

HB 1503

2012

1 A bill to be entitled
2 An act relating to material harmful to minors;
3 amending s. 847.012, F.S.; prohibiting certain acts
4 involving specified material harmful to minors on
5 school property with specified intent; providing a
6 definition; providing criminal penalties; providing an
7 effective date.

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

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11 Section 1. Subsections (5) through (9) of section 847.012,
12 Florida Statutes, are renumbered as subsections (6) through
13 (10), respectively, a new subsection (5) is added to that
14 section, and subsection (3) and current subsection (5) of that
15 section are republished, to read:

16 847.012 Harmful materials; sale or distribution to minors
17 or using minors in production prohibited; penalty.—

18 (3) A person may not knowingly sell, rent, or loan for
19 monetary consideration to a minor:

20 (a) Any picture, photograph, drawing, sculpture, motion
21 picture film, videocassette, or similar visual representation or
22 image of a person or portion of the human body which depicts
23 nudity or sexual conduct, sexual excitement, sexual battery,
24 bestiality, or sadomasochistic abuse and which is harmful to
25 minors; or

26 (b) Any book, pamphlet, magazine, printed matter however
27 reproduced, or sound recording that contains any matter defined
28 in s. 847.001, explicit and detailed verbal descriptions or

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29 | narrative accounts of sexual excitement, or sexual conduct and
30 | that is harmful to minors.

31 | (5) An adult may not knowingly distribute, position, or
32 | situate material described in subsection (3) on school property
33 | with the intent of corrupting minors. As used in this
34 | subsection, the term "school property" means the grounds or
35 | facility of any kindergarten, elementary school, middle school,
36 | junior high school, secondary school, career center, or
37 | postsecondary school, whether public or nonpublic.

38 | ~~(6)~~~~(5)~~ Any person violating any provision of this section
39 | commits a felony of the third degree, punishable as provided in
40 | s. 775.082, s. 775.083, or s. 775.084.

41 | Section 2. This act shall take effect October 1, 2012.