

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Eagle offered the following:

2

3 **Amendment (with title amendment)**

4 Remove lines 130-1755 and insert:

5 register as a sexual predator under s. 775.21 or as a sexual
6 offender under s. 943.0435.

7 (j)~~(i)~~ Whether any money judgment has ever been entered
8 against the petitioner and if so, the name of the judgment
9 creditor, the amount and date thereof, the court by which
10 entered, and whether the judgment has been satisfied.

11 (k)~~(j)~~ That the petition is filed for no ulterior or
12 illegal purpose and granting it will not in any manner invade
13 the property rights of others, whether partnership, patent, good
14 will, privacy, trademark, or otherwise.

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15 (1) ~~(*)~~ That the petitioner's civil rights have never been
16 suspended or, if the petitioner's civil rights have been
17 suspended, that full restoration of civil rights has occurred.

18 (6) The clerk of the court must, within 5 business days
19 after ~~upon~~ the filing of the final judgment, send a report of
20 the judgment to the Department of Law Enforcement on a form to
21 be furnished by that department. If the petitioner is required
22 to register as a sexual predator or a sexual offender pursuant
23 to s. 775.21 or s. 943.0435, the clerk of court shall
24 electronically notify the Department of Law Enforcement of the
25 name change, in a manner prescribed by that department, within 2
26 business days after the filing of the final judgment. The
27 Department of Law Enforcement must send a copy of the report to
28 the Department of Highway Safety and Motor Vehicles, which may
29 be delivered by electronic transmission. The report must contain
30 sufficient information to identify the petitioner, including the
31 results of the criminal history records check if applicable, the
32 new name of the petitioner, and the file number of the judgment.
33 The Department of Highway Safety and Motor Vehicles shall
34 monitor the records of any sexual predator or sexual offender
35 whose name has been provided to it by the Department of Law
36 Enforcement. If the sexual predator or sexual offender does not
37 obtain a replacement driver license or identification card
38 within the required time as specified in s. 775.21 or s.
39 943.0435, the Department of Highway Safety and Motor Vehicles
40 shall notify the Department of Law Enforcement. The Department

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41 of Law Enforcement shall notify applicable law enforcement
42 agencies of the predator's or offender's failure to comply with
43 registration requirements. Any information retained by the
44 Department of Law Enforcement and the Department of Highway
45 Safety and Motor Vehicles may be revised or supplemented by said
46 departments to reflect changes made by the final judgment. With
47 respect to a person convicted of a felony in another state or of
48 a federal offense, the Department of Law Enforcement must send
49 the report to the respective state's office of law enforcement
50 records or to the office of the Federal Bureau of Investigation.
51 The Department of Law Enforcement may forward the report to any
52 other law enforcement agency it believes may retain information
53 related to the petitioner.

54 Section 2. Paragraphs (i) and (m) of subsection (2),
55 paragraph (a) of subsection (4), subsections (6) and (8), and
56 paragraphs (a) and (d) of subsection (10) of section 775.21,
57 Florida Statutes, are amended, and paragraph (n) is added to
58 subsection (2) of that section, to read:

59 775.21 The Florida Sexual Predators Act.—

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

61 (i) "Internet identifier ~~Instant message name~~" means all
62 electronic mail, chat, instant messenger, social networking,
63 application software, or similar names used for Internet
64 communication, but does not include a date of birth, social
65 security number, or personal identification number (PIN).
66 Voluntary disclosure by a sexual predator of his or her date of

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67 birth, social security number, or PIN as an Internet identifier
68 waives the disclosure exemption in this paragraph for such
69 personal information ~~an identifier that allows a person to~~
70 ~~communicate in real time with another person using the Internet.~~

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

77 (n) "Vehicles owned" means any motor vehicle as defined in
78 s. 320.01, which is registered, co-registered, leased, titled,
79 or rented by a sexual predator or sexual offender; a rented
80 vehicle that a sexual predator or sexual offender is authorized
81 to drive; or a vehicle for which a sexual predator or sexual
82 offender is insured as a driver. The term also includes any
83 motor vehicle as defined in s. 320.01, which is registered, co-
84 registered, leased, titled, or rented by a person or persons
85 residing at a sexual predator's or sexual offender's permanent
86 residence for 5 or more consecutive days.

87 (4) SEXUAL PREDATOR CRITERIA.—

88 (a) For a current offense committed on or after October 1,
89 1993, upon conviction, an offender shall be designated as a
90 "sexual predator" under subsection (5), and subject to
91 registration under subsection (6) and community and public
92 notification under subsection (7) if:

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93 1. The felony is:

94 a. A capital, life, or first-degree felony violation, or
95 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
96 is a minor and the defendant is not the victim's parent or
97 guardian, or s. 794.011, s. 800.04, or s. 847.0145, or a
98 violation of a similar law of another jurisdiction; or

99 b. Any felony violation, or any attempt thereof, of s.
100 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
101 787.025(2)(c), where the victim is a minor and the defendant is
102 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
103 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.
104 796.03; s. 796.035; s. 800.04; s. 810.145(8)(b); s. 825.1025 ~~s.~~
105 ~~825.1025(2)(b);~~ s. 827.071; s. 847.0135, excluding s.
106 847.0135(6) ~~s. 847.0135(5);~~ s. 847.0145; s. 916.1075(2); or s.
107 985.701(1); or a violation of a similar law of another
108 jurisdiction, and the offender has previously been convicted of
109 or found to have committed, or has pled nolo contendere or
110 guilty to, regardless of adjudication, any violation of s.
111 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
112 787.025(2)(c), where the victim is a minor and the defendant is
113 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
114 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.
115 796.03; s. 796.035; s. 800.04; s. 825.1025; s. 827.071; s.
116 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0145; s.
117 916.1075(2); or s. 985.701(1); or a violation of a similar law
118 of another jurisdiction;

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119 2. The offender has not received a pardon for any felony
120 or similar law of another jurisdiction that is necessary for the
121 operation of this paragraph; and

122 3. A conviction of a felony or similar law of another
123 jurisdiction necessary to the operation of this paragraph has
124 not been set aside in any postconviction proceeding.

125 (6) REGISTRATION.—

126 (a) A sexual predator shall ~~must~~ register with the
127 department through the sheriff's office by providing the
128 following information to the department:

129 1. Name; social security number; age; race; sex; date of
130 birth; height; weight; tattoos or other identifying marks; hair
131 and eye color; photograph; address of legal residence and
132 address of any current temporary residence, within the state or
133 out of state, including a rural route address and a post office
134 box; if no permanent or temporary address, any transient
135 residence within the state; address, location or description,
136 and dates of any current or known future temporary residence
137 within the state or out of state; all ~~any~~ electronic mail
138 addresses ~~address~~ and all Internet identifiers ~~any instant~~
139 ~~message name~~ required to be provided pursuant to subparagraph
140 (g)5. ~~(g)4.~~; all home telephone numbers ~~number~~ and ~~any~~ cellular
141 telephone numbers ~~number~~; date and place of any employment; the
142 make, model, color, vehicle identification number (VIN), and
143 license tag number of all vehicles owned; date and place of each
144 conviction; fingerprints; palm prints; and a brief description

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145 of the crime or crimes committed by the offender. A post office
146 box may ~~shall~~ not be provided in lieu of a physical residential
147 address. The sexual predator shall produce his or her passport,
148 if he or she has a passport, and, if he or she is an alien,
149 shall produce or provide information about documents
150 establishing his or her immigration status. The sexual predator
151 shall also provide information about any professional licenses
152 he or she has.

153 a. If the sexual predator's place of residence is a motor
154 vehicle, trailer, mobile home, or manufactured home, as defined
155 in chapter 320, the sexual predator shall also provide to the
156 department written notice of the vehicle identification number;
157 the license tag number; the registration number; and a
158 description, including color scheme, of the motor vehicle,
159 trailer, mobile home, or manufactured home. If a sexual
160 predator's place of residence is a vessel, live-aboard vessel,
161 or houseboat, as defined in chapter 327, the sexual predator
162 shall also provide to the department written notice of the hull
163 identification number; the manufacturer's serial number; the
164 name of the vessel, live-aboard vessel, or houseboat; the
165 registration number; and a description, including color scheme,
166 of the vessel, live-aboard vessel, or houseboat.

167 b. If the sexual predator is enrolled, employed,
168 volunteering, or carrying on a vocation at an institution of
169 higher education in this state, the sexual predator shall also
170 provide to the department the name, address, and county of each

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171 institution, including each campus attended, and the sexual
172 predator's enrollment, volunteer, or employment status. Each
173 change in enrollment, volunteer, or employment status must ~~shall~~
174 be reported in person at the sheriff's office, or the Department
175 of Corrections if the sexual predator is in the custody or
176 control of or under the supervision of the Department of
177 Corrections, within 48 hours after any change in status. The
178 sheriff or the Department of Corrections shall promptly notify
179 each institution of the sexual predator's presence and any
180 change in the sexual predator's enrollment, volunteer, or
181 employment status.

182 c. A sexual predator shall report in person to the
183 sheriff's office within 48 hours after any change in vehicles
184 owned to report those vehicle information changes.

185 2. Any other information determined necessary by the
186 department, including criminal and corrections records;
187 nonprivileged personnel and treatment records; and evidentiary
188 genetic markers when available.

189 (b) If the sexual predator is in the custody or control
190 of, or under the supervision of, the Department of Corrections,
191 or is in the custody of a private correctional facility, the
192 sexual predator shall ~~must~~ register with the Department of
193 Corrections. A sexual predator who is under the supervision of
194 the Department of Corrections but who is not incarcerated shall
195 ~~must~~ register with the Department of Corrections within 3
196 business days after the court finds the offender to be a sexual

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197 predator. The Department of Corrections shall provide to the
198 department registration information and the location of, and
199 local telephone number for, any Department of Corrections office
200 that is responsible for supervising the sexual predator. In
201 addition, the Department of Corrections shall notify the
202 department if the sexual predator escapes or absconds from
203 custody or supervision or if the sexual predator dies.

204 (c) If the sexual predator is in the custody of a local
205 jail, the custodian of the local jail shall register the sexual
206 predator within 3 business days after intake of the sexual
207 predator for any reason and upon release, and shall forward the
208 registration information to the department. The custodian of the
209 local jail shall also take a digitized photograph of the sexual
210 predator while the sexual predator remains in custody and shall
211 provide the digitized photograph to the department. The
212 custodian shall notify the department if the sexual predator
213 escapes from custody or dies.

214 (d) If the sexual predator is under federal supervision,
215 the federal agency responsible for supervising the sexual
216 predator may forward to the department any information regarding
217 the sexual predator which is consistent with the information
218 provided by the Department of Corrections under this section,
219 and may indicate whether use of the information is restricted to
220 law enforcement purposes only or may be used by the department
221 for purposes of public notification.

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222 (e)1. If the sexual predator is not in the custody or
223 control of, or under the supervision of, the Department of
224 Corrections or is not in the custody of a private correctional
225 facility, the sexual predator shall register in person:

226 a. At the sheriff's office in the county where he or she
227 establishes or maintains a residence within 48 hours after
228 establishing or maintaining a residence in this state; and

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

232 2. Any change in the sexual predator's permanent or
233 temporary residence, name, vehicles owned, ~~or any~~ electronic
234 mail addresses, or Internet identifiers ~~address and any instant~~
235 ~~message name~~ required to be provided pursuant to subparagraph
236 (g)5. ~~(g)4.~~, after the sexual predator registers in person at
237 the sheriff's office as provided in subparagraph 1., must ~~shall~~
238 be accomplished in the manner provided in paragraphs (g), (i),
239 and (j). When a sexual predator registers with the sheriff's
240 office, the sheriff shall take a photograph, ~~and~~ a set of
241 fingerprints, and palm prints of the predator and forward the
242 photographs, palm prints, and fingerprints to the department,
243 along with the information that the predator is required to
244 provide pursuant to this section.

245 (f) Within 48 hours after the registration required under
246 paragraph (a) or paragraph (e), a sexual predator who is not
247 incarcerated and who resides in the community, including a

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248 sexual predator under the supervision of the Department of
249 Corrections, shall register in person at a driver ~~driver's~~
250 license office of the Department of Highway Safety and Motor
251 Vehicles and shall present proof of registration. At the driver
252 ~~driver's~~ license office the sexual predator shall:

253 1. If otherwise qualified, secure a Florida driver
254 ~~driver's~~ license, renew a Florida driver ~~driver's~~ license, or
255 secure an identification card. The sexual predator shall
256 identify himself or herself as a sexual predator who is required
257 to comply with this section, provide his or her place of
258 permanent, temporary, or transient residence, including a rural
259 route address and a post office box, and submit to the taking of
260 a photograph for use in issuing a driver ~~driver's~~ license,
261 renewed license, or identification card, and for use by the
262 department in maintaining current records of sexual predators. A
263 post office box may ~~shall~~ not be provided in lieu of a physical
264 residential address. If the sexual predator's place of residence
265 is a motor vehicle, trailer, mobile home, or manufactured home,
266 as defined in chapter 320, the sexual predator shall also
267 provide to the Department of Highway Safety and Motor Vehicles
268 the vehicle identification number; the license tag number; the
269 registration number; and a description, including color scheme,
270 of the motor vehicle, trailer, mobile home, or manufactured
271 home. If a sexual predator's place of residence is a vessel,
272 live-aboard vessel, or houseboat, as defined in chapter 327, the
273 sexual predator shall also provide to the Department of Highway

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274 Safety and Motor Vehicles the hull identification number; the
275 manufacturer's serial number; the name of the vessel, live-
276 aboard vessel, or houseboat; the registration number; and a
277 description, including color scheme, of the vessel, live-aboard
278 vessel, or houseboat.

279 2. Pay the costs assessed by the Department of Highway
280 Safety and Motor Vehicles for issuing or renewing a driver
281 ~~driver's~~ license or identification card as required by this
282 section. The driver ~~driver's~~ license or identification card
283 issued to the sexual predator must comply ~~be in compliance~~ with
284 s. 322.141(3).

285 3. Provide, upon request, any additional information
286 necessary to confirm the identity of the sexual predator,
287 including a set of fingerprints.

288 (g)1. Each time a sexual predator's driver ~~driver's~~
289 license or identification card is subject to renewal, and,
290 without regard to the status of the predator's driver ~~driver's~~
291 license or identification card, within 48 hours after any change
292 of the predator's residence or change in the predator's name by
293 reason of marriage or other legal process, the predator shall
294 report in person to a driver ~~driver's~~ license office and is
295 ~~shall be~~ subject to the requirements specified in paragraph (f).
296 The Department of Highway Safety and Motor Vehicles shall
297 forward to the department and to the Department of Corrections
298 all photographs and information provided by sexual predators.
299 Notwithstanding the restrictions set forth in s. 322.142, the

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300 Department of Highway Safety and Motor Vehicles may is
301 ~~authorized to~~ release a reproduction of a color-photograph or
302 digital-image license to the Department of Law Enforcement for
303 purposes of public notification of sexual predators as provided
304 in this section. A sexual predator who is unable to secure or
305 update a driver license or identification card with the
306 Department of Highway Safety and Motor Vehicles as provided in
307 paragraph (f) and this paragraph shall also report any change of
308 the predator's residence or change in the predator's name by
309 reason of marriage or other legal process within 48 hours after
310 the change to the sheriff's office in the county where the
311 predator resides or is located and provide confirmation that he
312 or she reported such information to the Department of Highway
313 Safety and Motor Vehicles.

314 2.a. A sexual predator who vacates a permanent, temporary,
315 or transient residence and fails to establish or maintain
316 another permanent, temporary, or transient residence shall,
317 within 48 hours after vacating the permanent, temporary, or
318 transient residence, report in person to the sheriff's office of
319 the county in which he or she is located. The sexual predator
320 shall specify the date upon which he or she intends to or did
321 vacate such residence. The sexual predator shall ~~must~~ provide or
322 update all of the registration information required under
323 paragraph (a). The sexual predator shall ~~must~~ provide an address
324 for the residence or other place that he or she is or will be

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325 located during the time in which he or she fails to establish or
326 maintain a permanent or temporary residence.

327 b. A sexual predator shall report in person at the
328 sheriff's office in the county in which he or she is located
329 within 48 hours after establishing a transient residence and
330 thereafter must report in person every 30 days to the sheriff's
331 office in the county in which he or she is located while
332 maintaining a transient residence. The sexual predator must
333 provide the addresses and locations where he or she maintains a
334 transient residence. Each sheriff's office shall establish
335 procedures for reporting transient residence information and
336 provide notice to transient registrants to report transient
337 residence information as required in this sub-subparagraph.
338 Reporting to the sheriff's office as required by this sub-
339 subparagraph does not exempt registrants from any reregistration
340 requirement. The sheriff may coordinate and enter into
341 agreements with police departments and other governmental
342 entities to facilitate additional reporting sites for transient
343 residence registration required in this sub-subparagraph. The
344 sheriff's office shall, within 2 business days, electronically
345 submit and update all information provided by the sexual
346 predator to the department.

347 3. A sexual predator who remains at a permanent,
348 temporary, or transient residence after reporting his or her
349 intent to vacate such residence shall, within 48 hours after the
350 date upon which the predator indicated he or she would or did

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351 vacate such residence, report in person to the sheriff's office
352 to which he or she reported pursuant to subparagraph 2. for the
353 purpose of reporting his or her address at such residence. When
354 the sheriff receives the report, the sheriff shall promptly
355 convey the information to the department. An offender who makes
356 a report as required under subparagraph 2. but fails to make a
357 report as required under this subparagraph commits a felony of
358 the second degree, punishable as provided in s. 775.082, s.
359 775.083, or s. 775.084.

360 4. The failure of a sexual predator who maintains a
361 transient residence to report in person to the sheriff's office
362 every 30 days as required by sub-subparagraph (g)2.b. is
363 punishable as provided in subsection (10).

364 5.4. A sexual predator shall ~~must~~ register all ~~any~~
365 electronic mail addresses and Internet identifiers ~~address or~~
366 ~~instant message name~~ with the department before ~~prior to~~ using
367 such electronic mail addresses and Internet identifiers ~~address~~
368 ~~or instant message name on or after October 1, 2007.~~ The
369 department shall establish an online system through which sexual
370 predators may securely access and update all electronic mail
371 address and Internet identifier ~~instant message name~~
372 information.

373 (h) The department shall ~~must~~ notify the sheriff and the
374 state attorney of the county and, if applicable, the police
375 chief of the municipality, where the sexual predator maintains a
376 residence.

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377 (i) A sexual predator who intends to establish a
378 permanent, temporary, or transient residence in another state or
379 jurisdiction other than the State of Florida shall report in
380 person to the sheriff of the county of current residence within
381 48 hours before the date he or she intends to leave this state
382 to establish residence in another state or jurisdiction or
383 within 21 days before his or her planned departure date if the
384 intended residence of 5 days or more is outside of the United
385 States. The sexual predator shall ~~must~~ provide to the sheriff
386 the address, municipality, county, ~~and~~ state, and country of
387 intended residence. The sheriff shall promptly provide to the
388 department the information received from the sexual predator.
389 The department shall notify the statewide law enforcement
390 agency, or a comparable agency, in the intended state, ~~or~~
391 jurisdiction, or country of residence of the sexual predator's
392 intended residence. The failure of a sexual predator to provide
393 his or her intended place of residence is punishable as provided
394 in subsection (10).

395 (j) A sexual predator who indicates his or her intent to
396 establish a permanent, temporary, or transient residence in
397 another state, a ~~or~~ jurisdiction other than the State of
398 Florida, or another country and later decides to remain in this
399 state shall, within 48 hours after the date upon which the
400 sexual predator indicated he or she would leave this state,
401 report in person to the sheriff to which the sexual predator
402 reported the intended change of residence, and report his or her

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403 intent to remain in this state. If the sheriff is notified by
404 the sexual predator that he or she intends to remain in this
405 state, the sheriff shall promptly report this information to the
406 department. A sexual predator who reports his or her intent to
407 establish a permanent, temporary, or transient residence in
408 another state, a ~~or~~ jurisdiction other than the State of
409 Florida, or another country, but who remains in this state
410 without reporting to the sheriff in the manner required by this
411 paragraph, commits a felony of the second degree, punishable as
412 provided in s. 775.082, s. 775.083, or s. 775.084.

413 (k)1. The department is responsible for the online
414 maintenance of current information regarding each registered
415 sexual predator. The department shall ~~must~~ maintain hotline
416 access for state, local, and federal law enforcement agencies to
417 obtain instantaneous locator file and offender characteristics
418 information on all released registered sexual predators for
419 purposes of monitoring, tracking, and prosecution. The
420 photograph, palm prints, and fingerprints do not have to be
421 stored in a computerized format.

422 2. The department's sexual predator registration list,
423 containing the information described in subparagraph (a)1., is a
424 public record. The department may ~~is authorized to~~ disseminate
425 this public information by any means deemed appropriate,
426 including operating a toll-free telephone number for this
427 purpose. When the department provides information regarding a
428 registered sexual predator to the public, department personnel

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429 shall ~~must~~ advise the person making the inquiry that positive
430 identification of a person believed to be a sexual predator
431 cannot be established unless a fingerprint comparison is made,
432 and that it is illegal to use public information regarding a
433 registered sexual predator to facilitate the commission of a
434 crime.

435 3. The department shall adopt guidelines as necessary
436 regarding the registration of sexual predators and the
437 dissemination of information regarding sexual predators as
438 required by this section.

439 (1) A sexual predator shall ~~must~~ maintain registration
440 with the department for the duration of his or her life, unless
441 the sexual predator has received a full pardon or has had a
442 conviction set aside in a postconviction proceeding for any
443 offense that met the criteria for the sexual predator
444 designation.

445 (8) VERIFICATION.—The department and the Department of
446 Corrections shall implement a system for verifying the addresses
447 of sexual predators. The system must be consistent with the
448 provisions of the federal Adam Walsh Child Protection and Safety
449 Act of 2006 and any other federal standards applicable to such
450 verification or required to be met as a condition for the
451 receipt of federal funds by the state. The Department of
452 Corrections shall verify the addresses of sexual predators who
453 are not incarcerated but who reside in the community under the
454 supervision of the Department of Corrections and shall report to

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455 the department any failure by a sexual predator to comply with
456 registration requirements. County and local law enforcement
457 agencies, in conjunction with the department, shall verify the
458 addresses of sexual predators who are not under the care,
459 custody, control, or supervision of the Department of
460 Corrections, and may verify the addresses of sexual predators
461 who are under the care, custody, control, or supervision of the
462 Department of Corrections. Local law enforcement agencies shall
463 report to the department any failure by a sexual predator to
464 comply with registration requirements.

465 (a) A sexual predator shall ~~must~~ report in person each
466 year during the month of the sexual predator's birthday and
467 during every third month thereafter to the sheriff's office in
468 the county in which he or she resides or is otherwise located to
469 reregister. The sheriff's office may determine the appropriate
470 times and days for reporting by the sexual predator, which must
471 ~~shall~~ be consistent with the reporting requirements of this
472 paragraph. Reregistration must ~~shall~~ include any changes to the
473 following information:

474 1. Name; social security number; age; race; sex; date of
475 birth; height; weight; tattoos or other identifying marks; hair
476 and eye color; address of any permanent residence and address of
477 any current temporary residence, within the state or out of
478 state, including a rural route address and a post office box; if
479 no permanent or temporary address, any transient residence
480 within the state; address, location or description, and dates of

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481 any current or known future temporary residence within the state
482 or out of state; all any electronic mail addresses or Internet
483 identifiers address and any instant message name required to be
484 provided pursuant to subparagraph (6)(g)5. ~~(6)(g)4.~~; all home
485 telephone numbers and number and any cellular telephone numbers
486 number; date and place of any employment; the vehicle make,
487 model, color, vehicle identification number (VIN), and license
488 tag number of all vehicles owned; fingerprints; palm prints; and
489 photograph. A post office box may shall not be provided in lieu
490 of a physical residential address. The sexual predator shall
491 also produce his or her passport, if he or she has a passport,
492 and, if he or she is an alien, shall produce or provide
493 information about documents establishing his or her immigration
494 status. The sexual predator shall also provide information about
495 any professional licenses he or she has.

496 2. If the sexual predator is enrolled, employed,
497 volunteering, or carrying on a vocation at an institution of
498 higher education in this state, the sexual predator shall also
499 provide to the department the name, address, and county of each
500 institution, including each campus attended, and the sexual
501 predator's enrollment, volunteer, or employment status.

502 3. If the sexual predator's place of residence is a motor
503 vehicle, trailer, mobile home, or manufactured home, as defined
504 in chapter 320, the sexual predator shall also provide the
505 vehicle identification number; the license tag number; the
506 registration number; and a description, including color scheme,

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507 of the motor vehicle, trailer, mobile home, or manufactured
508 home. If the sexual predator's place of residence is a vessel,
509 live-aboard vessel, or houseboat, as defined in chapter 327, the
510 sexual predator shall also provide the hull identification
511 number; the manufacturer's serial number; the name of the
512 vessel, live-aboard vessel, or houseboat; the registration
513 number; and a description, including color scheme, of the
514 vessel, live-aboard vessel, or houseboat.

515 (b) The sheriff's office shall, within 2 working days,
516 electronically submit and update all information provided by the
517 sexual predator to the department in a manner prescribed by the
518 department.

519 (10) PENALTIES.—

520 (a) Except as otherwise specifically provided, a sexual
521 predator who fails to register; who fails, after registration,
522 to maintain, acquire, or renew a driver ~~driver's~~ license or
523 identification card; who fails to provide required location
524 information, electronic mail address information before use,
525 Internet identifier ~~instant message name~~ information before use,
526 all home telephone numbers ~~number~~ and ~~any~~ cellular telephone
527 numbers ~~number~~, or change-of-name information; who fails to make
528 a required report in connection with vacating a permanent
529 residence; who fails to reregister as required; who fails to
530 respond to any address verification correspondence from the
531 department within 3 weeks of the date of the correspondence; who
532 knowingly provides false registration information by act or

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533 omission; or who otherwise fails, by act or omission, to comply
534 with the requirements of this section, commits a felony of the
535 third degree, punishable as provided in s. 775.082, s. 775.083,
536 or s. 775.084.

537 (d) A sexual predator who commits any act or omission in
538 violation of this section may be prosecuted for the act or
539 omission in the county in which the act or omission was
540 committed, the county of the last registered address of the
541 sexual predator, ~~or~~ the county in which the conviction occurred
542 for the offense or offenses that meet the criteria for
543 designating a person as a sexual predator, in the county where
544 the sexual predator was released from incarceration, or in the
545 county of the intended address of the sexual predator as
546 reported by the predator prior to his or her release from
547 incarceration. In addition, a sexual predator may be prosecuted
548 for any such act or omission in the county in which he or she
549 was designated a sexual predator.

550 Section 3. Section 775.25, Florida Statutes, is amended to
551 read:

552 775.25 Prosecutions for acts or omissions.—A sexual
553 predator or sexual offender who commits any act or omission in
554 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.
555 944.607, or former s. 947.177 may be prosecuted for the act or
556 omission in the county in which the act or omission was
557 committed, the county of the last registered address of the
558 sexual predator or sexual offender, ~~or~~ the county in which the

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559 conviction occurred for the offense or offenses that meet the
560 criteria for designating a person as a sexual predator or sexual
561 offender, in the county where the sexual predator or sexual
562 offender was released from incarceration, or in the county of
563 the intended address of the sexual predator or sexual offender
564 as reported by the predator or offender prior to his or her
565 release from incarceration. In addition, a sexual predator may
566 be prosecuted for any such act or omission in the county in
567 which he or she was designated a sexual predator.

568 Section 4. Subsection (1) of section 943.043, Florida
569 Statutes, is amended to read:

570 943.043 Toll-free telephone number; Internet notification;
571 sexual predator and sexual offender information.—

572 (1) The department may notify the public through the
573 Internet of any information regarding sexual predators and
574 sexual offenders which is not confidential and exempt from
575 public disclosure under s. 119.07(1) and s. 24(a), Art. I of the
576 State Constitution. The department shall determine what
577 information shall be made available to the public through the
578 Internet. However, the department may not display on or
579 disseminate through the Internet public registry maintained by
580 the department any information regarding a vehicle that is owned
581 by a person who is not required to register as a sexual predator
582 or sexual offender.

583 Section 5. Paragraphs (a) and (g) of subsection (1),
584 subsections (2), (4), (6), (7), (8), (9), and (11), and

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585 paragraphs (b) and (c) of subsection (14) of section 943.0435,
586 Florida Statutes, are amended, and paragraph (h) is added to
587 subsection (1) of that section, to read:

588 943.0435 Sexual offenders required to register with the
589 department; penalty.—

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

591 (a)1. "Sexual offender" means a person who meets the
592 criteria in sub-subparagraph a., sub-subparagraph b., sub-
593 subparagraph c., or sub-subparagraph d., as follows:

594 a.(I) Has been convicted of committing, or attempting,
595 soliciting, or conspiring to commit, any of the criminal
596 offenses proscribed in the following statutes in this state or
597 similar offenses in another jurisdiction: s. 393.135(2); s.
598 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where
599 the victim is a minor and the defendant is not the victim's
600 parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s.
601 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.
602 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s.
603 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.
604 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any
605 similar offense committed in this state which has been
606 redesignated from a former statute number to one of those listed
607 in this sub-sub-subparagraph; and

608 (II) Has been released on or after October 1, 1997, from
609 the sanction imposed for any conviction of an offense described
610 in sub-sub-subparagraph (I). For purposes of sub-sub-

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611 subparagraph (I), a sanction imposed in this state or in any
612 other jurisdiction includes, but is not limited to, a fine,
613 probation, community control, parole, conditional release,
614 control release, or incarceration in a state prison, federal
615 prison, private correctional facility, or local detention
616 facility;

617 b. Establishes or maintains a residence in this state and
618 who has not been designated as a sexual predator by a court of
619 this state but who has been designated as a sexual predator, as
620 a sexually violent predator, or by another sexual offender
621 designation in another state or jurisdiction and was, as a
622 result of such designation, subjected to registration or
623 community or public notification, or both, or would be if the
624 person were a resident of that state or jurisdiction, without
625 regard to whether the person otherwise meets the criteria for
626 registration as a sexual offender;

627 c. Establishes or maintains a residence in this state who
628 is in the custody or control of, or under the supervision of,
629 any other state or jurisdiction as a result of a conviction for
630 committing, or attempting, soliciting, or conspiring to commit,
631 any of the criminal offenses proscribed in the following
632 statutes or similar offense in another jurisdiction: s.
633 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
634 787.025(2)(c), where the victim is a minor and the defendant is
635 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
636 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.

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637 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.
638 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.
639 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.
640 985.701(1); or any similar offense committed in this state which
641 has been redesignated from a former statute number to one of
642 those listed in this sub-subparagraph; or

643 d. On or after July 1, 2007, has been adjudicated
644 delinquent for committing, or attempting, soliciting, or
645 conspiring to commit, any of the criminal offenses proscribed in
646 the following statutes in this state or similar offenses in
647 another jurisdiction when the juvenile was 14 years of age or
648 older at the time of the offense:

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

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

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

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

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

660

661 For each violation of a qualifying offense listed in this
662 subsection, except for a violation of s. 794.011, the court

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663 shall make a written finding of the age of the victim at the
664 time of the offense. For a violation of s. 800.04(4), the court
665 shall also ~~additionally~~ make a written finding indicating
666 whether ~~that~~ the offense involved ~~did or did not involve~~ sexual
667 activity and indicating whether ~~that~~ the offense involved ~~did or~~
668 ~~did not involve~~ force or coercion. For a violation of s.
669 800.04(5), the court shall also ~~additionally~~ make a written
670 finding that the offense did or did not involve unclothed
671 genitals or genital area and that the offense did or did not
672 involve the use of force or coercion.

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

677 (h) "Vehicles owned" has the same meaning as provided in
678 s. 775.21.

679 (2) A sexual offender shall:

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

681 1. In the county in which the offender establishes or
682 maintains a permanent, temporary, or transient residence within
683 48 hours after:

684 a. Establishing permanent, temporary, or transient
685 residence in this state; or

686 b. Being released from the custody, control, or
687 supervision of the Department of Corrections or from the custody
688 of a private correctional facility; or

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689 2. In the county where he or she was convicted within 48
690 hours after being convicted for a qualifying offense for
691 registration under this section if the offender is not in the
692 custody or control of, or under the supervision of, the
693 Department of Corrections, or is not in the custody of a private
694 correctional facility.

695

696 Any change in the information required to be provided pursuant
697 to paragraph (b), including, but not limited to, any change in
698 the sexual offender's permanent, temporary, or transient
699 residence, name, ~~any~~ electronic mail addresses, or Internet
700 identifiers ~~address and any instant message name~~ required to be
701 provided pursuant to paragraph (4)(e) ~~(4)(d)~~, after the sexual
702 offender reports in person at the sheriff's office, must ~~shall~~
703 be accomplished in the manner provided in subsections (4), (7),
704 and (8).

705 (b) Provide his or her name; date of birth; social
706 security number; race; sex; height; weight; hair and eye color;
707 tattoos or other identifying marks; fingerprints; palm prints;
708 photograph; occupation and place of employment; address of
709 permanent or legal residence or address of any current temporary
710 residence, within the state or out of state, including a rural
711 route address and a post office box; if no permanent or
712 temporary address, any transient residence within the state,
713 address, location or description, and dates of any current or
714 known future temporary residence within the state or out of

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715 state; the make, model, color, vehicle identification number
716 (VIN), and license tag number of all vehicles owned; all home
717 telephone numbers ~~number~~ and any cellular telephone numbers
718 ~~number~~; all any electronic mail addresses ~~address~~ and all
719 Internet identifiers ~~any instant message name~~ required to be
720 provided pursuant to paragraph (4) (e) ~~(4) (d)~~; date and place of
721 each conviction; and a brief description of the crime or crimes
722 committed by the offender. A post office box ~~may shall~~ not be
723 provided in lieu of a physical residential address. The sexual
724 offender shall also produce his or her passport, if he or she
725 has a passport, and, if he or she is an alien, shall produce or
726 provide information about documents establishing his or her
727 immigration status. The sexual offender shall also provide
728 information about any professional licenses he or she has.

729 1. If the sexual offender's place of residence is a motor
730 vehicle, trailer, mobile home, or manufactured home, as defined
731 in chapter 320, the sexual offender shall also provide to the
732 department through the sheriff's office written notice of the
733 vehicle identification number; the license tag number; the
734 registration number; and a description, including color scheme,
735 of the motor vehicle, trailer, mobile home, or manufactured
736 home. If the sexual offender's place of residence is a vessel,
737 live-aboard vessel, or houseboat, as defined in chapter 327, the
738 sexual offender shall also provide to the department written
739 notice of the hull identification number; the manufacturer's
740 serial number; the name of the vessel, live-aboard vessel, or

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741 houseboat; the registration number; and a description, including
742 color scheme, of the vessel, live-aboard vessel, or houseboat.

743 2. If the sexual offender is enrolled, employed,
744 volunteering, or carrying on a vocation at an institution of
745 higher education in this state, the sexual offender shall also
746 provide to the department through the sheriff's office the name,
747 address, and county of each institution, including each campus
748 attended, and the sexual offender's enrollment, volunteer, or
749 employment status. Each change in enrollment, volunteer, or
750 employment status must ~~shall~~ be reported in person at the
751 sheriff's office, within 48 hours after any change in status.
752 The sheriff shall promptly notify each institution of the sexual
753 offender's presence and any change in the sexual offender's
754 enrollment, volunteer, or employment status.

755 3. A sexual offender shall report in person to the
756 sheriff's office within 48 hours after any change in vehicles
757 owned to report those vehicle information changes.

758 (c) Provide any other information determined necessary by
759 the department, including criminal and corrections records;
760 nonprivileged personnel and treatment records; and evidentiary
761 genetic markers, when available.

762
763 When a sexual offender reports at the sheriff's office, the
764 sheriff shall take a photograph, and a set of fingerprints, and
765 palm prints of the offender and forward the photographs, palm
766 prints, and fingerprints to the department, along with the

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767 information provided by the sexual offender. The sheriff shall
768 promptly provide to the department the information received from
769 the sexual offender.

770 (4) (a) Each time a sexual offender's driver ~~driver's~~
771 license or identification card is subject to renewal, and,
772 without regard to the status of the offender's driver ~~driver's~~
773 license or identification card, within 48 hours after any change
774 in the offender's permanent, temporary, or transient residence
775 or change in the offender's name by reason of marriage or other
776 legal process, the offender shall report in person to a driver
777 ~~driver's~~ license office, and is ~~shall be~~ subject to the
778 requirements specified in subsection (3). The Department of
779 Highway Safety and Motor Vehicles shall forward to the
780 department all photographs and information provided by sexual
781 offenders. Notwithstanding the restrictions set forth in s.
782 322.142, the Department of Highway Safety and Motor Vehicles may
783 ~~is authorized to~~ release a reproduction of a color-photograph or
784 digital-image license to the Department of Law Enforcement for
785 purposes of public notification of sexual offenders as provided
786 in this section and ss. 943.043 and 944.606. A sexual offender
787 who is unable to secure or update a driver license or
788 identification card with the Department of Highway Safety and
789 Motor Vehicles as provided in subsection (3) and this subsection
790 shall also report any change in the sexual offender's permanent,
791 temporary, or transient residence or change in the offender's
792 name by reason of marriage or other legal process within 48

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793 hours after the change to the sheriff's office in the county
794 where the offender resides or is located and provide
795 confirmation that he or she reported such information to the
796 Department of Highway Safety and Motor Vehicles.

797 (b)1. A sexual offender who vacates a permanent,
798 temporary, or transient residence and fails to establish or
799 maintain another permanent, temporary, or transient residence
800 shall, within 48 hours after vacating the permanent, temporary,
801 or transient residence, report in person to the sheriff's office
802 of the county in which he or she is located. The sexual offender
803 shall specify the date upon which he or she intends to or did
804 vacate such residence. The sexual offender must provide or
805 update all of the registration information required under
806 paragraph (2) (b). The sexual offender must provide an address
807 for the residence or other place that he or she is or will be
808 located during the time in which he or she fails to establish or
809 maintain a permanent or temporary residence.

810 2. A sexual offender shall report in person at the
811 sheriff's office in the county in which he or she is located
812 within 48 hours after establishing a transient residence and
813 thereafter must report in person every 30 days to the sheriff's
814 office in the county in which he or she is located while
815 maintaining a transient residence. The sexual offender must
816 provide the addresses and locations where he or she maintains a
817 transient residence. Each sheriff's office shall establish
818 procedures for reporting transient residence information and

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819 provide notice to transient registrants to report transient
820 residence information as required in this subparagraph.
821 Reporting to the sheriff's office as required by this
822 subparagraph does not exempt registrants from any reregistration
823 requirement. The sheriff may coordinate and enter into
824 agreements with police departments and other governmental
825 entities to facilitate additional reporting sites for transient
826 residence registration required in this subparagraph. The
827 sheriff's office shall, within 2 business days, electronically
828 submit and update all information provided by the sexual
829 offender to the department.

830 (c) A sexual offender who remains at a permanent,
831 temporary, or transient residence after reporting his or her
832 intent to vacate such residence shall, within 48 hours after the
833 date upon which the offender indicated he or she would or did
834 vacate such residence, report in person to the agency to which
835 he or she reported pursuant to paragraph (b) for the purpose of
836 reporting his or her address at such residence. When the sheriff
837 receives the report, the sheriff shall promptly convey the
838 information to the department. An offender who makes a report as
839 required under paragraph (b) but fails to make a report as
840 required under this paragraph commits a felony of the second
841 degree, punishable as provided in s. 775.082, s. 775.083, or s.
842 775.084.

843 (d) The failure of a sexual offender who maintains a
844 transient residence to report in person to the sheriff's office

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845 every 30 days as required in subparagraph (b)2. is punishable as
846 provided in subsection (9).

847 (e)~~(d)~~ A sexual offender shall ~~must~~ register all any
848 electronic mail addresses and Internet identifiers ~~address or~~
849 ~~instant message name~~ with the department before using such
850 electronic mail addresses and Internet identifiers ~~address or~~
851 ~~instant message name~~. The department shall establish an online
852 system through which sexual offenders may securely access and
853 update all electronic mail address and Internet identifier
854 ~~instant message name~~ information.

855 (6) County and local law enforcement agencies, in
856 conjunction with the department, shall verify the addresses of
857 sexual offenders who are not under the care, custody, control,
858 or supervision of the Department of Corrections, and may verify
859 the addresses of sexual offenders who are under the care,
860 custody, control, or supervision of the Department of
861 Corrections, in a manner that is consistent with the provisions
862 of the federal Adam Walsh Child Protection and Safety Act of
863 2006 and any other federal standards applicable to such
864 verification or required to be met as a condition for the
865 receipt of federal funds by the state. Local law enforcement
866 agencies shall report to the department any failure by a sexual
867 offender to comply with registration requirements.

868 (7) A sexual offender who intends to establish a
869 permanent, temporary, or transient residence in another state or
870 jurisdiction other than the State of Florida shall report in

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871 person to the sheriff of the county of current residence within
872 48 hours before the date he or she intends to leave this state
873 to establish residence in another state or jurisdiction or
874 within 21 days before his or her planned departure date if the
875 intended residence of 5 days or more is outside of the United
876 States. The notification must include the address, municipality,
877 county, ~~and~~ state, and country of intended residence. The
878 sheriff shall promptly provide to the department the information
879 received from the sexual offender. The department shall notify
880 the statewide law enforcement agency, or a comparable agency, in
881 the intended state, ~~or~~ jurisdiction, or country of residence of
882 the sexual offender's intended residence. The failure of a
883 sexual offender to provide his or her intended place of
884 residence is punishable as provided in subsection (9).

885 (8) A sexual offender who indicates his or her intent to
886 establish a permanent, temporary, or transient residence in
887 another state, a ~~or~~ jurisdiction other than the State of
888 Florida, or another country and later decides to remain in this
889 state shall, within 48 hours after the date upon which the
890 sexual offender indicated he or she would leave this state,
891 report in person to the sheriff to which the sexual offender
892 reported the intended change of permanent, temporary, or
893 transient residence, and report his or her intent to remain in
894 this state. The sheriff shall promptly report this information
895 to the department. A sexual offender who reports his or her
896 intent to establish a permanent, temporary, or transient

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897 residence in another state, a ~~or~~ jurisdiction other than the
898 State of Florida, or another country but who remains in this
899 state without reporting to the sheriff in the manner required by
900 this subsection commits a felony of the second degree,
901 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

902 (9) (a) A sexual offender who does not comply with the
903 requirements of this section commits a felony of the third
904 degree, punishable as provided in s. 775.082, s. 775.083, or s.
905 775.084.

906 (b) A sexual offender who commits any act or omission in
907 violation of this section may be prosecuted for the act or
908 omission in the county in which the act or omission was
909 committed, the county of the last registered address of the
910 sexual offender, ~~or~~ the county in which the conviction occurred
911 for the offense or offenses that meet the criteria for
912 designating a person as a sexual offender, in the county where
913 the sexual offender was released from incarceration, or in the
914 county of the intended address of the sexual offender as
915 reported by the offender prior to his or her release from
916 incarceration.

917 (c) An arrest on charges of failure to register when the
918 offender has been provided and advised of his or her statutory
919 obligations to register under subsection (2), the service of an
920 information or a complaint for a violation of this section, or
921 an arraignment on charges for a violation of this section
922 constitutes actual notice of the duty to register. A sexual

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923 offender's failure to immediately register as required by this
924 section following such arrest, service, or arraignment
925 constitutes grounds for a subsequent charge of failure to
926 register. A sexual offender charged with the crime of failure to
927 register who asserts, or intends to assert, a lack of notice of
928 the duty to register as a defense to a charge of failure to
929 register shall immediately register as required by this section.
930 A sexual offender who is charged with a subsequent failure to
931 register may not assert the defense of a lack of notice of the
932 duty to register.

933 (11) Except as provided in s. 943.04354, a sexual offender
934 shall ~~must~~ maintain registration with the department for the
935 duration of his or her life, unless the sexual offender has
936 received a full pardon or has had a conviction set aside in a
937 postconviction proceeding for any offense that meets the
938 criteria for classifying the person as a sexual offender for
939 purposes of registration. However, a sexual offender:

940 (a)1. Who has been lawfully released from confinement,
941 supervision, or sanction, whichever is later, for at least 25
942 years and has not been arrested for any felony or misdemeanor
943 offense since release, provided that the sexual offender's
944 requirement to register was not based upon an adult conviction:

- 945 a. For a violation of s. 787.01 or s. 787.02;
946 b. For a violation of s. 794.011, excluding s.
947 794.011(10);

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- 948 c. For a violation of s. 800.04(4)(b) where the court
949 finds the offense involved a victim under 12 years of age or
950 sexual activity by the use of force or coercion;
- 951 d. For a violation of s. 800.04(5)(b);
- 952 e. For a violation of s. 800.04(5)(c)2. ~~s. 800.04(5)c.2.~~
953 where the court finds the offense involved the use of force or
954 coercion and unclothed genitals or genital area;
- 955 f. For any attempt or conspiracy to commit any such
956 offense; ~~or~~
- 957 g. For a violation of similar law of another jurisdiction;
958 or
- 959 h. For a violation of a similar offense committed in this
960 state which has been redesignated from a former statute number
961 to one of those listed in this subparagraph,
962
963 may petition the criminal division of the circuit court of the
964 circuit where the conviction or adjudication occurred ~~in which~~
965 ~~the sexual offender resides~~ for the purpose of removing the
966 requirement for registration as a sexual offender.
- 967 2. The court may grant or deny relief if the offender
968 demonstrates to the court that he or she has not been arrested
969 for any crime since release; the requested relief complies with
970 the provisions of the federal Adam Walsh Child Protection and
971 Safety Act of 2006 and any other federal standards applicable to
972 the removal of registration requirements for a sexual offender
973 or required to be met as a condition for the receipt of federal

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974 funds by the state; and the court is otherwise satisfied that
975 the offender is not a current or potential threat to public
976 safety. The state attorney in the circuit in which the petition
977 is filed must be given notice of the petition at least 3 weeks
978 before the hearing on the matter. The state attorney may present
979 evidence in opposition to the requested relief or may otherwise
980 demonstrate the reasons why the petition should be denied. If
981 the court denies the petition, the court may set a future date
982 at which the sexual offender may again petition the court for
983 relief, subject to the standards for relief provided in this
984 subsection.

985 3. The department shall remove an offender from
986 classification as a sexual offender for purposes of registration
987 if the offender provides to the department a certified copy of
988 the court's written findings or order that indicates that the
989 offender is no longer required to comply with the requirements
990 for registration as a sexual offender.

991 4. For purposes of this paragraph:

992 a. The registration period of a sexual offender sentenced
993 to a term of incarceration or committed to a residential program
994 begins upon the offender's release from incarceration or
995 commitment for the most recent conviction that required the
996 offender to register.

997 b. A sexual offender's registration period is tolled
998 during any period in which the offender is incarcerated, civilly

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999 committed, detained pursuant to chapter 985, or committed to a
1000 residential program.

1001 c. Except as provided in sub-subparagraph e., if the
1002 sexual offender is only sentenced to a term of supervision for
1003 the most recent conviction that required the offender to
1004 register as a sexual offender or is only subject to a period of
1005 supervision for that conviction, the registration period begins
1006 when the term or period of supervision for that conviction
1007 begins.

1008 d. Except as provided in sub-subparagraph e., if the
1009 sexual offender is sentenced to a term of supervision that
1010 follows a term of incarceration for the most recent conviction
1011 that required the offender to register as a sexual offender or
1012 is subject to a period of supervision that follows commitment to
1013 a residential program for that conviction, the registration
1014 period begins when the term or period of supervision for that
1015 conviction begins.

1016 e. If a sexual offender is sentenced to a term of more
1017 than 25 years' supervision for the most recent conviction that
1018 required the offender to register as a sexual offender, the
1019 sexual offender may not petition for removal of the requirement
1020 for registration as a sexual offender until the term of
1021 supervision for that conviction is completed.

1022 (b) As defined in sub-subparagraph (1)(a)1.b. must
1023 maintain registration with the department for the duration of
1024 his or her life until the person provides the department with an

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1025 order issued by the court that designated the person as a sexual
1026 predator, as a sexually violent predator, or by another sexual
1027 offender designation in the state or jurisdiction in which the
1028 order was issued which states that such designation has been
1029 removed or demonstrates to the department that such designation,
1030 if not imposed by a court, has been removed by operation of law
1031 or court order in the state or jurisdiction in which the
1032 designation was made, and provided such person no longer meets
1033 the criteria for registration as a sexual offender under the
1034 laws of this state.

1035 (14)

1036 (b) However, a sexual offender who is required to register
1037 as a result of a conviction for:

1038 1. Section 787.01 or s. 787.02 where the victim is a minor
1039 and the offender is not the victim's parent or guardian;

1040 2. Section 794.011, excluding s. 794.011(10);

1041 3. Section 800.04(4)(b) where the court finds the offense
1042 involved a victim under 12 years of age or sexual activity by
1043 the use of force or coercion;

1044 4. Section 800.04(5)(b);

1045 5. Section 800.04(5)(c)1. where the court finds
1046 molestation involving unclothed genitals or genital area;

1047 6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court
1048 finds molestation involving the use of force or coercion and
1049 unclothed genitals or genital area;

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1050 7. Section 800.04(5)(d) where the court finds the use of
1051 force or coercion and unclothed genitals or genital area;

1052 8. Any attempt or conspiracy to commit such offense; ~~or~~

1053 9. A violation of a similar law of another jurisdiction;

1054 or

1055 10. A violation of a similar offense committed in this
1056 state which has been redesignated from a former statute number
1057 to one of those listed in this paragraph,

1058
1059 must reregister each year during the month of the sexual
1060 offender's birthday and every third month thereafter.

1061 (c) The sheriff's office may determine the appropriate
1062 times and days for reporting by the sexual offender, which must
1063 ~~shall~~ be consistent with the reporting requirements of this
1064 subsection. Reregistration must ~~shall~~ include any changes to the
1065 following information:

1066 1. Name; social security number; age; race; sex; date of
1067 birth; height; weight; tattoos or other identifying marks; hair
1068 and eye color; address of any permanent residence and address of
1069 any current temporary residence, within the state or out of
1070 state, including a rural route address and a post office box; if
1071 no permanent or temporary address, any transient residence
1072 within the state; address, location or description, and dates of
1073 any current or known future temporary residence within the state
1074 or out of state; all any electronic mail addresses or Internet
1075 identifiers ~~address and any instant message name~~ required to be

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1076 provided pursuant to paragraph (4)(e) ~~(4)(d)~~; all home telephone
1077 numbers and number and any cellular telephone numbers number;
1078 date and place of any employment; the ~~vehicle~~ make, model,
1079 color, vehicle identification number (VIN), and license tag
1080 number of all vehicles owned; fingerprints; palm prints; and
1081 photograph. A post office box may shall not be provided in lieu
1082 of a physical residential address. The sexual offender shall
1083 also produce his or her passport, if he or she has a passport,
1084 and, if he or she is an alien, shall produce or provide
1085 information about documents establishing his or her immigration
1086 status. The sexual offender shall also provide information about
1087 any professional licenses he or she has.

1088 2. If the sexual offender is enrolled, volunteering,
1089 employed, or carrying on a vocation at an institution of higher
1090 education in this state, the sexual offender shall also provide
1091 to the department the name, address, and county of each
1092 institution, including each campus attended, and the sexual
1093 offender's enrollment, volunteer, or employment status.

1094 3. If the sexual offender's place of residence is a motor
1095 vehicle, trailer, mobile home, or manufactured home, as defined
1096 in chapter 320, the sexual offender shall also provide the
1097 vehicle identification number; the license tag number; the
1098 registration number; and a description, including color scheme,
1099 of the motor vehicle, trailer, mobile home, or manufactured
1100 home. If the sexual offender's place of residence is a vessel,
1101 live-aboard vessel, or houseboat, as defined in chapter 327, the

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1102 sexual offender shall also provide the hull identification
1103 number; the manufacturer's serial number; the name of the
1104 vessel, live-aboard vessel, or houseboat; the registration
1105 number; and a description, including color scheme, of the
1106 vessel, live-aboard vessel or houseboat.

1107 4. Any sexual offender who fails to report in person as
1108 required at the sheriff's office, ~~or~~ who fails to respond to any
1109 address verification correspondence from the department within 3
1110 weeks of the date of the correspondence, ~~or~~ who fails to report
1111 all electronic mail addresses and all Internet identifiers prior
1112 to use ~~or instant message names, or who knowingly provides false~~
1113 registration information by act or omission commits a felony of
1114 the third degree, punishable as provided in s. 775.082, s.
1115 775.083, or s. 775.084.

1116 Section 6. Section 943.04354, Florida Statutes, is amended
1117 to read:

1118 943.04354 Removal of the requirement to register as a
1119 sexual offender or sexual predator in special circumstances.—

1120 (1) For purposes of this section, a person shall be
1121 considered for removal of the requirement to register as a
1122 sexual offender or sexual predator only if the person:

1123 (a) Was ~~or will be~~ convicted, regardless of adjudication,
1124 or adjudicated delinquent of a violation of s. 794.011, s.
1125 800.04, s. 827.071, or s. 847.0135(5) or of a similar offense in
1126 another jurisdiction ~~or the person committed a violation of s.~~
1127 ~~794.011, s. 800.04, s. 827.071, or s. 847.0135(5) for which~~

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1128 ~~adjudication of guilt was or will be withheld,~~ and if the person
1129 does not have any other conviction, regardless of adjudication,
1130 or adjudication of delinquency, ~~or withhold of adjudication of~~
1131 ~~guilt~~ for a violation of s. 794.011, s. 800.04, s. 827.071, or
1132 s. 847.0135(5) or for a similar offense in another jurisdiction;

1133 (b) 1. Was convicted, regardless of adjudication, or
1134 adjudicated delinquent of an offense listed in paragraph (a) and
1135 is required to register as a sexual offender or sexual predator
1136 solely on the basis of this conviction or adjudication; or
1137 violation; and

1138 2. Was convicted, regardless of adjudication, or
1139 adjudicated delinquent of an offense in another jurisdiction
1140 which is similar to an offense listed in paragraph (a) and no
1141 longer meets the criteria for registration as a sexual offender
1142 or sexual predator under the laws of the jurisdiction in which
1143 the similar offense occurred; and

1144 (c) Is not more than 4 years older than the victim of this
1145 violation who was 13 ~~14~~ years of age or older but younger ~~not~~
1146 ~~more~~ than 18 ~~17~~ years of age at the time the person committed
1147 this violation.

1148 (2) If a person meets the criteria in subsection (1) ~~and~~
1149 ~~the violation of s. 794.011, s. 800.04, s. 827.071, or s.~~
1150 ~~847.0135(5) was committed on or after July 1, 2007,~~ the person
1151 may move the criminal division of the circuit court of the
1152 circuit where the conviction or adjudication for the qualifying
1153 offense occurred ~~court that will sentence or dispose of this~~

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1154 ~~violation~~ to remove the requirement that the person register as
1155 a sexual offender or sexual predator. The person must allege in
1156 the motion that he or she meets the criteria in subsection (1)
1157 and that removal of the registration requirement will not
1158 conflict with federal law. A person convicted or adjudicated
1159 delinquent of an offense in another jurisdiction which is
1160 similar to an offense listed in paragraph (1) (a) must provide
1161 the court written confirmation that he or she is not required to
1162 register in the jurisdiction in which the conviction or
1163 adjudication occurred. The state attorney and the department
1164 must be given notice of the motion at least 21 days before the
1165 date of sentencing, ~~or~~ disposition of the this violation, or
1166 hearing on the motion and may present evidence in opposition to
1167 the requested relief or may otherwise demonstrate why the motion
1168 should be denied. At sentencing, ~~or~~ disposition of the this
1169 violation, or hearing on the motion, the court shall rule on the
1170 ~~this~~ motion, and, if the court determines the person meets the
1171 criteria in subsection (1) and the removal of the registration
1172 requirement will not conflict with federal law, it may grant the
1173 motion and order the removal of the registration requirement.
1174 The court shall instruct the person to provide the department a
1175 certified copy of the order granting relief. If the court denies
1176 the motion, the person is not authorized under this section to
1177 file another motion ~~petition~~ for removal of the registration
1178 requirement.

1179 ~~(3) (a) This subsection applies to a person who:~~

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1180 ~~1. Is not a person described in subsection (2) because the~~
1181 ~~violation of s. 794.011, s. 800.04, or s. 827.071 was not~~
1182 ~~committed on or after July 1, 2007;~~

1183 ~~2. Is subject to registration as a sexual offender or~~
1184 ~~sexual predator for a violation of s. 794.011, s. 800.04, or s.~~
1185 ~~827.071; and~~

1186 ~~3. Meets the criteria in subsection (1).~~

1187 ~~(b) A person may petition the court in which the sentence~~
1188 ~~or disposition for the violation of s. 794.011, s. 800.04, or s.~~
1189 ~~827.071 occurred for removal of the requirement to register as a~~
1190 ~~sexual offender or sexual predator. The person must allege in~~
1191 ~~the petition that he or she meets the criteria in subsection (1)~~
1192 ~~and removal of the registration requirement will not conflict~~
1193 ~~with federal law. The state attorney must be given notice of the~~
1194 ~~petition at least 21 days before the hearing on the petition and~~
1195 ~~may present evidence in opposition to the requested relief or~~
1196 ~~may otherwise demonstrate why the petition should be denied. The~~
1197 ~~court shall rule on the petition and, if the court determines~~
1198 ~~the person meets the criteria in subsection (1) and removal of~~
1199 ~~the registration requirement will not conflict with federal law,~~
1200 ~~it may grant the petition and order the removal of the~~
1201 ~~registration requirement. If the court denies the petition, the~~
1202 ~~person is not authorized under this section to file any further~~
1203 ~~petition for removal of the registration requirement.~~

1204 ~~(3)-(4)~~ If a person provides to the Department of Law
1205 Enforcement a certified copy of the court's order removing the

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1206 requirement that the person register as a sexual offender or
1207 sexual predator for the violation of s. 794.011, s. 800.04, s.
1208 827.071, or s. 847.0135(5), or a similar offense in another
1209 jurisdiction, the registration requirement will not apply to the
1210 person and the department shall remove all information about the
1211 person from the public registry of sexual offenders and sexual
1212 predators maintained by the department. However, the removal of
1213 this information from the public registry does not mean that the
1214 public is denied access to information about the person's
1215 criminal history or record that is otherwise available as a
1216 public record.

1217 Section 7. Subsections (2) and (3) of section 943.0437,
1218 Florida Statutes, are amended to read:

1219 943.0437 Commercial social networking websites.—

1220 (2) The department may provide information relating to
1221 electronic mail addresses and Internet identifiers, as defined
1222 in s. 775.21, ~~instant message names~~ maintained as part of the
1223 sexual offender registry to commercial social networking
1224 websites or third parties designated by commercial social
1225 networking websites. The commercial social networking website
1226 may use this information for the purpose of comparing registered
1227 users and screening potential users of the commercial social
1228 networking website against the list of electronic mail addresses
1229 and Internet identifiers ~~instant message names~~ provided by the
1230 department.

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1231 (3) This section does not ~~shall not be construed to~~ impose
1232 any civil liability on a commercial social networking website
1233 for:

1234 (a) Any action voluntarily taken in good faith to remove
1235 or disable any profile of a registered user associated with an
1236 electronic mail address or Internet identifier ~~instant message~~
1237 ~~name~~ contained in the sexual offender registry.

1238 (b) Any action taken to restrict access by such registered
1239 user to the commercial social networking website.

1240 Section 8. Paragraphs (b) and (d) of subsection (1) and
1241 paragraph (a) of subsection (3) of section 944.606, Florida
1242 Statutes, are amended to read:

1243 944.606 Sexual offenders; notification upon release.—

1244 (1) As used in this section:

1245 (b) "Sexual offender" means a person who has been
1246 convicted of committing, or attempting, soliciting, or
1247 conspiring to commit, any of the criminal offenses proscribed in
1248 the following statutes in this state or similar offenses in
1249 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
1250 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
1251 the defendant is not the victim's parent or guardian; s.
1252 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
1253 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
1254 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
1255 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
1256 s. 916.1075(2); or s. 985.701(1); or any similar offense

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1257 committed in this state which has been redesignated from a
1258 former statute number to one of those listed in this subsection,
1259 when the department has received verified information regarding
1260 such conviction; an offender's computerized criminal history
1261 record is not, in and of itself, verified information.

1262 (d) "Internet identifier" has the same meaning as provided
1263 in s. 775.21 "Instant message name" means an identifier that
1264 allows a person to communicate in real time with another person
1265 using the Internet.

1266 (3) (a) The department shall ~~must~~ provide information
1267 regarding any sexual offender who is being released after
1268 serving a period of incarceration for any offense, as follows:

1269 1. The department shall ~~must~~ provide: the sexual
1270 offender's name, any change in the offender's name by reason of
1271 marriage or other legal process, and any alias, if known; the
1272 correctional facility from which the sexual offender is
1273 released; the sexual offender's social security number, race,
1274 sex, date of birth, height, weight, and hair and eye color;
1275 tattoos or other identifying marks; address of any planned
1276 permanent residence or temporary residence, within the state or
1277 out of state, including a rural route address and a post office
1278 box; if no permanent or temporary address, any transient
1279 residence within the state; address, location or description,
1280 and dates of any known future temporary residence within the
1281 state or out of state; date and county of sentence and each
1282 crime for which the offender was sentenced; a copy of the

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1283 offender's fingerprints, palm prints, and a digitized photograph
1284 taken within 60 days before release; the date of release of the
1285 sexual offender; all any electronic mail addresses ~~address~~ and
1286 all Internet identifiers ~~any instant message name~~ required to be
1287 provided pursuant to s. 943.0435(4)(e) ~~943.0435(4)(d)~~; all and
1288 home telephone numbers ~~number~~ and ~~any~~ cellular telephone
1289 numbers; information about any professional licenses the
1290 offender has, if known; and passport information, if he or she
1291 has a passport, and, if he or she is an alien, information about
1292 documents establishing his or her immigration status ~~number~~. The
1293 department shall notify the Department of Law Enforcement if the
1294 sexual offender escapes, absconds, or dies. If the sexual
1295 offender is in the custody of a private correctional facility,
1296 the facility shall take the digitized photograph of the sexual
1297 offender within 60 days before the sexual offender's release and
1298 provide this photograph to the Department of Corrections and
1299 also place it in the sexual offender's file. If the sexual
1300 offender is in the custody of a local jail, the custodian of the
1301 local jail shall register the offender within 3 business days
1302 after intake of the offender for any reason and upon release,
1303 and shall notify the Department of Law Enforcement of the sexual
1304 offender's release and provide to the Department of Law
1305 Enforcement the information specified in this paragraph and any
1306 information specified in subparagraph 2. that the Department of
1307 Law Enforcement requests.

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1308 2. The department may provide any other information deemed
1309 necessary, including criminal and corrections records,
1310 nonprivileged personnel and treatment records, when available.

1311 Section 9. Present paragraphs (a) and (f) of subsection
1312 (1), subsection (4), and paragraphs (b) and (c) of subsection
1313 (13) of section 944.607, Florida Statutes, are amended,
1314 paragraphs (b) through (e) of subsection (1) are redesignated as
1315 paragraphs (c) through (f), respectively, and a new paragraph
1316 (b) is added to that subsection, to read:

1317 944.607 Notification to Department of Law Enforcement of
1318 information on sexual offenders.—

1319 (1) As used in this section, the term:

1320 (a) "Sexual offender" means a person who is in the custody
1321 or control of, or under the supervision of, the department or is
1322 in the custody of a private correctional facility:

1323 1. On or after October 1, 1997, as a result of a
1324 conviction for committing, or attempting, soliciting, or
1325 conspiring to commit, any of the criminal offenses proscribed in
1326 the following statutes in this state or similar offenses in
1327 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
1328 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
1329 the defendant is not the victim's parent or guardian; s.
1330 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
1331 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
1332 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
1333 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;

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1334 s. 916.1075(2); or s. 985.701(1); or any similar offense
1335 committed in this state which has been redesignated from a
1336 former statute number to one of those listed in this paragraph;
1337 or

1338 2. Who establishes or maintains a residence in this state
1339 and who has not been designated as a sexual predator by a court
1340 of this state but who has been designated as a sexual predator,
1341 as a sexually violent predator, or by another sexual offender
1342 designation in another state or jurisdiction and was, as a
1343 result of such designation, subjected to registration or
1344 community or public notification, or both, or would be if the
1345 person were a resident of that state or jurisdiction, without
1346 regard as to whether the person otherwise meets the criteria for
1347 registration as a sexual offender.

1348 (b) "Vehicles owned" has the same meaning as provided in
1349 s. 775.21.

1350 (g)-(f) "Internet identifier" has the same meaning as
1351 provided in s. 775.21 ~~"Instant message name" means an identifier~~
1352 ~~that allows a person to communicate in real time with another~~
1353 ~~person using the Internet.~~

1354 (4) A sexual offender, as described in this section, who
1355 is under the supervision of the Department of Corrections but is
1356 not incarcerated shall ~~must~~ register with the Department of
1357 Corrections within 3 business days after sentencing for a
1358 registrable offense and otherwise provide information as
1359 required by this subsection.

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1360 (a) The sexual offender shall provide his or her name;
1361 date of birth; social security number; race; sex; height;
1362 weight; hair and eye color; tattoos or other identifying marks;
1363 all any electronic mail addresses address and Internet
1364 identifiers any instant message name required to be provided
1365 pursuant to s. 943.0435(4)(e) 943.0435(4)(d); all home telephone
1366 numbers and cellular telephone numbers; the make, model, color,
1367 vehicle identification number (VIN), and license tag number of
1368 all vehicles owned; permanent or legal residence and address of
1369 temporary residence within the state or out of state while the
1370 sexual offender is under supervision in this state, including
1371 any rural route address or post office box; if no permanent or
1372 temporary address, any transient residence within the state; and
1373 address, location or description, and dates of any current or
1374 known future temporary residence within the state or out of
1375 state. The sexual offender shall also produce his or her
1376 passport, if he or she has a passport, and, if he or she is an
1377 alien, shall produce or provide information about documents
1378 establishing his or her immigration status. The sexual offender
1379 shall also provide information about any professional licenses
1380 he or she has. The Department of Corrections shall verify the
1381 address of each sexual offender in the manner described in ss.
1382 775.21 and 943.0435. The department shall report to the
1383 Department of Law Enforcement any failure by a sexual predator
1384 or sexual offender to comply with registration requirements.

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1385 (b) If the sexual offender is enrolled, employed,
1386 volunteering, or carrying on a vocation at an institution of
1387 higher education in this state, the sexual offender shall
1388 provide the name, address, and county of each institution,
1389 including each campus attended, and the sexual offender's
1390 enrollment, volunteer, or employment status. Each change in
1391 enrollment, volunteer, or employment status must ~~shall~~ be
1392 reported to the department within 48 hours after the change in
1393 status. The Department of Corrections shall promptly notify each
1394 institution of the sexual offender's presence and any change in
1395 the sexual offender's enrollment, volunteer, or employment
1396 status.

1397 (c) A sexual offender shall report in person to the
1398 sheriff's office within 48 hours after any change in vehicles
1399 owned to report those vehicle information changes.

1400 (13)

1401 (b) However, a sexual offender who is required to register
1402 as a result of a conviction for:

1403 1. Section 787.01 or s. 787.02 where the victim is a minor
1404 and the offender is not the victim's parent or guardian;

1405 2. Section 794.011, excluding s. 794.011(10);

1406 3. Section 800.04(4)(b) where the victim is under 12 years
1407 of age or where the court finds sexual activity by the use of
1408 force or coercion;

1409 4. Section 800.04(5)(b);

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- 1410 5. Section 800.04(5)(c)1. where the court finds
1411 molestation involving unclothed genitals or genital area;
- 1412 6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court
1413 finds molestation involving use of force or coercion and
1414 unclothed genitals or genital area;
- 1415 7. Section 800.04(5)(d) where the court finds the use of
1416 force or coercion and unclothed genitals or genital area;
- 1417 8. Any attempt or conspiracy to commit such offense; ~~or~~
- 1418 9. A violation of a similar law of another jurisdiction;
1419 or
- 1420 10. A violation of a similar offense committed in this
1421 state which has been redesignated from a former statute number
1422 to one of those listed in this paragraph,
- 1423
- 1424 must reregister each year during the month of the sexual
1425 offender's birthday and every third month thereafter.
- 1426 (c) The sheriff's office may determine the appropriate
1427 times and days for reporting by the sexual offender, which must
1428 ~~shall~~ be consistent with the reporting requirements of this
1429 subsection. Reregistration must ~~shall~~ include any changes to the
1430 following information:
- 1431 1. Name; social security number; age; race; sex; date of
1432 birth; height; weight; tattoos or other identifying marks; hair
1433 and eye color; address of any permanent residence and address of
1434 any current temporary residence, within the state or out of
1435 state, including a rural route address and a post office box; if

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1436 no permanent or temporary address, any transient residence;
1437 address, location or description, and dates of any current or
1438 known future temporary residence within the state or out of
1439 state; all any electronic mail addresses and Internet
1440 identifiers address and any instant message name required to be
1441 provided pursuant to s. 943.0435(4)(e) ~~943.0435(4)(d)~~; all home
1442 telephone numbers and cellular telephone numbers; date and place
1443 of any employment; the vehicle make, model, color, vehicle
1444 identification number (VIN), and license tag number of all
1445 vehicles owned; fingerprints; palm prints; and photograph. A
1446 post office box may ~~shall~~ not be provided in lieu of a physical
1447 residential address. The sexual offender shall also produce his
1448 or her passport, if he or she has a passport, and, if he or she
1449 is an alien, shall produce or provide information about
1450 documents establishing his or her immigration status. The sexual
1451 offender shall also provide information about any professional
1452 licenses he or she has.

1453 2. If the sexual offender is enrolled, employed,
1454 volunteering, or carrying on a vocation at an institution of
1455 higher education in this state, the sexual offender shall also
1456 provide to the department the name, address, and county of each
1457 institution, including each campus attended, and the sexual
1458 offender's enrollment, volunteer, or employment status.

1459 3. If the sexual offender's place of residence is a motor
1460 vehicle, trailer, mobile home, or manufactured home, as defined
1461 in chapter 320, the sexual offender shall also provide the

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1462 vehicle identification number; the license tag number; the
1463 registration number; and a description, including color scheme,
1464 of the motor vehicle, trailer, mobile home, or manufactured
1465 home. If the sexual offender's place of residence is a vessel,
1466 live-aboard vessel, or houseboat, as defined in chapter 327, the
1467 sexual offender shall also provide the hull identification
1468 number; the manufacturer's serial number; the name of the
1469 vessel, live-aboard vessel, or houseboat; the registration
1470 number; and a description, including color scheme, of the
1471 vessel, live-aboard vessel or houseboat.

1472 4. Any sexual offender who fails to report in person as
1473 required at the sheriff's office, ~~or~~ who fails to respond to any
1474 address verification correspondence from the department within 3
1475 weeks of the date of the correspondence, ~~or~~ who fails to report
1476 all electronic mail addresses or Internet identifiers prior to
1477 use or instant message names, or who knowingly provides false
1478 registration information by act or omission commits a felony of
1479 the third degree, punishable as provided in s. 775.082, s.
1480 775.083, or s. 775.084.

1481 Section 10. Paragraph (b) of subsection (1) of section
1482 985.481, Florida Statutes, is redesignated as paragraph (c), new
1483 paragraphs (b) and (d) are added to that subsection, and
1484 paragraph (a) of subsection (3) of that section is amended, to
1485 read:

1486 985.481 Sexual offenders adjudicated delinquent;
1487 notification upon release.-

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- 1488 (1) As used in this section:
- 1489 (a) "Convicted" has the same meaning as provided in s.
- 1490 943.0435.
- 1491 (b) "Internet identifier" has the same meaning as provided
- 1492 in s. 775.21.
- 1493 (c) ~~(b)~~ "Sexual offender" means a person who has been
- 1494 adjudicated delinquent as provided in s. 943.0435(1)(a)1.d.
- 1495 (d) "Vehicles owned" has the same meaning as provided in
- 1496 s. 775.21.
- 1497 (3) (a) The department shall ~~must~~ provide information
- 1498 regarding any sexual offender who is being released after
- 1499 serving a period of residential commitment under the department
- 1500 for any offense, as follows:
- 1501 1. The department shall ~~must~~ provide the sexual offender's
- 1502 name, any change in the offender's name by reason of marriage or
- 1503 other legal process, and any alias, if known; the correctional
- 1504 facility from which the sexual offender is released; the sexual
- 1505 offender's social security number, race, sex, date of birth,
- 1506 height, weight, and hair and eye color; tattoos or other
- 1507 identifying marks; the make, model, color, vehicle
- 1508 identification number (VIN), and license tag number of all
- 1509 vehicles owned; address of any planned permanent residence or
- 1510 temporary residence, within the state or out of state, including
- 1511 a rural route address and a post office box; if no permanent or
- 1512 temporary address, any transient residence within the state;
- 1513 address, location or description, and dates of any known future

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1514 temporary residence within the state or out of state; date and
1515 county of disposition and each crime for which there was a
1516 disposition; a copy of the offender's fingerprints, palm prints,
1517 and a digitized photograph taken within 60 days before release;
1518 the date of release of the sexual offender; all ~~and~~ home
1519 telephone numbers ~~number~~ and ~~any~~ cellular telephone numbers; all
1520 Internet identifiers; information about any professional
1521 licenses the offender has, if known; and passport information,
1522 if he or she has a passport, and, if he or she is an alien,
1523 information about documents establishing his or her immigration
1524 status ~~number~~. The department shall notify the Department of Law
1525 Enforcement if the sexual offender escapes, absconds, or dies.
1526 If the sexual offender is in the custody of a private
1527 correctional facility, the facility shall take the digitized
1528 photograph of the sexual offender within 60 days before the
1529 sexual offender's release and also place it in the sexual
1530 offender's file. If the sexual offender is in the custody of a
1531 local jail, the custodian of the local jail shall register the
1532 offender within 3 business days after intake of the offender for
1533 any reason and upon release, and shall notify the Department of
1534 Law Enforcement of the sexual offender's release and provide to
1535 the Department of Law Enforcement the information specified in
1536 this subparagraph and any information specified in subparagraph
1537 2. which the Department of Law Enforcement requests.

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1538 2. The department may provide any other information
1539 considered necessary, including criminal and delinquency
1540 records, when available.

1541 Section 11. Paragraph (d) of subsection (1) of section
1542 985.4815, Florida Statutes, is redesignated as paragraph (e),
1543 new paragraphs (d) and (f) are added to that subsection, and
1544 subsection (4) and paragraph (b) of subsection (13) of that
1545 section are amended, to read:

1546 985.4815 Notification to Department of Law Enforcement of
1547 information on juvenile sexual offenders.-

1548 (1) As used in this section, the term:

1549 (a) "Change in enrollment or employment status" means the
1550 commencement or termination of enrollment or employment or a
1551 change in location of enrollment or employment.

1552 (b) "Conviction" has the same meaning as provided in s.
1553 943.0435.

1554 (c) "Institution of higher education" means a career
1555 center, community college, college, state university, or
1556 independent postsecondary institution.

1557 (d) "Internet identifier" has the same meaning as provided
1558 in s. 775.21.

1559 (e)-(d) "Sexual offender" means a person who is in the care
1560 or custody or under the jurisdiction or supervision of the
1561 department or is in the custody of a private correctional
1562 facility and who:

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1563 1. Has been adjudicated delinquent as provided in s.
1564 943.0435(1)(a)1.d.; or

1565 2. Establishes or maintains a residence in this state and
1566 has not been designated as a sexual predator by a court of this
1567 state but has been designated as a sexual predator, as a
1568 sexually violent predator, or by another sexual offender
1569 designation in another state or jurisdiction and was, as a
1570 result of such designation, subjected to registration or
1571 community or public notification, or both, or would be if the
1572 person were a resident of that state or jurisdiction, without
1573 regard to whether the person otherwise meets the criteria for
1574 registration as a sexual offender.

1575 (f) "Vehicles owned" has the same meaning as provided in
1576 s. 775.21.

1577 (4) A sexual offender, as described in this section, who
1578 is under the supervision of the department but who is not
1579 committed shall ~~must~~ register with the department within 3
1580 business days after adjudication and disposition for a
1581 registrable offense and otherwise provide information as
1582 required by this subsection.

1583 (a) The sexual offender shall provide his or her name;
1584 date of birth; social security number; race; sex; height;
1585 weight; hair and eye color; tattoos or other identifying marks;
1586 the make, model, color, vehicle identification number (VIN), and
1587 license tag number of all vehicles owned; permanent or legal
1588 residence and address of temporary residence within the state or

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1589 out of state while the sexual offender is in the care or custody
1590 or under the jurisdiction or supervision of the department in
1591 this state, including any rural route address or post office
1592 box; if no permanent or temporary address, any transient
1593 residence; address, location or description, and dates of any
1594 current or known future temporary residence within the state or
1595 out of state; all home telephone and cellular telephone numbers;
1596 all Internet identifiers; and the name and address of each
1597 school attended. The sexual offender shall also produce his or
1598 her passport, if he or she has a passport, and, if he or she is
1599 an alien, shall produce or provide information about documents
1600 establishing his or her immigration status. The offender shall
1601 also provide information about any professional licenses he or
1602 she has. The department shall verify the address of each sexual
1603 offender and shall report to the Department of Law Enforcement
1604 any failure by a sexual offender to comply with registration
1605 requirements.

1606 (b) If the sexual offender is enrolled, employed,
1607 volunteering, or carrying on a vocation at an institution of
1608 higher education in this state, the sexual offender shall
1609 provide the name, address, and county of each institution,
1610 including each campus attended, and the sexual offender's
1611 enrollment, volunteer, or employment status. Each change in
1612 enrollment, volunteer, or employment status must ~~shall~~ be
1613 reported to the department within 48 hours after the change in
1614 status. The department shall promptly notify each institution of

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1615 the sexual offender's presence and any change in the sexual
1616 offender's enrollment, volunteer, or employment status.

1617 (c) A sexual offender shall report in person to the
1618 sheriff's office within 48 hours after any change in vehicles
1619 owned to report those vehicle information changes.

1620 (13)

1621 (b) The sheriff's office may determine the appropriate
1622 times and days for reporting by the sexual offender, which must
1623 ~~shall~~ be consistent with the reporting requirements of this
1624 subsection. Reregistration must ~~shall~~ include any changes to the
1625 following information:

1626 1. Name; social security number; age; race; sex; date of
1627 birth; height; weight; hair and eye color; tattoos or other
1628 identifying marks; fingerprints; palm prints; address of any
1629 permanent residence and address of any current temporary
1630 residence, within the state or out of state, including a rural
1631 route address and a post office box; if no permanent or
1632 temporary address, any transient residence; address, location or
1633 description, and dates of any current or known future temporary
1634 residence within the state or out of state; passport
1635 information, if he or she has a passport, and, if he or she is
1636 an alien, information about documents establishing his or her
1637 immigration status; all home telephone numbers and cellular
1638

1639 -----
1640 **T I T L E A M E N D M E N T**

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1641 Remove lines 40-72 and insert:
1642 specified time; authorizing county and local law
1643 enforcement agencies to verify the addresses of
1644 registrants under the care, custody, control, or
1645 supervision of the Department of Corrections;
1646 providing criminal penalties for knowingly providing
1647 false registration information by act or omission;
1648 authorizing additional venues for prosecution of
1649 registration violations; conforming provisions to
1650 changes made by the act; amending s. 775.25, F.S.;
1651 authorizing additional venues for prosecution of
1652 registration violations; amending s. 943.043, F.S.;
1653 prohibiting display or dissemination of certain
1654 vehicle information on the Internet public registry of
1655 sexual predators and offenders; amending s. 943.0435,
1656 F.S.; adding additional offenses to the list of sexual
1657 offender qualifying offenses; revising definitions;
1658 requiring disclosure of additional sexual offender
1659 registration information; requiring reporting of
1660 transient residence information within specified time
1661 periods; requiring sheriffs to establish procedures
1662 for reporting transient residence information;
1663 authorizing sheriffs to enter into agreements for
1664 reporting transient residence information; providing a
1665 criminal penalty for failure to report transient
1666 residence information; requiring that a sexual

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1667 | offender who is unable to secure or update a driver
1668 | license or identification card within a specified
1669 | period report a change in certain information to the
1670 | local sheriff's office within a specified period of
1671 | time of such change and confirm that he or she also
1672 | reported such information to the Department of Highway
1673 | Safety and Motor Vehicles; authorizing county and
1674 | local law enforcement agencies to verify the addresses
1675 | of registrants under the care, custody, control, or

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