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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    making technical changes; amending s. 943.0435, F.S.;  
18    revising definitions; revising the reporting and  
19    registering requirements imposed upon a sexual  
20    offender to conform provisions to changes made by the  
21    act; deleting provisions of applicability; amending s.  
22    943.04354, F.S.; modifying the list of offenses for  
23    which a sexual offender or sexual predator must be  
24    considered by the department for removal from  
25    registration requirements; deleting from the list a  
26    conviction or adjudication of delinquency for sexual  
27    battery; specifying the appropriate venue for a  
28    defendant to move the circuit court to remove the  
29    requirement to register as a sexual offender or sexual

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30 predator; amending s. 944.606, F.S.; revising  
31 definitions; revising the information that the  
32 Department of Law Enforcement is required to provide  
33 about a sexual offender upon his or her release from  
34 incarceration; conforming provisions to changes made  
35 by the act; amending s. 944.607, F.S.; revising  
36 definitions; conforming provisions to changes made by  
37 the act; amending s. 985.481, F.S.; revising  
38 definitions; conforming provisions to changes made by  
39 the act; amending s. 985.4815, F.S.; revising  
40 definitions; revising the reporting and registering  
41 requirements imposed upon a sexual offender to conform  
42 provisions to changes made by the act; amending ss.  
43 92.55, 775.0862, 943.0515, 947.1405, 948.30, 948.31,  
44 1012.315, and 1012.467, F.S.; conforming cross-  
45 references; reenacting s. 938.085, F.S., relating to  
46 additional costs to fund rape crisis centers, to  
47 incorporate the amendment made to s. 775.21, F.S., in  
48 a reference thereto; reenacting s. 794.056(1), F.S.,  
49 relating to the Rape Crisis Program Trust Fund, to  
50 incorporate the amendments made to ss. 775.21 and  
51 943.0435, F.S., in references thereto; reenacting s.  
52 921.0022(3)(g), F.S., relating to level 7 of the  
53 offense severity ranking chart of the Criminal  
54 Punishment Code, to incorporate the amendments made to  
55 ss. 775.21, 943.0435, 944.607, and 985.4815, F.S., in  
56 references thereto; reenacting s. 985.04(6)(b), F.S.,  
57 relating to confidential information, to incorporate  
58 the amendments made to ss. 775.21, 943.0435, 944.606,

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59 944.607, 985.481, and 985.4815, F.S., in references  
60 thereto; reenacting ss. 322.141(3) and (4), 948.06(4),  
61 and 948.063, F.S., relating to color or markings of  
62 certain licenses or identification cards, probation or  
63 community control, and violations of probation or  
64 community control by designated sexual offenders and  
65 sexual predators, respectively, to incorporate the  
66 amendments made to ss. 775.21, 943.0435, and 944.607,  
67 F.S., in references thereto; reenacting s.  
68 944.607(10)(c), F.S., relating to notification to the  
69 Department of Law Enforcement of information on sexual  
70 offenders, to incorporate the amendment made to s.  
71 943.0435, F.S., in a reference thereto; reenacting ss.  
72 397.4872(2) and 435.07(4)(b), F.S., relating to  
73 exemptions from disqualification, to incorporate the  
74 amendment made to s. 943.04354, F.S., in references  
75 thereto; reenacting s. 775.25, F.S., relating to  
76 prosecutions for acts or omissions, to incorporate the  
77 amendments made to ss. 944.606 and 944.607, F.S., in  
78 references thereto; reenacting ss. 775.24(2) and  
79 944.608(7), F.S., relating to duty of the court to  
80 uphold laws governing sexual predators and sexual  
81 offenders and notification to the Department of Law  
82 Enforcement of information on career offenders,  
83 respectively, to incorporate the amendment made to s.  
84 944.607, F.S., in references thereto; providing an  
85 effective date.

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

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88

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

96 775.21 The Florida Sexual Predators Act.—

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

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

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

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

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

113 (e) "Conviction" means a determination of guilt which is  
114 the result of a trial or the entry of a plea of guilty or nolo  
115 contendere, regardless of whether adjudication is withheld. A  
116 conviction for a similar offense includes, but is not limited

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117 to, a conviction by a federal or military tribunal, including  
118 courts-martial conducted by the Armed Forces of the United  
119 States, and includes a conviction or entry of a plea of guilty  
120 or nolo contendere resulting in a sanction in any state of the  
121 United States or other jurisdiction. A sanction includes, but is  
122 not limited to, a fine, probation, community control, parole,  
123 conditional release, control release, or incarceration in a  
124 state prison, federal prison, private correctional facility, or  
125 local detention facility.

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

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

129 (h) "Entering the county" includes being discharged from a  
130 correctional facility or jail or secure treatment facility  
131 within the county or being under supervision within the county  
132 for the commission of a violation enumerated in subsection (4).

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

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

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146 birth, Social Security number, ~~or~~ personal identification number  
147 (PIN), URL, or application software used for utility, banking,  
148 retail, or medical purposes. Voluntary disclosure by a sexual  
149 predator or sexual offender of his or her date of birth, Social  
150 Security number, or PIN as an Internet identifier waives the  
151 disclosure exemption in this paragraph for such personal  
152 information.

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

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

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

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

172 (n)~~(m)~~ "Transient residence" means a county where a person  
173 lives, remains, or is located for a period of 5 or more days in  
174 the aggregate during a calendar year and which is not the

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175 person's permanent or temporary address. The term includes, but  
176 is not limited to, a place where the person sleeps or seeks  
177 shelter and a location that has no specific street address.

178 (o)~~(n)~~ "Vehicles owned" means any motor vehicle as defined  
179 in s. 320.01, which is registered, coregistered, leased, titled,  
180 or rented by a sexual predator or sexual offender; a rented  
181 vehicle that a sexual predator or sexual offender is authorized  
182 to drive; or a vehicle for which a sexual predator or sexual  
183 offender is insured as a driver. The term also includes any  
184 motor vehicle as defined in s. 320.01, which is registered,  
185 coregistered, leased, titled, or rented by a person or persons  
186 residing at a sexual predator's or sexual offender's permanent  
187 residence for 5 or more consecutive days.

188 (4) SEXUAL PREDATOR CRITERIA.—

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

194 1. The felony is:

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

200 b. Any felony violation, or any attempt thereof, of s.  
201 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
202 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
203 ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),

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204 or (g); former s. 787.06(3) (h); s. 794.011, excluding s.  
205 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
206 800.04; s. 810.145(8) (b); s. 825.1025; s. 827.071; s. 847.0135,  
207 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
208 985.701(1); or a violation of a similar law of another  
209 jurisdiction, and the offender has previously been convicted of  
210 or found to have committed, or has pled nolo contendere or  
211 guilty to, regardless of adjudication, any violation of s.  
212 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
213 787.025(2) (c), where the victim is a minor ~~and the defendant is~~  
214 ~~not the victim's parent or guardian~~; s. 787.06(3) (b), (d), (f),  
215 or (g); former s. 787.06(3) (h); s. 794.011, excluding s.  
216 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
217 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
218 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
219 985.701(1); or a violation of a similar law of another  
220 jurisdiction;

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

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

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

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

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233           2. The offender was administratively registered as a sexual  
234 predator because the Department of Corrections, the department,  
235 or any other law enforcement agency obtained information that  
236 indicated that the offender met the criteria for designation as  
237 a sexual predator based on a violation of a similar law in  
238 another jurisdiction,

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

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

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

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

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

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

283 3. If the Department of Corrections, the department, or any  
284 other law enforcement agency obtains information which indicates  
285 that an offender who establishes or maintains a permanent,  
286 temporary, or transient residence in this state meets the sexual  
287 predator criteria described in paragraph (4) (a) or paragraph  
288 (4) (d) because the offender was civilly committed or committed a  
289 similar violation in another jurisdiction on or after October 1,  
290 1993, the Department of Corrections, the department, or the law

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291 enforcement agency shall notify the state attorney of the county  
292 where the offender establishes or maintains a permanent,  
293 temporary, or transient residence of the offender's presence in  
294 the community. The state attorney shall file a petition with the  
295 criminal division of the circuit court for the purpose of  
296 holding a hearing to determine if the offender's criminal record  
297 or record of civil commitment from another jurisdiction meets  
298 the sexual predator criteria. If the court finds that the  
299 offender meets the sexual predator criteria because the offender  
300 has violated a similar law or similar laws in another  
301 jurisdiction, the court shall make a written finding that the  
302 offender is a sexual predator.

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

314 (b) If a sexual predator is not sentenced to a term of  
315 imprisonment, the clerk of the court shall ensure that the  
316 sexual predator's fingerprints are taken and forwarded to the  
317 department within 48 hours after the court renders its written  
318 sexual predator finding. The fingerprints shall be clearly  
319 marked, "Sexual Predator Registration." The clerk of the court

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320 that convicts and sentences the sexual predator for the offense  
321 or offenses described in subsection (4) shall forward to the  
322 department and to the Department of Corrections a certified copy  
323 of any order entered by the court imposing any special condition  
324 or restriction on the sexual predator that restricts or  
325 prohibits access to the victim, if the victim is a minor, or to  
326 other minors.

327 (6) REGISTRATION.—

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

331 1. Name; social security number; age; race; sex; date of  
332 birth; height; weight; tattoos or other identifying marks; hair  
333 and eye color; photograph; address of legal residence and  
334 address of any current temporary residence, within the state or  
335 out of state, including a rural route address and a post office  
336 box; if no permanent or temporary address, any transient  
337 residence within the state; address, location or description,  
338 and dates of any current or known future temporary residence  
339 within the state or out of state; all electronic mail addresses  
340 and all Internet identifiers required to be provided pursuant to  
341 subparagraph (g)5.; all home telephone numbers and cellular  
342 telephone numbers required to be provided pursuant to  
343 subparagraph (g)5.; ~~date and place of any employment information~~  
344 required to be provided pursuant to subparagraph (g)5.; the  
345 make, model, color, vehicle identification number (VIN), and  
346 license tag number of all vehicles owned; date and place of each  
347 conviction; fingerprints; palm prints; and a brief description  
348 of the crime or crimes committed by the offender. A post office

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349 box may not be provided in lieu of a physical residential  
350 address. The sexual predator shall produce his or her passport,  
351 if he or she has a passport, and, if he or she is an alien,  
352 shall produce or provide information about documents  
353 establishing his or her immigration status. The sexual predator  
354 shall also provide information about any professional licenses  
355 he or she has.

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

370 b. If the sexual predator is enrolled or, employed, whether  
371 for compensation or as a volunteer ~~volunteering, or carrying on~~  
372 ~~a vocation~~ at an institution of higher education in this state,  
373 the sexual predator shall also provide to the department  
374 pursuant to subparagraph (g)5. the name, address, and county of  
375 each institution, including each campus attended, and the sexual  
376 predator's enrollment, volunteer, or employment status. ~~Each~~  
377 ~~change in enrollment, volunteer, or employment status must be~~

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378 ~~reported in person at the sheriff's office, or the Department of~~  
 379 ~~Corrections if the sexual predator is in the custody or control~~  
 380 ~~of or under the supervision of the Department of Corrections,~~  
 381 ~~within 48 hours after any change in status.~~ The sheriff, ~~or~~ the  
 382 Department of Corrections, or the Department of Juvenile Justice  
 383 shall promptly notify each institution of higher education of  
 384 the sexual predator's presence and any change in the sexual  
 385 predator's enrollment, volunteer, or 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

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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 1.7 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 license,  
429 renew a Florida driver license, or secure an identification  
430 card. The sexual predator shall identify himself or herself as a  
431 sexual predator who is required to comply with this section,  
432 provide his or her place of permanent, temporary, or transient  
433 residence, including a rural route address and a post office  
434 box, and submit to the taking of a photograph for use in issuing  
435 a driver license, a renewed license, or an identification card,

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436 and for use by the department in maintaining current records of  
437 sexual predators. A post office box may not be provided in lieu  
438 of a physical residential address. If the sexual predator's  
439 place of residence is a motor vehicle, trailer, mobile home, or  
440 manufactured home, as defined in chapter 320, the sexual  
441 predator shall also provide to the Department of Highway Safety  
442 and Motor Vehicles the vehicle identification number; the  
443 license tag number; the registration number; and a description,  
444 including color scheme, of the motor vehicle, trailer, mobile  
445 home, or manufactured home. If a sexual predator's place of  
446 residence is a vessel, live-aboard vessel, or houseboat, as  
447 defined in chapter 327, the sexual predator shall also provide  
448 to the Department of Highway Safety and Motor Vehicles the hull  
449 identification number; the manufacturer's serial number; the  
450 name of the vessel, live-aboard vessel, or houseboat; the  
451 registration number; and a description, including color scheme,  
452 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

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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

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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, temporary,

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

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

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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 permanent,  
574 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

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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

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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

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

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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 to  
689 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

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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

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

736 856.022 Loitering or prowling by certain offenders in close  
737 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

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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 person  
780 fails to:

781 1. Provide ~~unless the person had previously provided~~  
782 written notification of his or her intent to be present to the  
783 school board, superintendent, principal, or child care facility

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784 owner;

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

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

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

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

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

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

807 943.0435 Sexual offenders required to register with the  
808 department; penalty.—

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

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

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813 a.(I) Has been convicted of committing, or attempting,  
814 soliciting, or conspiring to commit, any of the criminal  
815 offenses proscribed in the following statutes in this state or  
816 similar offenses in another jurisdiction: s. 393.135(2); s.  
817 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
818 the victim is a minor ~~and the defendant is not the victim's~~  
819 ~~parent or guardian~~; s. 787.06(3)(b), (d), (f), or (g); former s.  
820 787.06(3)(h); s. 794.011, excluding s. 794.011(10); s. 794.05;  
821 former s. 796.03; former s. 796.035; s. 800.04; s. 810.145(8);  
822 s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
823 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s.  
824 916.1075(2); or s. 985.701(1); or any similar offense committed  
825 in this state which has been redesignated from a former statute  
826 number to one of those listed in this sub-sub-subparagraph; and

827 (II) Has been released on or after October 1, 1997, from  
828 the sanction imposed for any conviction of an offense described  
829 in sub-sub-subparagraph (I). For purposes of sub-sub-  
830 subparagraph (I), a sanction imposed in this state or in any  
831 other jurisdiction includes, but is not limited to, a fine,  
832 probation, community control, parole, conditional release,  
833 control release, or incarceration in a state prison, federal  
834 prison, private correctional facility, or local detention  
835 facility;

836 b. Establishes or maintains a residence in this state and  
837 who has not been designated as a sexual predator by a court of  
838 this state but who has been designated as a sexual predator, as  
839 a sexually violent predator, or by another sexual offender  
840 designation in another state or jurisdiction and was, as a  
841 result of such designation, subjected to registration or

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842 community or public notification, or both, or would be if the  
843 person were a resident of that state or jurisdiction, without  
844 regard to whether the person otherwise meets the criteria for  
845 registration as a sexual offender;

846 c. Establishes or maintains a residence in this state who  
847 is in the custody or control of, or under the supervision of,  
848 any other state or jurisdiction as a result of a conviction for  
849 committing, or attempting, soliciting, or conspiring to commit,  
850 any of the criminal offenses proscribed in the following  
851 statutes or similar offense in another jurisdiction: s.  
852 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
853 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
854 ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),  
855 or (g); former s. 787.06(3)(h); s. 794.011, excluding s.  
856 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
857 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s.  
858 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s.  
859 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar  
860 offense committed in this state which has been redesignated from  
861 a former statute number to one of those listed in this sub-  
862 subparagraph; or

863 d. On or after July 1, 2007, has been adjudicated  
864 delinquent for committing, or attempting, soliciting, or  
865 conspiring to commit, any of the criminal offenses proscribed in  
866 the following statutes in this state or similar offenses in  
867 another jurisdiction when the juvenile was 14 years of age or  
868 older at the time of the offense:

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

870 (II) Section 800.04(4)(a)2. where the victim is under 12

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871 years of age or where the court finds sexual activity by the use  
872 of force or coercion;

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

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

877 (V) Any similar offense committed in this state which has  
878 been redesignated from a former statute number to one of those  
879 listed in this sub-subparagraph.

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

883  
884 For each violation of a qualifying offense listed in this  
885 subsection, except for a violation of s. 794.011, the court  
886 shall make a written finding of the age of the victim at the  
887 time of the offense. For a violation of s. 800.04(4), the court  
888 shall also make a written finding indicating whether the offense  
889 involved sexual activity and indicating whether the offense  
890 involved force or coercion. For a violation of s. 800.04(5), the  
891 court shall also make a written finding that the offense did or  
892 did not involve unclothed genitals or genital area and that the  
893 offense did or did not involve the use of force or coercion.

894 (b) "Convicted" means that there has been a determination  
895 of guilt as a result of a trial or the entry of a plea of guilty  
896 or nolo contendere, regardless of whether adjudication is  
897 withheld, and includes an adjudication of delinquency of a  
898 juvenile as specified in this section. Conviction of a similar  
899 offense includes, but is not limited to, a conviction by a

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900 federal or military tribunal, including courts-martial conducted  
901 by the Armed Forces of the United States, and includes a  
902 conviction or entry of a plea of guilty or nolo contendere  
903 resulting in a sanction in any state of the United States or  
904 other jurisdiction. A sanction includes, but is not limited to,  
905 a fine, probation, community control, parole, conditional  
906 release, control release, or incarceration in a state prison,  
907 federal prison, private correctional facility, or local  
908 detention facility.

909 (f)~~(e)~~ "Permanent residence," "temporary residence," and  
910 "transient residence" have the same meaning as provided ~~ascribed~~  
911 in s. 775.21.

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

916 (a)~~(e)~~ "Change in enrollment or employment status at an  
917 institution of higher education" has the same meaning as  
918 provided in s. 775.21 ~~means the commencement or termination of~~  
919 ~~enrollment or employment or a change in location of enrollment~~  
920 ~~or employment.~~

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

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

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

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

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929 (2) A sexual offender shall:

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

931 1. In the county in which the offender establishes or

932 maintains a permanent, temporary, or transient residence within

933 48 hours after:

934 a. Establishing permanent, temporary, or transient

935 residence in this state; or

936 b. Being released from the custody, control, or supervision

937 of the Department of Corrections or from the custody of a

938 private correctional facility; or

939 2. In the county where he or she was convicted within 48

940 hours after being convicted for a qualifying offense for

941 registration under this section if the offender is not in the

942 custody or control of, or under the supervision of, the

943 Department of Corrections, or is not in the custody of a private

944 correctional facility.

945

946 Any change in the information required to be provided pursuant

947 to paragraph (b), including, but not limited to, any change in

948 the sexual offender's permanent, temporary, or transient

949 residence;i; r name;i; r electronic mail addresses;i; ~~or~~ Internet

950 identifiers; home telephone numbers and cellular telephone

951 numbers; and employment information and any change in status at

952 an institution of higher education, required to be provided

953 pursuant to paragraph (4) (e), after the sexual offender reports

954 in person at the sheriff's office, must be accomplished in the

955 manner provided in subsections (4), (7), and (8).

956 (b) Provide his or her name; date of birth; social security

957 number; race; sex; height; weight; hair and eye color; tattoos

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958 or other identifying marks; fingerprints; palm prints;  
959 photograph; ~~occupation and place of employment~~ information  
960 required to be provided pursuant to paragraph (4) (e); address of  
961 permanent or legal residence or address of any current temporary  
962 residence, within the state or out of state, including a rural  
963 route address and a post office box; if no permanent or  
964 temporary address, any transient residence within the state,  
965 address, location or description, and dates of any current or  
966 known future temporary residence within the state or out of  
967 state; the make, model, color, vehicle identification number  
968 (VIN), and license tag number of all vehicles owned; all home  
969 telephone numbers and cellular telephone numbers required to be  
970 provided pursuant to paragraph (4) (e); all electronic mail  
971 addresses and all Internet identifiers required to be provided  
972 pursuant to paragraph (4) (e); date and place of each conviction;  
973 and a brief description of the crime or crimes committed by the  
974 offender. A post office box may not be provided in lieu of a  
975 physical residential address. The sexual offender shall also  
976 produce his or her passport, if he or she has a passport, and,  
977 if he or she is an alien, shall produce or provide information  
978 about documents establishing his or her immigration status. The  
979 sexual offender shall also provide information about any  
980 professional licenses he or she has.

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

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987 of the motor vehicle, trailer, mobile home, or manufactured  
988 home. If the sexual offender's place of residence is a vessel,  
989 live-aboard vessel, or houseboat, as defined in chapter 327, the  
990 sexual offender shall also provide to the department written  
991 notice of the hull identification number; the manufacturer's  
992 serial number; the name of the vessel, live-aboard vessel, or  
993 houseboat; the registration number; and a description, including  
994 color scheme, of the vessel, live-aboard vessel, or houseboat.

995 2. If the sexual offender is enrolled or, employed, whether  
996 for compensation or as a volunteer ~~volunteering, or carrying on~~  
997 ~~a vocation~~ at an institution of higher education in this state,  
998 the sexual offender shall also provide to the department  
999 pursuant to paragraph (4) (e) ~~through the sheriff's office~~ the  
1000 name, address, and county of each institution, including each  
1001 campus attended, and the sexual offender's enrollment,  
1002 volunteer, or employment status. ~~Each change in enrollment,~~  
1003 ~~volunteer, or employment status must be reported in person at~~  
1004 ~~the sheriff's office, within 48 hours after any change in~~  
1005 ~~status.~~ The sheriff, the Department of Corrections, or the  
1006 Department of Juvenile Justice shall promptly notify each  
1007 institution of higher education of the sexual offender's  
1008 presence and any change in the sexual offender's enrollment,  
1009 volunteer, or employment status.

1010 3. A sexual offender shall report in person to the  
1011 sheriff's office within 48 hours after any change in vehicles  
1012 owned to report those vehicle information changes.

1013 (c) Provide any other information determined necessary by  
1014 the department, including criminal and corrections records;  
1015 nonprivileged personnel and treatment records; and evidentiary

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1016 genetic markers, when available.

1017

1018 When a sexual offender reports at the sheriff's office, the  
1019 sheriff shall take a photograph, a set of fingerprints, and palm  
1020 prints of the offender and forward the photographs, palm prints,  
1021 and fingerprints to the department, along with the information  
1022 provided by the sexual offender. The sheriff shall promptly  
1023 provide to the department the information received from the  
1024 sexual offender.

1025 (4) (a) Each time a sexual offender's driver license or  
1026 identification card is subject to renewal, and, without regard  
1027 to the status of the offender's driver license or identification  
1028 card, within 48 hours after any change in the offender's  
1029 permanent, temporary, or transient residence or change in the  
1030 offender's name by reason of marriage or other legal process,  
1031 the offender shall report in person to a driver license office,  
1032 and is subject to the requirements specified in subsection (3).  
1033 The Department of Highway Safety and Motor Vehicles shall  
1034 forward to the department all photographs and information  
1035 provided by sexual offenders. Notwithstanding the restrictions  
1036 set forth in s. 322.142, the Department of Highway Safety and  
1037 Motor Vehicles may release a reproduction of a color-photograph  
1038 or digital-image license to the Department of Law Enforcement  
1039 for purposes of public notification of sexual offenders as  
1040 provided in this section and ss. 943.043 and 944.606. A sexual  
1041 offender who is unable to secure or update a driver license or  
1042 an identification card with the Department of Highway Safety and  
1043 Motor Vehicles as provided in subsection (3) and this subsection  
1044 shall also report any change in the sexual offender's permanent,

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1045 temporary, or transient residence or change in the offender's  
1046 name by reason of marriage or other legal process within 48  
1047 hours after the change to the sheriff's office in the county  
1048 where the offender resides or is located and provide  
1049 confirmation that he or she reported such information to the  
1050 Department of Highway Safety and Motor Vehicles. The reporting  
1051 requirements under this paragraph do not negate the requirement  
1052 for a sexual offender to obtain a Florida driver license or an  
1053 identification card as required in this section.

1054 (e)1. A sexual offender shall register all electronic mail  
1055 addresses and Internet identifiers with the department through  
1056 the department's online system or in person at the sheriff's  
1057 office before using such electronic mail addresses and Internet  
1058 identifiers. If the sexual offender is in the custody or  
1059 control, or under the supervision, of the Department of  
1060 Corrections, he or she must report all electronic mail addresses  
1061 and Internet identifiers to the Department of Corrections before  
1062 using such electronic mail addresses or Internet identifiers. If  
1063 the sexual offender is in the custody or control, or under the  
1064 supervision, of the Department of Juvenile Justice, he or she  
1065 must report all electronic mail addresses and Internet  
1066 identifiers to the Department of Juvenile Justice before using  
1067 such electronic mail addresses or Internet identifiers.

1068 2. A sexual offender shall register all changes to home  
1069 telephone numbers and cellular telephone numbers, including  
1070 added and deleted numbers, all changes to employment  
1071 information, and all changes in status related to enrollment,  
1072 volunteering, or employment at institutions of higher education,  
1073 through the department's online system; in person at the

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1074 sheriff's office; in person at the Department of Corrections if  
1075 the sexual offender is in the custody or control, or under the  
1076 supervision, of the Department of Corrections; or in person at  
1077 the Department of Juvenile Justice if the sexual offender is in  
1078 the custody or control, or under the supervision, of the  
1079 Department of Juvenile Justice. All changes required to be  
1080 reported under this subparagraph must be reported within 48  
1081 hours after the change.

1082 3. The department shall establish an online system through  
1083 which sexual offenders may securely access, submit, and update  
1084 all changes in status to electronic mail address and Internet  
1085 identifier information, home telephone numbers and cellular  
1086 telephone numbers, employment information, and institution of  
1087 higher education information.

1088 (7) A sexual offender who intends to establish a permanent,  
1089 temporary, or transient residence in another state or  
1090 jurisdiction other than the State of Florida shall report in  
1091 person to the sheriff of the county of current residence within  
1092 48 hours before the date he or she intends to leave this state  
1093 to establish residence in another state or jurisdiction or at  
1094 least ~~within~~ 21 days before the date he or she intends to travel  
1095 ~~before his or her planned departure date~~ if the intended  
1096 residence of 5 days or more is outside of the United States. Any  
1097 travel that is not known by the sexual offender 21 days before  
1098 the departure date must be reported in person to the sheriff's  
1099 office as soon as possible before departure. The sexual offender  
1100 shall provide to the sheriff ~~The notification must include the~~  
1101 address, municipality, county, state, and country of intended  
1102 residence. For international travel, the sexual offender shall

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1103 also provide travel information, including, but not limited to,  
1104 expected departure and return dates, flight number, airport of  
1105 departure, cruise port of departure, or any other means of  
1106 intended travel. The sheriff shall promptly provide to the  
1107 department the information received from the sexual offender.  
1108 The department shall notify the statewide law enforcement  
1109 agency, or a comparable agency, in the intended state,  
1110 jurisdiction, or country of residence of the sexual offender's  
1111 intended residence. The failure of a sexual offender to provide  
1112 his or her intended place of residence is punishable as provided  
1113 in subsection (9).

1114 (11) Except as provided in s. 943.04354, a sexual offender  
1115 shall maintain registration with the department for the duration  
1116 of his or her life unless the sexual offender has received a  
1117 full pardon or has had a conviction set aside in a  
1118 postconviction proceeding for any offense that meets the  
1119 criteria for classifying the person as a sexual offender for  
1120 purposes of registration. However, a sexual offender shall be  
1121 considered for removal of the requirement to register as a  
1122 sexual offender only if the person:

1123 (a)1. ~~Who~~ Has been lawfully released from confinement,  
1124 supervision, or sanction, whichever is later, for at least 25  
1125 years and has not been arrested for any felony or misdemeanor  
1126 offense since release, provided that the sexual offender's  
1127 requirement to register was not based upon an adult conviction:

- 1128 a. For a violation of s. 787.01 or s. 787.02;  
1129 b. For a violation of s. 794.011, excluding s. 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

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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 this

1143 state which has been redesignated from a former statute number

1144 to one of those listed in this subparagraph.~~r~~

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 a

1153 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

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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 during~~

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1190 ~~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 sexual~~  
1194 ~~offender is only sentenced to a term of supervision for the most~~  
1195 ~~recent conviction that required the offender to register as a~~  
1196 ~~sexual offender or is only subject to a period of supervision~~  
1197 ~~for that conviction, the registration period begins when the~~  
1198 ~~term or period of supervision for that conviction begins.~~

1199 ~~d. Except as provided in sub-subparagraph e., if the sexual~~  
1200 ~~offender is sentenced to a term of supervision that follows a~~  
1201 ~~term of incarceration for the most recent conviction that~~  
1202 ~~required the offender to register as a sexual offender or is~~  
1203 ~~subject to a period of supervision that follows commitment to a~~  
1204 ~~residential program for that conviction, the registration period~~  
1205 ~~begins when the term or period of supervision for that~~  
1206 ~~conviction begins.~~

1207 ~~e. If a sexual offender is sentenced to a term of more than~~  
1208 ~~25 years' supervision for the most recent conviction that~~  
1209 ~~required the offender to register as a sexual offender, the~~  
1210 ~~sexual offender may not petition for removal of the requirement~~  
1211 ~~for registration as a sexual offender until the term of~~  
1212 ~~supervision for that conviction is completed.~~

1213 (b) As defined in sub-subparagraph (1) (h) 1.b. ~~(1) (a) 1.b.~~  
1214 must maintain registration with the department for the duration  
1215 of his or her life until the person provides the department with  
1216 an order issued by the court that designated the person as a  
1217 sexual predator, as a sexually violent predator, or by another  
1218 sexual offender designation in the state or jurisdiction in

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1219 which the order was issued which states that such designation  
1220 has been removed or demonstrates to the department that such  
1221 designation, if not imposed by a court, has been removed by  
1222 operation of law or court order in the state or jurisdiction in  
1223 which the designation was made, and provided such person no  
1224 longer meets the criteria for registration as a sexual offender  
1225 under the laws of this state.

1226 (14)

1227 (b) However, a sexual offender who is required to register  
1228 as a result of a conviction for:

1229 1. Section 787.01 or s. 787.02 where the victim is a minor  
1230 ~~and the offender is not the victim's parent or guardian;~~

1231 2. Section 794.011, excluding s. 794.011(10);

1232 3. Section 800.04(4)(a)2. where the court finds the offense  
1233 involved a victim under 12 years of age or sexual activity by  
1234 the use of force or coercion;

1235 4. Section 800.04(5)(b);

1236 5. Section 800.04(5)(c)1. where the court finds molestation  
1237 involving unclothed genitals or genital area;

1238 6. Section 800.04(5)(c)2. where the court finds molestation  
1239 involving the use of force or coercion and unclothed genitals or  
1240 genital area;

1241 7. Section 800.04(5)(d) where the court finds the use of  
1242 force or coercion and unclothed genitals or genital area;

1243 8. Section 825.1025(2)(a);

1244 9.8. Any attempt or conspiracy to commit such offense;

1245 10.9. A violation of a similar law of another jurisdiction;

1246 or

1247 11.10. A violation of a similar offense committed in this

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1248 state which has been redesignated from a former statute number  
1249 to one of those listed in this paragraph,

1250

1251 must reregister each year during the month of the sexual  
1252 offender's birthday and every third month thereafter.

1253 (c) The sheriff's office may determine the appropriate  
1254 times and days for reporting by the sexual offender, which must  
1255 be consistent with the reporting requirements of this  
1256 subsection. Reregistration must include any changes to the  
1257 following information:

1258 1. Name; social security number; age; race; sex; date of  
1259 birth; height; weight; tattoos or other identifying marks; hair  
1260 and eye color; address of any permanent residence and address of  
1261 any current temporary residence, within the state or out of  
1262 state, including a rural route address and a post office box; if  
1263 no permanent or temporary address, any transient residence  
1264 within the state; address, location or description, and dates of  
1265 any current or known future temporary residence within the state  
1266 or out of state; all electronic mail addresses or Internet  
1267 identifiers required to be provided pursuant to paragraph  
1268 (4) (e); all home telephone numbers and cellular telephone  
1269 numbers required to be provided pursuant to paragraph (4) (e);  
1270 ~~date and place of any employment information required to be~~  
1271 provided pursuant to paragraph (4) (e); the make, model, color,  
1272 vehicle identification number (VIN), and license tag number of  
1273 all vehicles owned; fingerprints; palm prints; and photograph. A  
1274 post office box may not be provided in lieu of a physical  
1275 residential address. The sexual offender shall also produce his  
1276 or her passport, if he or she has a passport, and, if he or she

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1277 is an alien, shall produce or provide information about  
1278 documents establishing his or her immigration status. The sexual  
1279 offender shall also provide information about any professional  
1280 licenses he or she has.

1281 2. If the sexual offender is enrolled or, ~~volunteering,~~  
1282 employed, whether for compensation or as a volunteer, ~~or~~  
1283 ~~carrying on a vocation~~ at an institution of higher education in  
1284 this state, the sexual offender shall also provide to the  
1285 department the name, address, and county of each institution,  
1286 including each campus attended, and the sexual offender's  
1287 enrollment, volunteer, or employment status.

1288 3. If the sexual offender's place of residence is a motor  
1289 vehicle, trailer, mobile home, or manufactured home, as defined  
1290 in chapter 320, the sexual offender shall also provide the  
1291 vehicle identification number; the license tag number; the  
1292 registration number; and a description, including color scheme,  
1293 of the motor vehicle, trailer, mobile home, or manufactured  
1294 home. If the sexual offender's place of residence is a vessel,  
1295 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1296 sexual offender shall also provide the hull identification  
1297 number; the manufacturer's serial number; the name of the  
1298 vessel, live-aboard vessel, or houseboat; the registration  
1299 number; and a description, including color scheme, of the  
1300 vessel, live-aboard vessel or houseboat.

1301 4. Any sexual offender who fails to report in person as  
1302 required at the sheriff's office, who fails to respond to any  
1303 address verification correspondence from the department within 3  
1304 weeks of the date of the correspondence, who fails to report all  
1305 electronic mail addresses and all Internet identifiers before

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1306 ~~prior to~~ use, or who knowingly provides false registration  
1307 information by act or omission commits a felony of the third  
1308 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1309 775.084.

1310 Section 4. Subsections (1) and (2) of section 943.04354,  
1311 Florida Statutes, are amended to read:

1312 943.04354 Removal of the requirement to register as a  
1313 sexual offender or sexual predator in special circumstances.—

1314 (1) For purposes of this section, a person shall be  
1315 considered for removal of the requirement to register as a  
1316 sexual offender or sexual predator only if the person:

1317 (a) Was convicted, regardless of adjudication, or  
1318 adjudicated delinquent of a violation of ~~s. 794.011~~, s. 800.04,  
1319 s. 827.071, or s. 847.0135(5) or of a similar offense in another  
1320 jurisdiction and if the person does not have any other  
1321 conviction, regardless of adjudication, or adjudication of  
1322 delinquency for a violation of s. 794.011, s. 800.04, s.  
1323 827.071, or s. 847.0135(5) or for a similar offense in another  
1324 jurisdiction;

1325 (b)1. Was convicted, regardless of adjudication, or  
1326 adjudicated delinquent of an offense listed in paragraph (a) and  
1327 is required to register as a sexual offender or sexual predator  
1328 solely on the basis of this conviction or adjudication; or

1329 2. Was convicted, regardless of adjudication, or  
1330 adjudicated delinquent of an offense in another jurisdiction  
1331 which is similar to an offense listed in paragraph (a) and no  
1332 longer meets the criteria for registration as a sexual offender  
1333 or sexual predator under the laws of the jurisdiction in which  
1334 the similar offense occurred; and

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1335 (c) Is not more than 4 years older than the victim of this  
1336 violation who was 13 years of age or older but younger than 18  
1337 years of age at the time the person committed this violation.

1338 (2) (a) If a person meets the criteria in subsection (1),  
1339 the person may, for the purpose of removing the requirement that  
1340 he or she register as a sexual offender or sexual predator, move  
1341 the criminal division of the circuit court of the circuit:

1342 1. the person may move the criminal division of the circuit  
1343 court of the circuit Where the conviction or adjudication for  
1344 the qualifying offense occurred for a conviction in this state;

1345 2. Where the sexual offender or sexual predator resides for  
1346 a conviction for a violation of similar law of another  
1347 jurisdiction; or

1348 3. Where the sexual offender or sexual predator last  
1349 resided for a sexual offender or sexual predator with a  
1350 conviction of a violation of a similar law of another  
1351 jurisdiction who no longer resides in this state ~~to remove the~~  
1352 ~~requirement that the person register as a sexual offender or~~  
1353 ~~sexual predator.~~

1354 (b) The person must allege in the motion that he or she  
1355 meets the criteria in subsection (1) and that removal of the  
1356 registration requirement will not conflict with federal law that  
1357 requires that the sexual act be consensual, notwithstanding the  
1358 age of the victim. A person convicted or adjudicated delinquent  
1359 of an offense in another jurisdiction which is similar to an  
1360 offense listed in paragraph (1)(a) must provide the court  
1361 written confirmation that he or she is not required to register  
1362 in the jurisdiction in which the conviction or adjudication  
1363 occurred. The state attorney and the department must be given

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1364 notice of the motion at least 21 days before the date of  
1365 sentencing, disposition of the violation, or hearing on the  
1366 motion and may present evidence in opposition to the requested  
1367 relief or may otherwise demonstrate why the motion should be  
1368 denied. At sentencing, disposition of the violation, or hearing  
1369 on the motion, the court shall rule on the motion, and, if the  
1370 court determines the person meets the criteria in subsection (1)  
1371 and the removal of the registration requirement will not  
1372 conflict with federal law that requires that the sexual act be  
1373 consensual, notwithstanding the age of the victim, it may grant  
1374 the motion and order the removal of the registration  
1375 requirement. The court shall instruct the person to provide the  
1376 department a certified copy of the order granting relief. If the  
1377 court denies the motion, the person is not authorized under this  
1378 section to file another motion for removal of the registration  
1379 requirement.

1380 Section 5. Subsection (1) of section 944.606, Florida  
1381 Statutes, is reordered and amended, and paragraph (a) of  
1382 subsection (3) of that section is amended, to read:

1383 944.606 Sexual offenders; notification upon release.—

1384 (1) As used in this section, the term:

1385 (a) "Convicted" means there has been a determination of  
1386 guilt as a result of a trial or the entry of a plea of guilty or  
1387 nolo contendere, regardless of whether adjudication is withheld.  
1388 A conviction for a similar offense includes, but is not limited  
1389 to, a conviction by a federal or military tribunal, including  
1390 courts-martial conducted by the Armed Forces of the United  
1391 States, and includes a conviction or entry of a plea of guilty  
1392 or nolo contendere resulting in a sanction in any state of the

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1393 United States or other jurisdiction. A sanction includes, but is  
1394 not limited to, a fine; probation; community control; parole;  
1395 conditional release; control release; or incarceration in a  
1396 state prison, federal prison, private correctional facility, or  
1397 local detention facility.

1398 (f)~~(b)~~ "Sexual offender" means a person who has been  
1399 convicted of committing, or attempting, soliciting, or  
1400 conspiring to commit, any of the criminal offenses proscribed in  
1401 the following statutes in this state or similar offenses in  
1402 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1403 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
1404 ~~the defendant is not the victim's parent or guardian~~; s.  
1405 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.  
1406 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
1407 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
1408 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
1409 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
1410 985.701(1); or any similar offense committed in this state which  
1411 has been redesignated from a former statute number to one of  
1412 those listed in this subsection, when the department has  
1413 received verified information regarding such conviction; an  
1414 offender's computerized criminal history record is not, in and  
1415 of itself, verified information.

1416 (b)~~(e)~~ "Electronic mail address" has the same meaning as  
1417 provided in s. 668.602.

1418 (c)~~(d)~~ "Internet identifier" has the same meaning as  
1419 provided in s. 775.21.

1420 (d) "Permanent residence," "temporary residence," and  
1421 "transient residence" have the same meaning as provided in s.

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1422 775.21.

1423 (e) "Professional license" has the same meaning as provided  
1424 in s. 775.21.

1425 (3) (a) The department shall provide information regarding  
1426 any sexual offender who is being released after serving a period  
1427 of incarceration for any offense, as follows:

1428 1. The department shall provide: the sexual offender's  
1429 name, any change in the offender's name by reason of marriage or  
1430 other legal process, and any alias, if known; the correctional  
1431 facility from which the sexual offender is released; the sexual  
1432 offender's social security number, race, sex, date of birth,  
1433 height, weight, and hair and eye color; tattoos or other  
1434 identifying marks; address of any planned permanent residence or  
1435 temporary residence, within the state or out of state, including  
1436 a rural route address and a post office box; if no permanent or  
1437 temporary address, any transient residence within the state;  
1438 address, location or description, and dates of any known future  
1439 temporary residence within the state or out of state; date and  
1440 county of sentence and each crime for which the offender was  
1441 sentenced; a copy of the offender's fingerprints, palm prints,  
1442 and a digitized photograph taken within 60 days before release;  
1443 the date of release of the sexual offender; all electronic mail  
1444 addresses and all Internet identifiers required to be provided  
1445 pursuant to s. 943.0435(4) (e); employment information, if known,  
1446 provided pursuant to s. 943.0435(4) (e); all home telephone  
1447 numbers and cellular telephone numbers required to be provided  
1448 pursuant to s. 943.0435(4) (e); information about any  
1449 professional licenses the offender has, if known; and passport  
1450 information, if he or she has a passport, and, if he or she is

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1451 an alien, information about documents establishing his or her  
1452 immigration status. The department shall notify the Department  
1453 of Law Enforcement if the sexual offender escapes, absconds, or  
1454 dies. If the sexual offender is in the custody of a private  
1455 correctional facility, the facility shall take the digitized  
1456 photograph of the sexual offender within 60 days before the  
1457 sexual offender's release and provide this photograph to the  
1458 Department of Corrections and also place it in the sexual  
1459 offender's file. If the sexual offender is in the custody of a  
1460 local jail, the custodian of the local jail shall register the  
1461 offender within 3 business days after intake of the offender for  
1462 any reason and upon release, and shall notify the Department of  
1463 Law Enforcement of the sexual offender's release and provide to  
1464 the Department of Law Enforcement the information specified in  
1465 this paragraph and any information specified in subparagraph 2.  
1466 that the Department of Law Enforcement requests.

1467 2. The department may provide any other information deemed  
1468 necessary, including criminal and corrections records,  
1469 nonprivileged personnel and treatment records, when available.

1470 Section 6. Subsection (1) of section 944.607, Florida  
1471 Statutes, is reordered and amended, and subsections (4) and (13)  
1472 of that section are amended, to read:

1473 944.607 Notification to Department of Law Enforcement of  
1474 information on sexual offenders.—

1475 (1) As used in this section, the term:

1476 (f)~~(a)~~ "Sexual offender" means a person who is in the  
1477 custody or control of, or under the supervision of, the  
1478 department or is in the custody of a private correctional  
1479 facility:

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1480 1. On or after October 1, 1997, as a result of a conviction  
1481 for committing, or attempting, soliciting, or conspiring to  
1482 commit, any of the criminal offenses proscribed in the following  
1483 statutes in this state or similar offenses in another  
1484 jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01, s.  
1485 787.02, or s. 787.025(2) (c), where the victim is a minor ~~and the~~  
1486 ~~defendant is not the victim's parent or guardian~~; s.  
1487 787.06(3) (b), (d), (f), or (g); former s. 787.06(3) (h); s.  
1488 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
1489 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
1490 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
1491 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
1492 985.701(1); or any similar offense committed in this state which  
1493 has been redesignated from a former statute number to one of  
1494 those listed in this paragraph; or

1495 2. Who establishes or maintains a residence in this state  
1496 and who has not been designated as a sexual predator by a court  
1497 of this state but who has been designated as a sexual predator,  
1498 as a sexually violent predator, or by another sexual offender  
1499 designation in another state or jurisdiction and was, as a  
1500 result of such designation, subjected to registration or  
1501 community or public notification, or both, or would be if the  
1502 person were a resident of that state or jurisdiction, without  
1503 regard as to whether the person otherwise meets the criteria for  
1504 registration as a sexual offender.

1505 (g) ~~(b)~~ "Vehicles owned" has the same meaning as provided in  
1506 s. 775.21.

1507 (b) ~~(e)~~ "Conviction" means a determination of guilt which is  
1508 the result of a trial or the entry of a plea of guilty or nolo

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1509 contendere, regardless of whether adjudication is withheld.  
1510 Conviction of a similar offense includes, but is not limited to,  
1511 a conviction by a federal or military tribunal, including  
1512 courts-martial conducted by the Armed Forces of the United  
1513 States, and includes a conviction or entry of a plea of guilty  
1514 or nolo contendere resulting in a sanction in any state of the  
1515 United States or other jurisdiction. A sanction includes, but is  
1516 not limited to, a fine; probation; community control; parole;  
1517 conditional release; control release; or incarceration in a  
1518 state prison, federal prison, private correctional facility, or  
1519 local detention facility.

1520 (d) "Institution of higher education" has the same meaning  
1521 as provided in s. 775.21 ~~means a career center, community~~  
1522 ~~college, college, state university, or independent postsecondary~~  
1523 ~~institution.~~

1524 ~~(a)-(e)~~ "Change in ~~enrollment or employment~~ status at an  
1525 institution of higher education" has the same meaning as  
1526 provided in s. 775.21 ~~means the commencement or termination of~~  
1527 ~~enrollment or employment or a change in location of enrollment~~  
1528 ~~or employment.~~

1529 ~~(c)-(f)~~ "Electronic mail address" has the same meaning as  
1530 provided in s. 668.602.

1531 ~~(e)-(g)~~ "Internet identifier" has the same meaning as  
1532 provided in s. 775.21.

1533 (4) A sexual offender, as described in this section, who is  
1534 under the supervision of the Department of Corrections but is  
1535 not incarcerated shall register with the Department of  
1536 Corrections within 3 business days after sentencing for a  
1537 registrable offense and otherwise provide information as

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1538 required by this subsection.

1539 (a) The sexual offender shall provide his or her name; date  
1540 of birth; social security number; race; sex; height; weight;  
1541 hair and eye color; tattoos or other identifying marks; all  
1542 electronic mail addresses and Internet identifiers required to  
1543 be provided pursuant to s. 943.0435(4) (e); employment  
1544 information required to be provided pursuant to s.  
1545 943.0435(4) (e); all home telephone numbers and cellular  
1546 telephone numbers required to be provided pursuant to s.  
1547 943.0435(4) (e); the make, model, color, vehicle identification  
1548 number (VIN), and license tag number of all vehicles owned;  
1549 permanent or legal residence and address of temporary residence  
1550 within the state or out of state while the sexual offender is  
1551 under supervision in this state, including any rural route  
1552 address or post office box; if no permanent or temporary  
1553 address, any transient residence within the state; and address,  
1554 location or description, and dates of any current or known  
1555 future temporary residence within the state or out of state. The  
1556 sexual offender shall also produce his or her passport, if he or  
1557 she has a passport, and, if he or she is an alien, shall produce  
1558 or provide information about documents establishing his or her  
1559 immigration status. The sexual offender shall also provide  
1560 information about any professional licenses he or she has. The  
1561 Department of Corrections shall verify the address of each  
1562 sexual offender in the manner described in ss. 775.21 and  
1563 943.0435. The department shall report to the Department of Law  
1564 Enforcement any failure by a sexual predator or sexual offender  
1565 to comply with registration requirements.

1566 (b) If the sexual offender is enrolled or~~r~~ employed,

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1567 whether for compensation or as a volunteer ~~volunteering, or~~  
1568 ~~carrying on a vocation~~ at an institution of higher education in  
1569 this state, the sexual offender shall provide the name, address,  
1570 and county of each institution, including each campus attended,  
1571 and the sexual offender's enrollment, volunteer, or employment  
1572 status required to be provided pursuant to s. 943.0435(4) (e).  
1573 Each change in ~~enrollment, volunteer, or employment~~ status at an  
1574 institution of higher education must be reported to the  
1575 department within 48 hours after the change in status at an  
1576 institution of higher education as provided pursuant to s.  
1577 943.0435(4) (e). The Department of Corrections shall promptly  
1578 notify each institution of the sexual offender's presence and  
1579 any change in the sexual offender's enrollment, volunteer, or  
1580 employment status.

1581 (c) A sexual offender shall report in person to the  
1582 sheriff's office within 48 hours after any change in vehicles  
1583 owned to report those vehicle information changes.

1584 (13) (a) A sexual offender must report in person each year  
1585 during the month of the sexual offender's birthday and during  
1586 the sixth month following the sexual offender's birth month to  
1587 the sheriff's office in the county in which he or she resides or  
1588 is otherwise located to reregister.

1589 (b) However, a sexual offender who is required to register  
1590 as a result of a conviction for:

- 1591 1. Section 787.01 or s. 787.02 where the victim is a minor  
1592 ~~and the offender is not the victim's parent or guardian;~~
- 1593 2. Section 794.011, excluding s. 794.011(10);
- 1594 3. Section 800.04(4) (a)2. where the victim is under 12  
1595 years of age or where the court finds sexual activity by the use

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1596 of force or coercion;

1597 4. Section 800.04(5)(b);

1598 5. Section 800.04(5)(c)1. where the court finds molestation

1599 involving unclothed genitals or genital area;

1600 6. Section 800.04(5)(c)2. where the court finds molestation

1601 involving use of force or coercion and unclothed genitals or

1602 genital area;

1603 7. Section 800.04(5)(d) where the court finds the use of

1604 force or coercion and unclothed genitals or genital area;

1605 8. Section 825.1025(2)(a);

1606 ~~9.8.~~ Any attempt or conspiracy to commit such offense;

1607 10.9. A violation of a similar law of another jurisdiction;

1608 or

1609 ~~11.10.~~ A violation of a similar offense committed in this

1610 state which has been redesignated from a former statute number

1611 to one of those listed in this paragraph,

1612

1613 must reregister each year during the month of the sexual

1614 offender's birthday and every third month thereafter.

1615 (c) The sheriff's office may determine the appropriate

1616 times and days for reporting by the sexual offender, which must

1617 be consistent with the reporting requirements of this

1618 subsection. Reregistration must include any changes to the

1619 following information:

1620 1. Name; social security number; age; race; sex; date of

1621 birth; height; weight; tattoos or other identifying marks; hair

1622 and eye color; address of any permanent residence and address of

1623 any current temporary residence, within the state or out of

1624 state, including a rural route address and a post office box; if

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1625 no permanent or temporary address, any transient residence;  
1626 address, location or description, and dates of any current or  
1627 known future temporary residence within the state or out of  
1628 state; all electronic mail addresses and Internet identifiers  
1629 required to be provided pursuant to s. 943.0435(4)(e); all home  
1630 telephone numbers and cellular telephone numbers required to be  
1631 provided pursuant to s. 943.0435(4)(e); ~~date and place of any~~  
1632 employment information required to be provided pursuant to s.  
1633 943.0435(4)(e); the make, model, color, vehicle identification  
1634 number (VIN), and license tag number of all vehicles owned;  
1635 fingerprints; palm prints; and photograph. A post office box may  
1636 not be provided in lieu of a physical residential address. The  
1637 sexual offender shall also produce his or her passport, if he or  
1638 she has a passport, and, if he or she is an alien, shall produce  
1639 or provide information about documents establishing his or her  
1640 immigration status. The sexual offender shall also provide  
1641 information about any professional licenses he or she has.

1642 2. If the sexual offender is enrolled or, employed, whether  
1643 for compensation or as a volunteer ~~volunteering, or carrying on~~  
1644 ~~a vocation~~ at an institution of higher education in this state,  
1645 the sexual offender shall also provide to the department the  
1646 name, address, and county of each institution, including each  
1647 campus attended, and the sexual offender's enrollment,  
1648 volunteer, or employment status.

1649 3. If the sexual offender's place of residence is a motor  
1650 vehicle, trailer, mobile home, or manufactured home, as defined  
1651 in chapter 320, the sexual offender shall also provide the  
1652 vehicle identification number; the license tag number; the  
1653 registration number; and a description, including color scheme,

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

1662 4. Any sexual offender who fails to report in person as  
1663 required at the sheriff's office, who fails to respond to any  
1664 address verification correspondence from the department within 3  
1665 weeks of the date of the correspondence, who fails to report all  
1666 electronic mail addresses or Internet identifiers before ~~prior~~  
1667 ~~to~~ use, or who knowingly provides false registration information  
1668 by act or omission commits a felony of the third degree,  
1669 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1670 (d) The sheriff's office shall, within 2 working days,  
1671 electronically submit and update all information provided by the  
1672 sexual offender to the Department of Law Enforcement in a manner  
1673 prescribed by that department.

1674 Section 7. Subsection (1) and paragraph (a) of subsection  
1675 (3) of section 985.481, Florida Statutes, are amended to read:

1676 985.481 Sexual offenders adjudicated delinquent;  
1677 notification upon release.—

1678 (1) As used in this section:

1679 (a) "Convicted" has the same meaning as provided in s.  
1680 943.0435.

1681 (b) "Electronic mail address" has the same meaning as  
1682 provided in s. 668.602.

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1683        (c)~~(b)~~ "Internet identifier" has the same meaning as  
1684 provided in s. 775.21.

1685        (d) "Permanent residence," "temporary residence," and  
1686 "transient residence" have the same meaning as provided in s.  
1687 775.21.

1688        (e) "Professional license" has the same meaning as provided  
1689 in s. 775.21.

1690        (f)~~(e)~~ "Sexual offender" means a person who has been  
1691 adjudicated delinquent as provided in s. 943.0435(1)(h)1.d. ~~s.~~  
1692 ~~943.0435(1)(a)1.d.~~

1693        (g)~~(d)~~ "Vehicles owned" has the same meaning as provided in  
1694 s. 775.21.

1695        (3) (a) The department shall provide information regarding  
1696 any sexual offender who is being released after serving a period  
1697 of residential commitment under the department for any offense,  
1698 as follows:

1699        1. The department shall provide the sexual offender's name,  
1700 any change in the offender's name by reason of marriage or other  
1701 legal process, and any alias, if known; the correctional  
1702 facility from which the sexual offender is released; the sexual  
1703 offender's social security number, race, sex, date of birth,  
1704 height, weight, and hair and eye color; tattoos or other  
1705 identifying marks; the make, model, color, vehicle  
1706 identification number (VIN), and license tag number of all  
1707 vehicles owned; address of any planned permanent residence or  
1708 temporary residence, within the state or out of state, including  
1709 a rural route address and a post office box; if no permanent or  
1710 temporary address, any transient residence within the state;  
1711 address, location or description, and dates of any known future

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1712 temporary residence within the state or out of state; date and  
1713 county of disposition and each crime for which there was a  
1714 disposition; a copy of the offender's fingerprints, palm prints,  
1715 and a digitized photograph taken within 60 days before release;  
1716 the date of release of the sexual offender; all home telephone  
1717 numbers and cellular telephone numbers required to be provided  
1718 pursuant to s. 943.0435(4)(e); all electronic mail addresses and  
1719 Internet identifiers required to be provided pursuant to s.  
1720 943.0435(4)(e); information about any professional licenses the  
1721 offender has, if known; and passport information, if he or she  
1722 has a passport, and, if he or she is an alien, information about  
1723 documents establishing his or her immigration status. The  
1724 department shall notify the Department of Law Enforcement if the  
1725 sexual offender escapes, absconds, or dies. If the sexual  
1726 offender is in the custody of a private correctional facility,  
1727 the facility shall take the digitized photograph of the sexual  
1728 offender within 60 days before the sexual offender's release and  
1729 also place it in the sexual offender's file. If the sexual  
1730 offender is in the custody of a local jail, the custodian of the  
1731 local jail shall register the offender within 3 business days  
1732 after intake of the offender for any reason and upon release,  
1733 and shall notify the Department of Law Enforcement of the sexual  
1734 offender's release and provide to the Department of Law  
1735 Enforcement the information specified in this subparagraph and  
1736 any information specified in subparagraph 2. which the  
1737 Department of Law Enforcement requests.

1738 2. The department may provide any other information  
1739 considered necessary, including criminal and delinquency  
1740 records, when available.

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1741 Section 8. Subsections (1), (4), and (13) of section  
1742 985.4815, Florida Statutes, are amended, and paragraph (c) of  
1743 subsection (10) is republished, to read:

1744 985.4815 Notification to Department of Law Enforcement of  
1745 information on juvenile sexual offenders.—

1746 (1) As used in this section, the term:

1747 (a) "Change in enrollment or employment status at an  
1748 institution of higher education" has the same meaning as  
1749 provided in s. 775.21 ~~means the commencement or termination of~~  
1750 ~~enrollment or employment or a change in location of enrollment~~  
1751 ~~or employment.~~

1752 (b) "Conviction" has the same meaning as provided in s.  
1753 943.0435.

1754 (c) "Electronic mail address" has the same meaning as  
1755 provided in s. 668.602.

1756 (d) ~~(e)~~ "Institution of higher education" has the same  
1757 meaning as provided in s. 775.21 ~~means a career center,~~  
1758 ~~community college, college, state university, or independent~~  
1759 ~~postsecondary institution.~~

1760 (e) ~~(d)~~ "Internet identifier" has the same meaning as  
1761 provided in s. 775.21.

1762 (f) "Permanent residence," "temporary residence," and  
1763 "transient residence" have the same meaning as provided in s.  
1764 775.21.

1765 (g) "Professional license" has the same meaning as provided  
1766 in s. 775.21.

1767 (h) ~~(e)~~ "Sexual offender" means a person who is in the care  
1768 or custody or under the jurisdiction or supervision of the  
1769 department or is in the custody of a private correctional

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1770 facility and who:

1771 1. Has been adjudicated delinquent as provided in s.  
1772 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~; or

1773 2. Establishes or maintains a residence in this state and  
1774 has not been designated as a sexual predator by a court of this  
1775 state but has been designated as a sexual predator, as a  
1776 sexually violent predator, or by another sexual offender  
1777 designation in another state or jurisdiction and was, as a  
1778 result of such designation, subjected to registration or  
1779 community or public notification, or both, or would be if the  
1780 person were a resident of that state or jurisdiction, without  
1781 regard to whether the person otherwise meets the criteria for  
1782 registration as a sexual offender.

1783 (i)~~(f)~~ "Vehicles owned" has the same meaning as provided in  
1784 s. 775.21.

1785 (4) A sexual offender, as described in this section, who is  
1786 under the supervision of the department but who is not committed  
1787 shall register with the department within 3 business days after  
1788 adjudication and disposition for a registrable offense and  
1789 otherwise provide information as required by this subsection.

1790 (a) The sexual offender shall provide his or her name; date  
1791 of birth; social security number; race; sex; height; weight;  
1792 hair and eye color; tattoos or other identifying marks; the  
1793 make, model, color, vehicle identification number (VIN), and  
1794 license tag number of all vehicles owned; permanent or legal  
1795 residence and address of temporary residence within the state or  
1796 out of state while the sexual offender is in the care or custody  
1797 or under the jurisdiction or supervision of the department in  
1798 this state, including any rural route address or post office

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1799 box; if no permanent or temporary address, any transient  
1800 residence; address, location or description, and dates of any  
1801 current or known future temporary residence within the state or  
1802 out of state; all home telephone numbers and cellular telephone  
1803 numbers required to be provided pursuant to s. 943.0435(4) (e);  
1804 all electronic mail addresses and Internet identifiers required  
1805 to be provided pursuant to s. 943.0435(4) (e); and the name and  
1806 address of each school attended. The sexual offender shall also  
1807 produce his or her passport, if he or she has a passport, and,  
1808 if he or she is an alien, shall produce or provide information  
1809 about documents establishing his or her immigration status. The  
1810 offender shall also provide information about any professional  
1811 licenses he or she has. The department shall verify the address  
1812 of each sexual offender and shall report to the Department of  
1813 Law Enforcement any failure by a sexual offender to comply with  
1814 registration requirements.

1815 (b) If the sexual offender is enrolled ~~or~~<sup>r</sup> employed,  
1816 whether for compensation or as a volunteer ~~volunteering, or~~  
1817 ~~carrying on a vocation~~ at an institution of higher education in  
1818 this state, the sexual offender shall provide the name, address,  
1819 and county of each institution, including each campus attended,  
1820 and the sexual offender's enrollment, volunteer, or employment  
1821 status. Each change in ~~enrollment, volunteer, or employment~~  
1822 status at an institution of higher education must be reported to  
1823 the department within 48 hours after the change in status at an  
1824 institution of higher education. The department shall promptly  
1825 notify each institution of the sexual offender's presence and  
1826 any change in the sexual offender's enrollment, volunteer, or  
1827 employment status.

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1828 (c) A sexual offender shall report in person to the  
1829 sheriff's office within 48 hours after any change in vehicles  
1830 owned to report those vehicle information changes.

1831 (10)

1832 (c) An arrest on charges of failure to register when the  
1833 offender has been provided and advised of his or her statutory  
1834 obligations to register under s. 943.0435(2), the service of an  
1835 information or a complaint for a violation of this section, or  
1836 an arraignment on charges for a violation of this section  
1837 constitutes actual notice of the duty to register. A sexual  
1838 offender's failure to immediately register as required by this  
1839 section following such arrest, service, or arraignment  
1840 constitutes grounds for a subsequent charge of failure to  
1841 register. A sexual offender charged with the crime of failure to  
1842 register who asserts, or intends to assert, a lack of notice of  
1843 the duty to register as a defense to a charge of failure to  
1844 register shall immediately register as required by this section.  
1845 A sexual offender who is charged with a subsequent failure to  
1846 register may not assert the defense of a lack of notice of the  
1847 duty to register.

1848 (13) (a) A sexual offender must report in person each year  
1849 during the month of the sexual offender's birthday and during  
1850 every third month thereafter to the sheriff's office in the  
1851 county in which he or she resides or is otherwise located to  
1852 reregister.

1853 (b) The sheriff's office may determine the appropriate  
1854 times and days for reporting by the sexual offender, which must  
1855 be consistent with the reporting requirements of this  
1856 subsection. Reregistration must include any changes to the

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1857 following information:

1858 1. Name; social security number; age; race; sex; date of  
1859 birth; height; weight; hair and eye color; tattoos or other  
1860 identifying marks; fingerprints; palm prints; address of any  
1861 permanent residence and address of any current temporary  
1862 residence, within the state or out of state, including a rural  
1863 route address and a post office box; if no permanent or  
1864 temporary address, any transient residence; address, location or  
1865 description, and dates of any current or known future temporary  
1866 residence within the state or out of state; passport  
1867 information, if he or she has a passport, and, if he or she is  
1868 an alien, information about documents establishing his or her  
1869 immigration status; all home telephone numbers and cellular  
1870 telephone numbers required to be provided pursuant to s.  
1871 943.0435(4)(e); all electronic mail addresses and Internet  
1872 identifiers required to be provided pursuant to s.  
1873 943.0435(4)(e); name and address of each school attended; ~~date~~  
1874 ~~and place of any~~ employment information required to be provided  
1875 pursuant to s. 943.0435(4)(e); the make, model, color, vehicle  
1876 identification number (VIN), and license tag number of all  
1877 vehicles owned; and photograph. A post office box may not be  
1878 provided in lieu of a physical residential address. The offender  
1879 shall also provide information about any professional licenses  
1880 he or she has.

1881 2. If the sexual offender is enrolled or, employed, whether  
1882 for compensation or as a volunteer ~~volunteering, or carrying on~~  
1883 ~~a vocation~~ at an institution of higher education in this state,  
1884 the sexual offender shall also provide to the department the  
1885 name, address, and county of each institution, including each

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1886 campus attended, and the sexual offender's enrollment,  
1887 volunteer, or employment status.

1888 3. If the sexual offender's place of residence is a motor  
1889 vehicle, trailer, mobile home, or manufactured home, as defined  
1890 in chapter 320, the sexual offender shall also provide the  
1891 vehicle identification number; the license tag number; the  
1892 registration number; and a description, including color scheme,  
1893 of the motor vehicle, trailer, mobile home, or manufactured  
1894 home. If the sexual offender's place of residence is a vessel,  
1895 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1896 sexual offender shall also provide the hull identification  
1897 number; the manufacturer's serial number; the name of the  
1898 vessel, live-aboard vessel, or houseboat; the registration  
1899 number; and a description, including color scheme, of the  
1900 vessel, live-aboard vessel, or houseboat.

1901 4. Any sexual offender who fails to report in person as  
1902 required at the sheriff's office, who fails to respond to any  
1903 address verification correspondence from the department within 3  
1904 weeks after the date of the correspondence, or who knowingly  
1905 provides false registration information by act or omission  
1906 commits a felony of the third degree, punishable as provided in  
1907 ss. 775.082, 775.083, and 775.084.

1908 (c) The sheriff's office shall, within 2 working days,  
1909 electronically submit and update all information provided by the  
1910 sexual offender to the Department of Law Enforcement in a manner  
1911 prescribed by that department.

1912 Section 9. Paragraph (b) of subsection (1) of section  
1913 92.55, Florida Statutes, is amended to read:

1914 92.55 Judicial or other proceedings involving victim or

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1915 witness under the age of 16, a person who has an intellectual  
1916 disability, or a sexual offense victim or witness; special  
1917 protections; use of registered service or therapy animals.-

1918 (1) For purposes of this section, the term:

1919 (b) "Sexual offense" means any offense specified in s.  
1920 775.21(4)(a)1. or s. 943.0435(1)(h)1.a.(I) ~~s.~~  
1921 ~~943.0435(1)(a)1.a.(I).~~

1922 Section 10. Subsection (2) of section 775.0862, Florida  
1923 Statutes, is amended to read:

1924 775.0862 Sexual offenses against students by authority  
1925 figures; reclassification.-

1926 (2) The felony degree of a violation of an offense listed  
1927 in s. 943.0435(1)(h)1.a. ~~s. 943.0435(1)(a)1.a.~~, unless the  
1928 offense is a violation of s. 794.011(4)(e)7. or s.  
1929 810.145(8)(a)2., shall be reclassified as provided in this  
1930 section if the offense is committed by an authority figure of a  
1931 school against a student of the school.

1932 Section 11. Subsection (3) of section 943.0515, Florida  
1933 Statutes, is amended to read:

1934 943.0515 Retention of criminal history records of minors.-

1935 (3) Notwithstanding any other provision of this section,  
1936 the Criminal Justice Information Program shall retain the  
1937 criminal history record of a minor adjudicated delinquent for a  
1938 violation committed on or after July 1, 2007, as provided in s.  
1939 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~ Such records may not be  
1940 destroyed and must be merged with the person's adult criminal  
1941 history record and retained as a part of the person's adult  
1942 record.

1943 Section 12. Subsection (12) of section 947.1405, Florida

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1944 Statutes, is amended to read:

1945 947.1405 Conditional release program.—

1946 (12) In addition to all other conditions imposed, for a  
1947 releasee who is subject to conditional release for a crime that  
1948 was committed on or after May 26, 2010, and who has been  
1949 convicted at any time of committing, or attempting, soliciting,  
1950 or conspiring to commit, any of the criminal offenses listed in  
1951 s. 943.0435(1)(h)1.a.(I) ~~s. 943.0435(1)(a)1.a.(I)~~, or a similar  
1952 offense in another jurisdiction against a victim who was under  
1953 18 years of age at the time of the offense, if the releasee has  
1954 not received a pardon for any felony or similar law of another  
1955 jurisdiction necessary for the operation of this subsection, if  
1956 a conviction of a felony or similar law of another jurisdiction  
1957 necessary for the operation of this subsection has not been set  
1958 aside in any postconviction proceeding, or if the releasee has  
1959 not been removed from the requirement to register as a sexual  
1960 offender or sexual predator pursuant to s. 943.04354, the  
1961 commission must impose the following conditions:

1962 (a) A prohibition on visiting schools, child care  
1963 facilities, parks, and playgrounds without prior approval from  
1964 the releasee's supervising officer. The commission may also  
1965 designate additional prohibited locations to protect a victim.  
1966 The prohibition ordered under this paragraph does not prohibit  
1967 the releasee from visiting a school, child care facility, park,  
1968 or playground for the sole purpose of attending a religious  
1969 service as defined in s. 775.0861 or picking up or dropping off  
1970 the releasee's child or grandchild at a child care facility or  
1971 school.

1972 (b) A prohibition on distributing candy or other items to

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1973 children on Halloween; wearing a Santa Claus costume, or other  
1974 costume to appeal to children, on or preceding Christmas;  
1975 wearing an Easter Bunny costume, or other costume to appeal to  
1976 children, on or preceding Easter; entertaining at children's  
1977 parties; or wearing a clown costume without prior approval from  
1978 the commission.

1979 Section 13. Subsection (4) of section 948.30, Florida  
1980 Statutes, is amended to read:

1981 948.30 Additional terms and conditions of probation or  
1982 community control for certain sex offenses.—Conditions imposed  
1983 pursuant to this section do not require oral pronouncement at  
1984 the time of sentencing and shall be considered standard  
1985 conditions of probation or community control for offenders  
1986 specified in this section.

1987 (4) In addition to all other conditions imposed, for a  
1988 probationer or community controllee who is subject to  
1989 supervision for a crime that was committed on or after May 26,  
1990 2010, and who has been convicted at any time of committing, or  
1991 attempting, soliciting, or conspiring to commit, any of the  
1992 criminal offenses listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
1993 ~~943.0435(1)(a)1.a.(I)~~, or a similar offense in another  
1994 jurisdiction, against a victim who was under the age of 18 at  
1995 the time of the offense; if the offender has not received a  
1996 pardon for any felony or similar law of another jurisdiction  
1997 necessary for the operation of this subsection, if a conviction  
1998 of a felony or similar law of another jurisdiction necessary for  
1999 the operation of this subsection has not been set aside in any  
2000 postconviction proceeding, or if the offender has not been  
2001 removed from the requirement to register as a sexual offender or

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2002 sexual predator pursuant to s. 943.04354, the court must impose  
2003 the following conditions:

2004 (a) A prohibition on visiting schools, child care  
2005 facilities, parks, and playgrounds, without prior approval from  
2006 the offender's supervising officer. The court may also designate  
2007 additional locations to protect a victim. The prohibition  
2008 ordered under this paragraph does not prohibit the offender from  
2009 visiting a school, child care facility, park, or playground for  
2010 the sole purpose of attending a religious service as defined in  
2011 s. 775.0861 or picking up or dropping off the offender's  
2012 children or grandchildren at a child care facility or school.

2013 (b) A prohibition on distributing candy or other items to  
2014 children on Halloween; wearing a Santa Claus costume, or other  
2015 costume to appeal to children, on or preceding Christmas;  
2016 wearing an Easter Bunny costume, or other costume to appeal to  
2017 children, on or preceding Easter; entertaining at children's  
2018 parties; or wearing a clown costume; without prior approval from  
2019 the court.

2020 Section 14. Section 948.31, Florida Statutes, is amended to  
2021 read:

2022 948.31 Evaluation and treatment of sexual predators and  
2023 offenders on probation or community control.—The court may  
2024 require any probationer or community controllee who is required  
2025 to register as a sexual predator under s. 775.21 or sexual  
2026 offender under s. 943.0435, s. 944.606, or s. 944.607 to undergo  
2027 an evaluation, at the probationer or community controllee's  
2028 expense, by a qualified practitioner to determine whether such  
2029 probationer or community controllee needs sexual offender  
2030 treatment. If the qualified practitioner determines that sexual

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2031 offender treatment is needed and recommends treatment, the  
2032 probationer or community controllee must successfully complete  
2033 and pay for the treatment. Such treatment must be obtained from  
2034 a qualified practitioner as defined in s. 948.001. Treatment may  
2035 not be administered by a qualified practitioner who has been  
2036 convicted or adjudicated delinquent of committing, or  
2037 attempting, soliciting, or conspiring to commit, any offense  
2038 that is listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
2039 ~~943.0435(1)(a)1.a.(I)~~.

2040 Section 15. Subsection (4) of section 1012.315, Florida  
2041 Statutes, is amended to read:

2042 1012.315 Disqualification from employment.—A person is  
2043 ineligible for educator certification, and instructional  
2044 personnel and school administrators, as defined in s. 1012.01,  
2045 are ineligible for employment in any position that requires  
2046 direct contact with students in a district school system,  
2047 charter school, or private school that accepts scholarship  
2048 students under s. 1002.39 or s. 1002.395, if the person,  
2049 instructional personnel, or school administrator has been  
2050 convicted of:

2051 (4) Any delinquent act committed in this state or any  
2052 delinquent or criminal act committed in another state or under  
2053 federal law which, if committed in this state, qualifies an  
2054 individual for inclusion on the Registered Juvenile Sex Offender  
2055 List under s. 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~

2056 Section 16. Paragraph (g) of subsection (2) of section  
2057 1012.467, Florida Statutes, is amended to read:

2058 1012.467 Noninstructional contractors who are permitted  
2059 access to school grounds when students are present; background

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2060 screening requirements.—

2061 (2)

2062 (g) A noninstructional contractor for whom a criminal  
2063 history check is required under this section may not have been  
2064 convicted of any of the following offenses designated in the  
2065 Florida Statutes, any similar offense in another jurisdiction,  
2066 or any similar offense committed in this state which has been  
2067 redesignated from a former provision of the Florida Statutes to  
2068 one of the following offenses:

2069 1. Any offense listed in s. 943.0435(1)(h)1. ~~s.~~  
2070 ~~943.0435(1)(a)1.~~, relating to the registration of an individual  
2071 as a sexual offender.

2072 2. Section 393.135, relating to sexual misconduct with  
2073 certain developmentally disabled clients and the reporting of  
2074 such sexual misconduct.

2075 3. Section 394.4593, relating to sexual misconduct with  
2076 certain mental health patients and the reporting of such sexual  
2077 misconduct.

2078 4. Section 775.30, relating to terrorism.

2079 5. Section 782.04, relating to murder.

2080 6. Section 787.01, relating to kidnapping.

2081 7. Any offense under chapter 800, relating to lewdness and  
2082 indecent exposure.

2083 8. Section 826.04, relating to incest.

2084 9. Section 827.03, relating to child abuse, aggravated  
2085 child abuse, or neglect of a child.

2086 Section 17. For the purpose of incorporating the amendment  
2087 made by this act to section 775.21, Florida Statutes, in a  
2088 reference thereto, section 938.085, Florida Statutes, is

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2089 reenacted to read:

2090 938.085 Additional cost to fund rape crisis centers.—In  
2091 addition to any sanction imposed when a person pleads guilty or  
2092 nolo contendere to, or is found guilty of, regardless of  
2093 adjudication, a violation of s. 775.21(6) and (10)(a), (b), and  
2094 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;  
2095 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.  
2096 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.  
2097 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.  
2098 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.  
2099 796.07(2)(a)–(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.  
2100 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.  
2101 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.  
2102 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and  
2103 (14)(c); or s. 985.701(1), the court shall impose a surcharge of  
2104 \$151. Payment of the surcharge shall be a condition of  
2105 probation, community control, or any other court-ordered  
2106 supervision. The sum of \$150 of the surcharge shall be deposited  
2107 into the Rape Crisis Program Trust Fund established within the  
2108 Department of Health by chapter 2003-140, Laws of Florida. The  
2109 clerk of the court shall retain \$1 of each surcharge that the  
2110 clerk of the court collects as a service charge of the clerk's  
2111 office.

2112 Section 18. For the purpose of incorporating the amendments  
2113 made by this act to sections 775.21 and 943.0435, Florida  
2114 Statutes, in references thereto, subsection (1) of section  
2115 794.056, Florida Statutes, is reenacted to read:

2116 794.056 Rape Crisis Program Trust Fund.—

2117 (1) The Rape Crisis Program Trust Fund is created within

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2118 the Department of Health for the purpose of providing funds for  
2119 rape crisis centers in this state. Trust fund moneys shall be  
2120 used exclusively for the purpose of providing services for  
2121 victims of sexual assault. Funds credited to the trust fund  
2122 consist of those funds collected as an additional court  
2123 assessment in each case in which a defendant pleads guilty or  
2124 nolo contendere to, or is found guilty of, regardless of  
2125 adjudication, an offense provided in s. 775.21(6) and (10)(a),  
2126 (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.  
2127 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.  
2128 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.  
2129 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;  
2130 former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.  
2131 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s.  
2132 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.  
2133 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.  
2134 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),  
2135 (13), and (14)(c); or s. 985.701(1). Funds credited to the trust  
2136 fund also shall include revenues provided by law, moneys  
2137 appropriated by the Legislature, and grants from public or  
2138 private entities.

2139 Section 19. For the purpose of incorporating the amendments  
2140 made by this act to sections 775.21, 943.0435, 944.607, and  
2141 985.4815, Florida Statutes, in references thereto, paragraph (g)  
2142 of subsection (3) of section 921.0022, Florida Statutes, is  
2143 reenacted to read:

2144 921.0022 Criminal Punishment Code; offense severity ranking  
2145 chart.—

2146 (3) OFFENSE SEVERITY RANKING CHART

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2147	(g) LEVEL 7		
2148	Florida Statute	Felony Degree	Description
2149	316.027 (2) (c)	1st	Accident involving death, failure to stop; leaving scene.
2150	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
2151	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.
2152	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
2153	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great

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			bodily harm, permanent disfiguration, permanent disability, or death.
2154	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
2155	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
2156	456.065 (2)	3rd	Practicing a health care profession without a license.
2157	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
2158	458.327 (1)	3rd	Practicing medicine without a license.
2159	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
2160	460.411 (1)	3rd	Practicing chiropractic medicine without a

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2161			license.
	461.012 (1)	3rd	Practicing podiatric medicine without a license.
2162			
	462.17	3rd	Practicing naturopathy without a license.
2163			
	463.015 (1)	3rd	Practicing optometry without a license.
2164			
	464.016 (1)	3rd	Practicing nursing without a license.
2165			
	465.015 (2)	3rd	Practicing pharmacy without a license.
2166			
	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
2167			
	467.201	3rd	Practicing midwifery without a license.
2168			
	468.366	3rd	Delivering respiratory care services without a license.
2169			

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2170	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
2171	483.901 (9)	3rd	Practicing medical physics without a license.
2172	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
2173	484.053	3rd	Dispensing hearing aids without a license.
2174	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.
2175	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
	560.125 (5) (a)	3rd	Money services business by

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2176	655.50 (10) (b) 1.	3rd	<p>unauthorized person,  currency or payment  instruments exceeding \$300  but less than \$20,000.</p>
2177	775.21 (10) (a)	3rd	<p>Failure to report  financial transactions  exceeding \$300 but less  than \$20,000 by financial  institution.</p>
2178	775.21 (10) (b)	3rd	<p>Sexual predator; failure  to register; failure to  renew driver license or  identification card; other  registration violations.</p>
2179	775.21 (10) (g)	3rd	<p>Sexual predator working  where children regularly  congregate.</p>
2180	782.051 (3)	2nd	<p>Failure to report or  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</p>

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2181			than the perpetrator or the perpetrator of an attempted felony.
	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
2182			
	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
2183			
	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
2184			
	784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
2185			
	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
2186			

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2187	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
2188	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
2189	784.048 (7)	3rd	Aggravated stalking; violation of court order.
2190	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
2191	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
2192	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
2193	784.081 (1)	1st	Aggravated battery on specified official or employee.
	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.

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2194	784.083(1)	1st	Aggravated battery on code inspector.
2195	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
2196	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.
2197	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
2198	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
2199	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
2200	790.165(3)	2nd	Possessing, displaying, or

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2201	790.166 (3)	2nd	threatening to use any hoax bomb while committing or attempting to commit a felony.
2202	790.166 (4)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
2203	790.23	1st,PBL	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
2204	794.08 (4)	3rd	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
2205			Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.

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2206	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
2207	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
2208	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
2209	800.04 (5) (c) 2.	2nd	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.
2210	800.04 (5) (e)	1st	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.
	806.01 (2)	2nd	Maliciously damage

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			structure by fire or explosive.
2211	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
2212	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
2213	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
2214	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
2215	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.
2216	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than

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2217			\$50,000, grand theft in 2nd degree.
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
2218			
	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
2219			
	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
2220			
	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
2221			
	812.131 (2) (a)	2nd	Robbery by sudden snatching.
2222			
	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
2223			

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2224	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
2225	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
2226	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
2227	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
2228	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 insolvency of that entity.
2229	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
	825.102 (3) (b)	2nd	Neglecting an elderly

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			person or disabled adult causing great bodily harm, disability, or disfigurement.
2230	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.
2231	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
2232	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
2233	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
2234	838.015	2nd	Bribery.
2235	838.016	2nd	Unlawful compensation or

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			reward for official behavior.
2236	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
2237	838.22	2nd	Bid tampering.
2238	843.0855 (2)	3rd	Impersonation of a public officer or employee.
2239	843.0855 (3)	3rd	Unlawful simulation of legal process.
2240	843.0855 (4)	3rd	Intimidation of a public officer or employee.
2241	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
2242	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
2243	872.06	2nd	Abuse of a dead human body.
2244			

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2245	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
2246	874.10	1st,PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
2247	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 (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.
	893.13 (1) (e) 1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s.

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			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.
2248	893.13(4) (a)	1st	Deliver to minor cocaine (or other s. 893.03(1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c)4. drugs).
2249	893.135(1) (a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
2250	893.135 (1) (b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
2251	893.135 (1) (c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
2252	893.135 (1) (c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
2253			

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2254	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
2255	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
2256	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
2257	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
2258	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
2259	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.

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2260	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
2261	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
2262	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
2263	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
2264	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
2265	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements,

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			financial transactions exceeding \$300 but less than \$20,000.
2266	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
2267	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
2268	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
2269	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
2270	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification;

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2271	944.607(9)	3rd	providing false registration information. Sexual offender; failure to comply with reporting requirements.
2272	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
2273	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
2274	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
2275	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
2276	985.4815(12)	3rd	Failure to report or

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2277

providing false  
information about a sexual  
offender; harbor or  
conceal a sexual offender.

985.4815(13)

3rd

Sexual offender; failure  
to report and reregister;  
failure to respond to  
address verification;  
providing false  
registration information.

2278

2279 Section 20. For the purpose of incorporating the amendments  
2280 made by this act to sections 775.21, 943.0435, 944.606, 944.607,  
2281 985.481, and 985.4815, Florida Statutes, in references thereto,  
2282 paragraph (b) of subsection (6) of section 985.04, Florida  
2283 Statutes, is reenacted to read:

2284 985.04 Oaths; records; confidential information.—

2285 (6)

2286 (b) Sexual offender and predator registration information  
2287 as required in ss. 775.21, 943.0435, 944.606, 944.607, 985.481,  
2288 and 985.4815 is a public record pursuant to s. 119.07(1) and as  
2289 otherwise provided by law.

2290 Section 21. For the purpose of incorporating the amendments  
2291 made by this act to sections 775.21, 943.0435, and 944.607,  
2292 Florida Statutes, in references thereto, subsections (3) and (4)  
2293 of section 322.141, Florida Statutes, are reenacted to read:

2294 322.141 Color or markings of certain licenses or  
2295 identification cards.—

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2296 (3) All licenses for the operation of motor vehicles or  
2297 identification cards originally issued or reissued by the  
2298 department to persons who are designated as sexual predators  
2299 under s. 775.21 or subject to registration as sexual offenders  
2300 under s. 943.0435 or s. 944.607, or who have a similar  
2301 designation or are subject to a similar registration under the  
2302 laws of another jurisdiction, shall have on the front of the  
2303 license or identification card the following:

2304 (a) For a person designated as a sexual predator under s.  
2305 775.21 or who has a similar designation under the laws of  
2306 another jurisdiction, the marking "SEXUAL PREDATOR."

2307 (b) For a person subject to registration as a sexual  
2308 offender under s. 943.0435 or s. 944.607, or subject to a  
2309 similar registration under the laws of another jurisdiction, the  
2310 marking "943.0435, F.S."

2311 (4) Unless previously secured or updated, each sexual  
2312 offender and sexual predator shall report to the department  
2313 during the month of his or her reregistration as required under  
2314 s. 775.21(8), s. 943.0435(14), or s. 944.607(13) in order to  
2315 obtain an updated or renewed driver license or identification  
2316 card as required by subsection (3).

2317 Section 22. For the purpose of incorporating the amendments  
2318 made by this act to sections 775.21, 943.0435, and 944.607,  
2319 Florida Statutes, in references thereto, subsection (4) of  
2320 section 948.06, Florida Statutes, is reenacted to read:

2321 948.06 Violation of probation or community control;  
2322 revocation; modification; continuance; failure to pay  
2323 restitution or cost of supervision.—

2324 (4) Notwithstanding any other provision of this section, a

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2325 felony probationer or an offender in community control who is  
2326 arrested for violating his or her probation or community control  
2327 in a material respect may be taken before the court in the  
2328 county or circuit in which the probationer or offender was  
2329 arrested. That court shall advise him or her of the charge of a  
2330 violation and, if such charge is admitted, shall cause him or  
2331 her to be brought before the court that granted the probation or  
2332 community control. If the violation is not admitted by the  
2333 probationer or offender, the court may commit him or her or  
2334 release him or her with or without bail to await further  
2335 hearing. However, if the probationer or offender is under  
2336 supervision for any criminal offense proscribed in chapter 794,  
2337 s. 800.04(4), (5), (6), s. 827.071, or s. 847.0145, or is a  
2338 registered sexual predator or a registered sexual offender, or  
2339 is under supervision for a criminal offense for which he or she  
2340 would meet the registration criteria in s. 775.21, s. 943.0435,  
2341 or s. 944.607 but for the effective date of those sections, the  
2342 court must make a finding that the probationer or offender is  
2343 not a danger to the public prior to release with or without  
2344 bail. In determining the danger posed by the offender's or  
2345 probationer's release, the court may consider the nature and  
2346 circumstances of the violation and any new offenses charged; the  
2347 offender's or probationer's past and present conduct, including  
2348 convictions of crimes; any record of arrests without conviction  
2349 for crimes involving violence or sexual crimes; any other  
2350 evidence of allegations of unlawful sexual conduct or the use of  
2351 violence by the offender or probationer; the offender's or  
2352 probationer's family ties, length of residence in the community,  
2353 employment history, and mental condition; his or her history and

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2354 conduct during the probation or community control supervision  
2355 from which the violation arises and any other previous  
2356 supervisions, including disciplinary records of previous  
2357 incarcerations; the likelihood that the offender or probationer  
2358 will engage again in a criminal course of conduct; the weight of  
2359 the evidence against the offender or probationer; and any other  
2360 facts the court considers relevant. The court, as soon as is  
2361 practicable, shall give the probationer or offender an  
2362 opportunity to be fully heard on his or her behalf in person or  
2363 by counsel. After the hearing, the court shall make findings of  
2364 fact and forward the findings to the court that granted the  
2365 probation or community control and to the probationer or  
2366 offender or his or her attorney. The findings of fact by the  
2367 hearing court are binding on the court that granted the  
2368 probation or community control. Upon the probationer or offender  
2369 being brought before it, the court that granted the probation or  
2370 community control may revoke, modify, or continue the probation  
2371 or community control or may place the probationer into community  
2372 control as provided in this section. However, the probationer or  
2373 offender shall not be released and shall not be admitted to  
2374 bail, but shall be brought before the court that granted the  
2375 probation or community control if any violation of felony  
2376 probation or community control other than a failure to pay costs  
2377 or fines or make restitution payments is alleged to have been  
2378 committed by:

2379 (a) A violent felony offender of special concern, as  
2380 defined in this section;

2381 (b) A person who is on felony probation or community  
2382 control for any offense committed on or after the effective date

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2383 of this act and who is arrested for a qualifying offense as  
2384 defined in this section; or

2385 (c) A person who is on felony probation or community  
2386 control and has previously been found by a court to be a  
2387 habitual violent felony offender as defined in s. 775.084(1)(b),  
2388 a three-time violent felony offender as defined in s.  
2389 775.084(1)(c), or a sexual predator under s. 775.21, and who is  
2390 arrested for committing a qualifying offense as defined in this  
2391 section on or after the effective date of this act.

2392 Section 23. For the purpose of incorporating the amendments  
2393 made by this act to sections 775.21, 943.0435, and 944.607,  
2394 Florida Statutes, in references thereto, section 948.063,  
2395 Florida Statutes, is reenacted to read:

2396 948.063 Violations of probation or community control by  
2397 designated sexual offenders and sexual predators.—

2398 (1) If probation or community control for any felony  
2399 offense is revoked by the court pursuant to s. 948.06(2)(e) and  
2400 the offender is designated as a sexual offender pursuant to s.  
2401 943.0435 or s. 944.607 or as a sexual predator pursuant to s.  
2402 775.21 for unlawful sexual activity involving a victim 15 years  
2403 of age or younger and the offender is 18 years of age or older,  
2404 and if the court imposes a subsequent term of supervision  
2405 following the revocation of probation or community control, the  
2406 court must order electronic monitoring as a condition of the  
2407 subsequent term of probation or community control.

2408 (2) If the probationer or offender is required to register  
2409 as a sexual predator under s. 775.21 or as a sexual offender  
2410 under s. 943.0435 or s. 944.607 for unlawful sexual activity  
2411 involving a victim 15 years of age or younger and the

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2412 probationer or offender is 18 years of age or older and has  
2413 violated the conditions of his or her probation or community  
2414 control, but the court does not revoke the probation or  
2415 community control, the court shall nevertheless modify the  
2416 probation or community control to include electronic monitoring  
2417 for any probationer or offender not then subject to electronic  
2418 monitoring.

2419 Section 24. For the purpose of incorporating the amendment  
2420 made by this act to section 943.0435, Florida Statutes, in a  
2421 reference thereto, paragraph (c) of subsection (10) of section  
2422 944.607, Florida Statutes, is reenacted to read:

2423 944.607 Notification to Department of Law Enforcement of  
2424 information on sexual offenders.—

2425 (10)

2426 (c) An arrest on charges of failure to register when the  
2427 offender has been provided and advised of his or her statutory  
2428 obligations to register under s. 943.0435(2), the service of an  
2429 information or a complaint for a violation of this section, or  
2430 an arraignment on charges for a violation of this section  
2431 constitutes actual notice of the duty to register. A sexual  
2432 offender's failure to immediately register as required by this  
2433 section following such arrest, service, or arraignment  
2434 constitutes grounds for a subsequent charge of failure to  
2435 register. A sexual offender charged with the crime of failure to  
2436 register who asserts, or intends to assert, a lack of notice of  
2437 the duty to register as a defense to a charge of failure to  
2438 register shall immediately register as required by this section.  
2439 A sexual offender who is charged with a subsequent failure to  
2440 register may not assert the defense of a lack of notice of the

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2441 duty to register.

2442 Section 25. For the purpose of incorporating the amendment  
2443 made by this act to section 943.04354, Florida Statutes, in a  
2444 reference thereto, subsection (2) of section 397.4872, Florida  
2445 Statutes, is reenacted to read:

2446 397.4872 Exemption from disqualification; publication.—

2447 (2) The department may exempt a person from ss. 397.487(6)  
2448 and 397.4871(5) if it has been at least 3 years since the person  
2449 has completed or been lawfully released from confinement,  
2450 supervision, or sanction for the disqualifying offense. An  
2451 exemption from the disqualifying offenses may not be given under  
2452 any circumstances for any person who is a:

2453 (a) Sexual predator pursuant to s. 775.21;

2454 (b) Career offender pursuant to s. 775.261; or

2455 (c) Sexual offender pursuant to s. 943.0435, unless the  
2456 requirement to register as a sexual offender has been removed  
2457 pursuant to s. 943.04354.

2458 Section 26. For the purpose of incorporating the amendment  
2459 made by this act to section 943.04354, Florida Statutes, in a  
2460 reference thereto, paragraph (b) of subsection (4) of section  
2461 435.07, Florida Statutes, is reenacted to read:

2462 435.07 Exemptions from disqualification.—Unless otherwise  
2463 provided by law, the provisions of this section apply to  
2464 exemptions from disqualification for disqualifying offenses  
2465 revealed pursuant to background screenings required under this  
2466 chapter, regardless of whether those disqualifying offenses are  
2467 listed in this chapter or other laws.

2468 (4)

2469 (b) Disqualification from employment under this chapter may

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2470 not be removed from, nor may an exemption be granted to, any  
2471 person who is a:

- 2472 1. Sexual predator as designated pursuant to s. 775.21;
- 2473 2. Career offender pursuant to s. 775.261; or
- 2474 3. Sexual offender pursuant to s. 943.0435, unless the  
2475 requirement to register as a sexual offender has been removed  
2476 pursuant to s. 943.04354.

2477 Section 27. For the purpose of incorporating the amendments  
2478 made by this act to sections 944.606 and 944.607, Florida  
2479 Statutes, in references thereto, section 775.25, Florida  
2480 Statutes, is reenacted to read:

2481 775.25 Prosecutions for acts or omissions.—A sexual  
2482 predator or sexual offender who commits any act or omission in  
2483 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.  
2484 944.607, or former s. 947.177 may be prosecuted for the act or  
2485 omission in the county in which the act or omission was  
2486 committed, in the county of the last registered address of the  
2487 sexual predator or sexual offender, in the county in which the  
2488 conviction occurred for the offense or offenses that meet the  
2489 criteria for designating a person as a sexual predator or sexual  
2490 offender, in the county where the sexual predator or sexual  
2491 offender was released from incarceration, or in the county of  
2492 the intended address of the sexual predator or sexual offender  
2493 as reported by the predator or offender prior to his or her  
2494 release from incarceration. In addition, a sexual predator may  
2495 be prosecuted for any such act or omission in the county in  
2496 which he or she was designated a sexual predator.

2497 Section 28. For the purpose of incorporating the amendment  
2498 made by this act to section 944.607, Florida Statutes, in a

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2499 reference thereto, subsection (2) of section 775.24, Florida  
2500 Statutes, is reenacted to read:

2501       775.24 Duty of the court to uphold laws governing sexual  
2502 predators and sexual offenders.—

2503       (2) If a person meets the criteria in this chapter for  
2504 designation as a sexual predator or meets the criteria in s.  
2505 943.0435, s. 944.606, s. 944.607, or any other law for  
2506 classification as a sexual offender, the court may not enter an  
2507 order, for the purpose of approving a plea agreement or for any  
2508 other reason, which:

2509       (a) Exempts a person who meets the criteria for designation  
2510 as a sexual predator or classification as a sexual offender from  
2511 such designation or classification, or exempts such person from  
2512 the requirements for registration or community and public  
2513 notification imposed upon sexual predators and sexual offenders;

2514       (b) Restricts the compiling, reporting, or release of  
2515 public records information that relates to sexual predators or  
2516 sexual offenders; or

2517       (c) Prevents any person or entity from performing its  
2518 duties or operating within its statutorily conferred authority  
2519 as such duty or authority relates to sexual predators or sexual  
2520 offenders.

2521       Section 29. For the purpose of incorporating the amendment  
2522 made by this act to section 944.607, Florida Statutes, in a  
2523 reference thereto, subsection (7) of section 944.608, Florida  
2524 Statutes, is reenacted to read:

2525       944.608 Notification to Department of Law Enforcement of  
2526 information on career offenders.—

2527       (7) A career offender who is under the supervision of the

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2528 department but who is not incarcerated shall, in addition to the  
2529 registration requirements provided in subsection (3), register  
2530 in the manner provided in s. 775.261(4)(c), unless the career  
2531 offender is a sexual predator, in which case he or she shall  
2532 register as required under s. 775.21, or is a sexual offender,  
2533 in which case he or she shall register as required in s.  
2534 944.607. A career offender who fails to comply with the  
2535 requirements of s. 775.261(4) is subject to the penalties  
2536 provided in s. 775.261(8).

2537 Section 30. This act shall take effect October 1, 2016.