

By Senator Flores

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1                   A bill to be entitled  
2       An act relating to law enforcement activities;  
3       amending s. 683.231, F.S.; authorizing a citizen  
4       support organization for Florida Missing Children's  
5       Day to provide grants to law enforcement agencies for  
6       specified purposes; redefining the term "citizen  
7       support organization"; providing requirements for such  
8       grants and for the citizen support organization;  
9       amending ss. 775.21 and 943.0435, F.S.; authorizing  
10      sexual predators and sexual offenders to report online  
11      certain information to the Department of Law  
12      Enforcement; revising reporting requirements for  
13      sexual predators and sexual offenders; making  
14      technical changes; providing for consideration for  
15      removal of the requirement to register as a sexual  
16      offender under certain circumstances; providing an  
17      effective date.

18  
19 Be It Enacted by the Legislature of the State of Florida:

20  
21       Section 1. Subsection (7) of section 683.231, Florida  
22      Statutes, is renumbered as subsection (10), subsection (1),  
23      paragraph (b) of subsection (2), and subsection (4) are amended,  
24      and a new subsection (7) and subsections (8) and (9) are added  
25      to that section, to read:

26       683.231 Citizen support organization for Florida Missing  
27      Children's Day.—

28       (1) The Department of Law Enforcement may establish a  
29      citizen support organization to provide assistance, funding, and

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30 promotional support for activities authorized for Florida  
31 Missing Children's Day under s. 683.23 and to provide financial  
32 support to law enforcement agencies for missing and unidentified  
33 persons investigations and specialized training to support the  
34 resolution of such investigations through the issuance of  
35 grants.

36 (2) As used in this section, the term "citizen support  
37 organization" means an organization that is:

38 (b) Organized and operated to conduct programs and  
39 activities; raise funds; request and receive grants, gifts, and  
40 bequests of money; acquire, receive, hold, invest, and  
41 administer, in its own name, securities, funds, objects of  
42 value, or other property, either real or personal; and make  
43 expenditures to or for the direct or indirect benefit of the  
44 department in furtherance of Florida Missing Children's Day and  
45 missing and unidentified persons investigations and specialized  
46 training to support the resolution of such investigations.

47 (4) The citizen support organization is specifically  
48 authorized to collect and expend funds to be used for awards;  
49 public awareness and awards ceremonies, workshops, and other  
50 meetings, including distribution materials for public education  
51 and awareness; grants to assist missing and unidentified persons  
52 investigations and specialized training to support the  
53 resolution of such investigations; travel; Internet and web-  
54 hosting services; administrative costs, including personnel  
55 costs; costs of audits; and costs of facilities rental.

56 (7) The citizen support organization is authorized to  
57 create a grant program to provide financial support to law  
58 enforcement agencies for missing and unidentified persons

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59 investigations and specialized training to support the  
60 resolution of such investigations through the issuance of  
61 grants. The citizen support organization may raise and accept  
62 funds from any public or private source. The citizen support  
63 organization may establish criteria and set specific time  
64 periods for the acceptance of applications from local and state  
65 law enforcement agencies and for the selection process for  
66 awards. The citizen support organization shall make such  
67 criteria publicly available on its website.

68 (8) The citizen support organization may not award grants  
69 if the president of the citizen support organization or the  
70 staff of the department reasonably believe that the citizen  
71 support organization has not yet met its obligations for funding  
72 Florida Missing Children's Day. The total amount of grants  
73 awarded may not exceed funds available to the citizen support  
74 organization.

75 (9) The citizen support organization shall manage the  
76 assignment and use of grants awarded. The department shall  
77 oversee these activities consistent with subsection (5).

78 Section 2. Paragraphs (a), (g), and (i) of subsection (6)  
79 of section 775.21, Florida Statutes, are amended to read:

80 775.21 The Florida Sexual Predators Act.—

81 (6) REGISTRATION.—

82 (a) A sexual predator shall register with the department  
83 through the sheriff's office by providing the following  
84 information to the department:

85 1. Name; social security number; age; race; sex; date of  
86 birth; height; weight; tattoos or other identifying marks; hair  
87 and eye color; photograph; address of legal residence and

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88 address of any current temporary residence, within the state or  
89 out of state, including a rural route address and a post office  
90 box; if no permanent or temporary address, any transient  
91 residence within the state; address, location or description,  
92 and dates of any current or known future temporary residence  
93 within the state or out of state; electronic mail addresses;  
94 Internet identifiers and each Internet identifier's  
95 corresponding website homepage or application software name;  
96 home telephone numbers and cellular telephone numbers;  
97 employment information; the make, model, color, vehicle  
98 identification number (VIN), and license tag number of all  
99 vehicles owned; date and place of each conviction; fingerprints;  
100 palm prints; and a brief description of the crime or crimes  
101 committed by the offender. A post office box may not be provided  
102 in lieu of a physical residential address. The sexual predator  
103 shall produce his or her passport, if he or she has a passport,  
104 and, if he or she is an alien, shall produce or provide  
105 information about documents establishing his or her immigration  
106 status. The sexual predator shall also provide information about  
107 any professional licenses he or she has.

108 a. Any change that occurs after the sexual predator  
109 registers in person at the sheriff's office as provided in this  
110 subparagraph in any of the following information related to the  
111 sexual predator must be reported as provided in paragraphs (g),  
112 (i), and (j): permanent, temporary, or transient residence;  
113 name; electronic mail addresses; Internet identifiers and each  
114 Internet identifier's corresponding website homepage or  
115 application software name; home and cellular telephone numbers;  
116 employment information; and status at an institution of higher

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117 education.

118       b. If the sexual predator's place of residence is a motor  
119 vehicle, trailer, mobile home, or manufactured home, as defined  
120 in chapter 320, the sexual predator shall also provide to the  
121 department written notice of the vehicle identification number;  
122 the license tag number; the registration number; and a  
123 description, including color scheme, of the motor vehicle,  
124 trailer, mobile home, or manufactured home. If a sexual  
125 predator's place of residence is a vessel, live-aboard vessel,  
126 or houseboat, as defined in chapter 327, the sexual predator  
127 shall also provide to the department written notice of the hull  
128 identification number; the manufacturer's serial number; the  
129 name of the vessel, live-aboard vessel, or houseboat; the  
130 registration number; and a description, including color scheme,  
131 of the vessel, live-aboard vessel, or houseboat.

132       c. If the sexual predator is enrolled or employed, whether  
133 for compensation or as a volunteer, at an institution of higher  
134 education in this state, the sexual predator shall also provide  
135 to the department the name, address, and county of each  
136 institution, including each campus attended, and the sexual  
137 predator's enrollment, volunteer, or employment status. The  
138 sheriff, the Department of Corrections, or the Department of  
139 Juvenile Justice shall promptly notify each institution of  
140 higher education of the sexual predator's presence and any  
141 change in the sexual predator's enrollment, volunteer, or  
142 employment status.

143       d. A sexual predator shall report to the department through  
144 the department's online system or in person to the sheriff's  
145 office within 48 hours after any change in vehicles owned to

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146 report those vehicle information changes.

147 2. Any other information determined necessary by the  
148 department, including criminal and corrections records;  
149 nonprivileged personnel and treatment records; and evidentiary  
150 genetic markers when available.

151 (g)1. Each time a sexual predator's driver license or  
152 identification card is subject to renewal, and, without regard  
153 to the status of the predator's driver license or identification  
154 card, within 48 hours after any change of the predator's  
155 residence or change in the predator's name by reason of marriage  
156 or other legal process, the predator shall report in person to a  
157 driver license office and is subject to the requirements  
158 specified in paragraph (f). The Department of Highway Safety and  
159 Motor Vehicles shall forward to the department and to the  
160 Department of Corrections all photographs and information  
161 provided by sexual predators. Notwithstanding the restrictions  
162 set forth in s. 322.142, the Department of Highway Safety and  
163 Motor Vehicles may release a reproduction of a color-photograph  
164 or digital-image license to the Department of Law Enforcement  
165 for purposes of public notification of sexual predators as  
166 provided in this section. A sexual predator who is unable to  
167 secure or update a driver license or an identification card with  
168 the Department of Highway Safety and Motor Vehicles as provided  
169 in paragraph (f) and this paragraph shall also report any change  
170 of the predator's residence or change in the predator's name by  
171 reason of marriage or other legal process within 48 hours after  
172 the change to the sheriff's office in the county where the  
173 predator resides or is located and provide confirmation that he  
174 or she reported such information to the Department of Highway

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175 Safety and Motor Vehicles. The reporting requirements under this  
176 subparagraph do not negate the requirement for a sexual predator  
177 to obtain a Florida driver license or identification card as  
178 required by this section.

179       2.a. A sexual predator who vacates a permanent, temporary,  
180 or transient residence and fails to establish or maintain  
181 another permanent, temporary, or transient residence shall,  
182 within 48 hours after vacating the permanent, temporary, or  
183 transient residence, report in person to the sheriff's office of  
184 the county in which he or she is located. The sexual predator  
185 shall specify the date upon which he or she intends to or did  
186 vacate such residence. The sexual predator shall provide or  
187 update all of the registration information required under  
188 paragraph (a). The sexual predator shall provide an address for  
189 the residence or other place that he or she is or will be  
190 located during the time in which he or she fails to establish or  
191 maintain a permanent or temporary residence.

192       b. A sexual predator shall report in person at the  
193 sheriff's office in the county in which he or she is located  
194 within 48 hours after establishing a transient residence and  
195 thereafter must report in person every 30 days to the sheriff's  
196 office in the county in which he or she is located while  
197 maintaining a transient residence. The sexual predator must  
198 provide the addresses and locations where he or she maintains a  
199 transient residence. Each sheriff's office shall establish  
200 procedures for reporting transient residence information and  
201 provide notice to transient registrants to report transient  
202 residence information as required in this sub-subparagraph.  
203 Reporting to the sheriff's office as required by this sub-

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204 subparagraph does not exempt registrants from any reregistration  
205 requirement. The sheriff may coordinate and enter into  
206 agreements with police departments and other governmental  
207 entities to facilitate additional reporting sites for transient  
208 residence registration required in this sub-subparagraph. The  
209 sheriff's office shall, within 2 business days, electronically  
210 submit and update all information provided by the sexual  
211 predator to the department.

212 3. A sexual predator who remains at a permanent, temporary,  
213 or transient residence after reporting his or her intent to  
214 vacate such residence shall, within 48 hours after the date upon  
215 which the predator indicated he or she would or did vacate such  
216 residence, report in person to the sheriff's office to which he  
217 or she reported pursuant to subparagraph 2. for the purpose of  
218 reporting his or her address at such residence. When the sheriff  
219 receives the report, the sheriff shall promptly convey the  
220 information to the department. An offender who makes a report as  
221 required under subparagraph 2. but fails to make a report as  
222 required under this subparagraph commits a felony of the second  
223 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
224 775.084.

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

229 5.a. A sexual predator shall register all electronic mail  
230 addresses and Internet identifiers, and each Internet  
231 identifier's corresponding website homepage or application  
232 software name, with the department through the department's

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233 online system or in person at the sheriff's office within 48  
234 hours after using such electronic mail addresses and Internet  
235 identifiers. If the sexual predator is in the custody or  
236 control, or under the supervision, of the Department of  
237 Corrections, he or she must report all electronic mail addresses  
238 and Internet identifiers, and each Internet identifier's  
239 corresponding website homepage or application software name, to  
240 the Department of Corrections before using such electronic mail  
241 addresses or Internet identifiers. If the sexual predator is in  
242 the custody or control, or under the supervision, of the  
243 Department of Juvenile Justice, he or she must report all  
244 electronic mail addresses and Internet identifiers, and each  
245 Internet identifier's corresponding website homepage or  
246 application software name, to the Department of Juvenile Justice  
247 before using such electronic mail addresses or Internet  
248 identifiers.

249 b. A sexual predator shall register all changes to vehicles  
250 owned, all changes to home telephone numbers and cellular  
251 telephone numbers, including added and deleted numbers, all  
252 changes to employment information, and all changes in status  
253 related to enrollment, volunteering, or employment at  
254 institutions of higher education, through the department's  
255 online system; in person at the sheriff's office; in person at  
256 the Department of Corrections if the sexual predator is in the  
257 custody or control, or under the supervision, of the Department  
258 of Corrections; or in person at the Department of Juvenile  
259 Justice if the sexual predator is in the custody or control, or  
260 under the supervision, of the Department of Juvenile Justice.  
261 All changes required to be reported in this sub-subparagraph

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262 shall be reported within 48 hours after the change.

263 c. The department shall establish an online system through  
264 which sexual predators may securely access, submit, and update  
265 all vehicles owned; electronic mail addresses; Internet  
266 identifiers and each Internet identifier's corresponding website  
267 homepage or application software name; home telephone numbers  
268 and cellular telephone numbers; employment information; and  
269 institution of higher education information.

270 (i) A sexual predator who intends to establish a permanent,  
271 temporary, or transient residence in another state or  
272 jurisdiction other than the State of Florida or intends to  
273 travel outside of the United States shall report in person to  
274 the sheriff of the county of current residence at least ~~within~~  
275 48 hours before the date he or she intends to leave this state  
276 to establish residence in another state or jurisdiction or at  
277 least 21 days before the date he or she intends to travel ~~if the~~  
278 ~~intended residence of 5 days or more is~~ outside of the United  
279 States. Any travel that is not known by the sexual predator 48  
280 hours before he or she intends to establish a residence in  
281 another state or jurisdiction or 21 days before the departure  
282 date for travel outside of the United States must be reported to  
283 the sheriff's office as soon as possible before departure. The  
284 sexual predator shall provide to the sheriff the address,  
285 municipality, county, state, and country of intended residence.  
286 For international travel, the sexual predator shall also provide  
287 travel information, including, but not limited to, expected  
288 departure and return dates, flight numbers ~~number~~, airports  
289 ~~airport~~ of departure and return, cruise ports ~~port~~ of departure  
290 and return, or any other means of intended travel. The sheriff

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291 shall promptly provide to the department the information  
292 received from the sexual predator. The department shall notify  
293 the statewide law enforcement agency, or a comparable agency, in  
294 the intended state, jurisdiction, or country of residence or the  
295 intended country of travel of the sexual predator's intended  
296 residence or intended travel. The failure of a sexual predator  
297 to provide his or her intended place of residence or intended  
298 travel is punishable as provided in subsection (10).

299 Section 3. Paragraph (b) of subsection (2), paragraph (e)  
300 of subsection (4), subsection (7), and paragraph (b) of  
301 subsection (11) of section 943.0435, Florida Statutes, are  
302 amended, and paragraph (c) is added to subsection (11) of that  
303 section, to read:

304 943.0435 Sexual offenders required to register with the  
305 department; penalty.—

306 (2) Upon initial registration, a sexual offender shall:

307 (b) Provide his or her name; date of birth; social security  
308 number; race; sex; height; weight; hair and eye color; tattoos  
309 or other identifying marks; fingerprints; palm prints;  
310 photograph; employment information; address of permanent or  
311 legal residence or address of any current temporary residence,  
312 within the state or out of state, including a rural route  
313 address and a post office box; if no permanent or temporary  
314 address, any transient residence within the state, address,  
315 location or description, and dates of any current or known  
316 future temporary residence within the state or out of state; the  
317 make, model, color, vehicle identification number (VIN), and  
318 license tag number of all vehicles owned; home telephone numbers  
319 and cellular telephone numbers; electronic mail addresses;

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320 Internet identifiers and each Internet identifier's  
321 corresponding website homepage or application software name;  
322 date and place of each conviction; and a brief description of  
323 the crime or crimes committed by the offender. A post office box  
324 may not be provided in lieu of a physical residential address.  
325 The sexual offender shall also produce his or her passport, if  
326 he or she has a passport, and, if he or she is an alien, shall  
327 produce or provide information about documents establishing his  
328 or her immigration status. The sexual offender shall also  
329 provide information about any professional licenses he or she  
330 has.

331 1. If the sexual offender's place of residence is a motor  
332 vehicle, trailer, mobile home, or manufactured home, as defined  
333 in chapter 320, the sexual offender shall also provide to the  
334 department through the sheriff's office written notice of the  
335 vehicle identification number; the license tag number; the  
336 registration number; and a description, including color scheme,  
337 of the motor vehicle, trailer, mobile home, or manufactured  
338 home. If the sexual offender's place of residence is a vessel,  
339 live-aboard vessel, or houseboat, as defined in chapter 327, the  
340 sexual offender shall also provide to the department written  
341 notice of the hull identification number; the manufacturer's  
342 serial number; the name of the vessel, live-aboard vessel, or  
343 houseboat; the registration number; and a description, including  
344 color scheme, of the vessel, live-aboard vessel, or houseboat.

345 2. If the sexual offender is enrolled or employed, whether  
346 for compensation or as a volunteer, at an institution of higher  
347 education in this state, the sexual offender shall also provide  
348 to the department the name, address, and county of each

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349 institution, including each campus attended, and the sexual  
350 offender's enrollment, volunteer, or employment status. The  
351 sheriff, the Department of Corrections, or the Department of  
352 Juvenile Justice shall promptly notify each institution of  
353 higher education of the sexual offender's presence and any  
354 change in the sexual offender's enrollment, volunteer, or  
355 employment status.

356 3. A sexual offender shall report to the department through  
357 the department's online system or in person to the sheriff's  
358 office within 48 hours after any change in vehicles owned to  
359 report those vehicle information changes.

360  
361 When a sexual offender reports at the sheriff's office, the  
362 sheriff shall take a photograph, a set of fingerprints, and palm  
363 prints of the offender and forward the photographs, palm prints,  
364 and fingerprints to the department, along with the information  
365 provided by the sexual offender. The sheriff shall promptly  
366 provide to the department the information received from the  
367 sexual offender.

368 (4)

369 (e)1. A sexual offender shall register all changes in  
370 vehicles owned, all electronic mail addresses and Internet  
371 identifiers, and each Internet identifier's corresponding  
372 website homepage or application software name, with the  
373 department through the department's online system or in person  
374 at the sheriff's office within 48 hours after using such  
375 electronic mail addresses and Internet identifiers. If the  
376 sexual offender is in the custody or control, or under the  
377 supervision, of the Department of Corrections, he or she must

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378 report all electronic mail addresses and Internet identifiers,  
379 and each Internet identifier's corresponding website homepage or  
380 application software name, to the Department of Corrections  
381 before using such electronic mail addresses or Internet  
382 identifiers. If the sexual offender is in the custody or  
383 control, or under the supervision, of the Department of Juvenile  
384 Justice, he or she must report all electronic mail addresses and  
385 Internet identifiers, and each Internet identifier's  
386 corresponding website homepage or application software name, to  
387 the Department of Juvenile Justice before using such electronic  
388 mail addresses or Internet identifiers.

389 2. A sexual offender shall register all changes to home  
390 telephone numbers and cellular telephone numbers, including  
391 added and deleted numbers, all changes to employment  
392 information, and all changes in status related to enrollment,  
393 volunteering, or employment at institutions of higher education,  
394 through the department's online system; in person at the  
395 sheriff's office; in person at the Department of Corrections if  
396 the sexual offender is in the custody or control, or under the  
397 supervision, of the Department of Corrections; or in person at  
398 the Department of Juvenile Justice if the sexual offender is in  
399 the custody or control, or under the supervision, of the  
400 Department of Juvenile Justice. All changes required to be  
401 reported under this subparagraph must be reported within 48  
402 hours after the change.

403 3. The department shall establish an online system through  
404 which sexual offenders may securely access, submit, and update  
405 all changes in status to vehicles owned; electronic mail  
406 addresses; Internet identifiers and each Internet identifier's

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407 corresponding website homepage or application software name;  
408 home telephone numbers and cellular telephone numbers;  
409 employment information; and institution of higher education  
410 information.

411 (7) A sexual offender who intends to establish a permanent,  
412 temporary, or transient residence in another state or  
413 jurisdiction other than the State of Florida or intends to  
414 travel outside of the United States shall report in person to  
415 the sheriff of the county of current residence at least ~~within~~  
416 48 hours before the date he or she intends to leave this state  
417 to establish residence in another state or jurisdiction or at  
418 least 21 days before the date he or she intends to travel ~~if the~~  
419 ~~intended residence of 5 days or more is~~ outside of the United  
420 States. Any travel that is not known by the sexual offender 48  
421 hours before he or she intends to establish a residence in  
422 another state or jurisdiction or 21 days before the departure  
423 date for travel outside of the United States must be reported in  
424 person to the sheriff's office as soon as possible before  
425 departure. The sexual offender shall provide to the sheriff the  
426 address, municipality, county, state, and country of intended  
427 residence. For international travel, the sexual offender shall  
428 also provide travel information, including, but not limited to,  
429 expected departure and return dates, flight numbers ~~number~~,  
430 airports ~~airport~~ of departure and return, cruise ports ~~port~~ of  
431 departure and return, or any other means of intended travel. The  
432 sheriff shall promptly provide to the department the information  
433 received from the sexual offender. The department shall notify  
434 the statewide law enforcement agency, or a comparable agency, in  
435 the intended state, jurisdiction, or country of residence or the

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436 intended country of travel of the sexual offender's intended  
437 residence or intended travel. The failure of a sexual offender  
438 to provide his or her intended place of residence or intended  
439 travel is punishable as provided in subsection (9).

440 (11) Except as provided in s. 943.04354, a sexual offender  
441 shall maintain registration with the department for the duration  
442 of his or her life unless the sexual offender has received a  
443 full pardon or has had a conviction set aside in a  
444 postconviction proceeding for any offense that meets the  
445 criteria for classifying the person as a sexual offender for  
446 purposes of registration. However, a sexual offender shall be  
447 considered for removal of the requirement to register as a  
448 sexual offender only if the person:

449 (b) Maintains ~~As defined in sub-subparagraph (1)(h)1.b.~~  
450 ~~must maintain~~ registration with the department as described in  
451 sub-subparagraph (1)(h)1.b. for the duration of his or her life  
452 until the person provides the department with an order issued by  
453 the court that designated the person as a sexual predator or, ~~as~~  
454 ~~a sexually violent predator,~~ or any other ~~by another~~ sexual  
455 offender designation in the state or jurisdiction in which the  
456 order was issued which states that such designation has been  
457 removed or demonstrates to the department that such designation,  
458 if not imposed by a court, has been removed by operation of law  
459 or court order in the state or jurisdiction in which the  
460 designation was made, ~~and~~ provided that such person no longer  
461 meets the criteria for registration as a sexual offender under  
462 the laws of this state.

463 (c)1. Is required to register as a sexual offender solely  
464 under the requirements of sub-subparagraph (1)(h)1.b. and files

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465 a petition in the circuit court in the jurisdiction in which the  
466 person resides or, for a person who no longer resides in this  
467 state, the court in the jurisdiction in which the person last  
468 resided in this state. The petition must assert that his or her  
469 designation as a sexual predator or sexually violent predator or  
470 any other sexual offender designation in the state or  
471 jurisdiction in which the designation was made is confidential  
472 from public disclosure or that such designation, if not imposed  
473 by a court, is considered confidential from public disclosure by  
474 operation of law or court order in the state or jurisdiction in  
475 which the designation was made, provided that such person does  
476 not meet the criteria for registration as a sexual offender  
477 under the laws of this state.

478 2. If the person meets the criteria in subparagraph 1., the  
479 court may grant the petition and remove the requirement to  
480 register as a sexual offender.

481 3. A petition under this paragraph must document the  
482 person's conviction and include a copy of the order issued by  
483 the court in the state or jurisdiction which made the  
484 designation confidential from public disclosure. If such relief  
485 was not granted by court order, the person must demonstrate to  
486 the court that the designation has been made confidential by  
487 operation of law in the state or jurisdiction in which the  
488 designation was made. The state attorney and the department must  
489 be given notice at least 21 days before the date of the hearing  
490 on the petition and may present evidence in opposition to the  
491 requested relief or may otherwise demonstrate why it should be  
492 denied.

493 4. If a person provides to the department a certified copy

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494 of the circuit court's order granting the person removal of the  
495 requirement to register as a sexual offender, the registration  
496 requirement does not apply to the person and the department must  
497 remove all information about the person from the public registry  
498 of sexual offenders and sexual predators maintained by the  
499 department.

500 Section 4. This act shall take effect July 1, 2020.