

1                                   A bill to be entitled  
 2           An act relating to offenses against student safety;  
 3           creating s. 800.101, F.S.; providing definitions;  
 4           prohibiting certain conduct with students by authority  
 5           figures; providing penalties; providing exceptions;  
 6           amending s. 810.097, F.S.; adding school bus to the  
 7           definition of the term "school" for purposes of  
 8           trespass upon grounds or facilities of a school;  
 9           providing an effective date.

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

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 13           Section 1. Section 800.101, Florida Statutes, is created  
 14 to read:

15           800.101 Offenses against students by authority figures.—

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

17           (a) "Authority figure" means a person 18 years of age or  
 18 older who is employed by, volunteering at, or under contract  
 19 with a school, including school resource officers as provided in  
 20 s. 1006.12.

21           (b) "School" has the same meaning as provided in s.  
 22 1003.01 and includes a private school as defined in s. 1002.01,  
 23 a voluntary prekindergarten education program as described in s.  
 24 1002.53(3), early learning programs, a public school as  
 25 described in s. 402.3025(1), the Florida School for the Deaf and

26 | the Blind, and the Florida Virtual School established under s.  
 27 | 1002.37 and, with respect to a student participating in a dual  
 28 | enrollment program under s. 1007.271, the postsecondary  
 29 | institution in which the student is enrolled. The term does not  
 30 | include a facility dedicated exclusively to the education of  
 31 | adults.

32 | (c) "Student" means a person who is enrolled at a school  
 33 | or participating in a dual enrollment program under s. 1007.271.

34 | (2) An authority figure shall not solicit or engage in:

35 | (a) Sexual conduct;

36 | (b) A relationship of a romantic nature; or

37 | (c) Lewd conduct

38 |  
 39 | with a student.

40 | (3) A person who violates this section commits a felony of  
 41 | the second degree, punishable as provided in s. 775.082, s.  
 42 | 775.083, or s. 775.084.

43 | (4) This section does not apply to conduct constituting an  
 44 | offense that is subject to reclassification under s. 775.0862.

45 | Section 2. Subsection (5) of section 810.097, Florida  
 46 | Statutes, is amended to read:

47 | 810.097 Trespass upon grounds or facilities of a school;  
 48 | penalties; arrest.—

49 | (5) As used in this section, the term "school" means the  
 50 | grounds or any facility, including school buses, of any

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51 kindergarten, elementary school, middle school, junior high  
52 school, or secondary school, whether public or nonpublic.

53       Section 3. This act shall take effect October 1, 2018.