

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Gaetz offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 42-51 and insert:

5 (2) A person may not be charged with a violation of  
6 subsection (1) unless the person fails to remove the photograph  
7 or video within 48 hours after receiving notice to do so from a  
8 law enforcement officer.

9 (3) (a) Except as provided in paragraph (b), a person who  
10 violates this section commits a felony of the third degree,  
11 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

12 (b) A person who is 18 years of age or older at the time  
13 of violating this section commits a felony of the second degree,  
14 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
15 if the violation involves a photograph or video of a person who

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16 was younger than 16 years of age at the time the photograph or  
17 video was made.

18 (4) An offense is committed within this state if any

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21 **T I T L E A M E N D M E N T**

22 Between lines 7 and 8, insert:

23 providing that a person may not be charged with a  
24 violation unless the person fails to remove the  
25 photograph or video with a specified period after  
26 notice from a law enforcement officer;