograph. A post office box shall not be provided in lieu of a
1146 physical residential address.

1147 2. If the sexual offender is enrolled, employed, or
1148 carrying on a vocation at an institution of higher education in
1149 this state, the sexual offender shall also provide to the
1150 department the name, address, and county of each institution,

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1151 including each campus attended, and the sexual offender's
1152 enrollment or employment status.

1153 3. If the sexual offender's place of residence is a motor
1154 vehicle, trailer, mobile home, or manufactured home, as defined
1155 in chapter 320, the sexual offender shall also provide the
1156 vehicle identification number; the license tag number; the
1157 registration number; and a description, including color scheme,
1158 of the motor vehicle, trailer, mobile home, or manufactured home.
1159 If the sexual offender's place of residence is a vessel, live-
1160 aboard vessel, or houseboat, as defined in chapter 327, the
1161 sexual offender shall also provide the hull identification
1162 number; the manufacturer's serial number; the name of the vessel,
1163 live-aboard vessel, or houseboat; the registration number; and a
1164 description, including color scheme, of the vessel, live-aboard
1165 vessel, or houseboat.

1166 4. Any sexual offender who fails to report in person as
1167 required at the sheriff's office, or who fails to respond to any
1168 address verification correspondence from the department within 3
1169 weeks after the date of the correspondence, commits a felony of
1170 the third degree, punishable as provided in ss. 775.082, 775.083,
1171 and 775.084.

1172 Section 12. This act shall take effect July 1, 2008.