

By Senator Fasano

11-02463-08

2008872__

1 A bill to be entitled

2 An act relating to the offense of voyeurism; amending s.
3 810.145, F.S.; providing that it is a third-degree felony
4 for a person to commit the offense of video voyeurism, video
5 voyeurism dissemination, or commercial video voyeurism
6 dissemination against a child younger than 16 years of age;
7 providing criminal penalties; providing that it is a second-
8 degree felony for a person who was previously convicted of
9 or adjudicated delinquent for video voyeurism, video
10 voyeurism dissemination, or commercial video voyeurism
11 dissemination to commit any such offense against a child
12 younger than 16 years of age; providing criminal penalties;
13 providing an effective date.

14
15 Be It Enacted by the Legislature of the State of Florida:

16
17 Section 1. Subsection (6) of section 810.145, Florida
18 Statutes, is amended, present subsection (8) of that section is
19 redesignated as subsection (9), and a new subsection (8) is added
20 to that section, to read:

21 810.145 Video voyeurism.--

22 (6) Except as provided in subsections ~~subsection~~ (7) and
23 (8), a person who violates this section commits a misdemeanor of
24 the first degree, punishable as provided in s. 775.082 or s.
25 775.083.

26 (8) (a) A person who violates this section when the victim
27 is a child younger than 16 years of age, regardless of whether
28 the person knows or has reason to know the age of the child,
29 commits a felony of the third degree, punishable as provided in

11-02463-08

2008872__

30 s. 775.082, s. 775.083, or s. 775.084.

31 (b) A person who violates this subsection and who has
32 previously been convicted of or adjudicated delinquent for any
33 violation of this section commits a felony of the second degree,
34 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

35 Section 2. This act shall take effect July 1, 2008.