

1 A bill to be entitled
2 An act relating to sexual predators and sexual
3 offenders; amending s. 775.21, F.S.; revising the
4 definitions of the terms "conviction," "permanent
5 residence," "temporary residence," and "transient
6 residence"; specifying that, in order to qualify for
7 removal of certain registration requirements, certain
8 sexual offenders must meet specified criteria;
9 authorizing sexual predators to report to the
10 Department of Law Enforcement through the department's
11 online system within a specified timeframe required
12 vehicle information changes after any change in
13 vehicles owned; requiring sheriffs' offices to report
14 to the department transient residence information in a
15 manner prescribed by the department; requiring
16 sheriffs' offices to electronically submit to and
17 update with the department specified information
18 within a specified timeframe after the sexual predator
19 provides it to the sheriff's office; requiring sexual
20 predators to register all changes to vehicles owned
21 through the department's online system; requiring the
22 department to establish an online system through which
23 sexual predators may securely access, submit, and
24 update all vehicles owned; revising the reporting
25 requirements and applicable timeframes with which a

26 | sexual predator must comply if he or she intends to
27 | establish a certain permanent, temporary, or transient
28 | residence or to travel; requiring sheriffs' offices to
29 | electronically submit to and update with the
30 | department, in a manner specified by the department,
31 | specified information within a specified timeframe
32 | after the sexual predator provides it to the sheriff's
33 | office; revising the list of requirements for which a
34 | sexual predator's failure to comply constitutes a
35 | criminal offense; specifying that each instance of a
36 | failure to register or report changes to specified
37 | required information constitutes a separate offense;
38 | conforming provisions to changes made by the act;
39 | making technical changes; amending s. 943.0435, F.S.;
40 | revising the definition of the term "convicted";
41 | authorizing sexual offenders to report to the
42 | department through the department's online system
43 | within a specified timeframe required vehicle
44 | information changes after any change in vehicles
45 | owned; requiring sheriffs' offices to report to the
46 | department transient residence information in a manner
47 | prescribed by the department; requiring sheriffs'
48 | offices to electronically submit to and update with
49 | the department specified information within a
50 | specified timeframe after the sexual offender provides

51 | it to the sheriff's office; requiring sexual offenders
52 | to register all changes to vehicles owned through the
53 | department's online system; requiring the department
54 | to establish an online system through which sexual
55 | offenders may securely access, submit, and update all
56 | vehicles owned; requiring that, if a sexual offender
57 | is in the custody of a local jail, the custodian of
58 | the local jail register a sexual offender within a
59 | specified timeframe after intake of the sexual
60 | offender for any reason and upon release; requiring
61 | the custodian to take a digitized photograph of the
62 | sexual offender and forward the photograph and such
63 | registration information to the department; revising
64 | the reporting requirements and applicable timeframes
65 | with which a sexual offender must comply if he or she
66 | intends to establish a certain permanent, temporary,
67 | or transient residence or to travel; revising the list
68 | of requirements for which a sexual offender's failure
69 | to comply constitutes a criminal offense; specifying
70 | that each instance of a failure to register or report
71 | changes to specified required information constitutes
72 | a separate offense; specifying that, in order to
73 | qualify for removal of certain registration
74 | requirements, certain sexual offenders must meet
75 | specified criteria; requiring sheriffs' offices to

76 | electronically submit to and update with the
77 | department, in a manner specified by the department,
78 | specified information within a specified timeframe
79 | after the sexual offender provides it to the sheriff's
80 | office; conforming provisions to changes made by the
81 | act; making technical changes; reenacting s.
82 | 944.606(1)(d), F.S., relating to the definitions of
83 | the terms "permanent residence," "temporary
84 | residence," and "transient residence," to incorporate
85 | the amendment made to s. 775.21, F.S., in a reference
86 | thereto; reenacting s. 1012.467(1)(b), F.S., relating
87 | to the definition of the term "convicted," to
88 | incorporate the amendment made to s. 943.0435, F.S.,
89 | in a reference thereto; reenacting ss. 320.02(4),
90 | 775.25, 938.10(1), 944.607(4)(a) and (9),
91 | 985.481(1)(a) and (d), and 985.4815(1)(b) and (f) and
92 | (9), F.S., relating to registration required,
93 | application for registration, and forms; prosecutions
94 | for acts or omissions; additional court cost imposed
95 | in cases of certain crimes; notification to department
96 | of information on sexual offenders; sexual offenders
97 | adjudicated delinquent and notification upon release;
98 | and notification to department of information on
99 | juvenile sexual offenders, respectively, to
100 | incorporate the amendments by to ss. 775.21 and

101 943.0435, F.S., in references thereto; providing an
 102 effective date.

103
 104 Be It Enacted by the Legislature of the State of Florida:

105
 106 Section 1. Section 775.21, Florida Statutes, is amended to
 107 read:

108 775.21 The Florida Sexual Predators Act.—

109 (1) SHORT TITLE.—This section may be cited as "The Florida
 110 Sexual Predators Act."

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

112 (a) "Change in status at an institution of higher
 113 education" means the commencement or termination of enrollment,
 114 including, but not limited to, traditional classroom setting or
 115 online courses, or employment, whether for compensation or as a
 116 volunteer, at an institution of higher education or a change in
 117 location of enrollment or employment, whether for compensation
 118 or as a volunteer, at an institution of higher education.

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

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

123 (d) "Community" means any county where the sexual predator
 124 lives or otherwise establishes or maintains a permanent,
 125 temporary, or transient residence.

126 (e) "Conviction" means a determination of guilt which is
 127 the result of a trial or the entry of a plea of guilty or nolo
 128 contendere, regardless of whether adjudication is withheld. A
 129 conviction for a similar offense includes, but is not limited
 130 to, a conviction by a federal or military tribunal, including
 131 courts-martial conducted by the Armed Forces of the United
 132 States, and includes a conviction or entry of a plea of guilty
 133 or nolo contendere ~~resulting in a sanction~~ in any state of the
 134 United States or other jurisdiction. ~~A sanction includes, but is~~
 135 ~~not limited to, a fine, probation, community control, parole,~~
 136 ~~conditional release, control release, or incarceration in a~~
 137 ~~state prison, federal prison, private correctional facility, or~~
 138 ~~local detention facility.~~

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

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

142 (h) "Entering the county" includes being discharged from a
 143 correctional facility or jail or secure treatment facility
 144 within the county or being under supervision within the county
 145 for the commission of a violation enumerated in subsection (4).

146 (i) "Institution of higher education" means a career
 147 center, a community college, a college, a state university, or
 148 an independent postsecondary educational institution.

149 (j) "Internet identifier" means any designation, moniker,
 150 screen name, username, or other name used for self-

151 identification to send or receive social Internet communication.
152 Internet identifier does not include a date of birth, social
153 security number, personal identification number (PIN), or
154 password. A sexual offender's or sexual predator's use of an
155 Internet identifier that discloses his or her date of birth,
156 social security number, PIN ~~personal identification number~~
157 ~~(PIN)~~, password, or other information that would reveal the
158 identity of the sexual offender or sexual predator waives the
159 disclosure exemption in this paragraph for such personal
160 information.

161 (k) "Permanent residence" means a place where the person
162 abides, lodges, or resides for 3 or more consecutive days. For
163 the purpose of calculating a permanent residence under this
164 paragraph, the first day that a person abides, lodges, or
165 resides at a place is excluded and each subsequent day is
166 counted. A day includes any part of a calendar day.

167 (l) "Professional license" means the document of
168 authorization or certification issued by an agency of this state
169 for a regulatory purpose, or by any similar agency in another
170 jurisdiction for a regulatory purpose, to a person to engage in
171 an occupation or to carry out a trade or business.

172 (m) "Social Internet communication" means any
173 communication through a commercial social networking website as
174 defined in s. 943.0437, or application software. The term does
175 not include any of the following:

HB 1235

2024

176 1. Communication for which the primary purpose is the
177 facilitation of commercial transactions involving goods or
178 services;

179 2. Communication on an Internet website for which the
180 primary purpose of the website is the dissemination of news; or

181 3. Communication with a governmental entity.
182

183 As used in ~~For purposes of~~ this paragraph, the term "application
184 software" means any computer program designed to run on a mobile
185 device such as a smartphone or tablet computer, that allows
186 users to create web pages or profiles that provide information
187 about themselves and are available publicly or to other users,
188 and that offers a mechanism for communication with other users
189 through a forum, a chatroom, electronic mail, or an instant
190 messenger.

191 (n) "Temporary residence" means a place where the person
192 abides, lodges, or resides, including, but not limited to,
193 vacation, business, or personal travel destinations in or out of
194 this state, for a period of 3 or more days in the aggregate
195 during any calendar year and which is not the person's permanent
196 address or, for a person whose permanent residence is not in
197 this state, a place where the person is employed, practices a
198 vocation, or is enrolled as a student for any period of time in
199 this state. For the purpose of calculating a temporary residence
200 under this paragraph, the first day that a person abides,

201 lodges, or resides at a place is excluded and each subsequent
 202 day is counted. A day includes any part of a calendar day.

203 (o) "Transient residence" means a county where the a
 204 person lives, remains, or is located for the purpose of abiding,
 205 lodging, or residing for a period of 3 or more days in the
 206 aggregate during a calendar year and which is not the person's
 207 permanent or temporary address. The term includes, but is not
 208 limited to, a place where the person sleeps or seeks shelter and
 209 a location that has no specific street address. For the purpose
 210 of calculating a transient residence under this paragraph, the
 211 first day that a person lives, remains, or is located in a
 212 county for the purpose of abiding, lodging, or residing is
 213 excluded and each subsequent day is counted. A day includes any
 214 part of a calendar day.

215 (p) "Vehicles owned" means any motor vehicle as defined in
 216 s. 320.01, which is registered, coregistered, leased, titled, or
 217 rented by a sexual predator or sexual offender; a rented vehicle
 218 that a sexual predator or sexual offender is authorized to
 219 drive; or a vehicle for which a sexual predator or sexual
 220 offender is insured as a driver. The term also includes any
 221 motor vehicle as defined in s. 320.01, which is registered,
 222 coregistered, leased, titled, or rented by a person or persons
 223 residing at a sexual predator's or sexual offender's permanent
 224 residence for 5 or more consecutive days.

225 (3) LEGISLATIVE FINDINGS AND PURPOSE; LEGISLATIVE INTENT.—

226 (a) Repeat sexual offenders, sexual offenders who use
227 physical violence, and sexual offenders who prey on children are
228 sexual predators who present an extreme threat to the public
229 safety. Sexual offenders are extremely likely to use physical
230 violence and to repeat their offenses, and most sexual offenders
231 commit many offenses, have many more victims than are ever
232 reported, and are prosecuted for only a fraction of their
233 crimes. This makes the cost of sexual offender victimization to
234 society at large, while incalculable, clearly exorbitant.

235 (b) The high level of threat that a sexual predator
236 presents to the public safety, and the long-term effects
237 suffered by victims of sex offenses, provide the state with
238 sufficient justification to implement a strategy that includes:

239 1. Incarcerating sexual predators and maintaining adequate
240 facilities to ensure that decisions to release sexual predators
241 into the community are not made on the basis of inadequate
242 space.

243 2. Providing for specialized supervision of sexual
244 predators who are in the community by specially trained
245 probation officers with low caseloads, as described in ss.
246 947.1405(7) and 948.30. The sexual predator is subject to
247 specified terms and conditions implemented at sentencing or at
248 the time of release from incarceration, with a requirement that
249 those who are financially able must pay all or part of the costs
250 of supervision.

251 3. Requiring the registration of sexual predators, with a
252 requirement that complete and accurate information be maintained
253 and accessible for use by law enforcement authorities,
254 communities, and the public.

255 4. Providing for community and public notification
256 concerning the presence of sexual predators.

257 5. Prohibiting sexual predators from working with
258 children, either for compensation or as a volunteer.

259 (c) The state has a compelling interest in protecting the
260 public from sexual predators and in protecting children from
261 predatory sexual activity, and there is sufficient justification
262 for requiring sexual predators to register and for requiring
263 community and public notification of the presence of sexual
264 predators.

265 (d) It is the purpose of the Legislature that, upon the
266 court's written finding that an offender is a sexual predator,
267 in order to protect the public, it is necessary that the sexual
268 predator be registered with the department and that members of
269 the community and the public be notified of the sexual
270 predator's presence. The designation of a person as a sexual
271 predator is neither a sentence nor a punishment but simply a
272 status resulting from the conviction of certain crimes.

273 (e) It is the intent of the Legislature to address the
274 problem of sexual predators by:

275 1. Requiring sexual predators supervised in the community

276 to have special conditions of supervision and to be supervised
 277 by probation officers with low caseloads;

278 2. Requiring sexual predators to register with the ~~Florida~~
 279 ~~department of Law Enforcement~~, as provided in this section; and

280 3. Requiring community and public notification of the
 281 presence of a sexual predator, as provided in this section.

282 (4) SEXUAL PREDATOR CRITERIA.—

283 (a) For a current offense committed on or after October 1,
 284 1993, upon conviction, an offender shall be designated as a
 285 "sexual predator" under subsection (5), and subject to
 286 registration under subsection (6) and community and public
 287 notification under subsection (7) if:

288 1. The felony is:

289 a. A capital, life, or first degree felony violation, or
 290 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
 291 is a minor, or s. 794.011, s. 800.04, or s. 847.0145, or a
 292 violation of a similar law of another jurisdiction; or

293 b. Any felony violation, or any attempt thereof, of s.
 294 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 295 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
 296 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
 297 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
 298 s. 800.04; s. 810.145(8)(b); s. 825.1025; s. 827.071; s.
 299 847.0135, excluding s. 847.0135(6); s. 847.0145; s. 895.03, if
 300 the court makes a written finding that the racketeering activity

301 involved at least one sexual offense listed in this sub-
302 subparagraph or at least one offense listed in this sub-
303 subparagraph with sexual intent or motive; s. 916.1075(2); or s.
304 985.701(1); or a violation of a similar law of another
305 jurisdiction, and the offender has previously been convicted of
306 or found to have committed, or has pled nolo contendere or
307 guilty to, regardless of adjudication, any violation of s.
308 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
309 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
310 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
311 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
312 s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
313 excluding s. 847.0135(6); s. 847.0145; s. 895.03, if the court
314 makes a written finding that the racketeering activity involved
315 at least one sexual offense listed in this sub-subparagraph or
316 at least one offense listed in this sub-subparagraph with sexual
317 intent or motive; s. 916.1075(2); or s. 985.701(1); or a
318 violation of a similar law of another jurisdiction;

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

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

325 (b) In order to be counted as a prior felony for purposes

326 of this subsection, the felony must have resulted in a
327 conviction sentenced separately, or an adjudication of
328 delinquency entered separately, prior to the current offense and
329 sentenced or adjudicated separately from any other felony
330 conviction that is to be counted as a prior felony regardless of
331 the date of offense of the prior felony.

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

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

338 2. The offender was administratively registered as a
339 sexual predator because the Department of Corrections, the
340 department, or any other law enforcement agency obtained
341 information that indicated that the offender met the criteria
342 for designation as a sexual predator based on a violation of a
343 similar law in another jurisdiction,

344
345 the department shall remove that offender from the department's
346 list of sexual predators and, for an offender described under
347 subparagraph 1., shall notify the state attorney who prosecuted
348 the offense that met the criteria for administrative designation
349 as a sexual predator, and, for an offender described under this
350 paragraph, shall notify the state attorney of the county where

351 the offender establishes or maintains a permanent, temporary, or
352 transient residence. The state attorney shall bring the matter
353 to the court's attention in order to establish that the offender
354 meets the criteria for designation as a sexual predator. If the
355 court makes a written finding that the offender is a sexual
356 predator, the offender must be designated as a sexual predator,
357 must register or be registered as a sexual predator with the
358 department as provided in subsection (6), and is subject to the
359 community and public notification as provided in subsection (7).
360 If the court does not make a written finding that the offender
361 is a sexual predator, the offender may not be designated as a
362 sexual predator with respect to that offense and is not required
363 to register or be registered as a sexual predator with the
364 department.

365 (d) An offender who has been determined to be a sexually
366 violent predator pursuant to a civil commitment proceeding under
367 chapter 394 shall be designated as a "sexual predator" under
368 subsection (5) and subject to registration under subsection (6)
369 and community and public notification under subsection (7).

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

372 (a)1. An offender who meets the sexual predator criteria
373 described in paragraph (4)(d) is a sexual predator, and the
374 court shall make a written finding at the time such offender is
375 determined to be a sexually violent predator under chapter 394

376 that such person meets the criteria for designation as a sexual
377 predator for purposes of this section. The clerk shall transmit
378 a copy of the order containing the written finding to the
379 department within 48 hours after the entry of the order;

380 2. An offender who meets the sexual predator criteria
381 described in paragraph (4)(a) who is before the court for
382 sentencing for a current offense committed on or after October
383 1, 1993, is a sexual predator, and the sentencing court must
384 make a written finding at the time of sentencing that the
385 offender is a sexual predator, and the clerk of the court shall
386 transmit a copy of the order containing the written finding to
387 the department within 48 hours after the entry of the order; or

388 3. If the Department of Corrections, the department, or
389 any other law enforcement agency obtains information which
390 indicates that an offender who establishes or maintains a
391 permanent, temporary, or transient residence in this state meets
392 the sexual predator criteria described in paragraph (4)(a) or
393 paragraph (4)(d) because the offender was civilly committed or
394 committed a similar violation in another jurisdiction on or
395 after October 1, 1993, the Department of Corrections, the
396 department, or the law enforcement agency shall notify the state
397 attorney of the county where the offender establishes or
398 maintains a permanent, temporary, or transient residence of the
399 offender's presence in the community. The state attorney shall
400 file a petition with the criminal division of the circuit court

401 for the purpose of holding a hearing to determine if the
402 offender's criminal record or record of civil commitment from
403 another jurisdiction meets the sexual predator criteria. If the
404 court finds that the offender meets the sexual predator criteria
405 because the offender has violated a similar law or similar laws
406 in another jurisdiction, the court shall make a written finding
407 that the offender is a sexual predator.

408
409 When the court makes a written finding that an offender is a
410 sexual predator, the court shall inform the sexual predator of
411 the registration and community and public notification
412 requirements described in this section. Within 48 hours after
413 the court designates ~~designating~~ an offender as a sexual
414 predator, the clerk of the circuit court shall transmit a copy
415 of the court's written sexual predator finding to the
416 department. If the offender is sentenced to a term of
417 imprisonment or supervision, a copy of the court's written
418 sexual predator finding must be submitted to the Department of
419 Corrections.

420 (b) If a sexual predator is not sentenced to a term of
421 imprisonment, the clerk of the court shall ensure that the
422 sexual predator's fingerprints are taken and forwarded to the
423 department within 48 hours after the court renders its written
424 sexual predator finding. The fingerprints shall be clearly
425 marked, "Sexual Predator Registration." The clerk of the court

426 that convicts and sentences the sexual predator for the offense
427 or offenses described in subsection (4) shall forward to the
428 department and to the Department of Corrections a certified copy
429 of any order entered by the court imposing any special condition
430 or restriction on the sexual predator that restricts or
431 prohibits access to the victim, if the victim is a minor, or to
432 other minors.

433 (c) If the Department of Corrections, the department, or
434 any other law enforcement agency obtains information which
435 indicates that an offender meets the sexual predator criteria
436 but the court did not make a written finding that the offender
437 is a sexual predator as required in paragraph (a), the
438 Department of Corrections, the department, or the law
439 enforcement agency shall notify the state attorney who
440 prosecuted the offense for offenders described in subparagraph
441 (a)1., or the state attorney of the county where the offender
442 establishes or maintains a residence upon first entering the
443 state for offenders described in subparagraph (a)3. The state
444 attorney shall bring the matter to the court's attention in
445 order to establish that the offender meets the sexual predator
446 criteria. If the state attorney fails to establish that an
447 offender meets the sexual predator criteria and the court does
448 not make a written finding that an offender is a sexual
449 predator, the offender is not required to register with the
450 department as a sexual predator. The Department of Corrections,

451 the department, or any other law enforcement agency shall not
452 administratively designate an offender as a sexual predator
453 without a written finding from the court that the offender is a
454 sexual predator.

455 (d) A person who establishes or maintains a residence in
456 this state and who has not been designated as a sexual predator
457 by a court of this state but who has been designated as a sexual
458 predator, as a sexually violent predator, or any other ~~by~~
459 ~~another~~ sexual offender designation in another state or
460 jurisdiction and was, as a result of such designation, subjected
461 to registration or community or public notification, or both, or
462 would be if the person was a resident of that state or
463 jurisdiction, without regard to whether the person otherwise
464 meets the criteria for registration as a sexual offender, shall
465 register in the manner provided in s. 943.0435 or s. 944.607 and
466 shall be subject to community and public notification as
467 provided in s. 943.0435 or s. 944.607. A person who meets the
468 criteria of this section is subject to the requirements and
469 penalty provisions of s. 943.0435 or s. 944.607 until the person
470 provides the department with an order issued by the court that
471 designated the person as a sexual predator, as a sexually
472 violent predator, or any other ~~by another~~ sexual offender
473 designation in the state or jurisdiction in which the order was
474 issued which states that such designation has been removed or
475 demonstrates to the department that such designation, if not

476 imposed by a court, has been removed by operation of law or
477 court order in the state or jurisdiction in which the
478 designation was made, ~~and~~ provided that such person no longer
479 meets the criteria for registration as a sexual offender under
480 the laws of this state. To qualify for removal of the
481 registration requirements under this paragraph, a sexual
482 offender described in this paragraph must meet the criteria for
483 removal under s. 943.0435.

484 (6) REGISTRATION.—

485 (a) A sexual predator shall register with the department
486 through the sheriff's office by providing the following
487 information to the department:

488 1. Name; social security number; age; race; sex; date of
489 birth; height; weight; tattoos or other identifying marks; hair
490 and eye color; photograph; address of legal residence and
491 address of any current temporary residence, within this ~~the~~
492 state or out of state, including a rural route address and a
493 post office box; if he or she has no permanent or temporary
494 address, any transient residence within this ~~the~~ state; address,
495 location or description, and dates of any current or known
496 future temporary residence within this ~~the~~ state or out of
497 state; electronic mail addresses; Internet identifiers and each
498 Internet identifier's corresponding website homepage or
499 application software name; home telephone numbers and cellular
500 telephone numbers; employment information; the make, model,

501 color, vehicle identification number (VIN), and license tag
502 number of all vehicles owned; date and place of each conviction;
503 fingerprints; palm prints; and a brief description of the crime
504 or crimes committed by the offender. A post office box may not
505 be provided in lieu of a physical residential address. The
506 sexual predator shall produce his or her passport, if he or she
507 has a passport, and, if he or she is an alien, shall produce or
508 provide information about documents establishing his or her
509 immigration status. The sexual predator shall also provide
510 information about any professional licenses he or she has.

511 a. Any change that occurs after the sexual predator
512 registers in person at the sheriff's office as provided in this
513 subparagraph in any of the following information related to the
514 sexual predator must be reported as provided in paragraphs (g),
515 (i), and (j): permanent, temporary, or transient residence;
516 name; electronic mail addresses; Internet identifiers and each
517 Internet identifier's corresponding website homepage or
518 application software name; home and cellular telephone numbers;
519 employment information; and status at an institution of higher
520 education.

521 b. If the sexual predator's place of residence is a motor
522 vehicle, trailer, mobile home, or manufactured home, as those
523 terms are defined in chapter 320, the sexual predator shall also
524 provide to the department written notice of the vehicle
525 identification number (VIN); the license tag number; the

526 registration number; and a description, including color scheme,
527 of the motor vehicle, trailer, mobile home, or manufactured
528 home. If a sexual predator's place of residence is a vessel,
529 live-aboard vessel, or houseboat, as those terms are defined in
530 chapter 327, the sexual predator shall also provide to the
531 department written notice of the hull identification number; the
532 manufacturer's serial number; the name of the vessel, live-
533 aboard vessel, or houseboat; the registration number of the
534 vessel, live-aboard vessel, or houseboat; and a description,
535 including color scheme, of the vessel, live-aboard vessel, or
536 houseboat.

537 c. If the sexual predator is enrolled or employed, whether
538 for compensation or as a volunteer, at an institution of higher
539 education in this state, the sexual predator shall also provide
540 to the department the name, address, and county of each
541 institution, including each campus attended, and the sexual
542 predator's enrollment, volunteer, or employment status. The
543 sheriff, the Department of Corrections, or the Department of
544 Juvenile Justice shall promptly notify each institution of
545 higher education of the sexual predator's presence and any
546 change in the sexual predator's enrollment, volunteer, or
547 employment status.

548 d. A sexual predator shall report to the department
549 through the department's online system or in person to the
550 sheriff's office within 48 hours after any change in vehicles

551 owned to report those vehicle information changes.

552 2. Any other information determined necessary by the
553 department, including criminal and corrections records;
554 nonprivileged personnel and treatment records; and evidentiary
555 genetic markers when available.

556 (b) If the sexual predator is in the custody or control
557 of, or under the supervision of, the Department of Corrections,
558 or is in the custody of a private correctional facility, the
559 sexual predator shall register with the Department of
560 Corrections. A sexual predator who is under the supervision of
561 the Department of Corrections but who is not incarcerated shall
562 register with the Department of Corrections within 3 business
563 days after the court finds the offender to be a sexual predator.
564 The Department of Corrections shall provide to the department
565 registration information and the location of, and local
566 telephone number for, any Department of Corrections office that
567 is responsible for supervising the sexual predator. In addition,
568 the Department of Corrections shall notify the department if the
569 sexual predator escapes or absconds from custody or supervision
570 or if the sexual predator dies.

571 (c) If the sexual predator is in the custody of a local
572 jail, the custodian of the local jail shall register the sexual
573 predator within 3 business days after intake of the sexual
574 predator for any reason and upon release, and shall forward the
575 registration information to the department. The custodian of the

576 local jail shall also take a digitized photograph of the sexual
577 predator while the sexual predator remains in custody and shall
578 provide the digitized photograph to the department. The
579 custodian shall notify the department if the sexual predator
580 escapes from custody or dies.

581 (d) If the sexual predator is under federal supervision,
582 the federal agency responsible for supervising the sexual
583 predator may forward to the department any information regarding
584 the sexual predator which is consistent with the information
585 provided by the Department of Corrections under this section,
586 and may indicate whether use of the information is restricted to
587 law enforcement purposes only or may be used by the department
588 for purposes of public notification.

589 (e)1. If the sexual predator is not in the custody or
590 control of, or under the supervision of, the Department of
591 Corrections or is not in the custody of a private correctional
592 facility, the sexual predator shall register in person:

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

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

599 2. Any change that occurs after the sexual predator
600 registers in person at the sheriff's office as provided in

HB 1235

2024

601 subparagraph 1. in any of the following information related to
602 the sexual predator must be reported as provided in paragraphs
603 (g), (i), and (j): permanent, temporary, or transient residence;
604 name; vehicles owned; electronic mail addresses; Internet
605 identifiers and each Internet identifier's corresponding website
606 homepage or application software name; home and cellular
607 telephone numbers; employment information; and change in status
608 at an institution of higher education. When a sexual predator
609 registers with the sheriff's office, the sheriff shall take a
610 photograph, a set of fingerprints, and palm prints of the sexual
611 predator and forward the photographs, palm prints, and
612 fingerprints to the department, along with the information that
613 the sexual predator is required to provide pursuant to this
614 section.

615 (f) Within 48 hours after the registration required under
616 paragraph (a) or paragraph (e), a sexual predator who is not
617 incarcerated and who resides in the community, including a
618 sexual predator under the supervision of the Department of
619 Corrections, shall register in person at a driver license office
620 of the Department of Highway Safety and Motor Vehicles and shall
621 present proof of registration unless a driver license or an
622 identification card that complies with the requirements of s.
623 322.141(3) was previously secured or updated under s. 944.607.
624 At the driver license office the sexual predator shall:

625 1. If otherwise qualified, secure a Florida driver

626 license, renew a Florida driver license, or secure an
627 identification card. The sexual predator shall identify himself
628 or herself as a sexual predator who is required to comply with
629 this section, provide his or her place of permanent, temporary,
630 or transient residence, including a rural route address and a
631 post office box, and submit to the taking of a photograph for
632 use in issuing a driver license, a renewed license, or an
633 identification card, and for use by the department in
634 maintaining current records of sexual predators. A post office
635 box may not be provided in lieu of a physical residential
636 address. If the sexual predator's place of residence is a motor
637 vehicle, trailer, mobile home, or manufactured home, as those
638 terms are defined in chapter 320, the sexual predator shall also
639 provide to the Department of Highway Safety and Motor Vehicles
640 the vehicle identification number (VIN); the license tag number;
641 the registration number; and a description, including color
642 scheme, of the motor vehicle, trailer, mobile home, or
643 manufactured home. If a sexual predator's place of residence is
644 a vessel, live-aboard vessel, or houseboat, as those terms are
645 defined in chapter 327, the sexual predator shall also provide
646 to the Department of Highway Safety and Motor Vehicles the hull
647 identification number; the manufacturer's serial number; the
648 name of the vessel, live-aboard vessel, or houseboat; the
649 registration number of the vessel, live-aboard vessel, or
650 houseboat; and a description, including color scheme, of the

651 vessel, live-aboard vessel, or houseboat.

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

657 3. Provide, upon request, any additional information
 658 necessary to confirm the identity of the sexual predator,
 659 including a set of fingerprints.

660 (g)1. Each time a sexual predator's driver license or
 661 identification card is subject to renewal, and, without regard
 662 to the status of the sexual predator's driver license or
 663 identification card, within 48 hours after any change of the
 664 sexual predator's residence or change in the sexual predator's
 665 name by reason of marriage or other legal process, the sexual
 666 predator shall report in person to a driver license office and
 667 is subject to the requirements specified in paragraph (f). The
 668 Department of Highway Safety and Motor Vehicles shall forward to
 669 the department and to the Department of Corrections all
 670 photographs and information provided by sexual predators.
 671 Notwithstanding the restrictions set forth in s. 322.142, the
 672 Department of Highway Safety and Motor Vehicles may release a
 673 reproduction of a color-photograph or digital-image license to
 674 the Department of Law Enforcement for purposes of public
 675 notification of sexual predators as provided in this section. A

HB 1235

2024

676 sexual predator who is unable to secure or update a driver
677 license or an identification card with the Department of Highway
678 Safety and Motor Vehicles as provided in paragraph (f) and this
679 paragraph shall also report any change in ~~of~~ the sexual
680 predator's permanent, temporary, or transient residence or
681 change in the sexual predator's name by reason of marriage or
682 other legal process within 48 hours after the change to the
683 sheriff's office in the county where the sexual predator resides
684 or is located and provide confirmation that he or she reported
685 such information to the Department of Highway Safety and Motor
686 Vehicles. The reporting requirements under this subparagraph do
687 not negate the requirement for a sexual predator to obtain a
688 Florida driver license or identification card as required by
689 this section.

690 2.a. A sexual predator who vacates a permanent, temporary,
691 or transient residence and fails to establish or maintain
692 another permanent, temporary, or transient residence shall,
693 within 48 hours after vacating the permanent, temporary, or
694 transient residence, report in person to the sheriff's office of
695 the county in which he or she is located. The sexual predator
696 shall specify the date upon which he or she intends to or did
697 vacate such residence. The sexual predator shall provide or
698 update all of the registration information required under
699 paragraph (a). The sexual predator shall provide an address for
700 the residence or other place where ~~that~~ he or she is or will be

HB 1235

2024

701 located during the time in which he or she fails to establish or
702 maintain a permanent or temporary residence.

703 b. A sexual predator shall report in person at the
704 sheriff's office in the county in which he or she is located
705 within 48 hours after establishing a transient residence and
706 thereafter must report in person every 30 days to the sheriff's
707 office in the county in which he or she is located while
708 maintaining a transient residence. The sexual predator must
709 provide the addresses and locations where he or she maintains a
710 transient residence. Each sheriff's office shall report
711 ~~establish procedures for reporting~~ transient residence
712 information in a manner prescribed by the department and provide
713 notice to transient registrants to report transient residence
714 information as required in this sub-subparagraph. Reporting to
715 the sheriff's office as required by this sub-subparagraph does
716 not exempt registrants from any reregistration requirement. The
717 sheriff may coordinate and enter into agreements with police
718 departments and other governmental entities to facilitate
719 additional reporting sites for transient residence registration
720 required in this sub-subparagraph. The sheriff's office shall ~~7~~
721 ~~within 2 business days,~~ electronically submit to and update with
722 the department all such information within 2 business days after
723 ~~provided by~~ the sexual predator provides it to the sheriff's
724 office department.

725 3. A sexual predator who remains at a permanent,

HB 1235

2024

726 temporary, or transient residence after reporting his or her
727 intent to vacate such residence shall, within 48 hours after the
728 date upon which the sexual predator indicated he or she would or
729 did vacate such residence, report in person to the sheriff's
730 office to which he or she reported pursuant to subparagraph 2.
731 for the purpose of reporting his or her address at such
732 residence. When the sheriff receives the report, the sheriff
733 shall promptly convey the information to the department. A
734 sexual predator ~~An offender~~ who makes a report as required under
735 subparagraph 2. but fails to make a report as required under
736 this subparagraph commits a felony of the second degree,
737 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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

742 5.a. A sexual predator shall register all electronic mail
743 addresses and Internet identifiers, and each Internet
744 identifier's corresponding website homepage or application
745 software name, with the department through the department's
746 online system or in person at the sheriff's office within 48
747 hours after using such electronic mail addresses or ~~and~~ Internet
748 identifiers. If the sexual predator is in the custody or
749 control, or under the supervision, of the Department of
750 Corrections, he or she must report all electronic mail addresses

751 and Internet identifiers, and each Internet identifier's
752 corresponding website homepage or application software name, to
753 the Department of Corrections before using such electronic mail
754 addresses or Internet identifiers. If the sexual predator is in
755 the custody or control, or under the supervision, of the
756 Department of Juvenile Justice, he or she must report all
757 electronic mail addresses and Internet identifiers, and each
758 Internet identifier's corresponding website homepage or
759 application software name, to the Department of Juvenile Justice
760 before using such electronic mail addresses or Internet
761 identifiers.

762 b. A sexual predator shall register all changes to
763 vehicles owned, all changes to home telephone numbers and
764 cellular telephone numbers, including added and deleted numbers,
765 all changes to employment information, and all changes in status
766 related to enrollment, volunteering, or employment at
767 institutions of higher education, through the department's
768 online system; in person at the sheriff's office; in person at
769 the Department of Corrections if the sexual predator is in the
770 custody or control, or under the supervision, of the Department
771 of Corrections; or in person at the Department of Juvenile
772 Justice if the sexual predator is in the custody or control, or
773 under the supervision, of the Department of Juvenile Justice.
774 All changes required to be reported in this sub-subparagraph
775 shall be reported within 48 hours after the change.

776 c. The department shall establish an online system through
777 which sexual predators may securely access, submit, and update
778 all vehicles owned; electronic mail addresses; Internet
779 identifiers and each Internet identifier's corresponding website
780 homepage or application software name; home telephone numbers
781 and cellular telephone numbers; employment information; and
782 institution of higher education information.

783 (h) The department shall notify the sheriff and the state
784 attorney of the county and, if applicable, the police chief of
785 the municipality, where the sexual predator maintains a
786 residence.

787 (i) A sexual predator who intends to establish a
788 permanent, temporary, or transient residence in another state or
789 jurisdiction other than the State of Florida shall report in
790 person to the sheriff of the county of current residence at
791 least ~~within~~ 48 hours before the date he or she intends to leave
792 this state to establish residence in another state or
793 jurisdiction or at least 21 days before the date he or she
794 intends to travel ~~if the intended residence of 5 days or more is~~
795 outside of the United States. Any travel that is not known by
796 the sexual predator 48 hours before he or she intends to
797 establish a residence in another state or jurisdiction, or 21
798 days before the departure date for travel outside of the United
799 States, must be reported to the sheriff's office as soon as
800 possible before departure. The sexual predator shall provide to

HB 1235

2024

801 the sheriff the address, municipality, county, state, and
802 country of intended residence. For international travel, the
803 sexual predator shall also provide travel information,
804 including, but not limited to, expected departure and return
805 dates, flight number, airport of departure, cruise port of
806 departure, or any other means of intended travel. The sheriff
807 shall promptly provide to the department the information
808 received from the sexual predator. The department shall notify
809 the statewide law enforcement agency, or a comparable agency, in
810 the intended state, jurisdiction, or country of residence or the
811 intended country of travel of the sexual predator's intended
812 residence or intended travel. The failure of a sexual predator
813 to provide his or her intended place of residence or intended
814 travel is punishable as provided in subsection (10).

815 (j) A sexual predator who indicates his or her intent to
816 establish a permanent, temporary, or transient residence in
817 another state, a jurisdiction other than the State of Florida,
818 or intent to travel to another country, and later decides to
819 remain in this state shall, within 48 hours after the date upon
820 which the sexual predator indicated he or she would leave this
821 state, report in person to the sheriff's office ~~sheriff~~ to which
822 the sexual predator reported the intended change of residence or
823 intended international travel, and report his or her intent to
824 remain in this state. If the sheriff is notified by the sexual
825 predator that he or she intends to remain in this state, the

826 sheriff shall promptly report this information to the
827 department. A sexual predator who reports his or her intent to
828 establish a permanent, temporary, or transient residence in
829 another state, a jurisdiction other than the State of Florida,
830 or intent to travel to another country, but who remains in this
831 state without reporting to the sheriff in the manner required by
832 this paragraph, commits a felony of the second degree,
833 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

834 (k)1. The department is responsible for the online
835 maintenance of current information regarding each registered
836 sexual predator. The department shall maintain hotline access
837 for state, local, and federal law enforcement agencies to obtain
838 instantaneous locator file and offender characteristics
839 information on all released registered sexual predators for
840 purposes of monitoring, tracking, and prosecution. The
841 photograph, palm prints, and fingerprints do not have to be
842 stored in a computerized format.

843 2. The department's sexual predator registration list,
844 containing the information described in subparagraph (a)1., is a
845 public record, unless otherwise made exempt or confidential and
846 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
847 Constitution. The department may disseminate this public
848 information by any means deemed appropriate, including operating
849 a toll-free telephone number for this purpose. When the
850 department provides information regarding a registered sexual

851 predator to the public, department personnel shall advise the
852 person making the inquiry that positive identification of a
853 person believed to be a sexual predator cannot be established
854 unless a fingerprint comparison is made, and that it is illegal
855 to use public information regarding a registered sexual predator
856 to facilitate the commission of a crime.

857 3. The department shall adopt guidelines as necessary
858 regarding the registration of sexual predators and the
859 dissemination of information regarding sexual predators as
860 required by this section.

861 (1) A sexual predator shall maintain registration with the
862 department for the duration of his or her life, unless the
863 sexual predator has received a full pardon or has had a
864 conviction set aside in a postconviction proceeding for any
865 offense that met the criteria for the sexual predator
866 designation.

867 (7) COMMUNITY AND PUBLIC NOTIFICATION.—

868 (a) Law enforcement agencies must inform members of the
869 community and the public of a sexual predator's presence. Upon
870 notification of the presence of a sexual predator, the sheriff
871 of the county or the chief of police of the municipality where
872 the sexual predator establishes or maintains a permanent or
873 temporary residence shall notify members of the community and
874 the public of the presence of the sexual predator in a manner
875 deemed appropriate by the sheriff or the chief of police. Within

876 48 hours after receiving notification of the presence of a
877 sexual predator, the sheriff of the county or the chief of
878 police of the municipality where the sexual predator temporarily
879 or permanently resides shall notify each licensed child care
880 facility, elementary school, middle school, and high school
881 within a 1-mile radius of the temporary or permanent residence
882 of the sexual predator of the presence of the sexual predator.
883 Information provided to members of the community and the public
884 regarding a sexual predator must include:

- 885 1. The name of the sexual predator;
- 886 2. A description of the sexual predator, including a
887 photograph;
- 888 3. The sexual predator's current permanent, temporary, and
889 transient addresses, and descriptions of registered locations
890 that have no specific street address, including the name of the
891 county or municipality if known;
- 892 4. The circumstances of the sexual predator's offense or
893 offenses; and
- 894 5. Whether the victim of the sexual predator's offense or
895 offenses was, at the time of the offense, a minor or an adult.

896
897 This paragraph does not authorize the release of the name of any
898 victim of the sexual predator.

899 (b) The sheriff or the police chief may coordinate the
900 community and public notification efforts with the department.

901 Statewide notification to the public is authorized, as deemed
902 appropriate by local law enforcement personnel and the
903 department.

904 (c) The department shall notify the public of all
905 designated sexual predators through the Internet. The Internet
906 notice shall include the information required by paragraph (a).

907 (d) The department shall adopt a protocol to assist law
908 enforcement agencies in their efforts to notify the community
909 and the public of the presence of sexual predators.

910 (8) VERIFICATION.—The department and the Department of
911 Corrections shall implement a system for verifying the addresses
912 of sexual predators. The system must be consistent with the
913 federal Adam Walsh Child Protection and Safety Act of 2006 and
914 any other federal standards applicable to such verification or
915 required to be met as a condition for the receipt of federal
916 funds by the state. The Department of Corrections shall verify
917 the addresses of sexual predators who are not incarcerated but
918 who reside in the community under the supervision of the
919 Department of Corrections and shall report to the department any
920 failure by a sexual predator to comply with registration
921 requirements. County and local law enforcement agencies, in
922 conjunction with the department, shall verify the addresses of
923 sexual predators who are not under the care, custody, control,
924 or supervision of the Department of Corrections, and may verify
925 the addresses of sexual predators who are under the care,

HB 1235

2024

926 custody, control, or supervision of the Department of
927 Corrections. Local law enforcement agencies shall report to the
928 department any failure by a sexual predator to comply with
929 registration requirements.

930 (a) A sexual predator shall report in person each year
931 during the month of the sexual predator's birthday and during
932 every third month thereafter to the sheriff's office in the
933 county in which he or she resides or is otherwise located to
934 reregister. The sheriff's office may determine the appropriate
935 times and days for reporting by the sexual predator, which must
936 be consistent with the reporting requirements of this paragraph.
937 Reregistration must include any changes to the following
938 information:

939 1. Name; social security number; age; race; sex; date of
940 birth; height; weight; tattoos or other identifying marks; hair
941 and eye color; address of any permanent residence and address of
942 any current temporary residence, within this ~~the~~ state or out of
943 state, including a rural route address and a post office box; if
944 he or she has no permanent or temporary address, any transient
945 residence within this ~~the~~ state including the address, location
946 or description of the transient residences, and dates of any
947 current or known future temporary residence within this ~~the~~
948 state or out of state; all electronic mail addresses; all
949 Internet identifiers and each Internet identifier's
950 corresponding website homepage or application software name; all

951 home telephone numbers and cellular telephone numbers; date and
952 place of any employment; the make, model, color, vehicle
953 identification number (VIN), and license tag number of all
954 vehicles owned; fingerprints; palm prints; and photograph. A
955 post office box may not be provided in lieu of a physical
956 residential address. The sexual predator shall also produce his
957 or her passport, if he or she has a passport, and, if he or she
958 is an alien, shall produce or provide information about
959 documents establishing his or her immigration status. The sexual
960 predator shall also provide information about any professional
961 licenses he or she has.

962 2. If the sexual predator is enrolled or employed, whether
963 for compensation or as a volunteer, at an institution of higher
964 education in this state, the sexual predator shall also provide
965 to the department the name, address, and county of each
966 institution, including each campus attended, and the sexual
967 predator's enrollment, volunteer, or employment status.

968 3. If the sexual predator's place of residence is a motor
969 vehicle, trailer, mobile home, or manufactured home, as those
970 terms are defined in chapter 320, the sexual predator shall also
971 provide the vehicle identification number (VIN); the license tag
972 number; the registration number; and a description, including
973 color scheme, of the motor vehicle, trailer, mobile home, or
974 manufactured home. If the sexual predator's place of residence
975 is a vessel, live-aboard vessel, or houseboat, as those terms

976 are defined in chapter 327, the sexual predator shall also
 977 provide the hull identification number; the manufacturer's
 978 serial number; the name of the vessel, live-aboard vessel, or
 979 houseboat; the registration number of the vessel, live-aboard
 980 vessel, or houseboat; and a description, including color scheme,
 981 of the vessel, live-aboard vessel, or houseboat.

982 (b) The sheriff's office shall, ~~within 2 working days,~~
 983 electronically submit to and update with the department, in a
 984 manner prescribed by the department, all such information within
 985 2 business days after ~~provided by~~ the sexual predator provides
 986 it to the sheriff's office ~~department in a manner prescribed by~~
 987 ~~the department.~~

988 (9) IMMUNITY.—The department, the Department of Highway
 989 Safety and Motor Vehicles, the Department of Corrections, the
 990 Department of Juvenile Justice, any law enforcement agency in
 991 this state, and the personnel of those departments; an elected
 992 or appointed official, public employee, or school administrator;
 993 or an employee, agency, or any individual or entity acting at
 994 the request or upon the direction of any law enforcement agency
 995 is immune from civil liability for damages for good faith
 996 compliance with the requirements of this section or for the
 997 release of information under this section, and shall be presumed
 998 to have acted in good faith in compiling, recording, reporting,
 999 or releasing the information. The presumption of good faith is
 1000 not overcome if a technical or clerical error is made by the

1001 department, the Department of Highway Safety and Motor Vehicles,
 1002 the Department of Corrections, the Department of Juvenile
 1003 Justice, the personnel of those departments, or any individual
 1004 or entity acting at the request or upon the direction of any of
 1005 those departments in compiling or providing information, or if
 1006 information is incomplete or incorrect because a sexual predator
 1007 fails to report or falsely reports his or her current place of
 1008 permanent or temporary residence.

1009 (10) PENALTIES.—

1010 (a) Except as otherwise specifically provided, a sexual
 1011 predator who fails to register; who fails, after registration,
 1012 to maintain, acquire, or renew a driver license or an
 1013 identification card; who fails to provide required location
 1014 information or change-of-name information; who fails to provide
 1015 electronic mail addresses, Internet identifiers, and each
 1016 Internet identifier's corresponding website homepage or
 1017 application software name; who fails to provide all home
 1018 telephone numbers and cellular telephone numbers; who fails to
 1019 report any changes to, employment information or changes, ~~change~~
 1020 in status at an institution of higher education, ~~or change-of-~~
 1021 ~~name information~~; who fails to report any changes to vehicles
 1022 owned, including the addition of new vehicles and changes to the
 1023 make, model, color, vehicle identification number (VIN), and
 1024 license tag numbers of previously reported vehicles; who fails
 1025 to make a required report in connection with vacating a

HB 1235

2024

1026 permanent residence; who fails to reregister as required; who
1027 fails to respond to any address verification correspondence from
1028 the department or from county or local law enforcement agencies
1029 within 3 weeks after ~~of~~ the date of the correspondence; who
1030 knowingly provides false registration information by act or
1031 omission; or who otherwise fails, by act or omission, to comply
1032 with the requirements of this section commits a felony of the
1033 third degree, punishable as provided in s. 775.082, s. 775.083,
1034 or s. 775.084. Each instance of a failure to register or report
1035 changes to the required information specified in this paragraph
1036 constitutes a separate offense.

1037 (b) A sexual predator who has been convicted of or found
1038 to have committed, or has pled nolo contendere or guilty to,
1039 regardless of adjudication, any violation, or attempted
1040 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where
1041 the victim is a minor; s. 794.011, excluding s. 794.011(10); s.
1042 794.05; former s. 796.03; former s. 796.035; s. 800.04; s.
1043 827.071; s. 847.0133; s. 847.0135(5); s. 847.0145; or s.
1044 985.701(1); or a violation of a similar law of another
1045 jurisdiction when the victim of the offense was a minor, and who
1046 works, whether for compensation or as a volunteer, at any
1047 business, school, child care facility, park, playground, or
1048 other place where children regularly congregate, commits a
1049 felony of the third degree, punishable as provided in s.
1050 775.082, s. 775.083, or s. 775.084.

1051 (c) For a felony violation of this section, excluding
1052 paragraph (g), committed on or after July 1, 2018, if the court
1053 does not impose a prison sentence, the court shall impose a
1054 mandatory minimum term of community control, as defined in s.
1055 948.001, as follows:

1056 1. For a first offense, a mandatory minimum term of 6
1057 months with electronic monitoring.

1058 2. For a second offense, a mandatory minimum term of 1
1059 year with electronic monitoring.

1060 3. For a third or subsequent offense, a mandatory minimum
1061 term of 2 years with electronic monitoring.

1062 (d) Any person who misuses public records information
1063 relating to a sexual predator, as defined in this section, or a
1064 sexual offender, as defined in s. 943.0435 or s. 944.607, to
1065 secure a payment from such a predator or offender; who knowingly
1066 distributes or publishes false information relating to such a
1067 predator or offender which the person misrepresents as being
1068 public records information; or who materially alters public
1069 records information with the intent to misrepresent the
1070 information, including documents, summaries of public records
1071 information provided by law enforcement agencies, or public
1072 records information displayed by law enforcement agencies on
1073 websites or provided through other means of communication,
1074 commits a misdemeanor of the first degree, punishable as
1075 provided in s. 775.082 or s. 775.083.

1076 (e) A sexual predator who commits any act or omission in
1077 violation of this section may be prosecuted for the act or
1078 omission in the county in which the act or omission was
1079 committed, in the county of the last registered address of the
1080 sexual predator, in the county in which the conviction occurred
1081 for the offense or offenses that meet the criteria for
1082 designating a person as a sexual predator, in the county where
1083 the sexual predator was released from incarceration, or in the
1084 county of the intended address of the sexual predator as
1085 reported by the sexual predator prior to his or her release from
1086 incarceration. In addition, a sexual predator may be prosecuted
1087 for any such act or omission in the county in which he or she
1088 was designated a sexual predator.

1089 (f) An arrest on charges of failure to register, the
1090 service of an information or a complaint for a violation of this
1091 section, or an arraignment on charges for a violation of this
1092 section constitutes actual notice of the duty to register when
1093 the predator has been provided and advised of his or her
1094 statutory obligation to register under subsection (6). A sexual
1095 predator's failure to immediately register as required by this
1096 section following such arrest, service, or arraignment
1097 constitutes grounds for a subsequent charge of failure to
1098 register. A sexual predator charged with the crime of failure to
1099 register who asserts, or intends to assert, a lack of notice of
1100 the duty to register as a defense to a charge of failure to

1101 register shall immediately register as required by this section.
 1102 A sexual predator who is charged with a subsequent failure to
 1103 register may not assert the defense of a lack of notice of the
 1104 duty to register. Registration following such arrest, service,
 1105 or arraignment is not a defense and does not relieve the sexual
 1106 predator of criminal liability for the failure to register.

1107 (g) Any person who has reason to believe that a sexual
 1108 predator is not complying, or has not complied, with the
 1109 requirements of this section and who, with the intent to assist
 1110 the sexual predator in eluding a law enforcement agency that is
 1111 seeking to find the sexual predator to question the sexual
 1112 predator about, or to arrest the sexual predator for, his or her
 1113 noncompliance with the requirements of this section:

1114 1. Withholds information from, or does not notify, the law
 1115 enforcement agency about the sexual predator's noncompliance
 1116 with the requirements of this section, and, if known, the
 1117 whereabouts of the sexual predator;

1118 2. Harbors, or attempts to harbor, or assists another
 1119 person in harboring or attempting to harbor, the sexual
 1120 predator;

1121 3. Conceals or attempts to conceal, or assists another
 1122 person in concealing or attempting to conceal, the sexual
 1123 predator; or

1124 4. Provides information to the law enforcement agency
 1125 regarding the sexual predator which the person knows to be false

1126 information,
 1127
 1128 commits a felony of the third degree, punishable as provided in
 1129 s. 775.082, s. 775.083, or s. 775.084. This paragraph does not
 1130 apply if the sexual predator is incarcerated in or is in the
 1131 custody of a state correctional facility, a private correctional
 1132 facility, a local jail, or a federal correctional facility.

1133 Section 2. Section 943.0435, Florida Statutes, is amended
 1134 to read:

1135 943.0435 Sexual offenders required to register with the
 1136 department; penalty.—

1137 (1) As used in this section, the term:

1138 (a) "Change in status at an institution of higher
 1139 education" has the same meaning as provided in s. 775.21.

1140 (b) "Convicted" means that there has been a determination
 1141 of guilt as a result of a trial or the entry of a plea of guilty
 1142 or nolo contendere, regardless of whether adjudication is
 1143 withheld, and includes an adjudication of delinquency of a
 1144 juvenile as specified in this section. Conviction of a similar
 1145 offense includes, but is not limited to, a conviction by a
 1146 federal or military tribunal, including courts-martial conducted
 1147 by the Armed Forces of the United States, and includes a
 1148 conviction or entry of a plea of guilty or nolo contendere
 1149 ~~resulting in a sanction~~ in any state of the United States or
 1150 other jurisdiction. ~~A sanction includes, but is not limited to,~~

HB 1235

2024

1151 ~~a fine, probation, community control, parole, conditional~~
1152 ~~release, control release, or incarceration in a state prison,~~
1153 ~~federal prison, private correctional facility, or local~~
1154 ~~detention facility.~~

1155 (c) "Electronic mail address" has the same meaning as
1156 provided in s. 668.602.

1157 (d) "Institution of higher education" has the same meaning
1158 as provided in s. 775.21.

1159 (e) "Internet identifier" has the same meaning as provided
1160 in s. 775.21.

1161 (f) "Permanent residence," "temporary residence," and
1162 "transient residence" have the same meaning as provided in s.
1163 775.21.

1164 (g) "Professional license" has the same meaning as
1165 provided in s. 775.21.

1166 (h)1. "Sexual offender" means a person who meets the
1167 criteria in sub-subparagraph a., sub-subparagraph b., sub-
1168 subparagraph c., or sub-subparagraph d., as follows:

1169 a.(I) Has been convicted of committing, or attempting,
1170 soliciting, or conspiring to commit, any of the criminal
1171 offenses proscribed in the following statutes in this state or
1172 similar offenses in another jurisdiction: s. 393.135(2); s.
1173 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where
1174 the victim is a minor; s. 787.06(3)(b), (d), (f), or (g); former
1175 s. 787.06(3)(h); s. 794.011, excluding s. 794.011(10); s.

HB 1235

2024

1176 794.05; former s. 796.03; former s. 796.035; s. 800.04; s.
1177 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
1178 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
1179 s. 895.03, if the court makes a written finding that the
1180 racketeering activity involved at least one sexual offense
1181 listed in this sub-sub-subparagraph or at least one offense
1182 listed in this sub-sub-subparagraph with sexual intent or
1183 motive; s. 916.1075(2); or s. 985.701(1); or any similar offense
1184 committed in this state which has been redesignated from a
1185 former statute number to one of those listed in this sub-sub-
1186 subparagraph; and

1187 (II) Has been released on or after October 1, 1997, from a
1188 sanction imposed for any conviction of an offense described in
1189 sub-sub-subparagraph (I) and does not otherwise meet the
1190 criteria for registration as a sexual offender under chapter 944
1191 or chapter 985. For purposes of this sub-sub-subparagraph, a
1192 sanction imposed in this state or in any other jurisdiction
1193 means probation, community control, parole, conditional release,
1194 control release, or incarceration in a state prison, federal
1195 prison, private correctional facility, or local detention
1196 facility. If no sanction is imposed, the person is deemed to be
1197 released upon conviction;

1198 b. Establishes or maintains a residence in this state and
1199 who has not been designated as a sexual predator by a court of
1200 this state but who has been designated as a sexual predator, as

1201 a sexually violent predator, or any other ~~by another~~ sexual
 1202 offender designation in another state or jurisdiction and was,
 1203 as a result of such designation, subjected to registration or
 1204 community or public notification, or both, or would be if the
 1205 person were a resident of that state or jurisdiction, without
 1206 regard to whether the person otherwise meets the criteria for
 1207 registration as a sexual offender;

1208 c. Establishes or maintains a residence in this state who
 1209 is in the custody or control of, or under the supervision of,
 1210 any other state or jurisdiction as a result of a conviction for
 1211 committing, or attempting, soliciting, or conspiring to commit,
 1212 any of the criminal offenses proscribed in the following
 1213 statutes or similar offense in another jurisdiction: s.
 1214 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 1215 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
 1216 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
 1217 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
 1218 s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133;
 1219 s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138;
 1220 s. 847.0145; s. 895.03, if the court makes a written finding
 1221 that the racketeering activity involved at least one sexual
 1222 offense listed in this sub-subparagraph or at least one offense
 1223 listed in this sub-subparagraph with sexual intent or motive; s.
 1224 916.1075(2); or s. 985.701(1); or any similar offense committed
 1225 in this state which has been redesignated from a former statute

1226 | number to one of those listed in this sub-subparagraph; or
 1227 | d. On or after July 1, 2007, has been adjudicated
 1228 | delinquent for committing, or attempting, soliciting, or
 1229 | conspiring to commit, any of the criminal offenses proscribed in
 1230 | the following statutes in this state or similar offenses in
 1231 | another jurisdiction when the juvenile was 14 years of age or
 1232 | older at the time of the offense:

1233 | (I) Section 794.011, excluding s. 794.011(10);

1234 | (II) Section 800.04(4)(a)2. where the victim is under 12
 1235 | years of age or where the court finds sexual activity by the use
 1236 | of force or coercion;

1237 | (III) Section 800.04(5)(c)1. where the court finds
 1238 | molestation involving unclothed genitals;

1239 | (IV) Section 800.04(5)(d) where the court finds the use of
 1240 | force or coercion and unclothed genitals; or

1241 | (V) Any similar offense committed in this state which has
 1242 | been redesignated from a former statute number to one of those
 1243 | listed in this sub-subparagraph.

1244 | 2. For all qualifying offenses listed in sub-subparagraph
 1245 | 1.d., the court shall make a written finding of the age of the
 1246 | offender at the time of the offense.

1247 |
 1248 | For each violation of a qualifying offense listed in this
 1249 | subsection, except for a violation of s. 794.011, the court
 1250 | shall make a written finding of the age of the victim at the

1251 time of the offense. For a violation of s. 800.04(4), the court
 1252 shall also make a written finding indicating whether the offense
 1253 involved sexual activity and indicating whether the offense
 1254 involved force or coercion. For a violation of s. 800.04(5), the
 1255 court shall also make a written finding that the offense did or
 1256 did not involve unclothed genitals or genital area and that the
 1257 offense did or did not involve the use of force or coercion.

1258 (i) "Vehicles owned" has the same meaning as provided in
 1259 s. 775.21.

1260 (2) Upon initial registration, a sexual offender shall:

1261 (a) Report in person at the sheriff's office:

1262 1. In the county in which the offender establishes or
 1263 maintains a permanent, temporary, or transient residence within
 1264 48 hours after:

1265 a. Establishing permanent, temporary, or transient
 1266 residence in this state; or

1267 b. Being released from the custody, control, or
 1268 supervision of the Department of Corrections or from the custody
 1269 of a private correctional facility; or

1270 2. In the county where he or she was convicted within 48
 1271 hours after being convicted for a qualifying offense for
 1272 registration under this section if the offender is not in the
 1273 custody or control of, or under the supervision of, the
 1274 Department of Corrections, or is not in the custody of a private
 1275 correctional facility.

1276
 1277 Any change in the information required to be provided pursuant
 1278 to paragraph (b), including, but not limited to, any change in
 1279 the sexual offender's permanent, temporary, or transient
 1280 residence; name; electronic mail addresses; Internet identifiers
 1281 and each Internet identifier's corresponding website homepage or
 1282 application software name; home telephone numbers and cellular
 1283 telephone numbers; employment information; and any change in
 1284 status at an institution of higher education after the sexual
 1285 offender reports in person at the sheriff's office must be
 1286 reported in the manner provided in subsections (4), (7), and
 1287 (8).

1288 (b) Provide his or her name; date of birth; social
 1289 security number; race; sex; height; weight; tattoos or other
 1290 identifying marks; hair and eye color; ~~tattoos or other~~
 1291 ~~identifying marks~~; fingerprints; palm prints; photograph;
 1292 employment information; address of permanent or legal residence
 1293 or address of any current temporary residence, within this ~~the~~
 1294 state or out of state, including a rural route address and a
 1295 post office box; if he or she has no permanent or temporary
 1296 address, any transient residence within this ~~the~~ state; r
 1297 address, location or description, and dates of any current or
 1298 known future temporary residence within this ~~the~~ state or out of
 1299 state; the make, model, color, vehicle identification number
 1300 (VIN), and license tag number of all vehicles owned; home

HB 1235

2024

1301 telephone numbers and cellular telephone numbers; electronic
1302 mail addresses; Internet identifiers and each Internet
1303 identifier's corresponding website homepage or application
1304 software name; date and place of each conviction; and a brief
1305 description of the crime or crimes committed by the offender. A
1306 post office box may not be provided in lieu of a physical
1307 residential address. The sexual offender shall also produce his
1308 or her passport, if he or she has a passport, and, if he or she
1309 is an alien, shall produce or provide information about
1310 documents establishing his or her immigration status. The sexual
1311 offender shall also provide information about any professional
1312 licenses he or she has.

1313 1. If the sexual offender's place of residence is a motor
1314 vehicle, trailer, mobile home, or manufactured home, as those
1315 terms are defined in chapter 320, the sexual offender shall also
1316 provide to the department through the sheriff's office written
1317 notice of the vehicle identification number (VIN); the license
1318 tag number; the registration number; and a description,
1319 including color scheme, of the motor vehicle, trailer, mobile
1320 home, or manufactured home. If the sexual offender's place of
1321 residence is a vessel, live-aboard vessel, or houseboat, as
1322 those terms are defined in chapter 327, the sexual offender
1323 shall also provide to the department written notice of the hull
1324 identification number; the manufacturer's serial number; the
1325 name of the vessel, live-aboard vessel, or houseboat; the

1326 registration number of the vessel, live-aboard vessel, or
1327 houseboat; and a description, including color scheme, of the
1328 vessel, live-aboard vessel, or houseboat.

1329 2. If the sexual offender is enrolled or employed, whether
1330 for compensation or as a volunteer, at an institution of higher
1331 education in this state, the sexual offender shall also provide
1332 to the department the name, address, and county of each
1333 institution, including each campus attended, and the sexual
1334 offender's enrollment, volunteer, or employment status. The
1335 sheriff, the Department of Corrections, or the Department of
1336 Juvenile Justice shall promptly notify each institution of
1337 higher education of the sexual offender's presence and any
1338 change in the sexual offender's enrollment, volunteer, or
1339 employment status.

1340 3. A sexual offender shall report with the department
1341 through the department's online system or in person to the
1342 sheriff's office within 48 hours after any change in vehicles
1343 owned to report those vehicle information changes.

1344 (c) Provide any other information determined necessary by
1345 the department, including criminal and corrections records;
1346 nonprivileged personnel and treatment records; and evidentiary
1347 genetic markers, when available.

1348
1349 When a sexual offender reports at the sheriff's office, the
1350 sheriff shall take a photograph, a set of fingerprints, and palm

HB 1235

2024

1351 prints of the offender and forward the photographs, palm prints,
1352 and fingerprints to the department, along with the information
1353 ~~provided by the sexual offender~~ is required to provide pursuant
1354 to this section. The sheriff shall promptly provide to the
1355 department the information received from the sexual offender.

1356 (3) Within 48 hours after the report required under
1357 subsection (2), a sexual offender shall report in person at a
1358 driver license office of the Department of Highway Safety and
1359 Motor Vehicles, unless a driver license or identification card
1360 that complies with the requirements of s. 322.141(3) was
1361 previously secured or updated under s. 944.607. At the driver
1362 license office the sexual offender shall:

1363 (a) If otherwise qualified, secure a Florida driver
1364 license, renew a Florida driver license, or secure an
1365 identification card. The sexual offender shall identify himself
1366 or herself as a sexual offender who is required to comply with
1367 this section and shall provide proof that the sexual offender
1368 reported as required in subsection (2). The sexual offender
1369 shall provide any of the information specified in subsection
1370 (2), if requested. The sexual offender shall submit to the
1371 taking of a photograph for use in issuing a driver license,
1372 renewed license, or identification card, and for use by the
1373 department in maintaining current records of sexual offenders.

1374 (b) Pay the costs assessed by the Department of Highway
1375 Safety and Motor Vehicles for issuing or renewing a driver

1376 license or identification card as required by this section. The
 1377 driver license or identification card issued must be in
 1378 compliance with s. 322.141(3).

1379 (c) Provide, upon request, any additional information
 1380 necessary to confirm the identity of the sexual offender,
 1381 including a set of fingerprints.

1382 (4)(a) Each time a sexual offender's driver license or
 1383 identification card is subject to renewal, and, without regard
 1384 to the status of the offender's driver license or identification
 1385 card, within 48 hours after any change in the offender's
 1386 permanent, temporary, or transient residence or change in the
 1387 offender's name by reason of marriage or other legal process,
 1388 the offender shall report in person to a driver license office,
 1389 and is subject to the requirements specified in subsection (3).
 1390 The Department of Highway Safety and Motor Vehicles shall
 1391 forward to the department all photographs and information
 1392 provided by sexual offenders. Notwithstanding the restrictions
 1393 set forth in s. 322.142, the Department of Highway Safety and
 1394 Motor Vehicles may release a reproduction of a color-photograph
 1395 or digital-image license to the Department of Law Enforcement
 1396 for purposes of public notification of sexual offenders as
 1397 provided in this section and ss. 943.043 and 944.606. A sexual
 1398 offender who is unable to secure or update a driver license or
 1399 an identification card with the Department of Highway Safety and
 1400 Motor Vehicles as provided in subsection (3) and this subsection

HB 1235

2024

1401 shall also report any change in the sexual offender's permanent,
1402 temporary, or transient residence or change in the offender's
1403 name by reason of marriage or other legal process within 48
1404 hours after the change to the sheriff's office in the county
1405 where the offender resides or is located and provide
1406 confirmation that he or she reported such information to the
1407 Department of Highway Safety and Motor Vehicles. The reporting
1408 requirements under this paragraph do not negate the requirement
1409 for a sexual offender to obtain a Florida driver license or an
1410 identification card as required in this section.

1411 (b)1. A sexual offender who vacates a permanent,
1412 temporary, or transient residence and fails to establish or
1413 maintain another permanent, temporary, or transient residence
1414 shall, within 48 hours after vacating the permanent, temporary,
1415 or transient residence, report in person to the sheriff's office
1416 of the county in which he or she is located. The sexual offender
1417 shall specify the date upon which he or she intends to or did
1418 vacate such residence. The sexual offender must provide or
1419 update all of the registration information required under
1420 paragraph (2)(b). The sexual offender must provide an address
1421 for the residence or other place where ~~that~~ he or she is or will
1422 be located during the time in which he or she fails to establish
1423 or maintain a permanent or temporary residence.

1424 2. A sexual offender shall report in person at the
1425 sheriff's office in the county in which he or she is located

1426 within 48 hours after establishing a transient residence and
1427 thereafter must report in person every 30 days to the sheriff's
1428 office in the county in which he or she is located while
1429 maintaining a transient residence. The sexual offender must
1430 provide the addresses and locations where he or she maintains a
1431 transient residence. Each sheriff's office shall report
1432 ~~establish procedures for reporting~~ transient residence
1433 information in a manner prescribed by the department and provide
1434 notice to transient registrants to report transient residence
1435 information as required in this subparagraph. Reporting to the
1436 sheriff's office as required by this subparagraph does not
1437 exempt registrants from any reregistration requirement. The
1438 sheriff may coordinate and enter into agreements with police
1439 departments and other governmental entities to facilitate
1440 additional reporting sites for transient residence registration
1441 required in this subparagraph. The sheriff's office shall ~~7~~
1442 ~~within 2 business days,~~ electronically submit to and update with
1443 the department all such information within 2 business days after
1444 ~~provided by~~ the sexual offender provides it to the sheriff's
1445 office ~~department~~.

1446 (c) A sexual offender who remains at a permanent,
1447 temporary, or transient residence after reporting his or her
1448 intent to vacate such residence shall, within 48 hours after the
1449 date upon which the offender indicated he or she would or did
1450 vacate such residence, report in person to the agency to which

HB 1235

2024

1451 he or she reported pursuant to paragraph (b) for the purpose of
1452 reporting his or her address at such residence. When the sheriff
1453 receives the report, the sheriff shall promptly convey the
1454 information to the department. A sexual ~~An~~ offender who makes a
1455 report as required under paragraph (b) but fails to make a
1456 report as required under this paragraph commits a felony of the
1457 second degree, punishable as provided in s. 775.082, s. 775.083,
1458 or s. 775.084.

1459 (d) The failure of a sexual offender who maintains a
1460 transient residence to report in person to the sheriff's office
1461 every 30 days as required in subparagraph (b)2. is punishable as
1462 provided in subsection (9).

1463 (e)1. A sexual offender shall register all electronic mail
1464 addresses and Internet identifiers, and each Internet
1465 identifier's corresponding website homepage or application
1466 software name, with the department through the department's
1467 online system or in person at the sheriff's office within 48
1468 hours after using such electronic mail addresses or ~~and~~ Internet
1469 identifiers. If the sexual offender is in the custody or
1470 control, or under the supervision, of the Department of
1471 Corrections, he or she must report all electronic mail addresses
1472 and Internet identifiers, and each Internet identifier's
1473 corresponding website homepage or application software name, to
1474 the Department of Corrections before using such electronic mail
1475 addresses or Internet identifiers. If the sexual offender is in

1476 the custody or control, or under the supervision, of the
1477 Department of Juvenile Justice, he or she must report all
1478 electronic mail addresses and Internet identifiers, and each
1479 Internet identifier's corresponding website homepage or
1480 application software name, to the Department of Juvenile Justice
1481 before using such electronic mail addresses or Internet
1482 identifiers.

1483 2. A sexual offender shall register all changes to
1484 vehicles owned, all changes to home telephone numbers and
1485 cellular telephone numbers, including added and deleted numbers,
1486 all changes to employment information, and all changes in status
1487 related to enrollment, volunteering, or employment at
1488 institutions of higher education, through the department's
1489 online system; in person at the sheriff's office; in person at
1490 the Department of Corrections if the sexual offender is in the
1491 custody or control, or under the supervision, of the Department
1492 of Corrections; or in person at the Department of Juvenile
1493 Justice if the sexual offender is in the custody or control, or
1494 under the supervision, of the Department of Juvenile Justice.
1495 All changes required to be reported under this subparagraph must
1496 be reported within 48 hours after the change.

1497 3. The department shall establish an online system through
1498 which sexual offenders may securely access, submit, and update
1499 all changes in status to vehicles owned; electronic mail
1500 addresses; Internet identifiers and each Internet identifier's

1501 corresponding website homepage or application software name;
 1502 home telephone numbers and cellular telephone numbers;
 1503 employment information; and institution of higher education
 1504 information.

1505 (f) If the sexual offender is in the custody of a local
 1506 jail, the custodian of the local jail shall register the sexual
 1507 offender within 3 business days after intake of the sexual
 1508 offender for any reason and upon release, and shall forward the
 1509 registration information to the department. The custodian of the
 1510 local jail shall also take a digitized photograph of the sexual
 1511 offender while the sexual offender remains in custody and shall
 1512 provide the digitized photograph to the department. The
 1513 custodian shall notify the department if the sexual offender
 1514 escapes from custody or dies.

1515 (5) This section does not apply to a sexual offender who
 1516 is also a sexual predator, as defined in s. 775.21. A sexual
 1517 predator must register as required under s. 775.21.

1518 (6) County and local law enforcement agencies, in
 1519 conjunction with the department, shall verify the addresses of
 1520 sexual offenders who are not under the care, custody, control,
 1521 or supervision of the Department of Corrections, and may verify
 1522 the addresses of sexual offenders who are under the care,
 1523 custody, control, or supervision of the Department of
 1524 Corrections, in a manner that is consistent with the provisions
 1525 of the federal Adam Walsh Child Protection and Safety Act of

HB 1235

2024

1526 2006 and any other federal standards applicable to such
1527 verification or required to be met as a condition for the
1528 receipt of federal funds by the state. Local law enforcement
1529 agencies shall report to the department any failure by a sexual
1530 offender to comply with registration requirements.

1531 (7) A sexual offender who intends to establish a
1532 permanent, temporary, or transient residence in another state or
1533 jurisdiction other than the State of Florida shall report in
1534 person to the sheriff of the county of current residence at
1535 least ~~within~~ 48 hours before the date he or she intends to leave
1536 this state to establish residence in another state or
1537 jurisdiction or at least 21 days before the date he or she
1538 intends to travel ~~if the intended residence of 5 days or more is~~
1539 outside of the United States. Any travel that is not known by
1540 the sexual offender 48 hours before he or she intends to
1541 establish a residence in another state or jurisdiction, or 21
1542 days before the departure date for travel outside of the United
1543 States, must be reported in person to the sheriff's office as
1544 soon as possible before departure. The sexual offender shall
1545 provide to the sheriff the address, municipality, county, state,
1546 and country of intended residence. For international travel, the
1547 sexual offender shall also provide travel information,
1548 including, but not limited to, expected departure and return
1549 dates, flight number, airport of departure, cruise port of
1550 departure, or any other means of intended travel. The sheriff

1551 shall promptly provide to the department the information
 1552 received from the sexual offender. The department shall notify
 1553 the statewide law enforcement agency, or a comparable agency, in
 1554 the intended state, jurisdiction, or country of residence or the
 1555 intended country of travel of the sexual offender's intended
 1556 residence or intended travel. The failure of a sexual offender
 1557 to provide his or her intended place of residence or intended
 1558 travel is punishable as provided in subsection (9).

1559 (8) A sexual offender who indicates his or her intent to
 1560 establish a permanent, temporary, or transient residence in
 1561 another state, a jurisdiction other than the State of Florida,
 1562 or intent to travel to another country and later decides to
 1563 remain in this state shall, within 48 hours after the date upon
 1564 which the sexual offender indicated he or she would leave this
 1565 state, report in person to the sheriff's office ~~sheriff~~ to which
 1566 the sexual offender reported the intended change of ~~permanent,~~
 1567 ~~temporary, or transient~~ residence or intended international
 1568 travel, and report his or her intent to remain in this state.
 1569 The sheriff shall promptly report this information to the
 1570 department. A sexual offender who reports his or her intent to
 1571 establish a permanent, temporary, or transient residence in
 1572 another state, a jurisdiction other than the State of Florida,
 1573 or intent to travel to another country, but who remains in this
 1574 state without reporting to the sheriff in the manner required by
 1575 this subsection commits a felony of the second degree,

1576 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
 1577 (9)(a) Except as otherwise specifically provided, a sexual
 1578 offender who fails to register; who fails, after registration,
 1579 to maintain, acquire, or renew a driver license or an
 1580 identification card; who fails to provide required location
 1581 information or change-of-name information; who fails to provide
 1582 electronic mail addresses, Internet identifiers, and each
 1583 Internet identifier's corresponding website homepage or
 1584 application software name; who fails to provide all home
 1585 telephone numbers and cellular telephone numbers; who fails to
 1586 report any changes to employment information or changes in
 1587 status at an institution of higher education; who fails to
 1588 report any changes to vehicles owned, including the addition of
 1589 new vehicles and changes to the make, model, color, vehicle
 1590 identification number (VIN), and license tag numbers of
 1591 previously reported vehicles; who fails to make a required
 1592 report in connection with vacating a permanent residence; who
 1593 fails to reregister as required; who fails to respond to any
 1594 address verification correspondence from the department or from
 1595 county or local law enforcement agencies within 3 weeks after
 1596 the date of the correspondence; who knowingly provides false
 1597 registration information by act or omission; or who otherwise
 1598 fails, by act or omission, to ~~A sexual offender who does not~~
 1599 ~~comply with the requirements of this section commits a felony of~~
 1600 ~~the third degree, punishable as provided in s. 775.082, s.~~

1601 775.083, or s. 775.084. Each instance of a failure to register
1602 or report changes to the required information specified in this
1603 paragraph constitutes a separate offense.

1604 (b) For a felony violation of this section, excluding
1605 subsection (13), committed on or after July 1, 2018, if the
1606 court does not impose a prison sentence, the court shall impose
1607 a mandatory minimum term of community control, as defined in s.
1608 948.001, as follows:

1609 1. For a first offense, a mandatory minimum term of 6
1610 months with electronic monitoring.

1611 2. For a second offense, a mandatory minimum term of 1
1612 year with electronic monitoring.

1613 3. For a third or subsequent offense, a mandatory minimum
1614 term of 2 years with electronic monitoring.

1615 (c) A sexual offender who commits any act or omission in
1616 violation of this section may be prosecuted for the act or
1617 omission in the county in which the act or omission was
1618 committed, in the county of the last registered address of the
1619 sexual offender, in the county in which the conviction occurred
1620 for the offense or offenses that meet the criteria for
1621 designating a person as a sexual offender, in the county where
1622 the sexual offender was released from incarceration, or in the
1623 county of the intended address of the sexual offender as
1624 reported by the offender prior to his or her release from
1625 incarceration.

1626 (d) An arrest on charges of failure to register when the
1627 offender has been provided and advised of his or her statutory
1628 obligations to register under subsection (2), the service of an
1629 information or a complaint for a violation of this section, or
1630 an arraignment on charges for a violation of this section
1631 constitutes actual notice of the duty to register. A sexual
1632 offender's failure to immediately register as required by this
1633 section following such arrest, service, or arraignment
1634 constitutes grounds for a subsequent charge of failure to
1635 register. A sexual offender charged with the crime of failure to
1636 register who asserts, or intends to assert, a lack of notice of
1637 the duty to register as a defense to a charge of failure to
1638 register shall immediately register as required by this section.
1639 A sexual offender who is charged with a subsequent failure to
1640 register may not assert the defense of a lack of notice of the
1641 duty to register. Registration following such arrest, service,
1642 or arraignment is not a defense and does not relieve the sexual
1643 offender of criminal liability for the failure to register.

1644 (10) The department, the Department of Highway Safety and
1645 Motor Vehicles, the Department of Corrections, the Department of
1646 Juvenile Justice, any law enforcement agency in this state, and
1647 the personnel of those departments; an elected or appointed
1648 official, public employee, or school administrator; or an
1649 employee, agency, or any individual or entity acting at the
1650 request or upon the direction of any law enforcement agency is

1651 immune from civil liability for damages for good faith
 1652 compliance with the requirements of this section or for the
 1653 release of information under this section, and shall be presumed
 1654 to have acted in good faith in compiling, recording, reporting,
 1655 or releasing the information. The presumption of good faith is
 1656 not overcome if a technical or clerical error is made by the
 1657 department, the Department of Highway Safety and Motor Vehicles,
 1658 the Department of Corrections, the Department of Juvenile
 1659 Justice, the personnel of those departments, or any individual
 1660 or entity acting at the request or upon the direction of any of
 1661 those departments in compiling or providing information, or if
 1662 information is incomplete or incorrect because a sexual offender
 1663 fails to report or falsely reports his or her current place of
 1664 permanent, temporary, or transient residence.

1665 (11) Except as provided in s. 943.04354, a sexual offender
 1666 shall maintain registration with the department for the duration
 1667 of his or her life unless the sexual offender has received a
 1668 full pardon or has had a conviction set aside in a
 1669 postconviction proceeding for any offense that meets the
 1670 criteria for classifying the person as a sexual offender for
 1671 purposes of registration. However, a sexual offender shall be
 1672 considered for removal of the requirement to register as a
 1673 sexual offender only if the person:

1674 (a)1. Has been lawfully released from confinement,
 1675 supervision, or sanction, whichever is later, for at least 25

1676 | years and has not been arrested for any felony or misdemeanor
 1677 | offense since release, provided that the sexual offender's
 1678 | requirement to register was not based upon an adult conviction:
 1679 | a. For a violation of s. 787.01 or s. 787.02;
 1680 | b. For a violation of s. 794.011, excluding s.
 1681 | 794.011(10);
 1682 | c. For a violation of s. 800.04(4)(a)2. where the court
 1683 | finds the offense involved a victim under 12 years of age or
 1684 | sexual activity by the use of force or coercion;
 1685 | d. For a violation of s. 800.04(5)(b);
 1686 | e. For a violation of s. 800.04(5)(c)2. where the court
 1687 | finds the offense involved the use of force or coercion and
 1688 | unclothed genitals or genital area;
 1689 | f. For a violation of s. 825.1025(2)(a);
 1690 | g. For any attempt or conspiracy to commit any such
 1691 | offense;
 1692 | h. For a violation of similar law of another jurisdiction;
 1693 | or
 1694 | i. For a violation of a similar offense committed in this
 1695 | state which has been redesignated from a former statute number
 1696 | to one of those listed in this subparagraph.
 1697 | 2. If the sexual offender meets the criteria in
 1698 | subparagraph 1., the sexual offender may, for the purpose of
 1699 | removing the requirement for registration as a sexual offender,
 1700 | petition the criminal division of the circuit court of the

1701 circuit:

1702 a. Where the conviction or adjudication occurred, for a

1703 conviction in this state;

1704 b. Where the sexual offender resides, for a conviction of

1705 a violation of similar law of another jurisdiction; or

1706 c. Where the sexual offender last resided, for a sexual

1707 offender with a conviction of a violation of similar law of

1708 another jurisdiction who no longer resides in this state.

1709 3. The court may grant or deny relief if the offender

1710 demonstrates to the court that he or she has not been arrested

1711 for any crime since release; the requested relief complies with

1712 the federal Adam Walsh Child Protection and Safety Act of 2006

1713 and any other federal standards applicable to the removal of

1714 registration requirements for a sexual offender or required to

1715 be met as a condition for the receipt of federal funds by the

1716 state; and the court is otherwise satisfied that the offender is

1717 not a current or potential threat to public safety. The

1718 department and the state attorney in the circuit in which the

1719 petition is filed must be given notice of the petition at least

1720 3 weeks before the hearing on the matter. The department and the

1721 state attorney may present evidence in opposition to the

1722 requested relief or may otherwise demonstrate the reasons why

1723 the petition should be denied. If the court denies the petition,

1724 the court may set a future date at which the sexual offender may

1725 again petition the court for relief, subject to the standards

1726 for relief provided in this subsection.

1727 4. The department shall remove an offender from
 1728 classification as a sexual offender for purposes of registration
 1729 if the offender provides to the department a certified copy of
 1730 the court's written findings or order that indicates that the
 1731 offender is no longer required to comply with the requirements
 1732 for registration as a sexual offender.

1733 5. To qualify for removal of the registration requirements
 1734 under this paragraph, the sexual offender must establish the
 1735 requisite criteria to be considered for removal and establish
 1736 that they do not meet the criteria for registration under any
 1737 other sub-subparagraph under subparagraph (1) (h) 1.

1738 (b) Maintains ~~As defined in sub-subparagraph (1) (h) 1.b.~~
 1739 ~~must maintain~~ registration with the department as described in
 1740 sub-subparagraph (1) (h) 1.b. for the duration of his or her life
 1741 until the person provides the department with an order issued by
 1742 the court that designated the person as a sexual predator, as a
 1743 sexually violent predator, or any other ~~by another~~ sexual
 1744 offender designation in the state or jurisdiction in which the
 1745 order was issued which states that such designation has been
 1746 removed or demonstrates to the department that such designation,
 1747 if not imposed by a court, has been removed by operation of law
 1748 or court order in the state or jurisdiction in which the
 1749 designation was made, ~~and~~ provided that such person no longer
 1750 meets the criteria for registration as a sexual offender under

1751 the laws of this state. To qualify for removal of the
1752 registration requirements under this paragraph, a sexual
1753 offender described in sub-subparagraph (1)(h)1.b. must establish
1754 that his or her designation has been removed and establish that
1755 he or she does not meet the criteria for registration under any
1756 other sub-subparagraph under subparagraph (1)(h)1.

1757 (12) The Legislature finds that sexual offenders,
1758 especially those who have committed offenses against minors,
1759 often pose a high risk of engaging in sexual offenses even after
1760 being released from incarceration or commitment and that
1761 protection of the public from sexual offenders is a paramount
1762 government interest. Sexual offenders have a reduced expectation
1763 of privacy because of the public's interest in public safety and
1764 in the effective operation of government. Releasing information
1765 concerning sexual offenders to law enforcement agencies and to
1766 persons who request such information, and the release of such
1767 information to the public by a law enforcement agency or public
1768 agency, will further the governmental interests of public
1769 safety. The designation of a person as a sexual offender is not
1770 a sentence or a punishment but is simply the status of the
1771 offender which is the result of a conviction for having
1772 committed certain crimes.

1773 (13) Any person who has reason to believe that a sexual
1774 offender is not complying, or has not complied, with the
1775 requirements of this section and who, with the intent to assist

1776 the sexual offender in eluding a law enforcement agency that is
1777 seeking to find the sexual offender to question the sexual
1778 offender about, or to arrest the sexual offender for, his or her
1779 noncompliance with the requirements of this section:

1780 (a) Withholds information from, or does not notify, the
1781 law enforcement agency about the sexual offender's noncompliance
1782 with the requirements of this section, and, if known, the
1783 whereabouts of the sexual offender;

1784 (b) Harbors, or attempts to harbor, or assists another
1785 person in harboring or attempting to harbor, the sexual
1786 offender; ~~or~~

1787 (c) Conceals or attempts to conceal, or assists another
1788 person in concealing or attempting to conceal, the sexual
1789 offender; or

1790 (d) Provides information to the law enforcement agency
1791 regarding the sexual offender that the person knows to be false
1792 information,

1793
1794 commits a felony of the third degree, punishable as provided in
1795 s. 775.082, s. 775.083, or s. 775.084.

1796 (14) (a) A sexual offender must report in person each year
1797 during the month of the sexual offender's birthday and during
1798 the sixth month following the sexual offender's birth month to
1799 the sheriff's office in the county in which he or she resides or
1800 is otherwise located to reregister.

1801 (b) However, a sexual offender who is required to register
 1802 as a result of a conviction for:

1803 1. Section 787.01 or s. 787.02 where the victim is a
 1804 minor;

1805 2. Section 794.011, excluding s. 794.011(10);

1806 3. Section 800.04(4)(a)2. where the court finds the
 1807 offense involved a victim under 12 years of age or sexual
 1808 activity by the use of force or coercion;

1809 4. Section 800.04(5)(b);

1810 5. Section 800.04(5)(c)1. where the court finds
 1811 molestation involving unclothed genitals or genital area;

1812 6. Section 800.04(5)(c)2. where the court finds
 1813 molestation involving the use of force or coercion and unclothed
 1814 genitals or genital area;

1815 7. Section 800.04(5)(d) where the court finds the use of
 1816 force or coercion and unclothed genitals or genital area;

1817 8. Section 825.1025(2)(a);

1818 9. Any attempt or conspiracy to commit such offense;

1819 10. A violation of a similar law of another jurisdiction;

1820 or

1821 11. A violation of a similar offense committed in this
 1822 state which has been redesignated from a former statute number
 1823 to one of those listed in this paragraph,

1824
 1825 must reregister each year during the month of the sexual

1826 offender's birthday and every third month thereafter.

1827 (c) The sheriff's office may determine the appropriate
1828 times and days for reporting by the sexual offender, which must
1829 be consistent with the reporting requirements of this
1830 subsection. Reregistration must include any changes to the
1831 following information:

1832 1. Name; social security number; age; race; sex; date of
1833 birth; height; weight; tattoos or other identifying marks; hair
1834 and eye color; address of any permanent residence and address of
1835 any current temporary residence, within this ~~the~~ state or out of
1836 state, including a rural route address and a post office box; if
1837 he or she has no permanent or temporary address, any transient
1838 residence within this ~~the~~ state; address, location or
1839 description, and dates of any current or known future temporary
1840 residence within this ~~the~~ state or out of state; all electronic
1841 mail addresses or Internet identifiers and each Internet
1842 identifier's corresponding website homepage or application
1843 software name; all home telephone numbers and cellular telephone
1844 numbers; employment information; the make, model, color, vehicle
1845 identification number (VIN), and license tag number of all
1846 vehicles owned; fingerprints; palm prints; and photograph. A
1847 post office box may not be provided in lieu of a physical
1848 residential address. The sexual offender shall also produce his
1849 or her passport, if he or she has a passport, and, if he or she
1850 is an alien, shall produce or provide information about

HB 1235

2024

1851 documents establishing his or her immigration status. The sexual
1852 offender shall also provide information about any professional
1853 licenses he or she has.

1854 2. If the sexual offender is enrolled or employed, whether
1855 for compensation or as a volunteer, at an institution of higher
1856 education in this state, the sexual offender shall also provide
1857 to the department the name, address, and county of each
1858 institution, including each campus attended, and the sexual
1859 offender's enrollment, volunteer, or employment status.

1860 3. If the sexual offender's place of residence is a motor
1861 vehicle, trailer, mobile home, or manufactured home, as those
1862 terms are defined in chapter 320, the sexual offender shall also
1863 provide the vehicle identification number (VIN); the license tag
1864 number; the registration number; and a description, including
1865 color scheme, of the motor vehicle, trailer, mobile home, or
1866 manufactured home. If the sexual offender's place of residence
1867 is a vessel, live-aboard vessel, or houseboat, as those terms
1868 are defined in chapter 327, the sexual offender shall also
1869 provide the hull identification number; the manufacturer's
1870 serial number; the name of the vessel, live-aboard vessel, or
1871 houseboat; the registration number of the vessel, live-aboard
1872 vessel, or houseboat; and a description, including color scheme,
1873 of the vessel, live-aboard vessel, or houseboat.

1874 ~~4. Any sexual offender who fails to report in person as~~
1875 ~~required at the sheriff's office, who fails to respond to any~~

HB 1235

2024

1876 ~~address verification correspondence from the department within 3~~
1877 ~~weeks of the date of the correspondence, who fails to report all~~
1878 ~~electronic mail addresses and all Internet identifiers, and each~~
1879 ~~Internet identifier's corresponding website homepage or~~
1880 ~~application software name, or who knowingly provides false~~
1881 ~~registration information by act or omission commits a felony of~~
1882 ~~the third degree, punishable as provided in s. 775.082, s.~~
1883 ~~775.083, or s. 775.084.~~

1884 (d) The sheriff's office shall, ~~within 2 working days,~~
1885 electronically submit to and update with the department, in a
1886 manner prescribed by the department, all such information within
1887 2 business days after ~~provided by~~ the sexual offender provides
1888 it to the sheriff's office ~~department in a manner prescribed by~~
1889 ~~the department.~~

1890 Section 3. For the purpose of incorporating the amendment
1891 made by this act to section 775.21, Florida Statutes, in a
1892 reference thereto, paragraph (d) of subsection (1) of section
1893 944.606, Florida Statutes, is reenacted to read:

1894 944.606 Sexual offenders; notification upon release.—

1895 (1) As used in this section, the term:

1896 (d) "Permanent residence," "temporary residence," and
1897 "transient residence" have the same meaning as provided in s.
1898 775.21.

1899 Section 4. For the purpose of incorporating the amendment
1900 made by this act to section 943.0435, Florida Statutes, in a

1901 reference thereto, paragraph (b) of subsection (1) of section
 1902 1012.467, Florida Statutes, is reenacted to read:

1903 1012.467 Noninstructional contractors who are permitted
 1904 access to school grounds when students are present; background
 1905 screening requirements.—

1906 (1) As used in this section, the term:

1907 (b) "Convicted" has the same meaning as in s. 943.0435.

1908 Section 5. For the purpose of incorporating the amendments
 1909 made by this act to sections 775.21 and 943.0435, Florida
 1910 Statutes, in references thereto, subsection (4) of section
 1911 320.02, Florida Statutes, is reenacted to read:

1912 320.02 Registration required; application for
 1913 registration; forms.—

1914 (4) Except as provided in ss. 775.21, 775.261, 943.0435,
 1915 944.607, and 985.4815, the owner of any motor vehicle registered
 1916 in the state shall notify the department in writing of any
 1917 change of address within 30 days of such change. The
 1918 notification shall include the registration license plate
 1919 number, the vehicle identification number (VIN) or title
 1920 certificate number, year of vehicle make, and the owner's full
 1921 name.

1922 Section 6. For the purpose of incorporating the amendments
 1923 made by this act to sections 775.21 and 943.0435, Florida
 1924 Statutes, in references thereto, section 775.25, Florida
 1925 Statutes, is reenacted to read:

1926 775.25 Prosecutions for acts or omissions.—A sexual
 1927 predator or sexual offender who commits any act or omission in
 1928 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.
 1929 944.607, or former s. 947.177 may be prosecuted for the act or
 1930 omission in the county in which the act or omission was
 1931 committed, in the county of the last registered address of the
 1932 sexual predator or sexual offender, in the county in which the
 1933 conviction occurred for the offense or offenses that meet the
 1934 criteria for designating a person as a sexual predator or sexual
 1935 offender, in the county where the sexual predator or sexual
 1936 offender was released from incarceration, or in the county of
 1937 the intended address of the sexual predator or sexual offender
 1938 as reported by the predator or offender prior to his or her
 1939 release from incarceration. In addition, a sexual predator may
 1940 be prosecuted for any such act or omission in the county in
 1941 which he or she was designated a sexual predator.

1942 Section 7. For the purpose of incorporating the amendments
 1943 made by this act to sections 775.21 and 943.0435, Florida
 1944 Statutes, in references thereto, subsection (1) of section
 1945 938.10, Florida Statutes, is reenacted to read:

1946 938.10 Additional court cost imposed in cases of certain
 1947 crimes.—

1948 (1) If a person pleads guilty or nolo contendere to, or is
 1949 found guilty of, regardless of adjudication, any offense against
 1950 a minor in violation of s. 784.085, chapter 787, chapter 794,

1951 former s. 796.03, former s. 796.035, s. 800.04, chapter 827, s.
 1952 847.012, s. 847.0133, s. 847.0135(5), s. 847.0138, s. 847.0145,
 1953 s. 893.147(3), or s. 985.701, or any offense in violation of s.
 1954 775.21, s. 823.07, s. 847.0125, s. 847.0134, or s. 943.0435, the
 1955 court shall impose a court cost of \$151 against the offender in
 1956 addition to any other cost or penalty required by law.

1957 Section 8. For the purpose of incorporating the amendments
 1958 made by this act to sections 775.21 and 943.0435, Florida
 1959 Statutes, in references thereto, paragraph (a) of subsection (4)
 1960 and subsection (9) of section 944.607, Florida Statutes, are
 1961 reenacted to read:

1962 944.607 Notification to Department of Law Enforcement of
 1963 information on sexual offenders.—

1964 (4) A sexual offender, as described in this section, who
 1965 is under the supervision of the Department of Corrections but is
 1966 not incarcerated shall register with the Department of
 1967 Corrections within 3 business days after sentencing for a
 1968 registrable offense and otherwise provide information as
 1969 required by this subsection.

1970 (a) The sexual offender shall provide his or her name;
 1971 date of birth; social security number; race; sex; height;
 1972 weight; hair and eye color; tattoos or other identifying marks;
 1973 all electronic mail addresses and Internet identifiers required
 1974 to be provided pursuant to s. 943.0435(4)(e); employment
 1975 information required to be provided pursuant to s.

1976 943.0435(4)(e); all home telephone numbers and cellular
 1977 telephone numbers required to be provided pursuant to s.
 1978 943.0435(4)(e); the make, model, color, vehicle identification
 1979 number (VIN), and license tag number of all vehicles owned;
 1980 permanent or legal residence and address of temporary residence
 1981 within the state or out of state while the sexual offender is
 1982 under supervision in this state, including any rural route
 1983 address or post office box; if no permanent or temporary
 1984 address, any transient residence within the state; and address,
 1985 location or description, and dates of any current or known
 1986 future temporary residence within the state or out of state. The
 1987 sexual offender shall also produce his or her passport, if he or
 1988 she has a passport, and, if he or she is an alien, shall produce
 1989 or provide information about documents establishing his or her
 1990 immigration status. The sexual offender shall also provide
 1991 information about any professional licenses he or she has. The
 1992 Department of Corrections shall verify the address of each
 1993 sexual offender in the manner described in ss. 775.21 and
 1994 943.0435. The department shall report to the Department of Law
 1995 Enforcement any failure by a sexual predator or sexual offender
 1996 to comply with registration requirements.

1997 (9) A sexual offender, as described in this section, who
 1998 is under the supervision of the Department of Corrections but
 1999 who is not incarcerated shall, in addition to the registration
 2000 requirements provided in subsection (4), register and obtain a

2001 distinctive driver license or identification card in the manner
 2002 provided in s. 943.0435(3), (4), and (5), unless the sexual
 2003 offender is a sexual predator, in which case he or she shall
 2004 register and obtain a distinctive driver license or
 2005 identification card as required under s. 775.21. A sexual
 2006 offender who fails to comply with the requirements of s.
 2007 943.0435 is subject to the penalties provided in s. 943.0435(9).

2008 Section 9. For the purpose of incorporating the amendments
 2009 made by this act to sections 775.21 and 943.0435, Florida
 2010 Statutes, in references thereto, paragraphs (a) and (d) of
 2011 subsection (1) of section 985.481, Florida Statutes, are
 2012 reenacted to read:

2013 985.481 Sexual offenders adjudicated delinquent;
 2014 notification upon release.—

2015 (1) As used in this section:

2016 (a) "Convicted" has the same meaning as provided in s.
 2017 943.0435.

2018 (d) "Permanent residence," "temporary residence," and
 2019 "transient residence" have the same meaning as provided in s.
 2020 775.21.

2021 Section 10. For the purpose of incorporating the
 2022 amendments made by this act to sections 775.21 and 943.0435,
 2023 Florida Statutes, in references thereto, paragraphs (b) and (f)
 2024 of subsection (1) and subsection (9) of section 985.4815,
 2025 Florida Statutes, are reenacted to read:

2026 985.4815 Notification to Department of Law Enforcement of
 2027 information on juvenile sexual offenders.—

2028 (1) As used in this section, the term:

2029 (b) "Conviction" has the same meaning as provided in s.
 2030 943.0435.

2031 (f) "Permanent residence," "temporary residence," and
 2032 "transient residence" have the same meaning as provided in s.
 2033 775.21.

2034 (9) A sexual offender, as described in this section, who
 2035 is under the care, jurisdiction, or supervision of the
 2036 department but who is not incarcerated shall, in addition to the
 2037 registration requirements provided in subsection (4), register
 2038 in the manner provided in s. 943.0435(3), (4), and (5), unless
 2039 the sexual offender is a sexual predator, in which case he or
 2040 she shall register as required under s. 775.21. A sexual
 2041 offender who fails to comply with the requirements of s.
 2042 943.0435 is subject to the penalties provided in s. 943.0435(9).

2043 Section 11. This act shall take effect July 1, 2024.