



435328

576-04094-14

Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Criminal and Civil Justice)

A bill to be entitled

An act relating to traveling across county lines to  
commit a felony offense; creating s. 843.22, F.S.;  
defining the terms "county of residence" and "felony  
offense" for the purpose of the crime of traveling  
across county lines with the intent to commit a felony  
offense; providing a criminal penalty; amending s.  
903.046, F.S.; adding the crime of traveling across  
county lines with the intent to commit a felony  
offense to the factors a court must consider in  
determining whether to release a defendant on bail;  
providing an effective date.

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

Section 1. Section 843.22, Florida Statutes, is created to  
read:

843.22 Traveling across county lines with intent to commit  
a felony offense.—

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

(a) "County of residence" means the county within this  
state in which a person resides. Evidence of a person's county  
of residence includes, but is not limited to:

1. The address on a person's driver license or state  
identification card;

2. Records of real property or mobile home ownership;

3. Records of a lease agreement for residential property;



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28           4. The county in which a person's motor vehicle is  
29 registered;

30           5. The county in which a person is enrolled in an  
31 educational institution; and

32           6. The county in which a person is employed.

33           (b) "Felony offense" means burglary as defined in s.  
34 810.02, including an attempt, solicitation, or conspiracy to  
35 commit such offense.

36           (2) A person who travels any distance with the intent to  
37 commit a felony offense in a county in this state other than the  
38 person's county of residence, if the purpose of the person's  
39 travel is to thwart law enforcement attempts to track the items  
40 stolen in the burglary, commits an additional felony of the  
41 third degree, punishable as provided in s. 775.082, s. 775.083,  
42 or s. 775.084.

43           Section 2. Paragraph (1) of subsection (2) of section  
44 903.046, Florida Statutes, is amended to read:

45           903.046 Purpose of and criteria for bail determination.—

46           (2) When determining whether to release a defendant on bail  
47 or other conditions, and what that bail or those conditions may  
48 be, the court shall consider:

49           (1) Whether the crime charged is a violation of s. 843.22  
50 or chapter 874 or alleged to be subject to enhanced punishment  
51 under chapter 874. If any such violation is charged against a  
52 defendant or if the defendant is charged with a crime that is  
53 alleged to be subject to such enhancement, he or she is ~~shall~~  
54 not ~~be~~ eligible for release on bail or surety bond until the  
55 first appearance on the case in order to ensure the full  
56 participation of the prosecutor and the protection of the



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57 public.

58 Section 3. This act shall take effect October 1, 2014.