

1                                   A bill to be entitled  
 2           An act relating to protecting the public security;  
 3           creating s. 775.216, F.S.; providing definitions;  
 4           prohibiting persons convicted of certain sexual  
 5           offenses from unsupervised work in specified  
 6           locations; providing criminal penalties; providing an  
 7           effective date.

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

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 11           Section 1.   Section 775.216, Florida Statutes, is created  
 12           to read:

13           775.216 Work restriction for persons convicted of certain  
 14           sex offenses.-

15           (1) (a) The definitions contained in s. 775.215 apply to  
 16           this section.

17           (b) As used in this section, the terms "dwelling unit" and  
 18           "premises" have the same meanings as in s. 83.43.

19           (2) (a) A person who has been convicted of a violation of  
 20           s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s.  
 21           847.0145, in which the victim of the offense was less than 16  
 22           years of age, may not perform any unsupervised remunerated or  
 23           voluntary work at any dwelling unit, premises, school, child  
 24           care facility, park, or playground.

25           (b) A person who violates this subsection and whose

26 conviction under s. 794.011, s. 800.04, s. 827.071, s.  
27 847.0135(5), or s. 847.0145 was classified as a felony of the  
28 first degree or higher commits a felony of the third degree,  
29 punishable as provided in s. 775.082 or s. 775.083. A person who  
30 violates this subsection and whose conviction under s. 794.011,  
31 s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145 was  
32 classified as a felony of the second or third degree commits a  
33 misdemeanor of the first degree, punishable as provided in s.  
34 775.082 or s. 775.083.

35 (c) This subsection applies to any person convicted of a  
36 violation of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5),  
37 or s. 847.0145 for offenses that occur on or after October 1,  
38 2019, excluding persons who have been removed from the  
39 requirement to register as a sexual offender or sexual predator  
40 pursuant to s. 943.04354.

41 (3) (a) A person who has been convicted of an offense in  
42 another jurisdiction that is similar to a violation of s.  
43 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145  
44 in which the victim of the offense was less than 16 years of  
45 age, may not perform any remunerated or voluntary work at any  
46 dwelling unit, premises, school, child care facility, park, or  
47 playground.

48 (b) A person who violates this subsection and whose  
49 conviction in another jurisdiction resulted in a penalty that is  
50 substantially similar to a felony of the first degree or higher

51 commits a felony of the third degree, punishable as provided in  
52 s. 775.082 or s. 775.083. A person who violates this subsection  
53 and whose conviction in another jurisdiction resulted in a  
54 penalty that is substantially similar to a felony of the second  
55 or third degree commits a misdemeanor of the first degree,  
56 punishable as provided in s. 775.082 or s. 775.083.

57 (c) This subsection applies to any person convicted of an  
58 offense in another jurisdiction that is similar to a violation  
59 of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s.  
60 847.0145 if such offense occurred on or after October 1, 2019,  
61 excluding persons who have been removed from the requirement to  
62 register as a sexual offender or sexual predator pursuant to s.  
63 943.04354.

64 Section 2. This act shall take effect October 1, 2019.