

By the Committees on Appropriations; and Education; and Senators Flores and Benacquisto

576-03118-13

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1 A bill to be entitled

2 An act relating to the distribution of materials
3 harmful to minors; amending s. 847.012, F.S.;
4 prohibiting an adult from knowingly distributing to a
5 minor or posting on school property certain specified
6 materials harmful to minors; providing that it is a
7 third-degree felony for any person to knowingly
8 distribute to a minor or post on school property
9 certain materials harmful to minors; defining the term
10 "school property"; providing an exception; providing
11 an effective date.

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

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15 Section 1. Present subsections (5) through (9) of section
16 847.012, Florida Statutes, are renumbered as subsections (6)
17 through (10), respectively, and a new subsection (5) is added to
18 that section, to read:

19 847.012 Harmful materials; sale or distribution to minors
20 or using minors in production prohibited; penalty.—

21 (5) An adult may not knowingly distribute to a minor on
22 school property, or post on school property, any material
23 described in subsection (3). As used in this subsection, the
24 term "school property" means the grounds or facility of any
25 kindergarten, elementary school, middle school, junior high
26 school, or secondary school, whether public or nonpublic. This
27 subsection does not apply to the distribution or posting of
28 school-approved instructional materials that by design serve as
29 a major tool for assisting in the instruction of a subject or

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30 course by school officers, instructional personnel,
31 administrative personnel, school volunteers, educational support
32 employees, or managers as those terms are defined in s. 1012.01.

33 Section 2. This act shall take effect October 1, 2013.