



1                   A bill to be entitled  
2           An act relating to sexual offenders; amending s.  
3           775.21, F.S.; revising definitions; revising the  
4           criteria for a felony offense for which an offender is  
5           designated as a sexual predator; expanding the  
6           criteria by removing a requirement that the defendant  
7           not be the victim's parent or guardian; revising the  
8           information that a sexual predator is required to  
9           provide to specified entities under certain  
10          circumstances; revising registration and verification  
11          requirements imposed upon a sexual predator;  
12          conforming provisions to changes made by the act;  
13          amending s. 856.022, F.S.; revising the criteria for  
14          loitering or prowling by certain offenders; expanding  
15          the criteria by removing a requirement that the  
16          offender not be the victim's parent or guardian;  
17          amending s. 943.0435, F.S.; revising definitions;  
18          revising the reporting and registering requirements  
19          imposed upon a sexual offender to conform provisions  
20          to changes made by the act; deleting provisions of  
21          applicability; amending s. 943.04354, F.S.; modifying  
22          the list of offenses for which a sexual offender or  
23          sexual predator must be considered by the department  
24          for removal from registration requirements; deleting  
25          from the list a conviction or adjudication of  
26          delinquency for sexual battery; specifying the



27 | appropriate venue for a defendant to move the circuit  
28 | court to remove the requirement to register as a  
29 | sexual offender or sexual predator; amending s.  
30 | 944.606, F.S.; revising definitions; revising the  
31 | information that the Department of Law Enforcement is  
32 | required to provide about a sexual offender upon his  
33 | or her release from incarceration; conforming  
34 | provisions to changes made by the act; amending s.  
35 | 944.607, F.S.; revising definitions; conforming  
36 | provisions to changes made by the act; amending s.  
37 | 985.481, F.S.; revising definitions; conforming  
38 | provisions to changes made by the act; amending s.  
39 | 985.4815, F.S.; revising definitions; revising the  
40 | reporting and registering requirements imposed upon a  
41 | sexual offender to conform provisions to changes made  
42 | by the act; amending ss. 92.55, 775.0862, 943.0515,  
43 | 947.1405, 948.30, 948.31, 1012.315, and 1012.467,  
44 | F.S.; conforming cross-references; reenacting s.  
45 | 938.085, F.S., relating to additional costs to fund  
46 | rape crisis centers, to incorporate the amendment made  
47 | to s. 775.21, F.S., in a reference thereto; reenacting  
48 | s. 794.056(1), F.S., relating to the Rape Crisis  
49 | Program Trust Fund, to incorporate the amendments made  
50 | to ss. 775.21 and 943.0435, F.S., in references  
51 | thereto; reenacting s. 921.0022(3)(g), F.S., relating  
52 | to level 7 of the offense severity ranking chart of



53 | the Criminal Punishment Code, to incorporate the  
54 | amendments made to ss. 775.21, 943.0435, 944.607, and  
55 | 985.4815, F.S., in references thereto; reenacting s.  
56 | 985.04(6)(b), F.S., relating to confidential  
57 | information, to incorporate the amendments made to ss.  
58 | 775.21, 943.0435, 944.606, 944.607, 985.481, and  
59 | 985.4815, F.S., in references thereto; reenacting ss.  
60 | 322.141(3) and (4), 948.06(4), and 948.063, F.S.,  
61 | relating to color or markings of certain licenses or  
62 | identification cards, probation or community control,  
63 | and violations of probation or community control by  
64 | designated sexual offenders and sexual predators,  
65 | respectively, to incorporate the amendments made to  
66 | ss. 775.21, 943.0435, and 944.607, F.S., in references  
67 | thereto; reenacting s. 944.607(10)(c), F.S., relating  
68 | to notification to the Department of Law Enforcement  
69 | of information on sexual offenders, to incorporate the  
70 | amendment made to s. 943.0435, F.S., in a reference  
71 | thereto; reenacting ss. 397.4872(2) and 435.07(4)(b),  
72 | F.S., relating to exemptions from disqualification, to  
73 | incorporate the amendment made to s. 943.04354, F.S.,  
74 | in references thereto; reenacting s. 775.25, F.S.,  
75 | relating to prosecutions for acts or omissions, to  
76 | incorporate the amendments made to ss. 944.606 and  
77 | 944.607, F.S., in references thereto; reenacting ss.  
78 | 775.24(2) and 944.608(7), F.S., relating to duty of



79 | the court to uphold laws governing sexual predators  
 80 | and sexual offenders and notification to the  
 81 | Department of Law Enforcement of information on career  
 82 | offenders, respectively, to incorporate the amendment  
 83 | made to s. 944.607, F.S., in references thereto;  
 84 | providing an effective date.

85 |

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

87 |

88 | Section 1. Subsection (2), paragraph (a) of subsection  
 89 | (4), paragraphs (a), (e), (f), (g), and (i) of subsection (6),  
 90 | paragraph (a) of subsection (8), and paragraphs (a) and (b) of  
 91 | subsection (10) of section 775.21, Florida Statutes, are  
 92 | amended, and paragraphs (c) and (d) of subsection (4),  
 93 | paragraphs (a) and (b) of subsection (5), and paragraphs (c) and  
 94 | (e) of subsection (10) of that section are republished, to read:

95 | 775.21 The Florida Sexual Predators Act.—

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

97 | (a) "Change in enrollment or employment status at an  
 98 | institution of higher education" means the commencement or  
 99 | termination of enrollment, including, but not limited to,  
 100 | traditional classroom setting or online courses, or employment,  
 101 | whether for compensation or as a volunteer, at an institution of  
 102 | higher education or a change in location of enrollment or  
 103 | employment, whether for compensation or as a volunteer, at an  
 104 | institution of higher education.



105 (b) "Chief of police" means the chief law enforcement  
106 officer of a municipality.

107 (c) "Child care facility" has the same meaning as provided  
108 in s. 402.302.

109 (d) "Community" means any county where the sexual predator  
110 lives or otherwise establishes or maintains a permanent,  
111 temporary, or transient ~~permanent~~ residence.

112 (e) "Conviction" means a determination of guilt which is  
113 the result of a trial or the entry of a plea of guilty or nolo  
114 contendere, regardless of whether adjudication is withheld. A  
115 conviction for a similar offense includes, but is not limited  
116 to, a conviction by a federal or military tribunal, including  
117 courts-martial conducted by the Armed Forces of the United  
118 States, and includes a conviction or entry of a plea of guilty  
119 or nolo contendere resulting in a sanction in any state of the  
120 United States or other jurisdiction. A sanction includes, but is  
121 not limited to, a fine, probation, community control, parole,  
122 conditional release, control release, or incarceration in a  
123 state prison, federal prison, private correctional facility, or  
124 local detention facility.

125 (f) "Department" means the Department of Law Enforcement.

126 (g) "Electronic mail address" has the same meaning as  
127 provided in s. 668.602.

128 (h) "Entering the county" includes being discharged from a  
129 correctional facility or jail or secure treatment facility  
130 within the county or being under supervision within the county



131 for the commission of a violation enumerated in subsection (4).

132 (i) "Institution of higher education" means a career  
133 center, a community college, a college, a state university, or  
134 an independent postsecondary institution.

135 (j)-(i) "Internet identifier" includes, but is not limited  
136 to, all website uniform resource locators (URLs) and application  
137 software, whether mobile or nonmobile, used for Internet  
138 communication, including anonymous communication, through means  
139 all electronic mail, chat, instant messages messenger, social  
140 networking, social gaming, or other similar programs and all  
141 corresponding usernames, logins, screen names, and screen  
142 identifiers associated with each URL or application software.

143 Internet identifier application software, or similar names used  
144 for Internet communication, but does not include a date of  
145 birth, Social Security number, or personal identification number  
146 (PIN), URL, or application software used for utility, banking,  
147 retail, or medical purposes. Voluntary disclosure by a sexual  
148 predator or sexual offender of his or her date of birth, Social  
149 Security number, or PIN as an Internet identifier waives the  
150 disclosure exemption in this paragraph for such personal  
151 information.

152 ~~(j) "Institution of higher education" means a career~~  
153 ~~center, community college, college, state university, or~~  
154 ~~independent postsecondary institution.~~

155 (k) "Permanent residence" means a place where the person  
156 abides, lodges, or resides for 5 or more consecutive days.



157        (l) "Professional license" means the document of  
158 authorization or certification issued by an agency of this state  
159 for a regulatory purpose, or by any similar agency in another  
160 jurisdiction for a regulatory purpose, to a person to engage in  
161 an occupation or to carry out a trade or business.

162        (m)~~(l)~~ "Temporary residence" means a place where the  
163 person abides, lodges, or resides, including, but not limited  
164 to, vacation, business, or personal travel destinations in or  
165 out of this state, for a period of 5 or more days in the  
166 aggregate during any calendar year and which is not the person's  
167 permanent address or, for a person whose permanent residence is  
168 not in this state, a place where the person is employed,  
169 practices a vocation, or is enrolled as a student for any period  
170 of time in this state.

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

177        (o)~~(n)~~ "Vehicles owned" means any motor vehicle as defined  
178 in s. 320.01, which is registered, coregistered, leased, titled,  
179 or rented by a sexual predator or sexual offender; a rented  
180 vehicle that a sexual predator or sexual offender is authorized  
181 to drive; or a vehicle for which a sexual predator or sexual  
182 offender is insured as a driver. The term also includes any



183 motor vehicle as defined in s. 320.01, which is registered,  
184 coregistered, leased, titled, or rented by a person or persons  
185 residing at a sexual predator's or sexual offender's permanent  
186 residence for 5 or more consecutive days.

187 (4) SEXUAL PREDATOR CRITERIA.—

188 (a) For a current offense committed on or after October 1,  
189 1993, upon conviction, an offender shall be designated as a  
190 "sexual predator" under subsection (5), and subject to  
191 registration under subsection (6) and community and public  
192 notification under subsection (7) if:

193 1. The felony is:

194 a. A capital, life, or first degree felony violation, or  
195 any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
196 is a minor ~~and the defendant is not the victim's parent or~~  
197 ~~guardian~~, or s. 794.011, s. 800.04, or s. 847.0145, or a  
198 violation of a similar law of another jurisdiction; or

199 b. Any felony violation, or any attempt thereof, of s.  
200 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
201 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
202 ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),  
203 or (g); former s. 787.06(3)(h); s. 794.011, excluding s.  
204 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
205 800.04; s. 810.145(8)(b); s. 825.1025; s. 827.071; s. 847.0135,  
206 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
207 985.701(1); or a violation of a similar law of another  
208 jurisdiction, and the offender has previously been convicted of





209 or found to have committed, or has pled nolo contendere or  
210 guilty to, regardless of adjudication, any violation of s.  
211 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
212 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
213 ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),  
214 or (g); former s. 787.06(3)(h); s. 794.011, excluding s.  
215 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
216 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
217 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
218 985.701(1); or a violation of a similar law of another  
219 jurisdiction;

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

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

226 (c) If an offender has been registered as a sexual  
227 predator by the Department of Corrections, the department, or  
228 any other law enforcement agency and if:

229 1. The court did not, for whatever reason, make a written  
230 finding at the time of sentencing that the offender was a sexual  
231 predator; or

232 2. The offender was administratively registered as a  
233 sexual predator because the Department of Corrections, the  
234 department, or any other law enforcement agency obtained



235 information that indicated that the offender met the criteria  
236 for designation as a sexual predator based on a violation of a  
237 similar law in another jurisdiction,  
238  
239 the department shall remove that offender from the department's  
240 list of sexual predators and, for an offender described under  
241 subparagraph 1., shall notify the state attorney who prosecuted  
242 the offense that met the criteria for administrative designation  
243 as a sexual predator, and, for an offender described under this  
244 paragraph, shall notify the state attorney of the county where  
245 the offender establishes or maintains a permanent, temporary, or  
246 transient residence. The state attorney shall bring the matter  
247 to the court's attention in order to establish that the offender  
248 meets the criteria for designation as a sexual predator. If the  
249 court makes a written finding that the offender is a sexual  
250 predator, the offender must be designated as a sexual predator,  
251 must register or be registered as a sexual predator with the  
252 department as provided in subsection (6), and is subject to the  
253 community and public notification as provided in subsection (7).  
254 If the court does not make a written finding that the offender  
255 is a sexual predator, the offender may not be designated as a  
256 sexual predator with respect to that offense and is not required  
257 to register or be registered as a sexual predator with the  
258 department.

259 (d) An offender who has been determined to be a sexually  
260 violent predator pursuant to a civil commitment proceeding under



261 chapter 394 shall be designated as a "sexual predator" under  
262 subsection (5) and subject to registration under subsection (6)  
263 and community and public notification under subsection (7).

264 (5) SEXUAL PREDATOR DESIGNATION.—An offender is designated  
265 as a sexual predator as follows:

266 (a)1. An offender who meets the sexual predator criteria  
267 described in paragraph (4)(d) is a sexual predator, and the  
268 court shall make a written finding at the time such offender is  
269 determined to be a sexually violent predator under chapter 394  
270 that such person meets the criteria for designation as a sexual  
271 predator for purposes of this section. The clerk shall transmit  
272 a copy of the order containing the written finding to the  
273 department within 48 hours after the entry of the order;

274 2. An offender who meets the sexual predator criteria  
275 described in paragraph (4)(a) who is before the court for  
276 sentencing for a current offense committed on or after October  
277 1, 1993, is a sexual predator, and the sentencing court must  
278 make a written finding at the time of sentencing that the  
279 offender is a sexual predator, and the clerk of the court shall  
280 transmit a copy of the order containing the written finding to  
281 the department within 48 hours after the entry of the order; or

282 3. If the Department of Corrections, the department, or  
283 any other law enforcement agency obtains information which  
284 indicates that an offender who establishes or maintains a  
285 permanent, temporary, or transient residence in this state meets  
286 the sexual predator criteria described in paragraph (4)(a) or



287 paragraph (4) (d) because the offender was civilly committed or  
288 committed a similar violation in another jurisdiction on or  
289 after October 1, 1993, the Department of Corrections, the  
290 department, or the law enforcement agency shall notify the state  
291 attorney of the county where the offender establishes or  
292 maintains a permanent, temporary, or transient residence of the  
293 offender's presence in the community. The state attorney shall  
294 file a petition with the criminal division of the circuit court  
295 for the purpose of holding a hearing to determine if the  
296 offender's criminal record or record of civil commitment from  
297 another jurisdiction meets the sexual predator criteria. If the  
298 court finds that the offender meets the sexual predator criteria  
299 because the offender has violated a similar law or similar laws  
300 in another jurisdiction, the court shall make a written finding  
301 that the offender is a sexual predator.

302  
303 When the court makes a written finding that an offender is a  
304 sexual predator, the court shall inform the sexual predator of  
305 the registration and community and public notification  
306 requirements described in this section. Within 48 hours after  
307 the court designating an offender as a sexual predator, the  
308 clerk of the circuit court shall transmit a copy of the court's  
309 written sexual predator finding to the department. If the  
310 offender is sentenced to a term of imprisonment or supervision,  
311 a copy of the court's written sexual predator finding must be  
312 submitted to the Department of Corrections.



313 (b) If a sexual predator is not sentenced to a term of  
314 imprisonment, the clerk of the court shall ensure that the  
315 sexual predator's fingerprints are taken and forwarded to the  
316 department within 48 hours after the court renders its written  
317 sexual predator finding. The fingerprints shall be clearly  
318 marked, "Sexual Predator Registration." The clerk of the court  
319 that convicts and sentences the sexual predator for the offense  
320 or offenses described in subsection (4) shall forward to the  
321 department and to the Department of Corrections a certified copy  
322 of any order entered by the court imposing any special condition  
323 or restriction on the sexual predator that restricts or  
324 prohibits access to the victim, if the victim is a minor, or to  
325 other minors.

326 (6) REGISTRATION.—

327 (a) A sexual predator shall register with the department  
328 through the sheriff's office by providing the following  
329 information to the department:

330 1. Name; social security number; age; race; sex; date of  
331 birth; height; weight; tattoos or other identifying marks; hair  
332 and eye color; photograph; address of legal residence and  
333 address of any current temporary residence, within the state or  
334 out of state, including a rural route address and a post office  
335 box; if no permanent or temporary address, any transient  
336 residence within the state; address, location or description,  
337 and dates of any current or known future temporary residence  
338 within the state or out of state; all electronic mail addresses



339 and all Internet identifiers required to be provided pursuant to  
340 subparagraph (g)5.; all home telephone numbers and cellular  
341 telephone numbers required to be provided pursuant to  
342 subparagraph (g)5.; ~~date and place of any employment information~~  
343 required to be provided pursuant to subparagraph (g)5.; the  
344 make, model, color, vehicle identification number (VIN), and  
345 license tag number of all vehicles owned; date and place of each  
346 conviction; fingerprints; palm prints; and a brief description  
347 of the crime or crimes committed by the offender. A post office  
348 box may not be provided in lieu of a physical residential  
349 address. The sexual predator shall produce his or her passport,  
350 if he or she has a passport, and, if he or she is an alien,  
351 shall produce or provide information about documents  
352 establishing his or her immigration status. The sexual predator  
353 shall also provide information about any professional licenses  
354 he or she has.

355 a. If the sexual predator's place of residence is a motor  
356 vehicle, trailer, mobile home, or manufactured home, as defined  
357 in chapter 320, the sexual predator shall also provide to the  
358 department written notice of the vehicle identification number;  
359 the license tag number; the registration number; and a  
360 description, including color scheme, of the motor vehicle,  
361 trailer, mobile home, or manufactured home. If a sexual  
362 predator's place of residence is a vessel, live-aboard vessel,  
363 or houseboat, as defined in chapter 327, the sexual predator  
364 shall also provide to the department written notice of the hull



365 identification number; the manufacturer's serial number; the  
366 name of the vessel, live-aboard vessel, or houseboat; the  
367 registration number; and a description, including color scheme,  
368 of the vessel, live-aboard vessel, or houseboat.

369 b. If the sexual predator is enrolled or employed,  
370 whether for compensation or as a volunteer ~~volunteering, or~~  
371 ~~carrying on a vocation~~ at an institution of higher education in  
372 this state, the sexual predator shall also provide to the  
373 department pursuant to subparagraph (g)5. the name, address, and  
374 county of each institution, including each campus attended, and  
375 the sexual predator's enrollment, volunteer, or employment  
376 status. ~~Each change in enrollment, volunteer, or employment~~  
377 ~~status must be reported in person at the sheriff's office, or~~  
378 ~~the Department of Corrections if the sexual predator is in the~~  
379 ~~eustody or control of or under the supervision of the Department~~  
380 ~~of Corrections, within 48 hours after any change in status.~~ The  
381 sheriff, ~~or~~ the Department of Corrections, or the Department of  
382 Juvenile Justice shall promptly notify each institution of  
383 higher education of the sexual predator's presence and any  
384 change in the sexual predator's enrollment, volunteer, or  
385 employment status.

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

389 2. Any other information determined necessary by the  
390 department, including criminal and corrections records;



391 nonprivileged personnel and treatment records; and evidentiary  
392 genetic markers when available.

393 (e)1. If the sexual predator is not in the custody or  
394 control of, or under the supervision of, the Department of  
395 Corrections or is not in the custody of a private correctional  
396 facility, the sexual predator shall register in person:

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

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

403 2. Any change in the sexual predator's permanent, ~~or~~  
404 temporary, or transient residence; ~~;~~ name; ~~;~~ vehicles owned; ~~;~~  
405 electronic mail addresses; ~~or~~ Internet identifiers; home  
406 telephone numbers and cellular telephone numbers; and employment  
407 information and any change in status at an institution of higher  
408 education, required to be provided pursuant to subparagraph  
409 (g)5., after the sexual predator registers in person at the  
410 sheriff's office as provided in subparagraph 1. ~~;~~ must be  
411 accomplished in the manner provided in paragraphs (g), (i), and  
412 (j). When a sexual predator registers with the sheriff's office,  
413 the sheriff shall take a photograph, a set of fingerprints, and  
414 palm prints of the predator and forward the photographs, palm  
415 prints, and fingerprints to the department, along with the  
416 information that the predator is required to provide pursuant to





417 this section.

418 (f) Within 48 hours after the registration required under  
419 paragraph (a) or paragraph (e), a sexual predator who is not  
420 incarcerated and who resides in the community, including a  
421 sexual predator under the supervision of the Department of  
422 Corrections, shall register in person at a driver license office  
423 of the Department of Highway Safety and Motor Vehicles and shall  
424 present proof of registration unless a driver license or an  
425 identification card that complies with the requirements of s.  
426 322.141(3) was previously secured or updated under s. 944.607.

427 At the driver license office the sexual predator shall:

428 1. If otherwise qualified, secure a Florida driver  
429 license, renew a Florida driver license, or secure an  
430 identification card. The sexual predator shall identify himself  
431 or herself as a sexual predator who is required to comply with  
432 this section, provide his or her place of permanent, temporary,  
433 or transient residence, including a rural route address and a  
434 post office box, and submit to the taking of a photograph for  
435 use in issuing a driver license, a renewed license, or an  
436 identification card, and for use by the department in  
437 maintaining current records of sexual predators. A post office  
438 box may not be provided in lieu of a physical residential  
439 address. If the sexual predator's place of residence is a motor  
440 vehicle, trailer, mobile home, or manufactured home, as defined  
441 in chapter 320, the sexual predator shall also provide to the  
442 Department of Highway Safety and Motor Vehicles the vehicle



443 identification number; the license tag number; the registration  
444 number; and a description, including color scheme, of the motor  
445 vehicle, trailer, mobile home, or manufactured home. If a sexual  
446 predator's place of residence is a vessel, live-aboard vessel,  
447 or houseboat, as defined in chapter 327, the sexual predator  
448 shall also provide to the Department of Highway Safety and Motor  
449 Vehicles the hull identification number; the manufacturer's  
450 serial number; the name of the vessel, live-aboard vessel, or  
451 houseboat; the registration number; and a description, including  
452 color scheme, of the vessel, live-aboard vessel, or houseboat.

453 2. Pay the costs assessed by the Department of Highway  
454 Safety and Motor Vehicles for issuing or renewing a driver  
455 license or an identification card as required by this section.  
456 The driver license or identification card issued to the sexual  
457 predator must comply with s. 322.141(3).

458 3. Provide, upon request, any additional information  
459 necessary to confirm the identity of the sexual predator,  
460 including a set of fingerprints.

461 (g)1. Each time a sexual predator's driver license or  
462 identification card is subject to renewal, and, without regard  
463 to the status of the predator's driver license or identification  
464 card, within 48 hours after any change of the predator's  
465 residence or change in the predator's name by reason of marriage  
466 or other legal process, the predator shall report in person to a  
467 driver license office and is subject to the requirements  
468 specified in paragraph (f). The Department of Highway Safety and



469 Motor Vehicles shall forward to the department and to the  
470 Department of Corrections all photographs and information  
471 provided by sexual predators. Notwithstanding the restrictions  
472 set forth in s. 322.142, the Department of Highway Safety and  
473 Motor Vehicles may release a reproduction of a color-photograph  
474 or digital-image license to the Department of Law Enforcement  
475 for purposes of public notification of sexual predators as  
476 provided in this section. A sexual predator who is unable to  
477 secure or update a driver license or an identification card with  
478 the Department of Highway Safety and Motor Vehicles as provided  
479 in paragraph (f) and this paragraph shall also report any change  
480 of the predator's residence or change in the predator's name by  
481 reason of marriage or other legal process within 48 hours after  
482 the change to the sheriff's office in the county where the  
483 predator resides or is located and provide confirmation that he  
484 or she reported such information to the Department of Highway  
485 Safety and Motor Vehicles. The reporting requirements under this  
486 subparagraph do not negate the requirement for a sexual predator  
487 to obtain a Florida driver license or identification card as  
488 required by this section.

489 2.a. A sexual predator who vacates a permanent, temporary,  
490 or transient residence and fails to establish or maintain  
491 another permanent, temporary, or transient residence shall,  
492 within 48 hours after vacating the permanent, temporary, or  
493 transient residence, report in person to the sheriff's office of  
494 the county in which he or she is located. The sexual predator



495 shall specify the date upon which he or she intends to or did  
496 vacate such residence. The sexual predator shall provide or  
497 update all of the registration information required under  
498 paragraph (a). The sexual predator shall provide an address for  
499 the residence or other place that he or she is or will be  
500 located during the time in which he or she fails to establish or  
501 maintain a permanent or temporary residence.

502 b. A sexual predator shall report in person at the  
503 sheriff's office in the county in which he or she is located  
504 within 48 hours after establishing a transient residence and  
505 thereafter must report in person every 30 days to the sheriff's  
506 office in the county in which he or she is located while  
507 maintaining a transient residence. The sexual predator must  
508 provide the addresses and locations where he or she maintains a  
509 transient residence. Each sheriff's office shall establish  
510 procedures for reporting transient residence information and  
511 provide notice to transient registrants to report transient  
512 residence information as required in this sub-subparagraph.  
513 Reporting to the sheriff's office as required by this sub-  
514 subparagraph does not exempt registrants from any reregistration  
515 requirement. The sheriff may coordinate and enter into  
516 agreements with police departments and other governmental  
517 entities to facilitate additional reporting sites for transient  
518 residence registration required in this sub-subparagraph. The  
519 sheriff's office shall, within 2 business days, electronically  
520 submit and update all information provided by the sexual



521 predator to the department.

522 3. A sexual predator who remains at a permanent,  
523 temporary, or transient residence after reporting his or her  
524 intent to vacate such residence shall, within 48 hours after the  
525 date upon which the predator indicated he or she would or did  
526 vacate such residence, report in person to the sheriff's office  
527 to which he or she reported pursuant to subparagraph 2. for the  
528 purpose of reporting his or her address at such residence. When  
529 the sheriff receives the report, the sheriff shall promptly  
530 convey the information to the department. An offender who makes  
531 a report as required under subparagraph 2. but fails to make a  
532 report as required under this subparagraph commits a felony of  
533 the second degree, punishable as provided in s. 775.082, s.  
534 775.083, or s. 775.084.

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

539 5.a. A sexual predator shall register all electronic mail  
540 addresses and Internet identifiers with the department through  
541 the department's online system or in person at the sheriff's  
542 office before using such electronic mail addresses and Internet  
543 identifiers. If the sexual predator is in the custody or  
544 control, or under the supervision, of the Department of  
545 Corrections, he or she must report all electronic mail addresses  
546 and Internet identifiers to the Department of Corrections before



547 using such electronic mail addresses or Internet identifiers. If  
548 the sexual predator is in the custody or control, or under the  
549 supervision, of the Department of Juvenile Justice, he or she  
550 must report all electronic mail addresses and Internet  
551 identifiers to the Department of Juvenile Justice before using  
552 such electronic mail addresses or Internet identifiers.

553 b. A sexual predator shall register all changes to home  
554 telephone numbers and cellular telephone numbers, including  
555 added and deleted numbers, all changes to employment  
556 information, and all changes in status related to enrollment,  
557 volunteering, or employment at institutions of higher education,  
558 through the department's online system; in person at the  
559 sheriff's office; in person at the Department of Corrections if  
560 the sexual predator is in the custody or control, or under the  
561 supervision, of the Department of Corrections; or in person at  
562 the Department of Juvenile Justice if the sexual predator is in  
563 the custody or control, or under the supervision, of the  
564 Department of Juvenile Justice. All changes required to be  
565 reported in this sub-subparagraph shall be reported within 48  
566 hours after the change.

567 c. The department shall establish an online system through  
568 which sexual predators may securely access, submit, and update  
569 all electronic mail address and Internet identifier information,  
570 home telephone numbers and cellular telephone numbers,  
571 employment information, and institution of higher education  
572 information.



573 (i) A sexual predator who intends to establish a  
574 permanent, temporary, or transient residence in another state or  
575 jurisdiction other than the State of Florida shall report in  
576 person to the sheriff of the county of current residence within  
577 48 hours before the date he or she intends to leave this state  
578 to establish residence in another state or jurisdiction or at  
579 least ~~within~~ 21 days before the date he or she intends to travel  
580 ~~before his or her planned departure date~~ if the intended  
581 residence of 5 days or more is outside of the United States. Any  
582 travel that is not known by the sexual predator 21 days before  
583 the departure date must be reported to the sheriff's office as  
584 soon as possible before departure. The sexual predator shall  
585 provide to the sheriff the address, municipality, county, state,  
586 and country of intended residence. For international travel, the  
587 sexual predator shall also provide travel information,  
588 including, but not limited to, expected departure and return  
589 dates, flight number, airport of departure, cruise port of  
590 departure, or any other means of intended travel. The sheriff  
591 shall promptly provide to the department the information  
592 received from the sexual predator. The department shall notify  
593 the statewide law enforcement agency, or a comparable agency, in  
594 the intended state, jurisdiction, or country of residence of the  
595 sexual predator's intended residence. The failure of a sexual  
596 predator to provide his or her intended place of residence is  
597 punishable as provided in subsection (10).

598 (8) VERIFICATION.—The department and the Department of



599 Corrections shall implement a system for verifying the addresses  
600 of sexual predators. The system must be consistent with ~~the~~  
601 ~~provisions of~~ the federal Adam Walsh Child Protection and Safety  
602 Act of 2006 and any other federal standards applicable to such  
603 verification or required to be met as a condition for the  
604 receipt of federal funds by the state. The Department of  
605 Corrections shall verify the addresses of sexual predators who  
606 are not incarcerated but who reside in the community under the  
607 supervision of the Department of Corrections and shall report to  
608 the department any failure by a sexual predator to comply with  
609 registration requirements. County and local law enforcement  
610 agencies, in conjunction with the department, shall verify the  
611 addresses of sexual predators who are not under the care,  
612 custody, control, or supervision of the Department of  
613 Corrections, and may verify the addresses of sexual predators  
614 who are under the care, custody, control, or supervision of the  
615 Department of Corrections. Local law enforcement agencies shall  
616 report to the department any failure by a sexual predator to  
617 comply with registration requirements.

618 (a) A sexual predator shall report in person each year  
619 during the month of the sexual predator's birthday and during  
620 every third month thereafter to the sheriff's office in the  
621 county in which he or she resides or is otherwise located to  
622 reregister. The sheriff's office may determine the appropriate  
623 times and days for reporting by the sexual predator, which must  
624 be consistent with the reporting requirements of this paragraph.





625 Reregistration must include any changes to the following  
626 information:

627 1. Name; social security number; age; race; sex; date of  
628 birth; height; weight; tattoos or other identifying marks; hair  
629 and eye color; address of any permanent residence and address of  
630 any current temporary residence, within the state or out of  
631 state, including a rural route address and a post office box; if  
632 no permanent or temporary address, any transient residence  
633 within the state; address, location or description, and dates of  
634 any current or known future temporary residence within the state  
635 or out of state; all electronic mail addresses or Internet  
636 identifiers required to be provided pursuant to subparagraph  
637 (6)(g)5.; all home telephone numbers and cellular telephone  
638 numbers required to be provided pursuant to subparagraph  
639 (6)(g)5.; date and place of any employment required to be  
640 provided pursuant to subparagraph (6)(g)5.; the make, model,  
641 color, vehicle identification number (VIN), and license tag  
642 number of all vehicles owned; fingerprints; palm prints; and  
643 photograph. A post office box may not be provided in lieu of a  
644 physical residential address. The sexual predator shall also  
645 produce his or her passport, if he or she has a passport, and,  
646 if he or she is an alien, shall produce or provide information  
647 about documents establishing his or her immigration status. The  
648 sexual predator shall also provide information about any  
649 professional licenses he or she has.

650 2. If the sexual predator is enrolled or~~7~~ employed,



651 whether for compensation or as a volunteer ~~volunteering, or~~  
652 ~~carrying on a vocation~~ at an institution of higher education in  
653 this state, the sexual predator shall also provide to the  
654 department the name, address, and county of each institution,  
655 including each campus attended, and the sexual predator's  
656 enrollment, volunteer, or employment status.

657 3. If the sexual predator's place of residence is a motor  
658 vehicle, trailer, mobile home, or manufactured home, as defined  
659 in chapter 320, the sexual predator shall also provide the  
660 vehicle identification number; the license tag number; the  
661 registration number; and a description, including color scheme,  
662 of the motor vehicle, trailer, mobile home, or manufactured  
663 home. If the sexual predator's place of residence is a vessel,  
664 live-aboard vessel, or houseboat, as defined in chapter 327, the  
665 sexual predator shall also provide the hull identification  
666 number; the manufacturer's serial number; the name of the  
667 vessel, live-aboard vessel, or houseboat; the registration  
668 number; and a description, including color scheme, of the  
669 vessel, live-aboard vessel, or houseboat.

670 (10) PENALTIES.—

671 (a) Except as otherwise specifically provided, a sexual  
672 predator who fails to register; who fails, after registration,  
673 to maintain, acquire, or renew a driver license or an  
674 identification card; who fails to provide required location  
675 information, electronic mail address information before use,  
676 Internet identifier information before use, all home telephone



677 numbers and cellular telephone numbers, employment information,  
678 change in status at an institution of higher education, or  
679 change-of-name information; who fails to make a required report  
680 in connection with vacating a permanent residence; who fails to  
681 reregister as required; who fails to respond to any address  
682 verification correspondence from the department within 3 weeks  
683 of the date of the correspondence; who knowingly provides false  
684 registration information by act or omission; or who otherwise  
685 fails, by act or omission, to comply with the requirements of  
686 this section commits a felony of the third degree, punishable as  
687 provided in s. 775.082, s. 775.083, or s. 775.084.

688 (b) A sexual predator who has been convicted of or found  
689 to have committed, or has pled nolo contendere or guilty to,  
690 regardless of adjudication, any violation, or attempted  
691 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
692 the victim is a minor ~~and the defendant is not the victim's~~  
693 ~~parent or guardian~~; s. 794.011, excluding s. 794.011(10); s.  
694 794.05; former s. 796.03; former s. 796.035; s. 800.04; s.  
695 827.071; s. 847.0133; s. 847.0135(5); s. 847.0145; or s.  
696 985.701(1); or a violation of a similar law of another  
697 jurisdiction when the victim of the offense was a minor, and who  
698 works, whether for compensation or as a volunteer, at any  
699 business, school, child care facility, park, playground, or  
700 other place where children regularly congregate, commits a  
701 felony of the third degree, punishable as provided in s.  
702 775.082, s. 775.083, or s. 775.084.



703 (c) Any person who misuses public records information  
704 relating to a sexual predator, as defined in this section, or a  
705 sexual offender, as defined in s. 943.0435 or s. 944.607, to  
706 secure a payment from such a predator or offender; who knowingly  
707 distributes or publishes false information relating to such a  
708 predator or offender which the person misrepresents as being  
709 public records information; or who materially alters public  
710 records information with the intent to misrepresent the  
711 information, including documents, summaries of public records  
712 information provided by law enforcement agencies, or public  
713 records information displayed by law enforcement agencies on  
714 websites or provided through other means of communication,  
715 commits a misdemeanor of the first degree, punishable as  
716 provided in s. 775.082 or s. 775.083.

717 (e) An arrest on charges of failure to register, the  
718 service of an information or a complaint for a violation of this  
719 section, or an arraignment on charges for a violation of this  
720 section constitutes actual notice of the duty to register when  
721 the predator has been provided and advised of his or her  
722 statutory obligation to register under subsection (6). A sexual  
723 predator's failure to immediately register as required by this  
724 section following such arrest, service, or arraignment  
725 constitutes grounds for a subsequent charge of failure to  
726 register. A sexual predator charged with the crime of failure to  
727 register who asserts, or intends to assert, a lack of notice of  
728 the duty to register as a defense to a charge of failure to



729 register shall immediately register as required by this section.  
730 A sexual predator who is charged with a subsequent failure to  
731 register may not assert the defense of a lack of notice of the  
732 duty to register.

733 Section 2. Subsection (1) of section 856.022, Florida  
734 Statutes, is amended, and subsections (2), (3), and (4) of that  
735 section are republished, to read:

736 856.022 Loitering or prowling by certain offenders in  
737 close proximity to children; penalty.—

738 (1) Except as provided in subsection (2), this section  
739 applies to a person convicted of committing, or attempting,  
740 soliciting, or conspiring to commit, any of the criminal  
741 offenses proscribed in the following statutes in this state or  
742 similar offenses in another jurisdiction against a victim who  
743 was under 18 years of age at the time of the offense: s. 787.01,  
744 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
745 ~~the offender was not the victim's parent or guardian~~; s.  
746 787.06(3)(g); s. 794.011, excluding s. 794.011(10); s. 794.05;  
747 former s. 796.03; former s. 796.035; s. 800.04; s. 825.1025; s.  
748 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
749 847.0137; s. 847.0138; s. 847.0145; s. 985.701(1); or any  
750 similar offense committed in this state which has been  
751 redesignated from a former statute number to one of those listed  
752 in this subsection, if the person has not received a pardon for  
753 any felony or similar law of another jurisdiction necessary for  
754 the operation of this subsection and a conviction of a felony or



755 similar law of another jurisdiction necessary for the operation  
756 of this subsection has not been set aside in any postconviction  
757 proceeding.

758 (2) This section does not apply to a person who has been  
759 removed from the requirement to register as a sexual offender or  
760 sexual predator pursuant to s. 943.04354.

761 (3) A person described in subsection (1) commits loitering  
762 and prowling by a person convicted of a sexual offense against a  
763 minor if, in committing loitering and prowling, he or she was  
764 within 300 feet of a place where children were congregating.

765 (4) (a) It is unlawful for a person described in subsection  
766 (1) to~~+~~

767 ~~(a)~~ knowingly approach, contact, or communicate with a  
768 child under 18 years of age in any public park building or on  
769 real property comprising any public park or playground with the  
770 intent to engage in conduct of a sexual nature or to make a  
771 communication of any type with any content of a sexual nature.  
772 This paragraph applies only to a person described in subsection  
773 (1) whose offense was committed on or after May 26, 2010.

774 ~~(b)1.~~ It is unlawful for a person described in subsection  
775 (1) to knowingly be present in any child care facility or school  
776 containing any students in prekindergarten through grade 12 or  
777 on real property comprising any child care facility or school  
778 containing any students in prekindergarten through grade 12 when  
779 the child care facility or school is in operation, if such  
780 person fails to: ~~unless the person had previously provided~~



781           1. Provide written notification of his or her intent to be  
782 present to the school board, superintendent, principal, or child  
783 care facility owner;

784           2. ~~Fail to~~ Notify the child care facility owner or the  
785 school principal's office when he or she arrives and departs the  
786 child care facility or school; or

787           3. ~~Fail to~~ Remain under direct supervision of a school  
788 official or designated chaperone when present in the vicinity of  
789 children. As used in this paragraph, the term "school official"  
790 means a principal, a school resource officer, a teacher or any  
791 other employee of the school, the superintendent of schools, a  
792 member of the school board, a child care facility owner, or a  
793 child care provider.

794           (c) A person is not in violation of paragraph (b) if:

795           1. The child care facility or school is a voting location  
796 and the person is present for the purpose of voting during the  
797 hours designated for voting; or

798           2. The person is only dropping off or picking up his or  
799 her own children or grandchildren at the child care facility or  
800 school.

801           Section 3. Subsection (1) of section 943.0435, Florida  
802 Statutes, is reordered and amended, and subsection (2),  
803 paragraphs (a) and (e) of subsection (4), subsection (7),  
804 subsection (11), and paragraphs (b) and (c) of subsection (14)  
805 of that section are amended, to read:

806           943.0435 Sexual offenders required to register with the



807 department; penalty.—

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

809 (a) (e) "Change in ~~enrollment or employment~~ status at an  
810 institution of higher education" has the same meaning as  
811 provided in s. 775.21 ~~means the commencement or termination of~~  
812 ~~enrollment or employment or a change in location of enrollment~~  
813 ~~or employment.~~

814 (b) "Convicted" means that there has been a determination  
815 of guilt as a result of a trial or the entry of a plea of guilty  
816 or nolo contendere, regardless of whether adjudication is  
817 withheld, and includes an adjudication of delinquency of a  
818 juvenile as specified in this section. Conviction of a similar  
819 offense includes, but is not limited to, a conviction by a  
820 federal or military tribunal, including courts-martial conducted  
821 by the Armed Forces of the United States, and includes a  
822 conviction or entry of a plea of guilty or nolo contendere  
823 resulting in a sanction in any state of the United States or  
824 other jurisdiction. A sanction includes, but is not limited to,  
825 a fine, probation, community control, parole, conditional  
826 release, control release, or incarceration in a state prison,  
827 federal prison, private correctional facility, or local  
828 detention facility.

829 (c) (f) "Electronic mail address" has the same meaning as  
830 provided in s. 668.602.

831 (d) "Institution of higher education" has the same meaning  
832 as provided in s. 775.21 ~~means a career center, community~~





833 ~~college, college, state university, or independent postsecondary~~  
834 ~~institution.~~

835 (e)~~(g)~~ "Internet identifier" has the same meaning as  
836 provided in s. 775.21.

837 (f)~~(e)~~ "Permanent residence," "temporary residence," and  
838 "transient residence" have the same meaning as provided ~~ascribed~~  
839 in s. 775.21.

840 (g) "Professional license" has the same meaning as  
841 provided in s. 775.21.

842 (h)~~(a)~~1. "Sexual offender" means a person who meets the  
843 criteria in sub-subparagraph a., sub-subparagraph b., sub-  
844 subparagraph c., or sub-subparagraph d., as follows:

845 a.(I) Has been convicted of committing, or attempting,  
846 soliciting, or conspiring to commit, any of the criminal  
847 offenses proscribed in the following statutes in this state or  
848 similar offenses in another jurisdiction: s. 393.135(2); s.  
849 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
850 the victim is a minor ~~and the defendant is not the victim's~~  
851 ~~parent or guardian~~; s. 787.06(3)(b), (d), (f), or (g); former s.  
852 787.06(3)(h); s. 794.011, excluding s. 794.011(10); s. 794.05;  
853 former s. 796.03; former s. 796.035; s. 800.04; s. 810.145(8);  
854 s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
855 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s.  
856 916.1075(2); or s. 985.701(1); or any similar offense committed  
857 in this state which has been redesignated from a former statute  
858 number to one of those listed in this sub-sub-subparagraph; and



859 (II) Has been released on or after October 1, 1997, from  
860 the sanction imposed for any conviction of an offense described  
861 in sub-sub-subparagraph (I). For purposes of sub-sub-  
862 subparagraph (I), a sanction imposed in this state or in any  
863 other jurisdiction includes, but is not limited to, a fine,  
864 probation, community control, parole, conditional release,  
865 control release, or incarceration in a state prison, federal  
866 prison, private correctional facility, or local detention  
867 facility;

868 b. Establishes or maintains a residence in this state and  
869 who has not been designated as a sexual predator by a court of  
870 this state but who has been designated as a sexual predator, as  
871 a sexually violent predator, or by another sexual offender  
872 designation in another state or jurisdiction and was, as a  
873 result of such designation, subjected to registration or  
874 community or public notification, or both, or would be if the  
875 person were a resident of that state or jurisdiction, without  
876 regard to whether the person otherwise meets the criteria for  
877 registration as a sexual offender;

878 c. Establishes or maintains a residence in this state who  
879 is in the custody or control of, or under the supervision of,  
880 any other state or jurisdiction as a result of a conviction for  
881 committing, or attempting, soliciting, or conspiring to commit,  
882 any of the criminal offenses proscribed in the following  
883 statutes or similar offense in another jurisdiction: s.  
884 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.



885 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
886 ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),  
887 or (g); former s. 787.06(3)(h); s. 794.011, excluding s.  
888 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
889 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s.  
890 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s.  
891 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar  
892 offense committed in this state which has been redesignated from  
893 a former statute number to one of those listed in this sub-  
894 subparagraph; or

895 d. On or after July 1, 2007, has been adjudicated  
896 delinquent for committing, or attempting, soliciting, or  
897 conspiring to commit, any of the criminal offenses proscribed in  
898 the following statutes in this state or similar offenses in  
899 another jurisdiction when the juvenile was 14 years of age or  
900 older at the time of the offense:

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

902 (II) Section 800.04(4)(a)2. where the victim is under 12  
903 years of age or where the court finds sexual activity by the use  
904 of force or coercion;

905 (III) Section 800.04(5)(c)1. where the court finds  
906 molestation involving unclothed genitals; ~~or~~

907 (IV) Section 800.04(5)(d) where the court finds the use of  
908 force or coercion and unclothed genitals; or

909 (V) Any similar offense committed in this state which has  
910 been redesignated from a former statute number to one of those



911 listed in this sub-subparagraph.

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

915  
 916 For each violation of a qualifying offense listed in this  
 917 subsection, except for a violation of s. 794.011, the court  
 918 shall make a written finding of the age of the victim at the  
 919 time of the offense. For a violation of s. 800.04(4), the court  
 920 shall also make a written finding indicating whether the offense  
 921 involved sexual activity and indicating whether the offense  
 922 involved force or coercion. For a violation of s. 800.04(5), the  
 923 court shall also make a written finding that the offense did or  
 924 did not involve unclothed genitals or genital area and that the  
 925 offense did or did not involve the use of force or coercion.

926         (i) ~~(h)~~ "Vehicles owned" has the same meaning as provided  
 927 in s. 775.21.

928         (2) A sexual offender shall:

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

930                 1. In the county in which the offender establishes or  
 931 maintains a permanent, temporary, or transient residence within  
 932 48 hours after:

933                     a. Establishing permanent, temporary, or transient  
 934 residence in this state; or

935                     b. Being released from the custody, control, or  
 936 supervision of the Department of Corrections or from the custody



937 of a private correctional facility; or

938         2. In the county where he or she was convicted within 48  
939 hours after being convicted for a qualifying offense for  
940 registration under this section if the offender is not in the  
941 custody or control of, or under the supervision of, the  
942 Department of Corrections, or is not in the custody of a private  
943 correctional facility.

944

945 Any change in the information required to be provided pursuant  
946 to paragraph (b), including, but not limited to, any change in  
947 the sexual offender's permanent, temporary, or transient  
948 residence; name; electronic mail addresses; Internet  
949 identifiers; home telephone numbers and cellular telephone  
950 numbers; and employment information and any change in status at  
951 an institution of higher education, required to be provided  
952 pursuant to paragraph (4) (e), after the sexual offender reports  
953 in person at the sheriff's office, must be accomplished in the  
954 manner provided in subsections (4), (7), and (8).

955         (b) Provide his or her name; date of birth; social  
956 security number; race; sex; height; weight; hair and eye color;  
957 tattoos or other identifying marks; fingerprints; palm prints;  
958 photograph; ~~occupation and place of~~ employment information  
959 required to be provided pursuant to paragraph (4) (e); address of  
960 permanent or legal residence or address of any current temporary  
961 residence, within the state or out of state, including a rural  
962 route address and a post office box; if no permanent or



963 temporary address, any transient residence within the state,  
964 address, location or description, and dates of any current or  
965 known future temporary residence within the state or out of  
966 state; the make, model, color, vehicle identification number  
967 (VIN), and license tag number of all vehicles owned; all home  
968 telephone numbers and cellular telephone numbers required to be  
969 provided pursuant to paragraph (4) (e); all electronic mail  
970 addresses and all Internet identifiers required to be provided  
971 pursuant to paragraph (4) (e); date and place of each conviction;  
972 and a brief description of the crime or crimes committed by the  
973 offender. A post office box may not be provided in lieu of a  
974 physical residential address. The sexual offender shall also  
975 produce his or her passport, if he or she has a passport, and,  
976 if he or she is an alien, shall produce or provide information  
977 about documents establishing his or her immigration status. The  
978 sexual offender shall also provide information about any  
979 professional licenses he or she has.

980 1. If the sexual offender's place of residence is a motor  
981 vehicle, trailer, mobile home, or manufactured home, as defined  
982 in chapter 320, the sexual offender shall also provide to the  
983 department through the sheriff's office written notice of the  
984 vehicle identification number; the license tag number; the  
985 registration number; and a description, including color scheme,  
986 of the motor vehicle, trailer, mobile home, or manufactured  
987 home. If the sexual offender's place of residence is a vessel,  
988 live-aboard vessel, or houseboat, as defined in chapter 327, the



989 sexual offender shall also provide to the department written  
990 notice of the hull identification number; the manufacturer's  
991 serial number; the name of the vessel, live-aboard vessel, or  
992 houseboat; the registration number; and a description, including  
993 color scheme, of the vessel, live-aboard vessel, or houseboat.

994 2. If the sexual offender is enrolled or employed,  
995 whether for compensation or as a volunteer ~~volunteering, or~~  
996 ~~carrying on a vocation~~ at an institution of higher education in  
997 this state, the sexual offender shall also provide to the  
998 department pursuant to paragraph (4) (e) ~~through the sheriff's~~  
999 ~~office~~ the name, address, and county of each institution,  
1000 including each campus attended, and the sexual offender's  
1001 enrollment, volunteer, or employment status. ~~Each change in~~  
1002 ~~enrollment, volunteer, or employment status must be reported in~~  
1003 ~~person at the sheriff's office, within 48 hours after any change~~  
1004 ~~in status.~~ The sheriff, the Department of Corrections, or the  
1005 Department of Juvenile Justice shall promptly notify each  
1006 institution of higher education of the sexual offender's  
1007 presence and any change in the sexual offender's enrollment,  
1008 volunteer, or employment status.

1009 3. A sexual offender shall report in person to the  
1010 sheriff's office within 48 hours after any change in vehicles  
1011 owned to report those vehicle information changes.

1012 (c) Provide any other information determined necessary by  
1013 the department, including criminal and corrections records;  
1014 nonprivileged personnel and treatment records; and evidentiary



1015 genetic markers, when available.

1016

1017 When a sexual offender reports at the sheriff's office, the  
1018 sheriff shall take a photograph, a set of fingerprints, and palm  
1019 prints of the offender and forward the photographs, palm prints,  
1020 and fingerprints to the department, along with the information  
1021 provided by the sexual offender. The sheriff shall promptly  
1022 provide to the department the information received from the  
1023 sexual offender.

1024 (4) (a) Each time a sexual offender's driver license or  
1025 identification card is subject to renewal, and, without regard  
1026 to the status of the offender's driver license or identification  
1027 card, within 48 hours after any change in the offender's  
1028 permanent, temporary, or transient residence or change in the  
1029 offender's name by reason of marriage or other legal process,  
1030 the offender shall report in person to a driver license office,  
1031 and is subject to the requirements specified in subsection (3).  
1032 The Department of Highway Safety and Motor Vehicles shall  
1033 forward to the department all photographs and information  
1034 provided by sexual offenders. Notwithstanding the restrictions  
1035 set forth in s. 322.142, the Department of Highway Safety and  
1036 Motor Vehicles may release a reproduction of a color-photograph  
1037 or digital-image license to the Department of Law Enforcement  
1038 for purposes of public notification of sexual offenders as  
1039 provided in this section and ss. 943.043 and 944.606. A sexual  
1040 offender who is unable to secure or update a driver license or





1041 an identification card with the Department of Highway Safety and  
1042 Motor Vehicles as provided in subsection (3) and this subsection  
1043 shall also report any change in the sexual offender's permanent,  
1044 temporary, or transient residence or change in the offender's  
1045 name by reason of marriage or other legal process within 48  
1046 hours after the change to the sheriff's office in the county  
1047 where the offender resides or is located and provide  
1048 confirmation that he or she reported such information to the  
1049 Department of Highway Safety and Motor Vehicles. The reporting  
1050 requirements under this paragraph do not negate the requirement  
1051 for a sexual offender to obtain a Florida driver license or an  
1052 identification card as required in this section.

1053 (e)1. A sexual offender shall register all electronic mail  
1054 addresses and Internet identifiers with the department through  
1055 the department's online system or in person at the sheriff's  
1056 office before using such electronic mail addresses and Internet  
1057 identifiers. If the sexual offender is in the custody or  
1058 control, or under the supervision, of the Department of  
1059 Corrections, he or she must report all electronic mail addresses  
1060 and Internet identifiers to the Department of Corrections before  
1061 using such electronic mail addresses or Internet identifiers. If  
1062 the sexual offender is in the custody or control, or under the  
1063 supervision, of the Department of Juvenile Justice, he or she  
1064 must report all electronic mail addresses and Internet  
1065 identifiers to the Department of Juvenile Justice before using  
1066 such electronic mail addresses or Internet identifiers.



1067        2. A sexual offender shall register all changes to home  
1068 telephone numbers and cellular telephone numbers, including  
1069 added and deleted numbers, all changes to employment  
1070 information, and all changes in status related to enrollment,  
1071 volunteering, or employment at institutions of higher education,  
1072 through the department's online system; in person at the  
1073 sheriff's office; in person at the Department of Corrections if  
1074 the sexual offender is in the custody or control, or under the  
1075 supervision, of the Department of Corrections; or in person at  
1076 the Department of Juvenile Justice if the sexual offender is in  
1077 the custody or control, or under the supervision, of the  
1078 Department of Juvenile Justice. All changes required to be  
1079 reported under this subparagraph must be reported within 48  
1080 hours after the change.

1081        3. The department shall establish an online system through  
1082 which sexual offenders may securely access, submit, and update  
1083 all changes in status to electronic mail address and Internet  
1084 identifier information, home telephone numbers and cellular  
1085 telephone numbers, employment information, and institution of  
1086 higher education information.

1087        (7) A sexual offender who intends to establish a  
1088 permanent, temporary, or transient residence in another state or  
1089 jurisdiction other than the State of Florida shall report in  
1090 person to the sheriff of the county of current residence within  
1091 48 hours before the date he or she intends to leave this state  
1092 to establish residence in another state or jurisdiction or at



1093 least within 21 days before the date he or she intends to travel  
1094 before his or her planned departure date if the intended  
1095 residence of 5 days or more is outside of the United States. Any  
1096 travel that is not known by the sexual offender 21 days before  
1097 the departure date must be reported in person to the sheriff's  
1098 office as soon as possible before departure. The sexual offender  
1099 shall provide to the sheriff ~~The notification must include the~~  
1100 address, municipality, county, state, and country of intended  
1101 residence. For international travel, the sexual offender shall  
1102 also provide travel information, including, but not limited to,  
1103 expected departure and return dates, flight number, airport of  
1104 departure, cruise port of departure, or any other means of  
1105 intended travel. The sheriff shall promptly provide to the  
1106 department the information received from the sexual offender.  
1107 The department shall notify the statewide law enforcement  
1108 agency, or a comparable agency, in the intended state,  
1109 jurisdiction, or country of residence of the sexual offender's  
1110 intended residence. The failure of a sexual offender to provide  
1111 his or her intended place of residence is punishable as provided  
1112 in subsection (9).

1113 (11) Except as provided in s. 943.04354, a sexual offender  
1114 shall maintain registration with the department for the duration  
1115 of his or her life unless the sexual offender has received a  
1116 full pardon or has had a conviction set aside in a  
1117 postconviction proceeding for any offense that meets the  
1118 criteria for classifying the person as a sexual offender for



1119 | purposes of registration. However, a sexual offender shall be  
1120 | considered for removal of the requirement to register as a  
1121 | sexual offender only if the person:

1122 |       (a)1. ~~Who~~ Has been lawfully released from confinement,  
1123 | supervision, or sanction, whichever is later, for at least 25  
1124 | years and has not been arrested for any felony or misdemeanor  
1125 | offense since release, provided that the sexual offender's  
1126 | requirement to register was not based upon an adult conviction:

1127 |       a. For a violation of s. 787.01 or s. 787.02;

1128 |       b. For a violation of s. 794.011, excluding s.  
1129 | 794.011(10);

1130 |       c. For a violation of s. 800.04(4)(a)2. where the court  
1131 | finds the offense involved a victim under 12 years of age or  
1132 | sexual activity by the use of force or coercion;

1133 |       d. For a violation of s. 800.04(5)(b);

1134 |       e. For a violation of s. 800.04(5)(c)2. where the court  
1135 | finds the offense involved the use of force or coercion and  
1136 | unclothed genitals or genital area;

1137 |       f. For a violation of s. 825.1025(2)(a);

1138 |       ~~g.f.~~ For any attempt or conspiracy to commit any such  
1139 | offense;

1140 |       ~~h.g.~~ For a violation of similar law of another  
1141 | jurisdiction; or

1142 |       ~~i.h.~~ For a violation of a similar offense committed in  
1143 | this state which has been redesignated from a former statute  
1144 | number to one of those listed in this subparagraph.7



1145           2. If the sexual offender meets the criteria in  
1146 subparagraph 1., the sexual offender may, for the purpose of  
1147 removing the requirement for registration as a sexual offender,  
1148 petition the criminal division of the circuit court of the  
1149 circuit;  
1150           a. Where the conviction or adjudication occurred, for a  
1151 conviction in this state;  
1152           b. Where the sexual offender resides, for a conviction of  
1153 a violation of similar law of another jurisdiction; or  
1154           c. Where the sexual offender last resided, for a sexual  
1155 offender with a conviction of a violation of similar law of  
1156 another jurisdiction who no longer resides in this state ~~for the~~  
1157 ~~purpose of removing the requirement for registration as a sexual~~  
1158 ~~offender.~~  
1159           3.2. The court may grant or deny relief if the offender  
1160 demonstrates to the court that he or she has not been arrested  
1161 for any crime since release; the requested relief complies with  
1162 ~~the provisions of~~ the federal Adam Walsh Child Protection and  
1163 Safety Act of 2006 and any other federal standards applicable to  
1164 the removal of registration requirements for a sexual offender  
1165 or required to be met as a condition for the receipt of federal  
1166 funds by the state; and the court is otherwise satisfied that  
1167 the offender is not a current or potential threat to public  
1168 safety. The state attorney in the circuit in which the petition  
1169 is filed must be given notice of the petition at least 3 weeks  
1170 before the hearing on the matter. The state attorney may present



1171 evidence in opposition to the requested relief or may otherwise  
1172 demonstrate the reasons why the petition should be denied. If  
1173 the court denies the petition, the court may set a future date  
1174 at which the sexual offender may again petition the court for  
1175 relief, subject to the standards for relief provided in this  
1176 subsection.

1177 4.3. The department shall remove an offender from  
1178 classification as a sexual offender for purposes of registration  
1179 if the offender provides to the department a certified copy of  
1180 the court's written findings or order that indicates that the  
1181 offender is no longer required to comply with the requirements  
1182 for registration as a sexual offender.

1183 ~~4. For purposes of this paragraph:~~

1184 ~~a. The registration period of a sexual offender sentenced~~  
1185 ~~to a term of incarceration or committed to a residential program~~  
1186 ~~begins upon the offender's release from incarceration or~~  
1187 ~~commitment for the most recent conviction that required the~~  
1188 ~~offender to register.~~

1189 ~~b. A sexual offender's registration period is tolled~~  
1190 ~~during any period in which the offender is incarcerated, civilly~~  
1191 ~~committed, detained pursuant to chapter 985, or committed to a~~  
1192 ~~residential program.~~

1193 ~~e. Except as provided in sub-subparagraph e., if the~~  
1194 ~~sexual offender is only sentenced to a term of supervision for~~  
1195 ~~the most recent conviction that required the offender to~~  
1196 ~~register as a sexual offender or is only subject to a period of~~



1197 ~~supervision for that conviction, the registration period begins~~  
1198 ~~when the term or period of supervision for that conviction~~  
1199 ~~begins.~~

1200 ~~d. Except as provided in sub-subparagraph e., if the~~  
1201 ~~sexual offender is sentenced to a term of supervision that~~  
1202 ~~follows a term of incarceration for the most recent conviction~~  
1203 ~~that required the offender to register as a sexual offender or~~  
1204 ~~is subject to a period of supervision that follows commitment to~~  
1205 ~~a residential program for that conviction, the registration~~  
1206 ~~period begins when the term or period of supervision for that~~  
1207 ~~conviction begins.~~

1208 ~~e. If a sexual offender is sentenced to a term of more~~  
1209 ~~than 25 years' supervision for the most recent conviction that~~  
1210 ~~required the offender to register as a sexual offender, the~~  
1211 ~~sexual offender may not petition for removal of the requirement~~  
1212 ~~for registration as a sexual offender until the term of~~  
1213 ~~supervision for that conviction is completed.~~

1214 (b) As defined in sub-subparagraph (1)(h)1.b. ~~(1)(a)1.b.~~  
1215 must maintain registration with the department for the duration  
1216 of his or her life until the person provides the department with  
1217 an order issued by the court that designated the person as a  
1218 sexual predator, as a sexually violent predator, or by another  
1219 sexual offender designation in the state or jurisdiction in  
1220 which the order was issued which states that such designation  
1221 has been removed or demonstrates to the department that such  
1222 designation, if not imposed by a court, has been removed by



1223 operation of law or court order in the state or jurisdiction in  
 1224 which the designation was made, and provided such person no  
 1225 longer meets the criteria for registration as a sexual offender  
 1226 under the laws of this state.

1227 (14)

1228 (b) However, a sexual offender who is required to register  
 1229 as a result of a conviction for:

1230 1. Section 787.01 or s. 787.02 where the victim is a minor  
 1231 ~~and the offender is not the victim's parent or guardian;~~

1232 2. Section 794.011, excluding s. 794.011(10);

1233 3. Section 800.04(4)(a)2. where the court finds the  
 1234 offense involved a victim under 12 years of age or sexual  
 1235 activity by the use of force or coercion;

1236 4. Section 800.04(5)(b);

1237 5. Section 800.04(5)(c)1. where the court finds  
 1238 molestation involving unclothed genitals or genital area;

1239 6. Section 800.04(5)(c)2. where the court finds  
 1240 molestation involving the use of force or coercion and unclothed  
 1241 genitals or genital area;

1242 7. Section 800.04(5)(d) where the court finds the use of  
 1243 force or coercion and unclothed genitals or genital area;

1244 8. Section 825.1025(2)(a);

1245 ~~9.8.~~ Any attempt or conspiracy to commit such offense;

1246 ~~10.9.~~ A violation of a similar law of another  
 1247 jurisdiction; or

1248 ~~11.10.~~ A violation of a similar offense committed in this





1249 state which has been redesignated from a former statute number  
1250 to one of those listed in this paragraph,

1251

1252 must reregister each year during the month of the sexual  
1253 offender's birthday and every third month thereafter.

1254 (c) The sheriff's office may determine the appropriate  
1255 times and days for reporting by the sexual offender, which must  
1256 be consistent with the reporting requirements of this  
1257 subsection. Reregistration must include any changes to the  
1258 following information:

1259 1. Name; social security number; age; race; sex; date of  
1260 birth; height; weight; tattoos or other identifying marks; hair  
1261 and eye color; address of any permanent residence and address of  
1262 any current temporary residence, within the state or out of  
1263 state, including a rural route address and a post office box; if  
1264 no permanent or temporary address, any transient residence  
1265 within the state; address, location or description, and dates of  
1266 any current or known future temporary residence within the state  
1267 or out of state; all electronic mail addresses or Internet  
1268 identifiers required to be provided pursuant to paragraph  
1269 (4) (e); all home telephone numbers and cellular telephone  
1270 numbers required to be provided pursuant to paragraph (4) (e);  
1271 ~~date and place of any employment~~ information required to be  
1272 provided pursuant to paragraph (4) (e); the make, model, color,  
1273 vehicle identification number (VIN), and license tag number of  
1274 all vehicles owned; fingerprints; palm prints; and photograph. A



1275 | post office box may not be provided in lieu of a physical  
1276 | residential address. The sexual offender shall also produce his  
1277 | or her passport, if he or she has a passport, and, if he or she  
1278 | is an alien, shall produce or provide information about  
1279 | documents establishing his or her immigration status. The sexual  
1280 | offender shall also provide information about any professional  
1281 | licenses he or she has.

1282 |         2. If the sexual offender is enrolled or, ~~volunteering,~~  
1283 | employed, whether for compensation or as a volunteer, ~~or~~  
1284 | ~~carrying on a vocation~~ at an institution of higher education in  
1285 | this state, the sexual offender shall also provide to the  
1286 | department the name, address, and county of each institution,  
1287 | including each campus attended, and the sexual offender's  
1288 | enrollment, volunteer, or employment status.

1289 |         3. If the sexual offender's place of residence is a motor  
1290 | vehicle, trailer, mobile home, or manufactured home, as defined  
1291 | in chapter 320, the sexual offender shall also provide the  
1292 | vehicle identification number; the license tag number; the  
1293 | registration number; and a description, including color scheme,  
1294 | of the motor vehicle, trailer, mobile home, or manufactured  
1295 | home. If the sexual offender's place of residence is a vessel,  
1296 | live-aboard vessel, or houseboat, as defined in chapter 327, the  
1297 | sexual offender shall also provide the hull identification  
1298 | number; the manufacturer's serial number; the name of the  
1299 | vessel, live-aboard vessel, or houseboat; the registration  
1300 | number; and a description, including color scheme, of the



1301 vessel, live-aboard vessel or houseboat.

1302 4. Any sexual offender who fails to report in person as  
1303 required at the sheriff's office, who fails to respond to any  
1304 address verification correspondence from the department within 3  
1305 weeks of the date of the correspondence, who fails to report all  
1306 electronic mail addresses and all Internet identifiers before  
1307 ~~prior to~~ use, or who knowingly provides false registration  
1308 information by act or omission commits a felony of the third  
1309 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1310 775.084.

1311 Section 4. Subsections (1) and (2) of section 943.04354,  
1312 Florida Statutes, are amended to read:

1313 943.04354 Removal of the requirement to register as a  
1314 sexual offender or sexual predator in special circumstances.—

1315 (1) For purposes of this section, a person shall be  
1316 considered for removal of the requirement to register as a  
1317 sexual offender or sexual predator only if the person:

1318 (a) Was convicted, regardless of adjudication, or  
1319 adjudicated delinquent of a violation of ~~s. 794.011~~, s. 800.04,  
1320 s. 827.071, or s. 847.0135(5) or of a similar offense in another  
1321 jurisdiction and if the person does not have any other  
1322 conviction, regardless of adjudication, or adjudication of  
1323 delinquency for a violation of s. 794.011, s. 800.04, s.  
1324 827.071, or s. 847.0135(5) or for a similar offense in another  
1325 jurisdiction;

1326 (b)1. Was convicted, regardless of adjudication, or



1327 adjudicated delinquent of an offense listed in paragraph (a) and  
1328 is required to register as a sexual offender or sexual predator  
1329 solely on the basis of this conviction or adjudication; or

1330 2. Was convicted, regardless of adjudication, or  
1331 adjudicated delinquent of an offense in another jurisdiction  
1332 which is similar to an offense listed in paragraph (a) and no  
1333 longer meets the criteria for registration as a sexual offender  
1334 or sexual predator under the laws of the jurisdiction in which  
1335 the similar offense occurred; and

1336 (c) Is not more than 4 years older than the victim of this  
1337 violation who was 13 years of age or older but younger than 18  
1338 years of age at the time the person committed this violation.

1339 (2) (a) If a person meets the criteria in subsection (1),  
1340 the person may, for the purpose of removing the requirement that  
1341 he or she register as a sexual offender or sexual predator, move  
1342 the criminal division of the circuit court of the circuit:

1343 1. the person may move the criminal division of the  
1344 circuit court of the circuit Where the conviction or  
1345 adjudication for the qualifying offense occurred for a  
1346 conviction in this state;

1347 2. Where the sexual offender or sexual predator resides  
1348 for a conviction for a violation of similar law of another  
1349 jurisdiction; or

1350 3. Where the sexual offender or sexual predator last  
1351 resided for a sexual offender or sexual predator with a  
1352 conviction of a violation of a similar law of another



1353 jurisdiction who no longer resides in this state ~~to remove the~~  
1354 ~~requirement that the person register as a sexual offender or~~  
1355 ~~sexual predator.~~

1356 (b) The person must allege in the motion that he or she  
1357 meets the criteria in subsection (1) and that removal of the  
1358 registration requirement will not conflict with federal law that  
1359 requires that the sexual act be consensual, notwithstanding the  
1360 age of the victim. A person convicted or adjudicated delinquent  
1361 of an offense in another jurisdiction which is similar to an  
1362 offense listed in paragraph (1)(a) must provide the court  
1363 written confirmation that he or she is not required to register  
1364 in the jurisdiction in which the conviction or adjudication  
1365 occurred. The state attorney and the department must be given  
1366 notice of the motion at least 21 days before the date of  
1367 sentencing, disposition of the violation, or hearing on the  
1368 motion and may present evidence in opposition to the requested  
1369 relief or may otherwise demonstrate why the motion should be  
1370 denied. At sentencing, disposition of the violation, or hearing  
1371 on the motion, the court shall rule on the motion, and, if the  
1372 court determines the person meets the criteria in subsection (1)  
1373 and the removal of the registration requirement will not  
1374 conflict with federal law that requires that the sexual act be  
1375 consensual, notwithstanding the age of the victim, it may grant  
1376 the motion and order the removal of the registration  
1377 requirement. The court shall instruct the person to provide the  
1378 department a certified copy of the order granting relief. If the



1379 court denies the motion, the person is not authorized under this  
1380 section to file another motion for removal of the registration  
1381 requirement.

1382 Section 5. Subsection (1) of section 944.606, Florida  
1383 Statutes, is reordered and amended, and paragraph (a) of  
1384 subsection (3) of that section is amended, to read:

1385 944.606 Sexual offenders; notification upon release.—

1386 (1) As used in this section, the term:

1387 (a) "Convicted" means there has been a determination of  
1388 guilt as a result of a trial or the entry of a plea of guilty or  
1389 nolo contendere, regardless of whether adjudication is withheld.  
1390 A conviction for a similar offense includes, but is not limited  
1391 to, a conviction by a federal or military tribunal, including  
1392 courts-martial conducted by the Armed Forces of the United  
1393 States, and includes a conviction or entry of a plea of guilty  
1394 or nolo contendere resulting in a sanction in any state of the  
1395 United States or other jurisdiction. A sanction includes, but is  
1396 not limited to, a fine; probation; community control; parole;  
1397 conditional release; control release; or incarceration in a  
1398 state prison, federal prison, private correctional facility, or  
1399 local detention facility.

1400 (b)(e) "Electronic mail address" has the same meaning as  
1401 provided in s. 668.602.

1402 (c)(d) "Internet identifier" has the same meaning as  
1403 provided in s. 775.21.

1404 (d) "Permanent residence," "temporary residence," and



1405 "transient residence" have the same meaning as provided in s.  
1406 775.21.

1407 (e) "Professional license" has the same meaning as  
1408 provided in s. 775.21.

1409 (f) ~~(b)~~ "Sexual offender" means a person who has been  
1410 convicted of committing, or attempting, soliciting, or  
1411 conspiring to commit, any of the criminal offenses proscribed in  
1412 the following statutes in this state or similar offenses in  
1413 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1414 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
1415 ~~the defendant is not the victim's parent or guardian;~~ s.  
1416 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.  
1417 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
1418 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
1419 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
1420 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
1421 985.701(1); or any similar offense committed in this state which  
1422 has been redesignated from a former statute number to one of  
1423 those listed in this subsection, when the department has  
1424 received verified information regarding such conviction; an  
1425 offender's computerized criminal history record is not, in and  
1426 of itself, verified information.

1427 (3)(a) The department shall provide information regarding  
1428 any sexual offender who is being released after serving a period  
1429 of incarceration for any offense, as follows:

1430 1. The department shall provide: the sexual offender's



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1431 name, any change in the offender's name by reason of marriage or  
1432 other legal process, and any alias, if known; the correctional  
1433 facility from which the sexual offender is released; the sexual  
1434 offender's social security number, race, sex, date of birth,  
1435 height, weight, and hair and eye color; tattoos or other  
1436 identifying marks; address of any planned permanent residence or  
1437 temporary residence, within the state or out of state, including  
1438 a rural route address and a post office box; if no permanent or  
1439 temporary address, any transient residence within the state;  
1440 address, location or description, and dates of any known future  
1441 temporary residence within the state or out of state; date and  
1442 county of sentence and each crime for which the offender was  
1443 sentenced; a copy of the offender's fingerprints, palm prints,  
1444 and a digitized photograph taken within 60 days before release;  
1445 the date of release of the sexual offender; all electronic mail  
1446 addresses and all Internet identifiers required to be provided  
1447 pursuant to s. 943.0435(4)(e); employment information, if known,  
1448 provided pursuant to s. 943.0435(4)(e); all home telephone  
1449 numbers and cellular telephone numbers required to be provided  
1450 pursuant to s. 943.0435(4)(e); information about any  
1451 professional licenses the offender has, if known; and passport  
1452 information, if he or she has a passport, and, if he or she is  
1453 an alien, information about documents establishing his or her  
1454 immigration status. The department shall notify the Department  
1455 of Law Enforcement if the sexual offender escapes, absconds, or  
1456 dies. If the sexual offender is in the custody of a private





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1457 | correctional facility, the facility shall take the digitized  
1458 | photograph of the sexual offender within 60 days before the  
1459 | sexual offender's release and provide this photograph to the  
1460 | Department of Corrections and also place it in the sexual  
1461 | offender's file. If the sexual offender is in the custody of a  
1462 | local jail, the custodian of the local jail shall register the  
1463 | offender within 3 business days after intake of the offender for  
1464 | any reason and upon release, and shall notify the Department of  
1465 | Law Enforcement of the sexual offender's release and provide to  
1466 | the Department of Law Enforcement the information specified in  
1467 | this paragraph and any information specified in subparagraph 2.  
1468 | that the Department of Law Enforcement requests.

1469 |         2. The department may provide any other information deemed  
1470 | necessary, including criminal and corrections records,  
1471 | nonprivileged personnel and treatment records, when available.

1472 |         Section 6. Subsection (1) of section 944.607, Florida  
1473 | Statutes, is reordered and amended, and subsections (4) and (13)  
1474 | of that section are amended, to read:

1475 |         944.607 Notification to Department of Law Enforcement of  
1476 | information on sexual offenders.—

1477 |         (1) As used in this section, the term:

1478 |         ~~(a)(e)~~ "Change in enrollment or employment status at an  
1479 | institution of higher education" has the same meaning as  
1480 | provided in s. 775.21 ~~means the commencement or termination of~~  
1481 | ~~enrollment or employment or a change in location of enrollment~~  
1482 | ~~or employment.~~



1483            (b)~~(e)~~ "Conviction" means a determination of guilt which  
1484 is the result of a trial or the entry of a plea of guilty or  
1485 nolo contendere, regardless of whether adjudication is withheld.  
1486 Conviction of a similar offense includes, but is not limited to,  
1487 a conviction by a federal or military tribunal, including  
1488 courts-martial conducted by the Armed Forces of the United  
1489 States, and includes a conviction or entry of a plea of guilty  
1490 or nolo contendere resulting in a sanction in any state of the  
1491 United States or other jurisdiction. A sanction includes, but is  
1492 not limited to, a fine; probation; community control; parole;  
1493 conditional release; control release; or incarceration in a  
1494 state prison, federal prison, private correctional facility, or  
1495 local detention facility.

1496            (c)~~(f)~~ "Electronic mail address" has the same meaning as  
1497 provided in s. 668.602.

1498            (d) "Institution of higher education" has the same meaning  
1499 as provided in s. 775.21 ~~means a career center, community~~  
1500 ~~college, college, state university, or independent postsecondary~~  
1501 ~~institution.~~

1502            (e)~~(g)~~ "Internet identifier" has the same meaning as  
1503 provided in s. 775.21.

1504            (f)~~(a)~~ "Sexual offender" means a person who is in the  
1505 custody or control of, or under the supervision of, the  
1506 department or is in the custody of a private correctional  
1507 facility:

1508            1. On or after October 1, 1997, as a result of a



1509 conviction for committing, or attempting, soliciting, or  
1510 conspiring to commit, any of the criminal offenses proscribed in  
1511 the following statutes in this state or similar offenses in  
1512 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1513 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
1514 ~~the defendant is not the victim's parent or guardian~~; s.  
1515 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.  
1516 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
1517 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
1518 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
1519 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
1520 985.701(1); or any similar offense committed in this state which  
1521 has been redesignated from a former statute number to one of  
1522 those listed in this paragraph; or

1523 2. Who establishes or maintains a residence in this state  
1524 and who has not been designated as a sexual predator by a court  
1525 of this state but who has been designated as a sexual predator,  
1526 as a sexually violent predator, or by another sexual offender  
1527 designation in another state or jurisdiction and was, as a  
1528 result of such designation, subjected to registration or  
1529 community or public notification, or both, or would be if the  
1530 person were a resident of that state or jurisdiction, without  
1531 regard as to whether the person otherwise meets the criteria for  
1532 registration as a sexual offender.

1533 (g) ~~(b)~~ "Vehicles owned" has the same meaning as provided  
1534 in s. 775.21.



1535 (4) A sexual offender, as described in this section, who  
1536 is under the supervision of the Department of Corrections but is  
1537 not incarcerated shall register with the Department of  
1538 Corrections within 3 business days after sentencing for a  
1539 registrable offense and otherwise provide information as  
1540 required by this subsection.

1541 (a) The sexual offender shall provide his or her name;  
1542 date of birth; social security number; race; sex; height;  
1543 weight; hair and eye color; tattoos or other identifying marks;  
1544 all electronic mail addresses and Internet identifiers required  
1545 to be provided pursuant to s. 943.0435(4)(e); employment  
1546 information required to be provided pursuant to s.  
1547 943.0435(4)(e); all home telephone numbers and cellular  
1548 telephone numbers required to be provided pursuant to s.  
1549 943.0435(4)(e); the make, model, color, vehicle identification  
1550 number (VIN), and license tag number of all vehicles owned;  
1551 permanent or legal residence and address of temporary residence  
1552 within the state or out of state while the sexual offender is  
1553 under supervision in this state, including any rural route  
1554 address or post office box; if no permanent or temporary  
1555 address, any transient residence within the state; and address,  
1556 location or description, and dates of any current or known  
1557 future temporary residence within the state or out of state. The  
1558 sexual offender shall also produce his or her passport, if he or  
1559 she has a passport, and, if he or she is an alien, shall produce  
1560 or provide information about documents establishing his or her



1561 immigration status. The sexual offender shall also provide  
1562 information about any professional licenses he or she has. The  
1563 Department of Corrections shall verify the address of each  
1564 sexual offender in the manner described in ss. 775.21 and  
1565 943.0435. The department shall report to the Department of Law  
1566 Enforcement any failure by a sexual predator or sexual offender  
1567 to comply with registration requirements.

1568 (b) If the sexual offender is enrolled or, employed,  
1569 whether for compensation or as a volunteer ~~volunteering, or~~  
1570 ~~carrying on a vocation~~ at an institution of higher education in  
1571 this state, the sexual offender shall provide the name, address,  
1572 and county of each institution, including each campus attended,  
1573 and the sexual offender's enrollment, volunteer, or employment  
1574 status required to be provided pursuant to s. 943.0435(4)(e).  
1575 Each change in ~~enrollment, volunteer, or employment~~ status at an  
1576 institution of higher education must be reported to the  
1577 department within 48 hours after the change in status at an  
1578 institution of higher education as provided pursuant to s.  
1579 943.0435(4)(e). The Department of Corrections shall promptly  
1580 notify each institution of the sexual offender's presence and  
1581 any change in the sexual offender's enrollment, volunteer, or  
1582 employment status.

1583 (c) A sexual offender shall report in person to the  
1584 sheriff's office within 48 hours after any change in vehicles  
1585 owned to report those vehicle information changes.

1586 (13) (a) A sexual offender must report in person each year



1587 during the month of the sexual offender's birthday and during  
1588 the sixth month following the sexual offender's birth month to  
1589 the sheriff's office in the county in which he or she resides or  
1590 is otherwise located to reregister.

1591 (b) However, a sexual offender who is required to register  
1592 as a result of a conviction for:

1593 1. Section 787.01 or s. 787.02 where the victim is a minor  
1594 ~~and the offender is not the victim's parent or guardian;~~

1595 2. Section 794.011, excluding s. 794.011(10);

1596 3. Section 800.04(4)(a)2. where the victim is under 12  
1597 years of age or where the court finds sexual activity by the use  
1598 of force or coercion;

1599 4. Section 800.04(5)(b);

1600 5. Section 800.04(5)(c)1. where the court finds  
1601 molestation involving unclothed genitals or genital area;

1602 6. Section 800.04(5)(c)2. where the court finds  
1603 molestation involving use of force or coercion and unclothed  
1604 genitals or genital area;

1605 7. Section 800.04(5)(d) where the court finds the use of  
1606 force or coercion and unclothed genitals or genital area;

1607 8. Section 825.1025(2)(a);

1608 ~~9.8.~~ Any attempt or conspiracy to commit such offense;

1609 ~~10.9.~~ A violation of a similar law of another  
1610 jurisdiction; or

1611 11.10. A violation of a similar offense committed in this  
1612 state which has been redesignated from a former statute number



1613 to one of those listed in this paragraph,

1614

1615 must reregister each year during the month of the sexual  
1616 offender's birthday and every third month thereafter.

1617 (c) The sheriff's office may determine the appropriate  
1618 times and days for reporting by the sexual offender, which must  
1619 be consistent with the reporting requirements of this  
1620 subsection. Reregistration must include any changes to the  
1621 following information:

1622 1. Name; social security number; age; race; sex; date of  
1623 birth; height; weight; tattoos or other identifying marks; hair  
1624 and eye color; address of any permanent residence and address of  
1625 any current temporary residence, within the state or out of  
1626 state, including a rural route address and a post office box; if  
1627 no permanent or temporary address, any transient residence;  
1628 address, location or description, and dates of any current or  
1629 known future temporary residence within the state or out of  
1630 state; all electronic mail addresses and Internet identifiers  
1631 required to be provided pursuant to s. 943.0435(4)(e); all home  
1632 telephone numbers and cellular telephone numbers required to be  
1633 provided pursuant to s. 943.0435(4)(e); ~~date and place of any~~  
1634 employment information required to be provided pursuant to s.  
1635 943.0435(4)(e); the make, model, color, vehicle identification  
1636 number (VIN), and license tag number of all vehicles owned;  
1637 fingerprints; palm prints; and photograph. A post office box may  
1638 not be provided in lieu of a physical residential address. The



1639 sexual offender shall also produce his or her passport, if he or  
1640 she has a passport, and, if he or she is an alien, shall produce  
1641 or provide information about documents establishing his or her  
1642 immigration status. The sexual offender shall also provide  
1643 information about any professional licenses he or she has.

1644 2. If the sexual offender is enrolled or employed,  
1645 whether for compensation or as a volunteer ~~volunteering, or~~  
1646 ~~carrying on a vocation~~ at an institution of higher education in  
1647 this state, the sexual offender shall also provide to the  
1648 department the name, address, and county of each institution,  
1649 including each campus attended, and the sexual offender's  
1650 enrollment, volunteer, or employment status.

1651 3. If the sexual offender's place of residence is a motor  
1652 vehicle, trailer, mobile home, or manufactured home, as defined  
1653 in chapter 320, the sexual offender shall also provide the  
1654 vehicle identification number; the license tag number; the  
1655 registration number; and a description, including color scheme,  
1656 of the motor vehicle, trailer, mobile home, or manufactured  
1657 home. If the sexual offender's place of residence is a vessel,  
1658 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1659 sexual offender shall also provide the hull identification  
1660 number; the manufacturer's serial number; the name of the  
1661 vessel, live-aboard vessel, or houseboat; the registration  
1662 number; and a description, including color scheme, of the  
1663 vessel, live-aboard vessel or houseboat.

1664 4. Any sexual offender who fails to report in person as





1665 required at the sheriff's office, who fails to respond to any  
1666 address verification correspondence from the department within 3  
1667 weeks of the date of the correspondence, who fails to report all  
1668 electronic mail addresses or Internet identifiers before ~~prior~~  
1669 ~~to~~ use, or who knowingly provides false registration information  
1670 by act or omission commits a felony of the third degree,  
1671 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1672 (d) The sheriff's office shall, within 2 working days,  
1673 electronically submit and update all information provided by the  
1674 sexual offender to the Department of Law Enforcement in a manner  
1675 prescribed by that department.

1676 Section 7. Subsection (1) and paragraph (a) of subsection  
1677 (3) of section 985.481, Florida Statutes, are amended to read:

1678 985.481 Sexual offenders adjudicated delinquent;  
1679 notification upon release.—

1680 (1) As used in this section:

1681 (a) "Convicted" has the same meaning as provided in s.  
1682 943.0435.

1683 (b) "Electronic mail address" has the same meaning as  
1684 provided in s. 668.602.

1685 (c) ~~(b)~~ "Internet identifier" has the same meaning as  
1686 provided in s. 775.21.

1687 (d) "Permanent residence," "temporary residence," and  
1688 "transient residence" have the same meaning as provided in s.  
1689 775.21.

1690 (e) "Professional license" has the same meaning as



1691 provided in s. 775.21.

1692 (f)~~(e)~~ "Sexual offender" means a person who has been  
1693 adjudicated delinquent as provided in s. 943.0435(1)(h)1.d. ~~s.~~  
1694 ~~943.0435(1)(a)1.d.~~

1695 (g)~~(d)~~ "Vehicles owned" has the same meaning as provided  
1696 in s. 775.21.

1697 (3)(a) The department shall provide information regarding  
1698 any sexual offender who is being released after serving a period  
1699 of residential commitment under the department for any offense,  
1700 as follows:

1701 1. The department shall provide the sexual offender's  
1702 name, any change in the offender's name by reason of marriage or  
1703 other legal process, and any alias, if known; the correctional  
1704 facility from which the sexual offender is released; the sexual  
1705 offender's social security number, race, sex, date of birth,  
1706 height, weight, and hair and eye color; tattoos or other  
1707 identifying marks; the make, model, color, vehicle  
1708 identification number (VIN), and license tag number of all  
1709 vehicles owned; address of any planned permanent residence or  
1710 temporary residence, within the state or out of state, including  
1711 a rural route address and a post office box; if no permanent or  
1712 temporary address, any transient residence within the state;  
1713 address, location or description, and dates of any known future  
1714 temporary residence within the state or out of state; date and  
1715 county of disposition and each crime for which there was a  
1716 disposition; a copy of the offender's fingerprints, palm prints,



1717 and a digitized photograph taken within 60 days before release;  
1718 the date of release of the sexual offender; all home telephone  
1719 numbers and cellular telephone numbers required to be provided  
1720 pursuant to s. 943.0435(4)(e); all electronic mail addresses and  
1721 Internet identifiers required to be provided pursuant to s.  
1722 943.0435(4)(e); information about any professional licenses the  
1723 offender has, if known; and passport information, if he or she  
1724 has a passport, and, if he or she is an alien, information about  
1725 documents establishing his or her immigration status. The  
1726 department shall notify the Department of Law Enforcement if the  
1727 sexual offender escapes, absconds, or dies. If the sexual  
1728 offender is in the custody of a private correctional facility,  
1729 the facility shall take the digitized photograph of the sexual  
1730 offender within 60 days before the sexual offender's release and  
1731 also place it in the sexual offender's file. If the sexual  
1732 offender is in the custody of a local jail, the custodian of the  
1733 local jail shall register the offender within 3 business days  
1734 after intake of the offender for any reason and upon release,  
1735 and shall notify the Department of Law Enforcement of the sexual  
1736 offender's release and provide to the Department of Law  
1737 Enforcement the information specified in this subparagraph and  
1738 any information specified in subparagraph 2. which the  
1739 Department of Law Enforcement requests.

1740 2. The department may provide any other information  
1741 considered necessary, including criminal and delinquency  
1742 records, when available.



1743 Section 8. Subsections (1), (4), and (13) of section  
1744 985.4815, Florida Statutes, are amended, and paragraph (c) of  
1745 subsection (10) is republished, to read:

1746 985.4815 Notification to Department of Law Enforcement of  
1747 information on juvenile sexual offenders.—

1748 (1) As used in this section, the term:

1749 (a) "Change in enrollment or employment status at an  
1750 institution of higher education" has the same meaning as  
1751 provided in s. 775.21 ~~means the commencement or termination of~~  
1752 ~~enrollment or employment or a change in location of enrollment~~  
1753 ~~or employment.~~

1754 (b) "Conviction" has the same meaning as provided in s.  
1755 943.0435.

1756 (c) "Electronic mail address" has the same meaning as  
1757 provided in s. 668.602.

1758 (d) ~~(e)~~ "Institution of higher education" has the same  
1759 meaning as provided in s. 775.21 ~~means a career center,~~  
1760 ~~community college, college, state university, or independent~~  
1761 ~~postsecondary institution.~~

1762 (e) ~~(d)~~ "Internet identifier" has the same meaning as  
1763 provided in s. 775.21.

1764 (f) "Permanent residence," "temporary residence," and  
1765 "transient residence" have the same meaning as provided in s.  
1766 775.21.

1767 (g) "Professional license" has the same meaning as  
1768 provided in s. 775.21.



1769            (h)~~(e)~~ "Sexual offender" means a person who is in the care  
 1770 or custody or under the jurisdiction or supervision of the  
 1771 department or is in the custody of a private correctional  
 1772 facility and who:

1773            1. Has been adjudicated delinquent as provided in s.  
 1774 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~; or

1775            2. Establishes or maintains a residence in this state and  
 1776 has not been designated as a sexual predator by a court of this  
 1777 state but has been designated as a sexual predator, as a  
 1778 sexually violent predator, or by another sexual offender  
 1779 designation in another state or jurisdiction and was, as a  
 1780 result of such designation, subjected to registration or  
 1781 community or public notification, or both, or would be if the  
 1782 person were a resident of that state or jurisdiction, without  
 1783 regard to whether the person otherwise meets the criteria for  
 1784 registration as a sexual offender.

1785            (i)~~(f)~~ "Vehicles owned" has the same meaning as provided  
 1786 in s. 775.21.

1787            (4) A sexual offender, as described in this section, who  
 1788 is under the supervision of the department but who is not  
 1789 committed shall register with the department within 3 business  
 1790 days after adjudication and disposition for a registrable  
 1791 offense and otherwise provide information as required by this  
 1792 subsection.

1793            (a) The sexual offender shall provide his or her name;  
 1794 date of birth; social security number; race; sex; height;



1795 weight; hair and eye color; tattoos or other identifying marks;  
1796 the make, model, color, vehicle identification number (VIN), and  
1797 license tag number of all vehicles owned; permanent or legal  
1798 residence and address of temporary residence within the state or  
1799 out of state while the sexual offender is in the care or custody  
1800 or under the jurisdiction or supervision of the department in  
1801 this state, including any rural route address or post office  
1802 box; if no permanent or temporary address, any transient  
1803 residence; address, location or description, and dates of any  
1804 current or known future temporary residence within the state or  
1805 out of state; all home telephone numbers and cellular telephone  
1806 numbers required to be provided pursuant to s. 943.0435(4)(e);  
1807 all electronic mail addresses and Internet identifiers required  
1808 to be provided pursuant to s. 943.0435(4)(e); and the name and  
1809 address of each school attended. The sexual offender shall also  
1810 produce his or her passport, if he or she has a passport, and,  
1811 if he or she is an alien, shall produce or provide information  
1812 about documents establishing his or her immigration status. The  
1813 offender shall also provide information about any professional  
1814 licenses he or she has. The department shall verify the address  
1815 of each sexual offender and shall report to the Department of  
1816 Law Enforcement any failure by a sexual offender to comply with  
1817 registration requirements.

1818 (b) If the sexual offender is enrolled or, employed,  
1819 whether for compensation or as a volunteer ~~volunteering, or~~  
1820 ~~carrying on a vocation~~ at an institution of higher education in



1821 this state, the sexual offender shall provide the name, address,  
1822 and county of each institution, including each campus attended,  
1823 and the sexual offender's enrollment, volunteer, or employment  
1824 status. Each change in ~~enrollment, volunteer, or employment~~  
1825 status at an institution of higher education must be reported to  
1826 the department within 48 hours after the change in status at an  
1827 institution of higher education. The department shall promptly  
1828 notify each institution of the sexual offender's presence and  
1829 any change in the sexual offender's enrollment, volunteer, or  
1830 employment status.

1831 (c) A sexual offender shall report in person to the  
1832 sheriff's office within 48 hours after any change in vehicles  
1833 owned to report those vehicle information changes.

1834 (10)

1835 (c) An arrest on charges of failure to register when the  
1836 offender has been provided and advised of his or her statutory  
1837 obligations to register under s. 943.0435(2), the service of an  
1838 information or a complaint for a violation of this section, or  
1839 an arraignment on charges for a violation of this section  
1840 constitutes actual notice of the duty to register. A sexual  
1841 offender's failure to immediately register as required by this  
1842 section following such arrest, service, or arraignment  
1843 constitutes grounds for a subsequent charge of failure to  
1844 register. A sexual offender charged with the crime of failure to  
1845 register who asserts, or intends to assert, a lack of notice of  
1846 the duty to register as a defense to a charge of failure to



1847 register shall immediately register as required by this section.  
1848 A sexual offender who is charged with a subsequent failure to  
1849 register may not assert the defense of a lack of notice of the  
1850 duty to register.

1851 (13) (a) A sexual offender must report in person each year  
1852 during the month of the sexual offender's birthday and during  
1853 every third month thereafter to the sheriff's office in the  
1854 county in which he or she resides or is otherwise located to  
1855 reregister.

1856 (b) The sheriff's office may determine the appropriate  
1857 times and days for reporting by the sexual offender, which must  
1858 be consistent with the reporting requirements of this  
1859 subsection. Reregistration must include any changes to the  
1860 following information:

1861 1. Name; social security number; age; race; sex; date of  
1862 birth; height; weight; hair and eye color; tattoos or other  
1863 identifying marks; fingerprints; palm prints; address of any  
1864 permanent residence and address of any current temporary  
1865 residence, within the state or out of state, including a rural  
1866 route address and a post office box; if no permanent or  
1867 temporary address, any transient residence; address, location or  
1868 description, and dates of any current or known future temporary  
1869 residence within the state or out of state; passport  
1870 information, if he or she has a passport, and, if he or she is  
1871 an alien, information about documents establishing his or her  
1872 immigration status; all home telephone numbers and cellular





1873 | telephone numbers required to be provided pursuant to s.  
 1874 | 943.0435(4)(e); all electronic mail addresses and Internet  
 1875 | identifiers required to be provided pursuant to s.  
 1876 | 943.0435(4)(e); name and address of each school attended; ~~date~~  
 1877 | and place of any employment information required to be provided  
 1878 | pursuant to s. 943.0435(4)(e); the make, model, color, vehicle  
 1879 | identification number (VIN), and license tag number of all  
 1880 | vehicles owned; and photograph. A post office box may not be  
 1881 | provided in lieu of a physical residential address. The offender  
 1882 | shall also provide information about any professional licenses  
 1883 | he or she has.

1884 |         2. If the sexual offender is enrolled or, employed,  
 1885 | whether for compensation or as a volunteer ~~volunteering, or~~  
 1886 | ~~carrying on a vocation~~ at an institution of higher education in  
 1887 | this state, the sexual offender shall also provide to the  
 1888 | department the name, address, and county of each institution,  
 1889 | including each campus attended, and the sexual offender's  
 1890 | enrollment, volunteer, or employment status.

1891 |         3. If the sexual offender's place of residence is a motor  
 1892 | vehicle, trailer, mobile home, or manufactured home, as defined  
 1893 | in chapter 320, the sexual offender shall also provide the  
 1894 | vehicle identification number; the license tag number; the  
 1895 | registration number; and a description, including color scheme,  
 1896 | of the motor vehicle, trailer, mobile home, or manufactured  
 1897 | home. If the sexual offender's place of residence is a vessel,  
 1898 | live-aboard vessel, or houseboat, as defined in chapter 327, the



1899 sexual offender shall also provide the hull identification  
 1900 number; the manufacturer's serial number; the name of the  
 1901 vessel, live-aboard vessel, or houseboat; the registration  
 1902 number; and a description, including color scheme, of the  
 1903 vessel, live-aboard vessel, or houseboat.

1904 4. Any sexual offender who fails to report in person as  
 1905 required at the sheriff's office, who fails to respond to any  
 1906 address verification correspondence from the department within 3  
 1907 weeks after the date of the correspondence, or who knowingly  
 1908 provides false registration information by act or omission  
 1909 commits a felony of the third degree, punishable as provided in  
 1910 ss. 775.082, 775.083, and 775.084.

1911 (c) The sheriff's office shall, within 2 working days,  
 1912 electronically submit and update all information provided by the  
 1913 sexual offender to the Department of Law Enforcement in a manner  
 1914 prescribed by that department.

1915 Section 9. Paragraph (b) of subsection (1) of section  
 1916 92.55, Florida Statutes, is amended to read:

1917 92.55 Judicial or other proceedings involving victim or  
 1918 witness under the age of 16, a person who has an intellectual  
 1919 disability, or a sexual offense victim or witness; special  
 1920 protections; use of registered service or therapy animals.-

1921 (1) For purposes of this section, the term:

1922 (b) "Sexual offense" means any offense specified in s.  
 1923 775.21(4)(a)1. or s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 1924 ~~943.0435(1)(a)1.a.(I)~~.



1925 Section 10. Subsection (2) of section 775.0862, Florida  
1926 Statutes, is amended to read:

1927 775.0862 Sexual offenses against students by authority  
1928 figures; reclassification.—

1929 (2) The felony degree of a violation of an offense listed  
1930 in s. 943.0435(1)(h)1.a. ~~s. 943.0435(1)(a)1.a.~~, unless the  
1931 offense is a violation of s. 794.011(4)(e)7. or s.  
1932 810.145(8)(a)2., shall be reclassified as provided in this  
1933 section if the offense is committed by an authority figure of a  
1934 school against a student of the school.

1935 Section 11. Subsection (3) of section 943.0515, Florida  
1936 Statutes, is amended to read:

1937 943.0515 Retention of criminal history records of minors.—

1938 (3) Notwithstanding any other provision of this section,  
1939 the Criminal Justice Information Program shall retain the  
1940 criminal history record of a minor adjudicated delinquent for a  
1941 violation committed on or after July 1, 2007, as provided in s.  
1942 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~ Such records may not be  
1943 destroyed and must be merged with the person's adult criminal  
1944 history record and retained as a part of the person's adult  
1945 record.

1946 Section 12. Subsection (12) of section 947.1405, Florida  
1947 Statutes, is amended to read:

1948 947.1405 Conditional release program.—

1949 (12) In addition to all other conditions imposed, for a  
1950 releasee who is subject to conditional release for a crime that



1951 was committed on or after May 26, 2010, and who has been  
1952 convicted at any time of committing, or attempting, soliciting,  
1953 or conspiring to commit, any of the criminal offenses listed in  
1954 s. 943.0435(1)(h)1.a.(I) ~~s. 943.0435(1)(a)1.a.(I)~~, or a similar  
1955 offense in another jurisdiction against a victim who was under  
1956 18 years of age at the time of the offense, if the releasee has  
1957 not received a pardon for any felony or similar law of another  
1958 jurisdiction necessary for the operation of this subsection, if  
1959 a conviction of a felony or similar law of another jurisdiction  
1960 necessary for the operation of this subsection has not been set  
1961 aside in any postconviction proceeding, or if the releasee has  
1962 not been removed from the requirement to register as a sexual  
1963 offender or sexual predator pursuant to s. 943.04354, the  
1964 commission must impose the following conditions:

1965 (a) A prohibition on visiting schools, child care  
1966 facilities, parks, and playgrounds without prior approval from  
1967 the releasee's supervising officer. The commission may also  
1968 designate additional prohibited locations to protect a victim.  
1969 The prohibition ordered under this paragraph does not prohibit  
1970 the releasee from visiting a school, child care facility, park,  
1971 or playground for the sole purpose of attending a religious  
1972 service as defined in s. 775.0861 or picking up or dropping off  
1973 the releasee's child or grandchild at a child care facility or  
1974 school.

1975 (b) A prohibition on distributing candy or other items to  
1976 children on Halloween; wearing a Santa Claus costume, or other



1977 costume to appeal to children, on or preceding Christmas;  
 1978 wearing an Easter Bunny costume, or other costume to appeal to  
 1979 children, on or preceding Easter; entertaining at children's  
 1980 parties; or wearing a clown costume without prior approval from  
 1981 the commission.

1982 Section 13. Subsection (4) of section 948.30, Florida  
 1983 Statutes, is amended to read:

1984 948.30 Additional terms and conditions of probation or  
 1985 community control for certain sex offenses.—Conditions imposed  
 1986 pursuant to this section do not require oral pronouncement at  
 1987 the time of sentencing and shall be considered standard  
 1988 conditions of probation or community control for offenders  
 1989 specified in this section.

1990 (4) In addition to all other conditions imposed, for a  
 1991 probationer or community controllee who is subject to  
 1992 supervision for a crime that was committed on or after May 26,  
 1993 2010, and who has been convicted at any time of committing, or  
 1994 attempting, soliciting, or conspiring to commit, any of the  
 1995 criminal offenses listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 1996 ~~943.0435(1)(a)1.a.(I)~~, or a similar offense in another  
 1997 jurisdiction, against a victim who was under the age of 18 at  
 1998 the time of the offense; if the offender has not received a  
 1999 pardon for any felony or similar law of another jurisdiction  
 2000 necessary for the operation of this subsection, if a conviction  
 2001 of a felony or similar law of another jurisdiction necessary for  
 2002 the operation of this subsection has not been set aside in any



2003 postconviction proceeding, or if the offender has not been  
2004 removed from the requirement to register as a sexual offender or  
2005 sexual predator pursuant to s. 943.04354, the court must impose  
2006 the following conditions:

2007 (a) A prohibition on visiting schools, child care  
2008 facilities, parks, and playgrounds, without prior approval from  
2009 the offender's supervising officer. The court may also designate  
2010 additional locations to protect a victim. The prohibition  
2011 ordered under this paragraph does not prohibit the offender from  
2012 visiting a school, child care facility, park, or playground for  
2013 the sole purpose of attending a religious service as defined in  
2014 s. 775.0861 or picking up or dropping off the offender's  
2015 children or grandchildren at a child care facility or school.

2016 (b) A prohibition on distributing candy or other items to  
2017 children on Halloween; wearing a Santa Claus costume, or other  
2018 costume to appeal to children, on or preceding Christmas;  
2019 wearing an Easter Bunny costume, or other costume to appeal to  
2020 children, on or preceding Easter; entertaining at children's  
2021 parties; or wearing a clown costume; without prior approval from  
2022 the court.

2023 Section 14. Section 948.31, Florida Statutes, is amended  
2024 to read:

2025 948.31 Evaluation and treatment of sexual predators and  
2026 offenders on probation or community control.—The court may  
2027 require any probationer or community controllee who is required  
2028 to register as a sexual predator under s. 775.21 or sexual



2029 offender under s. 943.0435, s. 944.606, or s. 944.607 to undergo  
 2030 an evaluation, at the probationer or community controllee's  
 2031 expense, by a qualified practitioner to determine whether such  
 2032 probationer or community controllee needs sexual offender  
 2033 treatment. If the qualified practitioner determines that sexual  
 2034 offender treatment is needed and recommends treatment, the  
 2035 probationer or community controllee must successfully complete  
 2036 and pay for the treatment. Such treatment must be obtained from  
 2037 a qualified practitioner as defined in s. 948.001. Treatment may  
 2038 not be administered by a qualified practitioner who has been  
 2039 convicted or adjudicated delinquent of committing, or  
 2040 attempting, soliciting, or conspiring to commit, any offense  
 2041 that is listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 2042 ~~943.0435(1)(a)1.a.(I)~~.

2043 Section 15. Subsection (4) of section 1012.315, Florida  
 2044 Statutes, is amended to read:

2045 1012.315 Disqualification from employment.—A person is  
 2046 ineligible for educator certification, and instructional  
 2047 personnel and school administrators, as defined in s. 1012.01,  
 2048 are ineligible for employment in any position that requires  
 2049 direct contact with students in a district school system,  
 2050 charter school, or private school that accepts scholarship  
 2051 students under s. 1002.39 or s. 1002.395, if the person,  
 2052 instructional personnel, or school administrator has been  
 2053 convicted of:

2054 (4) Any delinquent act committed in this state or any



2055 delinquent or criminal act committed in another state or under  
2056 federal law which, if committed in this state, qualifies an  
2057 individual for inclusion on the Registered Juvenile Sex Offender  
2058 List under s. 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~

2059 Section 16. Paragraph (g) of subsection (2) of section  
2060 1012.467, Florida Statutes, is amended to read:

2061 1012.467 Noninstructional contractors who are permitted  
2062 access to school grounds when students are present; background  
2063 screening requirements.—

2064 (2)

2065 (g) A noninstructional contractor for whom a criminal  
2066 history check is required under this section may not have been  
2067 convicted of any of the following offenses designated in the  
2068 Florida Statutes, any similar offense in another jurisdiction,  
2069 or any similar offense committed in this state which has been  
2070 redesignated from a former provision of the Florida Statutes to  
2071 one of the following offenses:

2072 1. Any offense listed in s. 943.0435(1)(h)1. ~~s.~~  
2073 ~~943.0435(1)(a)1.~~, relating to the registration of an individual  
2074 as a sexual offender.

2075 2. Section 393.135, relating to sexual misconduct with  
2076 certain developmentally disabled clients and the reporting of  
2077 such sexual misconduct.

2078 3. Section 394.4593, relating to sexual misconduct with  
2079 certain mental health patients and the reporting of such sexual  
2080 misconduct.





- 2081 4. Section 775.30, relating to terrorism.
- 2082 5. Section 782.04, relating to murder.
- 2083 6. Section 787.01, relating to kidnapping.
- 2084 7. Any offense under chapter 800, relating to lewdness and
- 2085 indecent exposure.
- 2086 8. Section 826.04, relating to incest.
- 2087 9. Section 827.03, relating to child abuse, aggravated
- 2088 child abuse, or neglect of a child.

2089 Section 17. For the purpose of incorporating the amendment  
 2090 made by this act to section 775.21, Florida Statutes, in a  
 2091 reference thereto, section 938.085, Florida Statutes, is  
 2092 reenacted to read:

2093 938.085 Additional cost to fund rape crisis centers.—In  
 2094 addition to any sanction imposed when a person pleads guilty or  
 2095 nolo contendere to, or is found guilty of, regardless of  
 2096 adjudication, a violation of s. 775.21(6) and (10)(a), (b), and  
 2097 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;  
 2098 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.  
 2099 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.  
 2100 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.  
 2101 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.  
 2102 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.  
 2103 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.  
 2104 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.  
 2105 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and  
 2106 (14)(c); or s. 985.701(1), the court shall impose a surcharge of



2107 | \$151. Payment of the surcharge shall be a condition of  
2108 | probation, community control, or any other court-ordered  
2109 | supervision. The sum of \$150 of the surcharge shall be deposited  
2110 | into the Rape Crisis Program Trust Fund established within the  
2111 | Department of Health by chapter 2003-140, Laws of Florida. The  
2112 | clerk of the court shall retain \$1 of each surcharge that the  
2113 | clerk of the court collects as a service charge of the clerk's  
2114 | office.

2115 |       Section 18. For the purpose of incorporating the  
2116 | amendments made by this act to sections 775.21 and 943.0435,  
2117 | Florida Statutes, in references thereto, subsection (1) of  
2118 | section 794.056, Florida Statutes, is reenacted to read:

2119 |       794.056 Rape Crisis Program Trust Fund.—

2120 |       (1) The Rape Crisis Program Trust Fund is created within  
2121 | the Department of Health for the purpose of providing funds for  
2122 | rape crisis centers in this state. Trust fund moneys shall be  
2123 | used exclusively for the purpose of providing services for  
2124 | victims of sexual assault. Funds credited to the trust fund  
2125 | consist of those funds collected as an additional court  
2126 | assessment in each case in which a defendant pleads guilty or  
2127 | nolo contendere to, or is found guilty of, regardless of  
2128 | adjudication, an offense provided in s. 775.21(6) and (10)(a),  
2129 | (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.  
2130 | 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.  
2131 | 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.  
2132 | 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;



2133 former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.  
 2134 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s.  
 2135 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.  
 2136 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.  
 2137 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),  
 2138 (13), and (14)(c); or s. 985.701(1). Funds credited to the trust  
 2139 fund also shall include revenues provided by law, moneys  
 2140 appropriated by the Legislature, and grants from public or  
 2141 private entities.

2142 Section 19. For the purpose of incorporating the  
 2143 amendments made by this act to sections 775.21, 943.0435,  
 2144 944.607, and 985.4815, Florida Statutes, in references thereto,  
 2145 paragraph (g) of subsection (3) of section 921.0022, Florida  
 2146 Statutes, is reenacted to read:

2147 921.0022 Criminal Punishment Code; offense severity  
 2148 ranking chart.—

2149 (3) OFFENSE SEVERITY RANKING CHART

2150 (g) LEVEL 7

2151

Florida	Felony	Description
Statute	Degree	
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.

2152

2153



2154	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
2155	316.1935 (3) (b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
2156	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
2157	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.



2158	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
2159	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
2160	456.065 (2)	3rd	Practicing a health care profession without a license.
2161	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
2162	458.327 (1)	3rd	Practicing medicine without a license.
2163	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
2164	460.411 (1)	3rd	Practicing chiropractic medicine without a license.



2165	461.012 (1)	3rd	Practicing podiatric medicine without a license.
2166	462.17	3rd	Practicing naturopathy without a license.
2167	463.015 (1)	3rd	Practicing optometry without a license.
2168	464.016 (1)	3rd	Practicing nursing without a license.
2169	465.015 (2)	3rd	Practicing pharmacy without a license.
2170	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
2171	467.201	3rd	Practicing midwifery without a license.
2172	468.366	3rd	Delivering respiratory care services without a license.



2173	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
2174	483.901 (9)	3rd	Practicing medical physics without a license.
2175	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
2176	484.053	3rd	Dispensing hearing aids without a license.
2177	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than



2178	560.125 (5) (a)	3rd	<p>\$20,000 by a money services business.</p> <p>Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.</p>
2179	655.50 (10) (b) 1.	3rd	<p>Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.</p>
2180	775.21 (10) (a)	3rd	<p>Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.</p>
2181	775.21 (10) (b)	3rd	<p>Sexual predator working where children regularly congregate.</p>
2182	775.21 (10) (g)	3rd	<p>Failure to report or</p>





2183	782.051(3)	2nd	<p>providing false information about a sexual predator; harbor or conceal a sexual predator.</p> <p>Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.</p>
2184	782.07(1)	2nd	<p>Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).</p>
2185	782.071	2nd	<p>Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).</p>
2186	782.072	2nd	<p>Killing of a human being by the operation of a vessel in a reckless manner (vessel</p>



2187			homicide).
	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
2188			
	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
2189			
	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
2190			
	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
2191			
	784.048 (7)	3rd	Aggravated stalking; violation of court order.
2192			
	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
2193			
	784.074 (1) (a)	1st	Aggravated battery on sexually violent



			predators facility staff.
2194	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
2195	784.081 (1)	1st	Aggravated battery on specified official or employee.
2196	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
2197	784.083 (1)	1st	Aggravated battery on code inspector.
2198	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
2199	787.06 (3) (e) 2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult



			from outside Florida to within the state.
2200	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
2201	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
2202	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
2203	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
2204	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
2205	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax



2206	790.23	1st, PBL	<p>weapon of mass destruction while committing or attempting to commit a felony.</p> <p>Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.</p>
2207	794.08 (4)	3rd	<p>Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.</p>
2208	796.05 (1)	1st	<p>Live on earnings of a prostitute; 2nd offense.</p>
2209	796.05 (1)	1st	<p>Live on earnings of a prostitute; 3rd and subsequent offense.</p>
2210	800.04 (5) (c) 1.	2nd	<p>Lewd or lascivious molestation; victim</p>



2211	800.04 (5) (c) 2.	2nd	younger than 12 years of age; offender younger than 18 years of age.
2212	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
2213	806.01 (2)	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
2214	810.02 (3) (a)	2nd	Maliciously damage structure by fire or explosive.
2215			Burglary of occupied dwelling; unarmed; no assault or battery.



2216	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
2217	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
2218	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
2219	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
2220	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.



2221	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
2222	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
2223	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
2224	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
2225	812.131 (2) (a)	2nd	Robbery by sudden snatching.
	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other





2226			weapon.
	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
2227			
	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
2228			
	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
2229			
	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
2230			
	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the



2231			insolvency of that entity.
2231	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
2232	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
2233	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
2234	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
2235	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
2236			



2237	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
2238	838.015	2nd	Bribery.
2239	838.016	2nd	Unlawful compensation or reward for official behavior.
2240	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
2241	838.22	2nd	Bid tampering.
2242	843.0855 (2)	3rd	Impersonation of a public officer or employee.
2243	843.0855 (3)	3rd	Unlawful simulation of legal process.
2244	843.0855 (4)	3rd	Intimidation of a public officer or employee.
	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to



2245			commit an unlawful sex act.
	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
2246			
	872.06	2nd	Abuse of a dead human body.
2247			
	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
2248			
	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
2249			
	893.13 (1) (c) 1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or



2250	893.13 (1) (e) 1.	1st	<p>(2) (c) 4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.</p> <p>Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 4., within 1,000 feet of property used for religious services or a specified business site.</p>
2251	893.13 (4) (a)	1st	<p>Deliver to minor cocaine (or other s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 4. drugs).</p>
2252	893.135 (1) (a) 1.	1st	<p>Trafficking in cannabis, more than 25</p>



			lbs., less than 2,000 lbs.
2253	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
2254	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
2255	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
2256	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
2257	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
2258	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.



2259	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
2260	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
2261	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
2262	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
2263	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
2264	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4- Butanediol, 1 kilogram or



			more, less than 5 kilograms.
2265	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
2266	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
2267	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
2268	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
2269	943.0435 (4) (c)	2nd	Sexual offender vacating





2270	943.0435 (8)	2nd	<p>permanent residence;                  failure to comply with                  reporting requirements.</p> <p>Sexual offender; remains in                  state after indicating intent                  to leave; failure to comply                  with reporting requirements.</p>
2271	943.0435 (9) (a)	3rd	<p>Sexual offender; failure                  to comply with reporting                  requirements.</p>
2272	943.0435 (13)	3rd	<p>Failure to report or                  providing false                  information about a                  sexual offender; harbor                  or conceal a sexual                  offender.</p>
2273	943.0435 (14)	3rd	<p>Sexual offender; failure to                  report and reregister;                  failure to respond to                  address verification;                  providing false registration                  information.</p>



2274	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
2275	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
2276	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
2277	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
2278	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.



2279

985.4815(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

2280

985.4815(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

2281

2282 Section 20. For the purpose of incorporating the  
 2283 amendments made by this act to sections 775.21, 943.0435,  
 2284 944.606, 944.607, 985.481, and 985.4815, Florida Statutes, in  
 2285 references thereto, paragraph (b) of subsection (6) of section  
 2286 985.04, Florida Statutes, is reenacted to read:

2287 985.04 Oaths; records; confidential information.—

2288 (6)

2289 (b) Sexual offender and predator registration information  
 2290 as required in ss. 775.21, 943.0435, 944.606, 944.607, 985.481,  
 2291 and 985.4815 is a public record pursuant to s. 119.07(1) and as  
 2292 otherwise provided by law.



2293 Section 21. For the purpose of incorporating the  
2294 amendments made by this act to sections 775.21, 943.0435, and  
2295 944.607, Florida Statutes, in references thereto, subsections  
2296 (3) and (4) of section 322.141, Florida Statutes, are reenacted  
2297 to read:

2298 322.141 Color or markings of certain licenses or  
2299 identification cards.—

2300 (3) All licenses for the operation of motor vehicles or  
2301 identification cards originally issued or reissued by the  
2302 department to persons who are designated as sexual predators  
2303 under s. 775.21 or subject to registration as sexual offenders  
2304 under s. 943.0435 or s. 944.607, or who have a similar  
2305 designation or are subject to a similar registration under the  
2306 laws of another jurisdiction, shall have on the front of the  
2307 license or identification card the following:

2308 (a) For a person designated as a sexual predator under s.  
2309 775.21 or who has a similar designation under the laws of  
2310 another jurisdiction, the marking "SEXUAL PREDATOR."

2311 (b) For a person subject to registration as a sexual  
2312 offender under s. 943.0435 or s. 944.607, or subject to a  
2313 similar registration under the laws of another jurisdiction, the  
2314 marking "943.0435, F.S."

2315 (4) Unless previously secured or updated, each sexual  
2316 offender and sexual predator shall report to the department  
2317 during the month of his or her reregistration as required under  
2318 s. 775.21(8), s. 943.0435(14), or s. 944.607(13) in order to



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2319 obtain an updated or renewed driver license or identification  
2320 card as required by subsection (3).

2321 Section 22. For the purpose of incorporating the  
2322 amendments made by this act to sections 775.21, 943.0435, and  
2323 944.607, Florida Statutes, in references thereto, subsection (4)  
2324 of section 948.06, Florida Statutes, is reenacted to read:

2325 948.06 Violation of probation or community control;  
2326 revocation; modification; continuance; failure to pay  
2327 restitution or cost of supervision.—

2328 (4) Notwithstanding any other provision of this section, a  
2329 felony probationer or an offender in community control who is  
2330 arrested for violating his or her probation or community control  
2331 in a material respect may be taken before the court in the  
2332 county or circuit in which the probationer or offender was  
2333 arrested. That court shall advise him or her of the charge of a  
2334 violation and, if such charge is admitted, shall cause him or  
2335 her to be brought before the court that granted the probation or  
2336 community control. If the violation is not admitted by the  
2337 probationer or offender, the court may commit him or her or  
2338 release him or her with or without bail to await further  
2339 hearing. However, if the probationer or offender is under  
2340 supervision for any criminal offense proscribed in chapter 794,  
2341 s. 800.04(4), (5), (6), s. 827.071, or s. 847.0145, or is a  
2342 registered sexual predator or a registered sexual offender, or  
2343 is under supervision for a criminal offense for which he or she  
2344 would meet the registration criteria in s. 775.21, s. 943.0435,



2345 | or s. 944.607 but for the effective date of those sections, the  
2346 | court must make a finding that the probationer or offender is  
2347 | not a danger to the public prior to release with or without  
2348 | bail. In determining the danger posed by the offender's or  
2349 | probationer's release, the court may consider the nature and  
2350 | circumstances of the violation and any new offenses charged; the  
2351 | offender's or probationer's past and present conduct, including  
2352 | convictions of crimes; any record of arrests without conviction  
2353 | for crimes involving violence or sexual crimes; any other  
2354 | evidence of allegations of unlawful sexual conduct or the use of  
2355 | violence by the offender or probationer; the offender's or  
2356 | probationer's family ties, length of residence in the community,  
2357 | employment history, and mental condition; his or her history and  
2358 | conduct during the probation or community control supervision  
2359 | from which the violation arises and any other previous  
2360 | supervisions, including disciplinary records of previous  
2361 | incarcerations; the likelihood that the offender or probationer  
2362 | will engage again in a criminal course of conduct; the weight of  
2363 | the evidence against the offender or probationer; and any other  
2364 | facts the court considers relevant. The court, as soon as is  
2365 | practicable, shall give the probationer or offender an  
2366 | opportunity to be fully heard on his or her behalf in person or  
2367 | by counsel. After the hearing, the court shall make findings of  
2368 | fact and forward the findings to the court that granted the  
2369 | probation or community control and to the probationer or  
2370 | offender or his or her attorney. The findings of fact by the



2371 hearing court are binding on the court that granted the  
2372 probation or community control. Upon the probationer or offender  
2373 being brought before it, the court that granted the probation or  
2374 community control may revoke, modify, or continue the probation  
2375 or community control or may place the probationer into community  
2376 control as provided in this section. However, the probationer or  
2377 offender shall not be released and shall not be admitted to  
2378 bail, but shall be brought before the court that granted the  
2379 probation or community control if any violation of felony  
2380 probation or community control other than a failure to pay costs  
2381 or fines or make restitution payments is alleged to have been  
2382 committed by:

2383 (a) A violent felony offender of special concern, as  
2384 defined in this section;

2385 (b) A person who is on felony probation or community  
2386 control for any offense committed on or after the effective date  
2387 of this act and who is arrested for a qualifying offense as  
2388 defined in this section; or

2389 (c) A person who is on felony probation or community  
2390 control and has previously been found by a court to be a  
2391 habitual violent felony offender as defined in s. 775.084(1)(b),  
2392 a three-time violent felony offender as defined in s.  
2393 775.084(1)(c), or a sexual predator under s. 775.21, and who is  
2394 arrested for committing a qualifying offense as defined in this  
2395 section on or after the effective date of this act.

2396 Section 23. For the purpose of incorporating the



2397 amendments made by this act to sections 775.21, 943.0435, and  
2398 944.607, Florida Statutes, in references thereto, section  
2399 948.063, Florida Statutes, is reenacted to read:

2400 948.063 Violations of probation or community control by  
2401 designated sexual offenders and sexual predators.—

2402 (1) If probation or community control for any felony  
2403 offense is revoked by the court pursuant to s. 948.06(2)(e) and  
2404 the offender is designated as a sexual offender pursuant to s.  
2405 943.0435 or s. 944.607 or as a sexual predator pursuant to s.  
2406 775.21 for unlawful sexual activity involving a victim 15 years  
2407 of age or younger and the offender is 18 years of age or older,  
2408 and if the court imposes a subsequent term of supervision  
2409 following the revocation of probation or community control, the  
2410 court must order electronic monitoring as a condition of the  
2411 subsequent term of probation or community control.

2412 (2) If the probationer or offender is required to register  
2413 as a sexual predator under s. 775.21 or as a sexual offender  
2414 under s. 943.0435 or s. 944.607 for unlawful sexual activity  
2415 involving a victim 15 years of age or younger and the  
2416 probationer or offender is 18 years of age or older and has  
2417 violated the conditions of his or her probation or community  
2418 control, but the court does not revoke the probation or  
2419 community control, the court shall nevertheless modify the  
2420 probation or community control to include electronic monitoring  
2421 for any probationer or offender not then subject to electronic  
2422 monitoring.





2423 Section 24. For the purpose of incorporating the amendment  
2424 made by this act to section 943.0435, Florida Statutes, in a  
2425 reference thereto, paragraph (c) of subsection (10) of section  
2426 944.607, Florida Statutes, is reenacted to read:

2427 944.607 Notification to Department of Law Enforcement of  
2428 information on sexual offenders.—

2429 (10)

2430 (c) An arrest on charges of failure to register when the  
2431 offender has been provided and advised of his or her statutory  
2432 obligations to register under s. 943.0435(2), the service of an  
2433 information or a complaint for a violation of this section, or  
2434 an arraignment on charges for a violation of this section  
2435 constitutes actual notice of the duty to register. A sexual  
2436 offender's failure to immediately register as required by this  
2437 section following such arrest, service, or arraignment  
2438 constitutes grounds for a subsequent charge of failure to  
2439 register. A sexual offender charged with the crime of failure to  
2440 register who asserts, or intends to assert, a lack of notice of  
2441 the duty to register as a defense to a charge of failure to  
2442 register shall immediately register as required by this section.  
2443 A sexual offender who is charged with a subsequent failure to  
2444 register may not assert the defense of a lack of notice of the  
2445 duty to register.

2446 Section 25. For the purpose of incorporating the amendment  
2447 made by this act to section 943.04354, Florida Statutes, in a  
2448 reference thereto, subsection (2) of section 397.4872, Florida



2449 Statutes, is reenacted to read:

2450 397.4872 Exemption from disqualification; publication.—

2451 (2) The department may exempt a person from ss. 397.487(6)  
2452 and 397.4871(5) if it has been at least 3 years since the person  
2453 has completed or been lawfully released from confinement,  
2454 supervision, or sanction for the disqualifying offense. An  
2455 exemption from the disqualifying offenses may not be given under  
2456 any circumstances for any person who is a:

2457 (a) Sexual predator pursuant to s. 775.21;

2458 (b) Career offender pursuant to s. 775.261; or

2459 (c) Sexual offender pursuant to s. 943.0435, unless the  
2460 requirement to register as a sexual offender has been removed  
2461 pursuant to s. 943.04354.

2462 Section 26. For the purpose of incorporating the amendment  
2463 made by this act to section 943.04354, Florida Statutes, in a  
2464 reference thereto, paragraph (b) of subsection (4) of section  
2465 435.07, Florida Statutes, is reenacted to read:

2466 435.07 Exemptions from disqualification.—Unless otherwise  
2467 provided by law, the provisions of this section apply to  
2468 exemptions from disqualification for disqualifying offenses  
2469 revealed pursuant to background screenings required under this  
2470 chapter, regardless of whether those disqualifying offenses are  
2471 listed in this chapter or other laws.

2472 (4)

2473 (b) Disqualification from employment under this chapter  
2474 may not be removed from, nor may an exemption be granted to, any



2475 person who is a:

- 2476 1. Sexual predator as designated pursuant to s. 775.21;
- 2477 2. Career offender pursuant to s. 775.261; or
- 2478 3. Sexual offender pursuant to s. 943.0435, unless the
- 2479 requirement to register as a sexual offender has been removed
- 2480 pursuant to s. 943.04354.

2481 Section 27. For the purpose of incorporating the  
 2482 amendments made by this act to sections 944.606 and 944.607,  
 2483 Florida Statutes, in references thereto, section 775.25, Florida  
 2484 Statutes, is reenacted to read:

2485 775.25 Prosecutions for acts or omissions.—A sexual  
 2486 predator or sexual offender who commits any act or omission in  
 2487 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.  
 2488 944.607, or former s. 947.177 may be prosecuted for the act or  
 2489 omission in the county in which the act or omission was  
 2490 committed, in the county of the last registered address of the  
 2491 sexual predator or sexual offender, in the county in which the  
 2492 conviction occurred for the offense or offenses that meet the  
 2493 criteria for designating a person as a sexual predator or sexual  
 2494 offender, in the county where the sexual predator or sexual  
 2495 offender was released from incarceration, or in the county of  
 2496 the intended address of the sexual predator or sexual offender  
 2497 as reported by the predator or offender prior to his or her  
 2498 release from incarceration. In addition, a sexual predator may  
 2499 be prosecuted for any such act or omission in the county in  
 2500 which he or she was designated a sexual predator.



2501 Section 28. For the purpose of incorporating the amendment  
2502 made by this act to section 944.607, Florida Statutes, in a  
2503 reference thereto, subsection (2) of section 775.24, Florida  
2504 Statutes, is reenacted to read:

2505 775.24 Duty of the court to uphold laws governing sexual  
2506 predators and sexual offenders.—

2507 (2) If a person meets the criteria in this chapter for  
2508 designation as a sexual predator or meets the criteria in s.  
2509 943.0435, s. 944.606, s. 944.607, or any other law for  
2510 classification as a sexual offender, the court may not enter an  
2511 order, for the purpose of approving a plea agreement or for any  
2512 other reason, which:

2513 (a) Exempts a person who meets the criteria for  
2514 designation as a sexual predator or classification as a sexual  
2515 offender from such designation or classification, or exempts  
2516 such person from the requirements for registration or community  
2517 and public notification imposed upon sexual predators and sexual  
2518 offenders;

2519 (b) Restricts the compiling, reporting, or release of  
2520 public records information that relates to sexual predators or  
2521 sexual offenders; or

2522 (c) Prevents any person or entity from performing its  
2523 duties or operating within its statutorily conferred authority  
2524 as such duty or authority relates to sexual predators or sexual  
2525 offenders.

2526 Section 29. For the purpose of incorporating the amendment



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2527 made by this act to section 944.607, Florida Statutes, in a  
2528 reference thereto, subsection (7) of section 944.608, Florida  
2529 Statutes, is reenacted to read:

2530 944.608 Notification to Department of Law Enforcement of  
2531 information on career offenders.—

2532 (7) A career offender who is under the supervision of the  
2533 department but who is not incarcerated shall, in addition to the  
2534 registration requirements provided in subsection (3), register  
2535 in the manner provided in s. 775.261(4)(c), unless the career  
2536 offender is a sexual predator, in which case he or she shall  
2537 register as required under s. 775.21, or is a sexual offender,  
2538 in which case he or she shall register as required in s.

2539 944.607. A career offender who fails to comply with the  
2540 requirements of s. 775.261(4) is subject to the penalties  
2541 provided in s. 775.261(8).

2542 Section 30. This act shall take effect October 1, 2016.