

1 A bill to be entitled
2 An act relating to sexual offenders and predators;
3 amending s. 775.21, F.S.; replacing the definition of the
4 term "instant message name" with the definition of the
5 term "Internet identifier"; providing that voluntary
6 disclosure of specified information waives a disclosure
7 exemption for such information; conforming provisions;
8 requiring disclosure of passport and immigration status
9 information; requiring that a sexual predator who is
10 unable to secure or update a driver's license or
11 identification card within a specified period must report
12 specified information to the local sheriff's office within
13 a specified period after such change with confirmation
14 that he or she also reported such information to the
15 Department of Highway Safety and Motor Vehicles; revising
16 reporting requirements if a sexual predator plans to leave
17 the United States for more than a specified period;
18 amending s. 943.0435, F.S.; replacing the definition of
19 the term "instant message name" with the definition of the
20 term "Internet identifier"; conforming provisions;
21 requiring disclosure of passport and immigration status
22 information; requiring that a sexual predator who is
23 unable to secure or update a driver's license or
24 identification card within a specified period must report
25 specified information to the local sheriff's office within
26 a specified period of such change with confirmation that
27 he or she also reported such information to the Department
28 of Highway Safety and Motor Vehicles; providing additional

29 requirements for sexual offenders intending to reside
30 outside of the United States; amending s. 943.04351, F.S.;
31 requiring a specified national search of registration
32 information regarding sexual predators and sexual
33 offenders prior to appointment or employment of persons by
34 state agencies and governmental subdivisions; amending s.
35 943.04354, F.S.; revising the age range applicable to
36 provisions allowing removal of the requirement to register
37 as a sexual offender or sexual predator in certain
38 circumstances; amending s. 943.0437, F.S.; replacing the
39 definition of the term "instant message name" with the
40 definition of the term "Internet identifier"; conforming
41 provisions; amending ss. 944.606 and 944.607, F.S.;
42 replacing the definition of the term "instant message
43 name" with the definition of the term "Internet
44 identifier"; conforming provisions; requiring disclosure
45 of passport and immigration status information; amending
46 s. 947.005, F.S.; revising the definition of the term
47 "risk assessment"; amending s. 948.31, F.S.; providing
48 that conditions imposed under that section do not require
49 oral pronouncement at the time of sentencing and shall be
50 considered standard conditions of probation or community
51 control for certain offenders; removing a provision
52 prohibiting contact with minors if sexual offender
53 treatment is recommended; amending ss. 985.481 and
54 985.4815, F.S.; requiring disclosure of passport and
55 immigration status information by certain sexual offenders
56 adjudicated delinquent and certain juvenile sexual

57 | offenders; providing severability; providing an effective
 58 | date.

60 | Be It Enacted by the Legislature of the State of Florida:

62 | Section 1. Paragraph (i) of subsection (2), paragraphs
 63 | (a), (e), (g), (i), and (j) of subsection (6), paragraph (a) of
 64 | subsection (8), and paragraph (a) of subsection (10) of section
 65 | 775.21, Florida Statutes, are amended to read:

66 | 775.21 The Florida Sexual Predators Act.—

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

68 | (i) "Internet identifier ~~instant message name~~" means all
 69 | electronic mail, chat, instant messenger, social networking, or
 70 | similar name used for Internet communication, but does not
 71 | include a date of birth, social security number, or personal
 72 | identification number (PIN) ~~an identifier that allows a person~~
 73 | ~~to communicate in real time with another person using the~~
 74 | ~~Internet.~~ Voluntary disclosure by the sexual predator of his or
 75 | her date of birth, social security number, or personal
 76 | identification number (PIN) as an Internet identifier waives the
 77 | disclosure exemption in this paragraph for such personal
 78 | information.

79 | (6) REGISTRATION.—

80 | (a) A sexual predator must register with the department
 81 | through the sheriff's office by providing the following
 82 | information to the department:

83 | 1. Name; social security number; age; race; sex; date of
 84 | birth; height; weight; hair and eye color; photograph; address

CS/HB 1277

2011

85 of legal residence and address of any current temporary
86 residence, within the state or out of state, including a rural
87 route address and a post office box; if no permanent or
88 temporary address, any transient residence within the state;
89 address, location or description, and dates of any current or
90 known future temporary residence within the state or out of
91 state; all any electronic mail addresses ~~address~~ and all
92 Internet identifiers ~~any instant message name~~ required to be
93 provided pursuant to subparagraph (g)4.; all home telephone
94 numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~; date
95 and place of any employment; date and place of each conviction;
96 fingerprints; and a brief description of the crime or crimes
97 committed by the offender. A post office box shall not be
98 provided in lieu of a physical residential address. The sexual
99 predator must also produce or provide information about his or
100 her passport, if he or she has a passport, and, if he or she is
101 an alien, must produce or provide information about documents
102 establishing his or her immigration status.

103 a. If the sexual predator's place of residence is a motor
104 vehicle, trailer, mobile home, or manufactured home, as defined
105 in chapter 320, the sexual predator shall also provide to the
106 department written notice of the vehicle identification number;
107 the license tag number; the registration number; and a
108 description, including color scheme, of the motor vehicle,
109 trailer, mobile home, or manufactured home. If a sexual
110 predator's place of residence is a vessel, live-aboard vessel,
111 or houseboat, as defined in chapter 327, the sexual predator
112 shall also provide to the department written notice of the hull

CS/HB 1277

2011

113 identification number; the manufacturer's serial number; the
114 name of the vessel, live-aboard vessel, or houseboat; the
115 registration number; and a description, including color scheme,
116 of the vessel, live-aboard vessel, or houseboat.

117 b. If the sexual predator is enrolled, employed, or
118 carrying on a vocation at an institution of higher education in
119 this state, the sexual predator shall also provide to the
120 department the name, address, and county of each institution,
121 including each campus attended, and the sexual predator's
122 enrollment or employment status. Each change in enrollment or
123 employment status shall be reported in person at the sheriff's
124 office, or the Department of Corrections if the sexual predator
125 is in the custody or control of or under the supervision of the
126 Department of Corrections, within 48 hours after any change in
127 status. The sheriff or the Department of Corrections shall
128 promptly notify each institution of the sexual predator's
129 presence and any change in the sexual predator's enrollment or
130 employment status.

131 2. Any other information determined necessary by the
132 department, including criminal and corrections records;
133 nonprivileged personnel and treatment records; and evidentiary
134 genetic markers when available.

135 (e)1. If the sexual predator is not in the custody or
136 control of, or under the supervision of, the Department of
137 Corrections or is not in the custody of a private correctional
138 facility, the sexual predator shall register in person:

139 a. At the sheriff's office in the county where he or she
140 establishes or maintains a residence within 48 hours after

141 establishing or maintaining a residence in this state; and

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

145 2. Any change in the sexual predator's permanent or
 146 temporary residence, name, or all ~~any~~ electronic mail addresses
 147 ~~address~~ and all Internet identifiers ~~any instant message name~~
 148 required to be provided pursuant to subparagraph (g)4., after
 149 the sexual predator registers in person at the sheriff's office
 150 as provided in subparagraph 1., shall be accomplished in the
 151 manner provided in paragraphs (g), (i), and (j). When a sexual
 152 predator registers with the sheriff's office, the sheriff shall
 153 take a photograph and a set of fingerprints of the predator and
 154 forward the photographs and fingerprints to the department,
 155 along with the information that the predator is required to
 156 provide pursuant to this section.

157 (g)1. Each time a sexual predator's driver's license or
 158 identification card is subject to renewal, and, without regard
 159 to the status of the predator's driver's license or
 160 identification card, within 48 hours after any change of the
 161 predator's residence or change in the predator's name by reason
 162 of marriage or other legal process, the predator shall report in
 163 person to a driver's license office and shall be subject to the
 164 requirements specified in paragraph (f). The Department of
 165 Highway Safety and Motor Vehicles shall forward to the
 166 department and to the Department of Corrections all photographs
 167 and information provided by sexual predators. Notwithstanding
 168 the restrictions set forth in s. 322.142, the Department of

CS/HB 1277

2011

169 Highway Safety and Motor Vehicles is authorized to release a
170 reproduction of a color-photograph or digital-image license to
171 the Department of Law Enforcement for purposes of public
172 notification of sexual predators as provided in this section. A
173 sexual predator who is unable to secure or update a driver's
174 license or identification card with the Department of Highway
175 Safety and Motor Vehicles as provided in s. 943.0435(3) and (4)
176 must also report any change of the predator's residence or
177 change in the predator's name by reason of marriage or other
178 legal process within 48 hours after the change to the sheriff's
179 office in the county where the predator resides or is located
180 and provide confirmation that he or she reported such
181 information to the Department of Highway Safety and Motor
182 Vehicles.

183 2. A sexual predator who vacates a permanent, temporary,
184 or transient residence and fails to establish or maintain
185 another permanent, temporary, or transient residence shall,
186 within 48 hours after vacating the permanent, temporary, or
187 transient residence, report in person to the sheriff's office of
188 the county in which he or she is located. The sexual predator
189 shall specify the date upon which he or she intends to or did
190 vacate such residence. The sexual predator must provide or
191 update all of the registration information required under
192 paragraph (a). The sexual predator must provide an address for
193 the residence or other place that he or she is or will be
194 located during the time in which he or she fails to establish or
195 maintain a permanent or temporary residence.

196 3. A sexual predator who remains at a permanent,

197 temporary, or transient residence after reporting his or her
 198 intent to vacate such residence shall, within 48 hours after the
 199 date upon which the predator indicated he or she would or did
 200 vacate such residence, report in person to the sheriff's office
 201 to which he or she reported pursuant to subparagraph 2. for the
 202 purpose of reporting his or her address at such residence. When
 203 the sheriff receives the report, the sheriff shall promptly
 204 convey the information to the department. An offender who makes
 205 a report as required under subparagraph 2. but fails to make a
 206 report as required under this subparagraph commits a felony of
 207 the second degree, punishable as provided in s. 775.082, s.
 208 775.083, or s. 775.084.

209 4. A sexual predator must register all ~~any~~ electronic mail
 210 addresses and Internet identifiers ~~address or instant message~~
 211 ~~name~~ with the department prior to using such electronic mail
 212 addresses and Internet identifiers ~~address or instant message~~
 213 ~~name on or after October 1, 2007~~. The department shall establish
 214 an online system through which sexual predators may securely
 215 access and update all electronic mail address and Internet
 216 identifier ~~instant message name~~ information.

217 (i) A sexual predator who intends to establish a
 218 permanent, temporary, or transient residence in another state or
 219 jurisdiction other than the State of Florida shall report in
 220 person to the sheriff of the county of current residence within
 221 48 hours before the date he or she intends to leave this state
 222 to establish residence in another state or jurisdiction or
 223 within 21 days before his or her planned departure date if the
 224 intended residence of 7 days or more is outside of the United

225 States. The sexual predator must provide to the sheriff the
 226 address, municipality, county, ~~and~~ state, and country of
 227 intended residence. The sheriff shall promptly provide to the
 228 department the information received from the sexual predator.
 229 The department shall notify the statewide law enforcement
 230 agency, or a comparable agency, in the intended state, ~~or~~
 231 jurisdiction, or country of residence of the sexual predator's
 232 intended residence. The failure of a sexual predator to provide
 233 his or her intended place of residence is punishable as provided
 234 in subsection (10).

235 (j) A sexual predator who indicates his or her intent to
 236 establish a permanent, temporary, or transient residence in
 237 another state, a ~~or~~ jurisdiction other than the State of
 238 Florida, or another country and later decides to remain in this
 239 state shall, within 48 hours after the date upon which the
 240 sexual predator indicated he or she would leave this state,
 241 report in person to the sheriff to which the sexual predator
 242 reported the intended change of residence, and report his or her
 243 intent to remain in this state. If the sheriff is notified by
 244 the sexual predator that he or she intends to remain in this
 245 state, the sheriff shall promptly report this information to the
 246 department. A sexual predator who reports his or her intent to
 247 establish a permanent, temporary, or transient residence in
 248 another state, a ~~or~~ jurisdiction other than the State of
 249 Florida, or another country, but who remains in this state
 250 without reporting to the sheriff in the manner required by this
 251 paragraph, commits a felony of the second degree, punishable as
 252 provided in s. 775.082, s. 775.083, or s. 775.084.

253 (8) VERIFICATION.—The department and the Department of
254 Corrections shall implement a system for verifying the addresses
255 of sexual predators. The system must be consistent with the
256 provisions of the federal Adam Walsh Child Protection and Safety
257 Act of 2006 and any other federal standards applicable to such
258 verification or required to be met as a condition for the
259 receipt of federal funds by the state. The Department of
260 Corrections shall verify the addresses of sexual predators who
261 are not incarcerated but who reside in the community under the
262 supervision of the Department of Corrections and shall report to
263 the department any failure by a sexual predator to comply with
264 registration requirements. County and local law enforcement
265 agencies, in conjunction with the department, shall verify the
266 addresses of sexual predators who are not under the care,
267 custody, control, or supervision of the Department of
268 Corrections. Local law enforcement agencies shall report to the
269 department any failure by a sexual predator to comply with
270 registration requirements.

271 (a) A sexual predator must report in person each year
272 during the month of the sexual predator's birthday and during
273 every third month thereafter to the sheriff's office in the
274 county in which he or she resides or is otherwise located to
275 reregister. The sheriff's office may determine the appropriate
276 times and days for reporting by the sexual predator, which shall
277 be consistent with the reporting requirements of this paragraph.
278 Reregistration shall include any changes to the following
279 information:

280 1. Name; social security number; age; race; sex; date of

281 birth; height; weight; hair and eye color; address of any
 282 permanent residence and address of any current temporary
 283 residence, within the state or out of state, including a rural
 284 route address and a post office box; if no permanent or
 285 temporary address, any transient residence within the state;
 286 address, location or description, and dates of any current or
 287 known future temporary residence within the state or out of
 288 state; all ~~any~~ electronic mail addresses ~~address~~ and all
 289 Internet identifiers ~~any instant message name~~ required to be
 290 provided pursuant to subparagraph (6)(g)4.; all home telephone
 291 numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~; date
 292 and place of any employment; vehicle make, model, color, and
 293 license tag number; fingerprints; and photograph. A post office
 294 box shall not be provided in lieu of a physical residential
 295 address.

296 2. If the sexual predator is enrolled, employed, or
 297 carrying on a vocation at an institution of higher education in
 298 this state, the sexual predator shall also provide to the
 299 department the name, address, and county of each institution,
 300 including each campus attended, and the sexual predator's
 301 enrollment or employment status.

302 3. If the sexual predator's place of residence is a motor
 303 vehicle, trailer, mobile home, or manufactured home, as defined
 304 in chapter 320, the sexual predator shall also provide the
 305 vehicle identification number; the license tag number; the
 306 registration number; and a description, including color scheme,
 307 of the motor vehicle, trailer, mobile home, or manufactured
 308 home. If the sexual predator's place of residence is a vessel,

309 live-aboard vessel, or houseboat, as defined in chapter 327, the
 310 sexual predator shall also provide the hull identification
 311 number; the manufacturer's serial number; the name of the
 312 vessel, live-aboard vessel, or houseboat; the registration
 313 number; and a description, including color scheme, of the
 314 vessel, live-aboard vessel, or houseboat.

315 (10) PENALTIES.—

316 (a) Except as otherwise specifically provided, a sexual
 317 predator who fails to register; who fails, after registration,
 318 to maintain, acquire, or renew a driver's license or
 319 identification card; who fails to provide required location
 320 information, electronic mail address information, Internet
 321 identifier ~~instant message name~~ information, all home telephone
 322 numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~, or
 323 change-of-name information; who fails to make a required report
 324 in connection with vacating a permanent residence; who fails to
 325 reregister as required; who fails to respond to any address
 326 verification correspondence from the department within 3 weeks
 327 of the date of the correspondence; or who otherwise fails, by
 328 act or omission, to comply with the requirements of this
 329 section, commits a felony of the third degree, punishable as
 330 provided in s. 775.082, s. 775.083, or s. 775.084.

331 Section 2. Paragraphs (a) and (g) of subsection (1),
 332 subsection (2), paragraphs (a) and (d) of subsection (4),
 333 subsections (7) and (8), and paragraph (c) of subsection (14) of
 334 section 943.0435, Florida Statutes, are amended to read:

335 943.0435 Sexual offenders required to register with the
 336 department; penalty.—

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

338 (a)1. "Sexual offender" means a person who meets the

339 criteria in sub-subparagraph a., sub-subparagraph b., sub-

340 subparagraph c., or sub-subparagraph d., as follows:

341 a.(I) Has been convicted of committing, or attempting,

342 soliciting, or conspiring to commit, any of the criminal

343 offenses proscribed in the following statutes in this state or

344 similar offenses in another jurisdiction: s. 787.01, s. 787.02,

345 or s. 787.025(2)(c), where the victim is a minor and the

346 defendant is not the victim's parent or guardian; s. 794.011,

347 excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s.

348 800.04; s. 825.1025; s. 826.04 where the victim is a minor and

349 the defendant is 18 years of age or older; s. 827.071; s.

350 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.

351 847.0138; s. 847.0145; or s. 985.701(1); or any similar offense

352 committed in this state which has been redesignated from a

353 former statute number to one of those listed in this sub-sub-

354 subparagraph; and

355 (II) Has been released on or after October 1, 1997, from

356 the sanction imposed for any conviction of an offense described

357 in sub-sub-subparagraph (I). For purposes of sub-sub-

358 subparagraph (I), a sanction imposed in this state or in any

359 other jurisdiction includes, but is not limited to, a fine,

360 probation, community control, parole, conditional release,

361 control release, or incarceration in a state prison, federal

362 prison, private correctional facility, or local detention

363 facility;

364 b. Establishes or maintains a residence in this state and

CS/HB 1277

2011

365 who has not been designated as a sexual predator by a court of
366 this state but who has been designated as a sexual predator, as
367 a sexually violent predator, or by another sexual offender
368 designation in another state or jurisdiction and was, as a
369 result of such designation, subjected to registration or
370 community or public notification, or both, or would be if the
371 person were a resident of that state or jurisdiction, without
372 regard to whether the person otherwise meets the criteria for
373 registration as a sexual offender;

374 c. Establishes or maintains a residence in this state who
375 is in the custody or control of, or under the supervision of,
376 any other state or jurisdiction as a result of a conviction for
377 committing, or attempting, soliciting, or conspiring to commit,
378 any of the criminal offenses proscribed in the following
379 statutes or similar offense in another jurisdiction: s. 787.01,
380 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
381 the defendant is not the victim's parent or guardian; s.
382 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.
383 796.035; s. 800.04; s. 825.1025; s. 826.04 where the victim is a
384 minor and the defendant is 18 years of age or older; s. 827.071;
385 s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137;
386 s. 847.0138; s. 847.0145; or s. 985.701(1); or any similar
387 offense committed in this state which has been redesignated from
388 a former statute number to one of those listed in this sub-
389 subparagraph; or

390 d. On or after July 1, 2007, has been adjudicated
391 delinquent for committing, or attempting, soliciting, or
392 conspiring to commit, any of the criminal offenses proscribed in

CS/HB 1277

2011

393 the following statutes in this state or similar offenses in
 394 another jurisdiction when the juvenile was 14 years of age or
 395 older at the time of the offense:

396 (I) Section 794.011, excluding s. 794.011(10);

397 (II) Section 800.04(4)(b) where the victim is under 12
 398 years of age or where the court finds sexual activity by the use
 399 of force or coercion;

400 (III) Section 800.04(5)(c)1. where the court finds
 401 molestation involving unclothed genitals; or

402 (IV) Section 800.04(5)(d) where the court finds the use of
 403 force or coercion and unclothed genitals.

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

407
 408 For each violation of a qualifying offense listed in this
 409 subsection, the court shall make a written finding of the age of
 410 the victim at the time of the offense. For a violation of s.
 411 800.04(4), the court shall additionally make a written finding
 412 indicating that the offense did or did not involve sexual
 413 activity and indicating that the offense did or did not involve
 414 force or coercion. For a violation of s. 800.04(5), the court
 415 shall additionally make a written finding that the offense did
 416 or did not involve unclothed genitals or genital area and that
 417 the offense did or did not involve the use of force or coercion.

418 (g) "Internet identifier ~~Instant message name~~" has the
 419 same meaning as provided in s. 775.21 ~~means an identifier that~~
 420 ~~allows a person to communicate in real time with another person~~

421 ~~using the Internet.~~

422 (2) A sexual offender shall:

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

424 1. In the county in which the offender establishes or
 425 maintains a permanent, temporary, or transient residence within
 426 48 hours after:

427 a. Establishing permanent, temporary, or transient
 428 residence in this state; or

429 b. Being released from the custody, control, or
 430 supervision of the Department of Corrections or from the custody
 431 of a private correctional facility; or

432 2. In the county where he or she was convicted within 48
 433 hours after being convicted for a qualifying offense for
 434 registration under this section if the offender is not in the
 435 custody or control of, or under the supervision of, the
 436 Department of Corrections, or is not in the custody of a private
 437 correctional facility.

438
 439 Any change in the information required to be provided pursuant
 440 to paragraph (b), including, but not limited to, any change in
 441 the sexual offender's permanent, temporary, or transient
 442 residence, name, all ~~any~~ electronic mail addresses ~~address~~ and
 443 all Internet identifiers ~~any instant message name~~ required to be
 444 provided pursuant to paragraph (4)(d), after the sexual offender
 445 reports in person at the sheriff's office, shall be accomplished
 446 in the manner provided in subsections (4), (7), and (8).

447 (b) Provide his or her name; date of birth; social
 448 security number; race; sex; height; weight; hair and eye color;

449 tattoos or other identifying marks; occupation and place of
450 employment; address of permanent or legal residence or address
451 of any current temporary residence, within the state or out of
452 state, including a rural route address and a post office box; if
453 no permanent or temporary address, any transient residence
454 within the state, address, location or description, and dates of
455 any current or known future temporary residence within the state
456 or out of state; all home telephone numbers ~~number~~ and ~~any~~
457 cellular telephone numbers ~~number~~; all ~~any~~ electronic mail
458 addresses ~~address~~ and all Internet identifiers ~~any instant~~
459 ~~message name~~ required to be provided pursuant to paragraph
460 (4) (d); date and place of each conviction; and a brief
461 description of the crime or crimes committed by the offender. A
462 post office box shall not be provided in lieu of a physical
463 residential address. The sexual offender must also produce or
464 provide information about his or her passport, if he or she has
465 a passport, and, if he or she is an alien, must produce or
466 provide information about documents establishing his or her
467 immigration status.

468 1. If the sexual offender's place of residence is a motor
469 vehicle, trailer, mobile home, or manufactured home, as defined
470 in chapter 320, the sexual offender shall also provide to the
471 department through the sheriff's office written notice of the
472 vehicle identification number; the license tag number; the
473 registration number; and a description, including color scheme,
474 of the motor vehicle, trailer, mobile home, or manufactured
475 home. If the sexual offender's place of residence is a vessel,
476 live-aboard vessel, or houseboat, as defined in chapter 327, the

CS/HB 1277

2011

477 sexual offender shall also provide to the department written
478 notice of the hull identification number; the manufacturer's
479 serial number; the name of the vessel, live-aboard vessel, or
480 houseboat; the registration number; and a description, including
481 color scheme, of the vessel, live-aboard vessel, or houseboat.

482 2. If the sexual offender is enrolled, employed, or
483 carrying on a vocation at an institution of higher education in
484 this state, the sexual offender shall also provide to the
485 department through the sheriff's office the name, address, and
486 county of each institution, including each campus attended, and
487 the sexual offender's enrollment or employment status. Each
488 change in enrollment or employment status shall be reported in
489 person at the sheriff's office, within 48 hours after any change
490 in status. The sheriff shall promptly notify each institution of
491 the sexual offender's presence and any change in the sexual
492 offender's enrollment or employment status.

493
494 When a sexual offender reports at the sheriff's office, the
495 sheriff shall take a photograph and a set of fingerprints of the
496 offender and forward the photographs and fingerprints to the
497 department, along with the information provided by the sexual
498 offender. The sheriff shall promptly provide to the department
499 the information received from the sexual offender.

500 (4) (a) Each time a sexual offender's driver's license or
501 identification card is subject to renewal, and, without regard
502 to the status of the offender's driver's license or
503 identification card, within 48 hours after any change in the
504 offender's permanent, temporary, or transient residence or

CS/HB 1277

2011

505 change in the offender's name by reason of marriage or other
506 legal process, the offender shall report in person to a driver's
507 license office, and shall be subject to the requirements
508 specified in subsection (3). The Department of Highway Safety
509 and Motor Vehicles shall forward to the department all
510 photographs and information provided by sexual offenders.
511 Notwithstanding the restrictions set forth in s. 322.142, the
512 Department of Highway Safety and Motor Vehicles is authorized to
513 release a reproduction of a color-photograph or digital-image
514 license to the Department of Law Enforcement for purposes of
515 public notification of sexual offenders as provided in this
516 section and ss. 943.043 and 944.606. A sexual offender who is
517 unable to secure or update a driver's license or identification
518 card with the Department of Highway Safety and Motor Vehicles as
519 provided in subsection (3) and this subsection must also report
520 any change in the sexual offender's permanent, temporary, or
521 transient residence or change in the offender's name by reason
522 of marriage or other legal process within 48 hours after the
523 change to the sheriff's office in the county where the offender
524 resides or is located and provide confirmation that he or she
525 reported such information to Department of Highway Safety and
526 Motor Vehicles.

527 (d) A sexual offender must register all ~~any~~ electronic
528 mail addresses and Internet identifiers ~~address or instant~~
529 ~~message name~~ with the department prior to using such electronic
530 mail addresses and Internet identifiers ~~address or instant~~
531 ~~message name on or after October 1, 2007~~. The department shall
532 establish an online system through which sexual offenders may

533 securely access and update all electronic mail address and
534 Internet identifier ~~instant message name~~ information.

535 (7) A sexual offender who intends to establish a
536 permanent, temporary, or transient residence in another state or
537 jurisdiction other than the State of Florida shall report in
538 person to the sheriff of the county of current residence within
539 48 hours before the date he or she intends to leave this state
540 to establish residence in another state or jurisdiction or
541 within 21 days before his or her planned departure date if the
542 intended residence of 7 days or more is outside of the United
543 States. The notification must include the address, municipality,
544 county, ~~and state,~~ and country of intended residence. The
545 sheriff shall promptly provide to the department the information
546 received from the sexual offender. The department shall notify
547 the statewide law enforcement agency, or a comparable agency, in
548 the intended state, ~~or jurisdiction,~~ or country of residence of
549 the sexual offender's intended residence. The failure of a
550 sexual offender to provide his or her intended place of
551 residence is punishable as provided in subsection (9).

552 (8) A sexual offender who indicates his or her intent to
553 establish a permanent, temporary, or transient residence in
554 another state, a ~~or~~ jurisdiction other than the State of
555 Florida, or another country and later decides to remain in this
556 state shall, within 48 hours after the date upon which the
557 sexual offender indicated he or she would leave this state,
558 report in person to the sheriff to which the sexual offender
559 reported the intended change of permanent, temporary, or
560 transient residence, and report his or her intent to remain in

561 | this state. The sheriff shall promptly report this information
 562 | to the department. A sexual offender who reports his or her
 563 | intent to establish a permanent, temporary, or transient
 564 | residence in another state, a ~~or~~ jurisdiction other than the
 565 | State of Florida, or another country but who remains in this
 566 | state without reporting to the sheriff in the manner required by
 567 | this subsection commits a felony of the second degree,
 568 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

569 | (14)

570 | (c) The sheriff's office may determine the appropriate
 571 | times and days for reporting by the sexual offender, which shall
 572 | be consistent with the reporting requirements of this
 573 | subsection. Reregistration shall include any changes to the
 574 | following information:

575 | 1. Name; social security number; age; race; sex; date of
 576 | birth; height; weight; hair and eye color; address of any
 577 | permanent residence and address of any current temporary
 578 | residence, within the state or out of state, including a rural
 579 | route address and a post office box; if no permanent or
 580 | temporary address, any transient residence within the state;
 581 | address, location or description, and dates of any current or
 582 | known future temporary residence within the state or out of
 583 | state; all ~~any~~ electronic mail addresses ~~address~~ and all
 584 | Internet identifiers ~~any instant message name~~ required to be
 585 | provided pursuant to paragraph (4) (d); all home telephone
 586 | numbers ~~number~~ and all ~~any~~ cellular telephone numbers ~~number~~;
 587 | date and place of any employment; vehicle make, model, color,
 588 | and license tag number; fingerprints; and photograph. A post

CS/HB 1277

2011

589 office box shall not be provided in lieu of a physical
590 residential address.

591 2. If the sexual offender is enrolled, employed, or
592 carrying on a vocation at an institution of higher education in
593 this state, the sexual offender shall also provide to the
594 department the name, address, and county of each institution,
595 including each campus attended, and the sexual offender's
596 enrollment or employment status.

597 3. If the sexual offender's place of residence is a motor
598 vehicle, trailer, mobile home, or manufactured home, as defined
599 in chapter 320, the sexual offender shall also provide the
600 vehicle identification number; the license tag number; the
601 registration number; and a description, including color scheme,
602 of the motor vehicle, trailer, mobile home, or manufactured
603 home. If the sexual offender's place of residence is a vessel,
604 live-aboard vessel, or houseboat, as defined in chapter 327, the
605 sexual offender shall also provide the hull identification
606 number; the manufacturer's serial number; the name of the
607 vessel, live-aboard vessel, or houseboat; the registration
608 number; and a description, including color scheme, of the
609 vessel, live-aboard vessel or houseboat.

610 4. Any sexual offender who fails to report in person as
611 required at the sheriff's office, or who fails to respond to any
612 address verification correspondence from the department within 3
613 weeks of the date of the correspondence or who fails to report
614 all electronic mail addresses and all Internet identifiers ~~or~~
615 ~~instant message names~~, commits a felony of the third degree,
616 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

CS/HB 1277

2011

617 Section 3. Section 943.04351, Florida Statutes, is amended
 618 to read:

619 943.04351 Search of registration information regarding
 620 sexual predators and sexual offenders required prior to
 621 appointment or employment.—A state agency or governmental
 622 subdivision, prior to making any decision to appoint or employ a
 623 person to work, whether for compensation or as a volunteer, at
 624 any park, playground, day care center, or other place where
 625 children regularly congregate, must conduct a search of that
 626 person's name or other identifying information against the
 627 registration information regarding sexual predators and sexual
 628 offenders maintained by the Department of Law Enforcement under
 629 s. 943.043. The agency or governmental subdivision may conduct
 630 the search using the Internet site maintained by the Department
 631 of Law Enforcement. Also, a national search must be conducted
 632 through the Dru Sjodin National Sex Offender Public Website
 633 maintained by the United States Department of Justice. This
 634 section does not apply to those positions or appointments within
 635 a state agency or governmental subdivision for which a state and
 636 national criminal history background check is conducted.

637 Section 4. Subsection (1) of section 943.04354, Florida
 638 Statutes, is amended to read:

639 943.04354 Removal of the requirement to register as a
 640 sexual offender or sexual predator in special circumstances.—

641 (1) For purposes of this section, a person shall be
 642 considered for removal of the requirement to register as a
 643 sexual offender or sexual predator only if the person:

644 (a) Was or will be convicted or adjudicated delinquent of
 645 a violation of s. 794.011, s. 800.04, s. 827.071, or s.
 646 847.0135(5) or the person committed a violation of s. 794.011,
 647 s. 800.04, s. 827.071, or s. 847.0135(5) for which adjudication
 648 of guilt was or will be withheld, and the person does not have
 649 any other conviction, adjudication of delinquency, or withhold
 650 of adjudication of guilt for a violation of s. 794.011, s.
 651 800.04, s. 827.071, or s. 847.0135(5);

652 (b) Is required to register as a sexual offender or sexual
 653 predator solely on the basis of this violation; and

654 (c) Is not more than 4 years older than the victim of this
 655 violation who was 13 ~~14~~ years of age or older but not more than
 656 18 ~~17~~ years of age at the time the person committed this
 657 violation.

658 Section 5. Subsection (2) and paragraph (a) of subsection
 659 (3) of section 943.0437, Florida Statutes, are amended to read:
 660 943.0437 Commercial social networking websites.—

661 (2) The department may provide information relating to
 662 electronic mail addresses and Internet identifiers ~~instant~~
 663 ~~message names~~ maintained as part of the sexual offender registry
 664 to commercial social networking websites or third parties
 665 designated by commercial social networking websites. The
 666 commercial social networking website may use this information
 667 for the purpose of comparing registered users and screening
 668 potential users of the commercial social networking website
 669 against the list of electronic mail addresses and Internet
 670 identifiers ~~instant message names~~ provided by the department.

671 (3) This section shall not be construed to impose any

CS/HB 1277

2011

672 civil liability on a commercial social networking website for:

673 (a) Any action voluntarily taken in good faith to remove
 674 or disable any profile of a registered user associated with an
 675 electronic mail address or Internet identifier ~~instant message~~
 676 ~~name~~ contained in the sexual offender registry.

677 Section 6. Paragraphs (b) and (d) of subsection (1) and
 678 paragraph (a) of subsection (3) of section 944.606, Florida
 679 Statutes, are amended to read:

680 944.606 Sexual offenders; notification upon release.—

681 (1) As used in this section:

682 (b) "Sexual offender" means a person who has been
 683 convicted of committing, or attempting, soliciting, or
 684 conspiring to commit, any of the criminal offenses proscribed in
 685 the following statutes in this state or similar offenses in
 686 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c),
 687 where the victim is a minor and the defendant is not the
 688 victim's parent or guardian; s. 794.011, excluding s.
 689 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
 690 825.1025; s. 826.04 where the victim is a minor and the
 691 defendant is 18 years of age or older; s. 827.071; s. 847.0133;
 692 s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138;
 693 s. 847.0145; or s. 985.701(1); or any similar offense committed
 694 in this state which has been redesignated from a former statute
 695 number to one of those listed in this subsection, when the
 696 department has received verified information regarding such
 697 conviction; an offender's computerized criminal history record
 698 is not, in and of itself, verified information.

699 (d) "Internet identifier ~~instant message name~~" has the

700 same meaning as provided in s. 775.21 ~~means an identifier that~~
 701 ~~allows a person to communicate in real time with another person~~
 702 ~~using the Internet.~~

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

706 1. The department must provide: the sexual offender's
 707 name, any change in the offender's name by reason of marriage or
 708 other legal process, and any alias, if known; the correctional
 709 facility from which the sexual offender is released; the sexual
 710 offender's social security number, race, sex, date of birth,
 711 height, weight, and hair and eye color; address of any planned
 712 permanent residence or temporary residence, within the state or
 713 out of state, including a rural route address and a post office
 714 box; if no permanent or temporary address, any transient
 715 residence within the state; address, location or description,
 716 and dates of any known future temporary residence within the
 717 state or out of state; date and county of sentence and each
 718 crime for which the offender was sentenced; a copy of the
 719 offender's fingerprints and a digitized photograph taken within
 720 60 days before release; the date of release of the sexual
 721 offender; all ~~any~~ electronic mail addresses ~~address~~ and all
 722 Internet identifiers ~~any instant message name~~ required to be
 723 provided pursuant to s. 943.0435(4) (d); all ~~and~~ home telephone
 724 numbers ~~number~~ and ~~any~~ cellular telephone numbers; and passport
 725 information, if he or she has a passport, and, if he or she is
 726 an alien, information about documents establishing his or her
 727 immigration status ~~number~~. The department shall notify the

728 Department of Law Enforcement if the sexual offender escapes,
 729 absconds, or dies. If the sexual offender is in the custody of a
 730 private correctional facility, the facility shall take the
 731 digitized photograph of the sexual offender within 60 days
 732 before the sexual offender's release and provide this photograph
 733 to the Department of Corrections and also place it in the sexual
 734 offender's file. If the sexual offender is in the custody of a
 735 local jail, the custodian of the local jail shall register the
 736 offender within 3 business days after intake of the offender for
 737 any reason and upon release, and shall notify the Department of
 738 Law Enforcement of the sexual offender's release and provide to
 739 the Department of Law Enforcement the information specified in
 740 this paragraph and any information specified in subparagraph 2.
 741 that the Department of Law Enforcement requests.

742 2. The department may provide any other information deemed
 743 necessary, including criminal and corrections records,
 744 nonprivileged personnel and treatment records, when available.

745 Section 7. Paragraphs (a) and (f) of subsection (1),
 746 paragraph (a) of subsection (4), and paragraph (c) of subsection
 747 (13) of section 944.607, Florida Statutes, are amended to read:

748 944.607 Notification to Department of Law Enforcement of
 749 information on sexual offenders.—

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

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

754 1. On or after October 1, 1997, as a result of a
 755 conviction for committing, or attempting, soliciting, or

CS/HB 1277

2011

756 | conspiring to commit, any of the criminal offenses proscribed in
 757 | the following statutes in this state or similar offenses in
 758 | another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c),
 759 | where the victim is a minor and the defendant is not the
 760 | victim's parent or guardian; s. 794.011, excluding s.
 761 | 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
 762 | 825.1025; s. 826.04 where the victim is a minor and the
 763 | defendant is 18 years of age or older; s. 827.071; s. 847.0133;
 764 | s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138;
 765 | s. 847.0145; or s. 985.701(1); or any similar offense committed
 766 | in this state which has been redesignated from a former statute
 767 | number to one of those listed in this paragraph; or

768 | 2. Who establishes or maintains a residence in this state
 769 | and who has not been designated as a sexual predator by a court
 770 | of this state but who has been designated as a sexual predator,
 771 | as a sexually violent predator, or by another sexual offender
 772 | designation in another state or jurisdiction and was, as a
 773 | result of such designation, subjected to registration or
 774 | community or public notification, or both, or would be if the
 775 | person were a resident of that state or jurisdiction, without
 776 | regard as to whether the person otherwise meets the criteria for
 777 | registration as a sexual offender.

778 | (f) "Internet identifier ~~Instant message name~~" has the
 779 | same meaning as provided in s. 775.21 ~~means an identifier that~~
 780 | ~~allows a person to communicate in real time with another person~~
 781 | ~~using the Internet.~~

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

CS/HB 1277

2011

784 not incarcerated must register with the Department of
 785 Corrections within 3 business days after sentencing for a
 786 registrable offense and otherwise provide information as
 787 required by this subsection.

788 (a) The sexual offender shall provide his or her name;
 789 date of birth; social security number; race; sex; height;
 790 weight; hair and eye color; tattoos or other identifying marks;
 791 all any electronic mail addresses ~~address~~ and all Internet
 792 identifiers ~~any instant message name~~ required to be provided
 793 pursuant to s. 943.0435(4)(d); permanent or legal residence and
 794 address of temporary residence within the state or out of state
 795 while the sexual offender is under supervision in this state,
 796 including any rural route address or post office box; if no
 797 permanent or temporary address, any transient residence within
 798 the state; and address, location or description, and dates of
 799 any current or known future temporary residence within the state
 800 or out of state. The sexual offender must also produce or
 801 provide information about his or her passport, if he or she has
 802 a passport, and, if he or she is an alien, must produce or
 803 provide information about documents establishing his or her
 804 immigration status. The Department of Corrections shall verify
 805 the address of each sexual offender in the manner described in
 806 ss. 775.21 and 943.0435. The department shall report to the
 807 Department of Law Enforcement any failure by a sexual predator
 808 or sexual offender to comply with registration requirements.

809 (13)

810 (c) The sheriff's office may determine the appropriate
 811 times and days for reporting by the sexual offender, which shall

CS/HB 1277

2011

812 be consistent with the reporting requirements of this
813 subsection. Reregistration shall include any changes to the
814 following information:

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

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

835 3. If the sexual offender's place of residence is a motor
836 vehicle, trailer, mobile home, or manufactured home, as defined
837 in chapter 320, the sexual offender shall also provide the
838 vehicle identification number; the license tag number; the
839 registration number; and a description, including color scheme,

CS/HB 1277

2011

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

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

855 Section 8. Subsection (11) of section 947.005, Florida
856 Statutes, is amended to read:

857 947.005 Definitions.—As used in this chapter, unless the
858 context clearly indicates otherwise:

859 (11) "Risk assessment" means an assessment completed by a
860 ~~an independent~~ qualified practitioner to evaluate the level of
861 risk associated when a sex offender has contact with a child.

862 Section 9. Section 948.31, Florida Statutes, is amended to
863 read:

864 948.31 Evaluation and treatment of sexual predators and
865 offenders on probation or community control.—Conditions imposed
866 pursuant to this section do not require oral pronouncement at
867 the time of sentencing and shall be considered standard

868 conditions of probation or community control for offenders
 869 specified in this section. The court shall require an evaluation
 870 by a qualified practitioner to determine the need of a
 871 probationer or community controllee for treatment. If the court
 872 determines that a need therefor is established by the evaluation
 873 process, the court shall require sexual offender treatment as a
 874 term or condition of probation or community control for any
 875 person who is required to register as a sexual predator under s.
 876 775.21 or sexual offender under s. 943.0435, s. 944.606, or s.
 877 944.607. Such treatment shall be required to be obtained from a
 878 qualified practitioner as defined in s. 948.001. Treatment may
 879 not be administered by a qualified practitioner who has been
 880 convicted or adjudicated delinquent of committing, or
 881 attempting, soliciting, or conspiring to commit, any offense
 882 that is listed in s. 943.0435(1)(a)1.a.(I). ~~The court shall~~
 883 ~~impose a restriction against contact with minors if sexual~~
 884 ~~offender treatment is recommended.~~ The evaluation and
 885 recommendations for treatment of the probationer or community
 886 controllee shall be provided to the court for review.

887 Section 10. Paragraph (a) of subsection (3) of section
 888 985.481, Florida Statutes, is amended to read:

889 985.481 Sexual offenders adjudicated delinquent;
 890 notification upon release.—

891 (3) (a) The department must provide information regarding
 892 any sexual offender who is being released after serving a period
 893 of residential commitment under the department for any offense,
 894 as follows:

CS/HB 1277

2011

895 1. The department must provide the sexual offender's name,
896 any change in the offender's name by reason of marriage or other
897 legal process, and any alias, if known; the correctional
898 facility from which the sexual offender is released; the sexual
899 offender's social security number, race, sex, date of birth,
900 height, weight, and hair and eye color; address of any planned
901 permanent residence or temporary residence, within the state or
902 out of state, including a rural route address and a post office
903 box; if no permanent or temporary address, any transient
904 residence within the state; address, location or description,
905 and dates of any known future temporary residence within the
906 state or out of state; date and county of disposition and each
907 crime for which there was a disposition; a copy of the
908 offender's fingerprints and a digitized photograph taken within
909 60 days before release; the date of release of the sexual
910 offender; all ~~and~~ home telephone numbers ~~number~~ and ~~any~~ cellular
911 telephone numbers; and passport information, if he or she has a
912 passport, and, if he or she is an alien, information about
913 documents establishing his or her immigration status ~~number~~. The
914 department shall notify the Department of Law Enforcement if the
915 sexual offender escapes, absconds, or dies. If the sexual
916 offender is in the custody of a private correctional facility,
917 the facility shall take the digitized photograph of the sexual
918 offender within 60 days before the sexual offender's release and
919 also place it in the sexual offender's file. If the sexual
920 offender is in the custody of a local jail, the custodian of the
921 local jail shall register the offender within 3 business days
922 after intake of the offender for any reason and upon release,

Page 33 of 37

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

hb1277-01-c1

923 and shall notify the Department of Law Enforcement of the sexual
 924 offender's release and provide to the Department of Law
 925 Enforcement the information specified in this subparagraph and
 926 any information specified in subparagraph 2. which the
 927 Department of Law Enforcement requests.

928 2. The department may provide any other information
 929 considered necessary, including criminal and delinquency
 930 records, when available.

931 Section 11. Paragraph (a) of subsection (4) and paragraph
 932 (b) of subsection (13) of section 985.4815, Florida Statutes,
 933 are amended to read:

934 985.4815 Notification to Department of Law Enforcement of
 935 information on juvenile sexual offenders.—

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

942 (a) The sexual offender shall provide his or her name;
 943 date of birth; social security number; race; sex; height;
 944 weight; hair and eye color; tattoos or other identifying marks;
 945 permanent or legal residence and address of temporary residence
 946 within the state or out of state while the sexual offender is in
 947 the care or custody or under the jurisdiction or supervision of
 948 the department in this state, including any rural route address
 949 or post office box; if no permanent or temporary address, any
 950 transient residence; address, location or description, and dates

951 of any current or known future temporary residence within the
 952 state or out of state; passport information, if he or she has a
 953 passport, and, if he or she is an alien, information about
 954 documents establishing his or her immigration status; and the
 955 name and address of each school attended. The department shall
 956 verify the address of each sexual offender and shall report to
 957 the Department of Law Enforcement any failure by a sexual
 958 offender to comply with registration requirements.

959 (13)

960 (b) The sheriff's office may determine the appropriate
 961 times and days for reporting by the sexual offender, which shall
 962 be consistent with the reporting requirements of this
 963 subsection. Reregistration shall include any changes to the
 964 following information:

965 1. Name; social security number; age; race; sex; date of
 966 birth; height; weight; hair and eye color; address of any
 967 permanent residence and address of any current temporary
 968 residence, within the state or out of state, including a rural
 969 route address and a post office box; if no permanent or
 970 temporary address, any transient residence; address, location or
 971 description, and dates of any current or known future temporary
 972 residence within the state or out of state; passport
 973 information, if he or she has a passport, and, if he or she is
 974 an alien, information about documents establishing his or her
 975 immigration status; name and address of each school attended;
 976 date and place of any employment; vehicle make, model, color,
 977 and license tag number; fingerprints; and photograph. A post

CS/HB 1277

2011

978 office box shall not be provided in lieu of a physical
979 residential address.

980 2. If the sexual offender is enrolled, employed, or
981 carrying on a vocation at an institution of higher education in
982 this state, the sexual offender shall also provide to the
983 department the name, address, and county of each institution,
984 including each campus attended, and the sexual offender's
985 enrollment or employment status.

986 3. If the sexual offender's place of residence is a motor
987 vehicle, trailer, mobile home, or manufactured home, as defined
988 in chapter 320, the sexual offender shall also provide the
989 vehicle identification number; the license tag number; the
990 registration number; and a description, including color scheme,
991 of the motor vehicle, trailer, mobile home, or manufactured
992 home. If the sexual offender's place of residence is a vessel,
993 live-aboard vessel, or houseboat, as defined in chapter 327, the
994 sexual offender shall also provide the hull identification
995 number; the manufacturer's serial number; the name of the
996 vessel, live-aboard vessel, or houseboat; the registration
997 number; and a description, including color scheme, of the
998 vessel, live-aboard vessel, or houseboat.

999 4. Any sexual offender who fails to report in person as
1000 required at the sheriff's office, or who fails to respond to any
1001 address verification correspondence from the department within 3
1002 weeks after the date of the correspondence, commits a felony of
1003 the third degree, punishable as provided in ss. 775.082,
1004 775.083, and 775.084.

CS/HB 1277

2011

1005 Section 12. If any provision of this act or its
1006 application to any person or circumstance is held invalid, the
1007 invalidity does not affect other provisions or applications of
1008 this act which can be given effect without the invalid provision
1009 or application, and to this end the provisions of this act are
1010 severable.

1011 Section 13. This act shall take effect upon becoming a
1012 law.