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LEGISLATIVE ACTION

Senate	.	House
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Floor: 2/AD/2R	.	
04/29/2010 11:00 AM	.	
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Senators Crist and Aronberg moved the following:

Senate Amendment (with title amendment)

Delete lines 154 - 632
and insert:

Section 2. Subsection (2), paragraph (c) of subsection (4), paragraph (a) of subsection (5), paragraphs (a), (f), (g), (i), and (j) of subsection (6), paragraph (a) of subsection (7), paragraph (a) of subsection (8), and paragraph (b) of subsection (10) of section 775.21, Florida Statutes, are amended to read:

775.21 The Florida Sexual Predators Act.—

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

(a)~~(i)~~ "Change in enrollment or employment status" means



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14 the commencement or termination of enrollment or employment or a
15 change in location of enrollment or employment.

16 (b)~~(a)~~ "Chief of police" means the chief law enforcement
17 officer of a municipality.

18 (c) "Child care facility" has the same meaning as provided
19 in s. 402.302.

20 (d)~~(b)~~ "Community" means any county where the sexual
21 predator lives or otherwise establishes or maintains a temporary
22 or permanent residence.

23 (e)~~(e)~~ "Conviction" means a determination of guilt which is
24 the result of a trial or the entry of a plea of guilty or nolo
25 contendere, regardless of whether adjudication is withheld. A
26 conviction for a similar offense includes, but is not limited
27 to, a conviction by a federal or military tribunal, including
28 courts-martial conducted by the Armed Forces of the United
29 States, and includes a conviction or entry of a plea of guilty
30 or nolo contendere resulting in a sanction in any state of the
31 United States or other jurisdiction. A sanction includes, but is
32 not limited to, a fine, probation, community control, parole,
33 conditional release, control release, or incarceration in a
34 state prison, federal prison, private correctional facility, or
35 local detention facility.

36 (f)~~(d)~~ "Department" means the Department of Law
37 Enforcement.

38 (g)~~(j)~~ "Electronic mail address" has the same meaning as
39 provided in s. 668.602.

40 (h)~~(e)~~ "Entering the county" includes being discharged from
41 a correctional facility or jail or secure treatment facility
42 within the county or being under supervision within the county



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43 for the commission of a violation enumerated in subsection (4).

44 (i)~~(k)~~ "Instant message name" means an identifier that
45 allows a person to communicate in real time with another person
46 using the Internet.

47 (j)~~(h)~~ "Institution of higher education" means a career
48 center, community college, college, state university, or
49 independent postsecondary institution.

50 (k)~~(f)~~ "Permanent residence" means a place where the person
51 abides, lodges, or resides for 5 or more consecutive days.

52 (l)~~(g)~~ "Temporary residence" means a place where the person
53 abides, lodges, or resides, including, but not limited to,
54 vacation, business, or personal travel destinations in or out of
55 this state, for a period of 5 or more days in the aggregate
56 during any calendar year and which is not the person's permanent
57 address or, for a person whose permanent residence is not in
58 this state, a place where the person is employed, practices a
59 vocation, or is enrolled as a student for any period of time in
60 this state.

61 (m) "Transient residence" means a place or county where a
62 person lives, remains, or is located for a period of 5 or more
63 days in the aggregate during a calendar year and which is not
64 the person's permanent or temporary address. The term includes,
65 but is not limited to, a place where the person sleeps or seeks
66 shelter and a location that has no specific street address.

67 (4) SEXUAL PREDATOR CRITERIA.—

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

71 1. The court did not, for whatever reason, make a written



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72 finding at the time of sentencing that the offender was a sexual
73 predator; or

74 2. The offender was administratively registered as a sexual
75 predator because the Department of Corrections, the department,
76 or any other law enforcement agency obtained information that
77 indicated that the offender met the criteria for designation as
78 a sexual predator based on a violation of a similar law in
79 another jurisdiction,

80
81 the department shall remove that offender from the department's
82 list of sexual predators and, for an offender described under
83 subparagraph 1., shall notify the state attorney who prosecuted
84 the offense that met the criteria for administrative designation
85 as a sexual predator, and, for an offender described under this
86 paragraph, shall notify the state attorney of the county where
87 the offender establishes or maintains a permanent, ~~or~~ temporary,
88 or transient residence. The state attorney shall bring the
89 matter to the court's attention in order to establish that the
90 offender meets the criteria for designation as a sexual
91 predator. If the court makes a written finding that the offender
92 is a sexual predator, the offender must be designated as a
93 sexual predator, must register or be registered as a sexual
94 predator with the department as provided in subsection (6), and
95 is subject to the community and public notification as provided
96 in subsection (7). If the court does not make a written finding
97 that the offender is a sexual predator, the offender may not be
98 designated as a sexual predator with respect to that offense and
99 is not required to register or be registered as a sexual
100 predator with the department.



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101 (5) SEXUAL PREDATOR DESIGNATION.—An offender is designated
102 as a sexual predator as follows:

103 (a)1. An offender who meets the sexual predator criteria
104 described in paragraph (4)(d) is a sexual predator, and the
105 court shall make a written finding at the time such offender is
106 determined to be a sexually violent predator under chapter 394
107 that such person meets the criteria for designation as a sexual
108 predator for purposes of this section. The clerk shall transmit
109 a copy of the order containing the written finding to the
110 department within 48 hours after the entry of the order;

111 2. An offender who meets the sexual predator criteria
112 described in paragraph (4)(a) who is before the court for
113 sentencing for a current offense committed on or after October
114 1, 1993, is a sexual predator, and the sentencing court must
115 make a written finding at the time of sentencing that the
116 offender is a sexual predator, and the clerk of the court shall
117 transmit a copy of the order containing the written finding to
118 the department within 48 hours after the entry of the order; or

119 3. If the Department of Corrections, the department, or any
120 other law enforcement agency obtains information which indicates
121 that an offender who establishes or maintains a permanent, ~~or~~
122 temporary, or transient residence in this state meets the sexual
123 predator criteria described in paragraph (4)(a) or paragraph
124 (4)(d) because the offender was civilly committed or committed a
125 similar violation in another jurisdiction on or after October 1,
126 1993, the Department of Corrections, the department, or the law
127 enforcement agency shall notify the state attorney of the county
128 where the offender establishes or maintains a permanent, ~~or~~
129 temporary, or transient residence of the offender's presence in



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130 the community. The state attorney shall file a petition with the
131 criminal division of the circuit court for the purpose of
132 holding a hearing to determine if the offender's criminal record
133 or record of civil commitment from another jurisdiction meets
134 the sexual predator criteria. If the court finds that the
135 offender meets the sexual predator criteria because the offender
136 has violated a similar law or similar laws in another
137 jurisdiction, the court shall make a written finding that the
138 offender is a sexual predator.

139
140 When the court makes a written finding that an offender is a
141 sexual predator, the court shall inform the sexual predator of
142 the registration and community and public notification
143 requirements described in this section. Within 48 hours after
144 the court designating an offender as a sexual predator, the
145 clerk of the circuit court shall transmit a copy of the court's
146 written sexual predator finding to the department. If the
147 offender is sentenced to a term of imprisonment or supervision,
148 a copy of the court's written sexual predator finding must be
149 submitted to the Department of Corrections.

150 (6) REGISTRATION.—

151 (a) A sexual predator must register with the department
152 through the sheriff's office by providing the following
153 information to the department:

154 1. Name; social security number; age; race; sex; date
155 of birth; height; weight; hair and eye color; photograph;
156 address of legal residence and address of any current temporary
157 residence, within the state or out of state, including a rural
158 route address and a post office box; if no permanent or



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159 temporary address, any transient residence within the state;
160 address, location or description, and dates of any current or
161 known future temporary residence within the state or out of
162 state; any electronic mail address and any instant message name
163 required to be provided pursuant to subparagraph (g)4. i home
164 telephone number and any cellular telephone number; i date and
165 place of any employment; i date and place of each conviction; i
166 fingerprints; i and a brief description of the crime or crimes
167 committed by the offender. A post office box shall not be
168 provided in lieu of a physical residential address.

169 a. If the sexual predator's place of residence is a motor
170 vehicle, trailer, mobile home, or manufactured home, as defined
171 in chapter 320, the sexual predator shall also provide to the
172 department written notice of the vehicle identification number;
173 the license tag number; the registration number; and a
174 description, including color scheme, of the motor vehicle,
175 trailer, mobile home, or manufactured home. If a sexual
176 predator's place of residence is a vessel, live-aboard vessel,
177 or houseboat, as defined in chapter 327, the sexual predator
178 shall also provide to the department written notice of the hull
179 identification number; the manufacturer's serial number; the
180 name of the vessel, live-aboard vessel, or houseboat; the
181 registration number; and a description, including color scheme,
182 of the vessel, live-aboard vessel, or houseboat.

183 b. If the sexual predator is enrolled, employed, or
184 carrying on a vocation at an institution of higher education in
185 this state, the sexual predator shall also provide to the
186 department the name, address, and county of each institution,
187 including each campus attended, and the sexual predator's



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188 enrollment or employment status. Each change in enrollment or
189 employment status shall be reported in person at the sheriff's
190 office, or the Department of Corrections if the sexual predator
191 is in the custody or control of or under the supervision of the
192 Department of Corrections, within 48 hours after any change in
193 status. The sheriff or the Department of Corrections shall
194 promptly notify each institution of the sexual predator's
195 presence and any change in the sexual predator's enrollment or
196 employment status.

197 2. Any other information determined necessary by the
198 department, including criminal and corrections records;
199 nonprivileged personnel and treatment records; and evidentiary
200 genetic markers when available.

201 (f) Within 48 hours after the registration required under
202 paragraph (a) or paragraph (e), a sexual predator who is not
203 incarcerated and who resides in the community, including a
204 sexual predator under the supervision of the Department of
205 Corrections, shall register in person at a driver's license
206 office of the Department of Highway Safety and Motor Vehicles
207 and shall present proof of registration. At the driver's license
208 office the sexual predator shall:

209 1. If otherwise qualified, secure a Florida driver's
210 license, renew a Florida driver's license, or secure an
211 identification card. The sexual predator shall identify himself
212 or herself as a sexual predator who is required to comply with
213 this section, provide his or her place of permanent, ~~or~~
214 temporary, or transient residence, including a rural route
215 address and a post office box, and submit to the taking of a
216 photograph for use in issuing a driver's license, renewed



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217 license, or identification card, and for use by the department
218 in maintaining current records of sexual predators. A post
219 office box shall not be provided in lieu of a physical
220 residential address. If the sexual predator's place of residence
221 is a motor vehicle, trailer, mobile home, or manufactured home,
222 as defined in chapter 320, the sexual predator shall also
223 provide to the Department of Highway Safety and Motor Vehicles
224 the vehicle identification number; the license tag number; the
225 registration number; and a description, including color scheme,
226 of the motor vehicle, trailer, mobile home, or manufactured
227 home. If a sexual predator's place of residence is a vessel,
228 live-aboard vessel, or houseboat, as defined in chapter 327, the
229 sexual predator shall also provide to the Department of Highway
230 Safety and Motor Vehicles the hull identification number; the
231 manufacturer's serial number; the name of the vessel, live-
232 aboard vessel, or houseboat; the registration number; and a
233 description, including color scheme, of the vessel, live-aboard
234 vessel, or houseboat.

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

240 3. Provide, upon request, any additional information
241 necessary to confirm the identity of the sexual predator,
242 including a set of fingerprints.

243 (g)1. Each time a sexual predator's driver's license or
244 identification card is subject to renewal, and, without regard
245 to the status of the predator's driver's license or



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246 identification card, within 48 hours after any change of the
247 predator's residence or change in the predator's name by reason
248 of marriage or other legal process, the predator shall report in
249 person to a driver's license office and shall be subject to the
250 requirements specified in paragraph (f). The Department of
251 Highway Safety and Motor Vehicles shall forward to the
252 department and to the Department of Corrections all photographs
253 and information provided by sexual predators. Notwithstanding
254 the restrictions set forth in s. 322.142, the Department of
255 Highway Safety and Motor Vehicles is authorized to release a
256 reproduction of a color-photograph or digital-image license to
257 the Department of Law Enforcement for purposes of public
258 notification of sexual predators as provided in this section.

259 2. A sexual predator who vacates a permanent, temporary, or
260 transient residence and fails to establish or maintain another
261 permanent, ~~or~~ temporary, or transient residence shall, within 48
262 hours after vacating the permanent, temporary, or transient
263 residence, report in person to the sheriff's office of the
264 county in which he or she is located. The sexual predator shall
265 specify the date upon which he or she intends to or did vacate
266 such residence. The sexual predator must provide or update all
267 of the registration information required under paragraph (a).
268 The sexual predator must provide an address for the residence or
269 other place ~~location~~ that he or she is or will be located
270 ~~occupying~~ during the time in which he or she fails to establish
271 or maintain a permanent or temporary residence.

272 3. A sexual predator who remains at a permanent, temporary,
273 or transient residence after reporting his or her intent to
274 vacate such residence shall, within 48 hours after the date upon



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275 which the predator indicated he or she would or did vacate such
276 residence, report in person to the sheriff's office to which he
277 or she reported pursuant to subparagraph 2. for the purpose of
278 reporting his or her address at such residence. When the sheriff
279 receives the report, the sheriff shall promptly convey the
280 information to the department. An offender who makes a report as
281 required under subparagraph 2. but fails to make a report as
282 required under this subparagraph commits a felony of the second
283 degree, punishable as provided in s. 775.082, s. 775.083, or s.
284 775.084.

285 4. A sexual predator must register any electronic mail
286 address or instant message name with the department prior to
287 using such electronic mail address or instant message name on or
288 after October 1, 2007. The department shall establish an online
289 system through which sexual predators may securely access and
290 update all electronic mail address and instant message name
291 information.

292 (i) A sexual predator who intends to establish a permanent,
293 temporary, or transient residence in another state or
294 jurisdiction other than the State of Florida shall report in
295 person to the sheriff of the county of current residence within
296 48 hours before the date he or she intends to leave this state
297 to establish residence in another state or jurisdiction. The
298 sexual predator must provide to the sheriff the address,
299 municipality, county, and state of intended residence. The
300 sheriff shall promptly provide to the department the information
301 received from the sexual predator. The department shall notify
302 the statewide law enforcement agency, or a comparable agency, in
303 the intended state or jurisdiction of residence of the sexual



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304 predator's intended residence. The failure of a sexual predator
305 to provide his or her intended place of residence is punishable
306 as provided in subsection (10).

307 (j) A sexual predator who indicates his or her intent to
308 establish a permanent, temporary, or transient residence ~~reside~~
309 in another state or jurisdiction other than the State of Florida
310 and later decides to remain in this state shall, within 48 hours
311 after the date upon which the sexual predator indicated he or
312 she would leave this state, report in person to the sheriff to
313 which the sexual predator reported the intended change of
314 residence, and report his or her intent to remain in this state.
315 If the sheriff is notified by the sexual predator that he or she
316 intends to remain in this state, the sheriff shall promptly
317 report this information to the department. A sexual predator who
318 reports his or her intent to establish a permanent, temporary,
319 or transient residence ~~reside~~ in another state or jurisdiction,
320 but who remains in this state without reporting to the sheriff
321 in the manner required by this paragraph, commits a felony of
322 the second degree, punishable as provided in s. 775.082, s.
323 775.083, or s. 775.084.

324 (7) COMMUNITY AND PUBLIC NOTIFICATION.—

325 (a) Law enforcement agencies must inform members of the
326 community and the public of a sexual predator's presence. Upon
327 notification of the presence of a sexual predator, the sheriff
328 of the county or the chief of police of the municipality where
329 the sexual predator establishes or maintains a permanent or
330 temporary residence shall notify members of the community and
331 the public of the presence of the sexual predator in a manner
332 deemed appropriate by the sheriff or the chief of police. Within



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333 48 hours after receiving notification of the presence of a
334 sexual predator, the sheriff of the county or the chief of
335 police of the municipality where the sexual predator temporarily
336 or permanently resides shall notify each licensed child care
337 facility ~~day care center~~, elementary school, middle school, and
338 high school within a 1-mile radius of the temporary or permanent
339 residence of the sexual predator of the presence of the sexual
340 predator. Information provided to members of the community and
341 the public regarding a sexual predator must include:

- 342 1. The name of the sexual predator;
- 343 2. A description of the sexual predator, including a
344 photograph;
- 345 3. The sexual predator's current permanent, temporary, and
346 transient addresses, and descriptions of registered locations
347 that have no specific street address, including the name of the
348 county or municipality if known;
- 349 4. The circumstances of the sexual predator's offense or
350 offenses; and
- 351 5. Whether the victim of the sexual predator's offense or
352 offenses was, at the time of the offense, a minor or an adult.

353
354 This paragraph does not authorize the release of the name of any
355 victim of the sexual predator.

356 (8) VERIFICATION.—The department and the Department of
357 Corrections shall implement a system for verifying the addresses
358 of sexual predators. The system must be consistent with the
359 provisions of the federal Adam Walsh Child Protection and Safety
360 Act of 2006 and any other federal standards applicable to such
361 verification or required to be met as a condition for the



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362 receipt of federal funds by the state. The Department of
363 Corrections shall verify the addresses of sexual predators who
364 are not incarcerated but who reside in the community under the
365 supervision of the Department of Corrections and shall report to
366 the department any failure by a sexual predator to comply with
367 registration requirements. County and local law enforcement
368 agencies, in conjunction with the department, shall verify the
369 addresses of sexual predators who are not under the care,
370 custody, control, or supervision of the Department of
371 Corrections. Local law enforcement agencies shall report to the
372 department any failure by a sexual predator to comply with
373 registration requirements.

374 (a) A sexual predator must report in person each year
375 during the month of the sexual predator's birthday and during
376 every third month thereafter to the sheriff's office in the
377 county in which he or she resides or is otherwise located to
378 reregister. The sheriff's office may determine the appropriate
379 times and days for reporting by the sexual predator, which shall
380 be consistent with the reporting requirements of this paragraph.
381 Reregistration shall include any changes to the following
382 information:

383 1. Name; social security number; age; race; sex; date of
384 birth; height; weight; hair and eye color; address of any
385 permanent residence and address of any current temporary
386 residence, within the state or out of state, including a rural
387 route address and a post office box; if no permanent or
388 temporary address, any transient residence within the state;
389 address, location or description, and dates of any current or
390 known future temporary residence within the state or out of



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391 state; any electronic mail address and any instant message name
392 required to be provided pursuant to subparagraph (6)(g)4.; home
393 telephone number and any cellular telephone number; date and
394 place of any employment; vehicle make, model, color, and license
395 tag number; fingerprints; and photograph. A post office box
396 shall not be provided in lieu of a physical residential address.

397 2. If the sexual predator is enrolled, employed, or
398 carrying on a vocation at an institution of higher education in
399 this state, the sexual predator shall also provide to the
400 department the name, address, and county of each institution,
401 including each campus attended, and the sexual predator's
402 enrollment or employment status.

403 3. If the sexual predator's place of residence is a motor
404 vehicle, trailer, mobile home, or manufactured home, as defined
405 in chapter 320, the sexual predator shall also provide the
406 vehicle identification number; the license tag number; the
407 registration number; and a description, including color scheme,
408 of the motor vehicle, trailer, mobile home, or manufactured
409 home. If the sexual predator's place of residence is a vessel,
410 live-aboard vessel, or houseboat, as defined in chapter 327, the
411 sexual predator shall also provide the hull identification
412 number; the manufacturer's serial number; the name of the
413 vessel, live-aboard vessel, or houseboat; the registration
414 number; and a description, including color scheme, of the
415 vessel, live-aboard vessel, or houseboat.

416 (10) PENALTIES.—

417 (b) A sexual predator who has been convicted of or found to
418 have committed, or has pled nolo contendere or guilty to,
419 regardless of adjudication, any violation, or attempted



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420 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where
421 the victim is a minor and the defendant is not the victim's
422 parent or guardian; s. 794.011, excluding s. 794.011(10); s.
423 794.05; s. 796.03; s. 796.035; s. 800.04; s. 827.071; s.
424 847.0133; s. 847.0135(5); s. 847.0145; or s. 985.701(1); or a
425 violation of a similar law of another jurisdiction when the
426 victim of the offense was a minor, and who works, whether for
427 compensation or as a volunteer, at any business, school, child
428 care facility ~~day care center~~, park, playground, or other place
429 where children regularly congregate, commits a felony of the
430 third degree, punishable as provided in s. 775.082, s. 775.083,
431 or s. 775.084.

432 Section 3. Section 794.065, Florida Statutes, is
433 transferred, renumbered as section 775.215, Florida Statutes,
434 and amended to read:

435 775.215 ~~794.065~~ Residency restriction ~~Unlawful place of~~
436 ~~residence~~ for persons convicted of certain sex offenses.-

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

438 (a) "Child care facility" has the same meaning as provided
439 in s. 402.302.

440 (b) "Park" means all public and private property
441 specifically designated as being used for recreational purposes
442 and where children regularly congregate.

443 (c) "Playground" means a designated independent area in the
444 community or neighborhood that is designated solely for children
445 and has one or more play structures.

446 (d) "School" has the same meaning as provided in s. 1003.01
447 and includes a private school as defined in s. 1002.01, a
448 voluntary prekindergarten education program as described in s.



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449 1002.53(3), a public school as described in s. 402.3025(1), the
450 Florida School for the Deaf and the Blind, the Florida Virtual
451 School as established under s. 1002.37, and a K-8 Virtual School
452 as established under s. 1002.415, but does not include
453 facilities dedicated exclusively to the education of adults.

454 (2) (a) ~~(1)~~ A ~~It is unlawful for any~~ person who has been
455 convicted of a violation of s. 794.011, s. 800.04, s. 827.071,
456 s. 847.0135(5), or s. 847.0145, regardless of whether
457 adjudication has been withheld, in which the victim of the
458 offense was less than 16 years of age, ~~may not~~ ~~to~~ reside within
459 1,000 feet of any school, child care facility ~~day care center,~~
460 park, or playground. However, a person does not violate this
461 subsection and may not be forced to relocate if he or she is
462 living in a residence that meets the requirements of this
463 subsection and a school, child care facility, park, or
464 playground is subsequently established within 1,000 feet of his
465 or her residence.

466 (b) A person who violates this subsection ~~section~~ and whose
467 conviction under s. 794.011, s. 800.04, s. 827.071, s.
468 847.0135(5), or s. 847.0145 was classified as a felony of the
469 first degree or higher commits a felony of the third degree,
470 punishable as provided in s. 775.082 or s. 775.083. A person who
471 violates this subsection ~~section~~ and whose conviction under s.
472 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145
473 was classified as a felony of the second or third degree commits
474 a misdemeanor of the first degree, punishable as provided in s.
475 775.082 or s. 775.083.

476 (c) ~~(2)~~ This subsection ~~section~~ applies to any person
477 convicted of a violation of s. 794.011, s. 800.04, s. 827.071,



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478 s. 847.0135(5), or s. 847.0145 for offenses that occur on or
479 after October 1, 2004, excluding persons who have been removed
480 from the requirement to register as a sexual offender or sexual
481 predator pursuant to s. 943.04354.

482 (3) (a) A person who has been convicted of an offense in
483 another jurisdiction that is similar to a violation of s.
484 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145,
485 regardless of whether adjudication has been withheld, in which
486 the victim of the offense was less than 16 years of age, may not
487 reside within 1,000 feet of any school, child care facility,
488 park, or playground. However, a person does not violate this
489 subsection and may not be forced to relocate if he or she is
490 living in a residence that meets the requirements of this
491 subsection and a school, child care facility, park, or
492 playground is subsequently established within 1,000 feet of his
493 or her residence.

494 (b) A person who violates this subsection and whose
495 conviction in another jurisdiction resulted in a penalty that is
496 substantially similar to a felony of the first degree or higher
497 commits a felony of the third degree, punishable as provided in
498 s. 775.082 or s. 775.083. A person who violates this subsection
499 and whose conviction in another jurisdiction resulted in a
500 penalty that is substantially similar to a felony of the second
501 or third degree commits a misdemeanor of the first degree,
502 punishable as provided in s. 775.082 or s. 775.083.

503 (c) This subsection applies to any person convicted of an
504 offense in another jurisdiction that is similar to a violation
505 of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s.
506 847.0145 if such offense occurred on or after the effective date



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507 of this act, excluding persons who have been removed from the
508 requirement to register as a sexual offender or sexual predator
509 pursuant to s. 943.04354.

510
511 ===== T I T L E A M E N D M E N T =====

512 And the title is amended as follows:

513 Delete lines 11 - 32

514 and insert:

515 providing exceptions; providing penalties; amending s.
516 775.21, F.S.; revising and providing definitions;
517 conforming terminology to changes made by the act;
518 revising provisions relating to residence reporting
519 requirements for sexual predators; transferring,
520 renumbering, and amending s. 794.065, F.S.; providing
521 definitions; substituting the term "child care
522 facility" for the term "day care center"; providing
523 that the section does not apply to a person living in
524 an approved residence before the establishment of a
525 school, child care facility, park, or playground
526 within 1,000 feet of the residence; including offenses
527 in other jurisdictions that are similar to the
528 offenses listed for purposes of providing residency
529 restrictions for persons convicted of certain sex
530 offenses, applicable to offenses committed on or after
531 a specified date; providing that the section does not
532 apply to persons who were removed from the requirement
533 to register as a sexual offender or sexual predator
534 under a specified provision; amending s. 943.0435,