

By Senator Collins

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1                                   A bill to be entitled  
2       An act relating to career offenders; amending s.  
3       322.141, F.S.; requiring that all licenses for the  
4       operation of motor vehicles or identification cards  
5       issued or reissued by the Department of Highway Safety  
6       and Motor Vehicles to persons designated as career  
7       offenders subject to registration under specified  
8       provisions have a specified marking on the front of  
9       the cards; requiring each career offender to report to  
10      the department during his or her birth month to obtain  
11      an updated or renewed driver license or identification  
12      cars unless previously secured or updated; making  
13      technical changes; amending s. 775.261, F.S.; revising  
14      the definitions of the terms "permanent residence" and  
15      "temporary residence"; defining the term "vehicles  
16      owned"; revising the criteria for having to register  
17      as a career offender; revising the required actions  
18      and the required information that a career offender  
19      must provide upon registration; requiring the  
20      sheriff's office to promptly provide to the Department  
21      of Law Enforcement specified data and information  
22      received from the career offender; revising timeframes  
23      within which a career offender is required to report  
24      to a driver license office of the Department of  
25      Highway Safety and Motor Vehicles or report directly  
26      to the department; providing an exception; revising  
27      requirements that a career offender must comply with  
28      at the driver license office; requiring that, if a  
29      career offender is in the custody of a local jail, the

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30 custodian of the local jail notify the Department of  
31 Law Enforcement within a specified timeframe after  
32 intake of the career offender for any reason and upon  
33 release; requiring the custodian to take a digitized  
34 photograph of the career offender and provide the  
35 photograph to the department; requiring a career  
36 offender to report in person to a driver license  
37 office within a specified timeframe after any change  
38 in the career offender's permanent or temporary  
39 residence; requiring the Department of Highway Safety  
40 and Motor Vehicles to forward to the Department of Law  
41 Enforcement all photographs and information provided  
42 by a career offender; authorizing the department to  
43 release license reproductions to the department for  
44 the purpose of public notification; requiring a career  
45 offender to report in person to the sheriff's office  
46 after specified occurrences; providing criminal  
47 penalties; revising reporting requirements and  
48 applicable timeframes that a career offender must  
49 comply with if he or she intends to establish a  
50 permanent or temporary residence or to travel;  
51 requiring county and local law enforcement agencies,  
52 in conjunction with the Department of Law Enforcement,  
53 to, at a minimum, annually verify the addresses of  
54 certain career offenders; authorizing county and local  
55 law enforcement agencies, in conjunction with the  
56 Department of Law Enforcement, to annually verify the  
57 addresses of certain career offenders; requiring  
58 county and local law enforcement agencies to report to

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59 the department any failures by career offenders to  
60 register; requiring that the department receive notice  
61 of petitions for the removal of the requirement for  
62 registration as career offenders within a specified  
63 timeframe before a hearing on the petition;  
64 authorizing the department to present evidence in  
65 opposition to the requested relief or otherwise  
66 demonstrate reasons to deny the petition; authorizing,  
67 rather than requiring, the department to maintain  
68 online computer access to the current information  
69 regarding each registered career offender; revising  
70 the list of requirements for which failure of a career  
71 offender to comply constitutes a criminal offense;  
72 specifying that each instance of a failure to register  
73 or report changes to specified required information  
74 constitutes a separate offense; expanding the  
75 jurisdictions under which career offender may be  
76 prosecuted for violations of specified acts or  
77 omissions; specifying circumstances which constitute  
78 actual notice for a career offender of the duty to  
79 register; increasing the criminal penalties for  
80 existing prohibited acts relating to assisting career  
81 offenders in noncompliance with specified requirements  
82 or withholding or providing false information to law  
83 enforcement agencies; conforming provisions to changes  
84 made by the act; making technical changes; amending s.  
85 944.608, F.S.; defining terms; providing a timeframe  
86 under which certain career offenders are required to  
87 register with the Department of Corrections and

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88 provide specified information; requiring the  
89 department to report to the Department of Law  
90 Enforcement any failures by career offenders to  
91 register; revising the information that the Department  
92 of Corrections must provide to the Department of Law  
93 Enforcement; requiring that, if a career offender is  
94 in the custody of a local jail, the custodian of the  
95 local jail notify the Department of Law Enforcement  
96 within a specified timeframe after intake of the  
97 career offender for any reason and upon release;  
98 requiring the custodian to take a digitized photograph  
99 of the career offender and provide the photograph to  
100 the department; authorizing the supervising federal  
101 agency to forward certain information to the  
102 Department of Law Enforcement if a career offender is  
103 under federal supervision and to indicate whether use  
104 of the information is subject to certain restrictions;  
105 specifying the jurisdictions under which a career  
106 offender may be prosecuted for violations of specified  
107 acts or omissions; specifying circumstances which  
108 constitute actual notice for a career offender of the  
109 duty to register; providing criminal penalties for  
110 committing specified prohibited acts relating to  
111 assisting career offenders in noncompliance with  
112 specified requirements or withholding or providing  
113 false information to law enforcement agencies;  
114 providing applicability; conforming cross-references;  
115 making technical changes; amending s. 944.609, F.S.;  
116 defining terms; revising legislative findings;

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117 revising the information that the Department of  
118 Corrections is required to provide regarding career  
119 offenders being released after serving periods of  
120 incarceration for any offense; specifying a timeframe  
121 under which the custodian of a local jail must notify  
122 the Department of Law Enforcement after intake of a  
123 career offender for any reason and upon release;  
124 making technical and clarifying changes; reenacting  
125 ss. 320.02(4) and 322.19(1), F.S., relating to  
126 registration required and application for  
127 registration, and forms and change of address or name,  
128 respectively, to incorporate the amendment made to s.  
129 775.261, F.S., in references thereto; reenacting s.  
130 775.13(4), F.S., relating to registration of convicted  
131 felons, exemptions, and penalties, to incorporate the  
132 amendment made to ss. 775.261 and 944.609, F.S., in  
133 references thereto; providing an effective date.

134  
135 Be It Enacted by the Legislature of the State of Florida:

136  
137 Section 1. Subsections (3) and (4) of section 322.141,  
138 Florida Statutes, are amended to read:

139 322.141 Color or markings of certain licenses or  
140 identification cards.—

141 (3) All licenses for the operation of motor vehicles or  
142 identification cards originally issued or reissued by the  
143 department to persons who are designated as sexual predators  
144 under s. 775.21, who are ~~or~~ subject to registration as sexual  
145 offenders under s. 943.0435 or s. 944.607, who are designated as

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146 career offenders under s. 775.261 or s. 944.608, or who have a  
147 similar designation or are subject to a similar registration  
148 under the laws of another jurisdiction, shall have on the front  
149 of the license or identification card the following:

150 (a) For a person designated as a sexual predator under s.  
151 775.21 or who has a similar designation under the laws of  
152 another jurisdiction, the marking "SEXUAL PREDATOR."

153 (b) For a person subject to registration as a sexual  
154 offender under s. 943.0435 or s. 944.607, or subject to a  
155 similar registration under the laws of another jurisdiction, the  
156 marking "943.0435, F.S."

157 (c) For a person subject to registration as a career  
158 offender under s. 775.261 or s. 944.608, the marking "CAREER  
159 OFFENDER."

160 (4) (a) Unless previously secured or updated, each sexual  
161 offender and sexual predator shall report to the department  
162 during the month of his or her reregistration as required under  
163 s. 775.21(8), s. 943.0435(14), or s. 944.607(13) in order to  
164 obtain an updated or renewed driver license or identification  
165 card as required by subsection (3).

166 (b) Unless previously secured or updated, each career  
167 offender shall report to the department during the month of his  
168 or her birth in order to obtain an updated or renewed driver  
169 license or identification card as required by subsection (3).

170 Section 2. Section 775.261, Florida Statutes, is amended to  
171 read:

172 775.261 The Florida Career Offender Registration Act.—

173 (1) SHORT TITLE.—This section may be cited as "The Florida  
174 Career Offender Registration Act."

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

176 (a) "Career offender" means any person who is designated as  
177 a habitual violent felony offender, a violent career criminal,  
178 or a three-time violent felony offender under s. 775.084 or as a  
179 prison releasee reoffender under s. 775.082(9).

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

182 (c) "Community" means any county where the career offender  
183 lives or otherwise establishes or maintains a permanent or  
184 temporary or permanent residence.

185 (d) "Department" means the Department of Law Enforcement.

186 (e) "Entering the county" includes being discharged from a  
187 correctional facility, jail, or secure treatment facility within  
188 the county or being under supervision within the county with a  
189 career-offender designation as specified in paragraph (a).

190 (f) "Permanent residence" means a place where the career  
191 offender abides, lodges, or resides for 5 ~~14~~ or more consecutive  
192 days. For the purpose of calculating a permanent residence under  
193 this paragraph, the first day that a person abides, lodges, or  
194 resides at a place is excluded and each subsequent day is  
195 counted. A day includes any part of a calendar day.

196 (g) "Temporary residence" means~~÷~~

197 ~~÷~~ a place where the career offender abides, lodges, or  
198 resides, including, but not limited to, vacation, business, or  
199 personal travel destinations in or out of this state for a  
200 period of 5 ~~14~~ or more days in the aggregate during any calendar  
201 year and which is not the career offender's permanent residence,  
202 or for a career offender whose permanent residence is not in  
203 this state, a place where the career offender is employed,

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204 practices a vocation, or is enrolled as a student for any period  
205 of time in this state. For the purpose of calculating a  
206 temporary residence under this paragraph, the first day that a  
207 person abides, lodges, or resides at a place is excluded and  
208 each subsequent day is counted. A day includes any part of a  
209 calendar day address;

210 ~~2. For a career offender whose permanent residence is not~~  
211 ~~in this state, a place where the career offender is employed,~~  
212 ~~practices a vocation, or is enrolled as a student for any period~~  
213 ~~of time in this state; or~~

214 ~~3. A place where the career offender routinely abides,~~  
215 ~~lodges, or resides for a period of 4 or more consecutive or~~  
216 ~~nonconsecutive days in any month and which is not the career~~  
217 ~~offender's permanent residence, including any out-of-state~~  
218 ~~address.~~

219 (h) "Vehicles owned" means any motor vehicle as defined in  
220 s. 320.01 which is registered, co-registered, leased, titled, or  
221 rented by a career offender; a rented vehicle that a career  
222 offender is authorized to drive; or a vehicle for which a career  
223 offender is insured as a driver. The term also includes any  
224 motor vehicle as defined in s. 320.01 which is registered, co-  
225 registered, leased, titled, or rented by a person or persons  
226 residing at a career offender's permanent residence for 5 or  
227 more consecutive days.

228 (3) CRITERIA FOR REGISTRATION AS A CAREER OFFENDER.—

229 (a) A career offender released on or after July 1, 2002,  
230 from a sanction imposed in this state must register as required  
231 under this section ~~subsection (4)~~ and is subject to community  
232 and public notification as provided under subsection (9)



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233 ~~subsection (5).~~ If no sanction is imposed, the person is deemed  
234 to be released upon conviction. For purposes of this section, a  
235 sanction imposed in this state means ~~includes, but is not~~  
236 ~~limited to, a fine,~~ probation, community control, parole,  
237 conditional release, control release, or incarceration in a  
238 state prison, federal prison, private correctional facility, or  
239 local detention facility, and:

240 1. The career offender has not received a pardon for any  
241 felony or other qualified offense that is necessary for the  
242 operation of this paragraph; or

243 2. A conviction of a felony or other qualified offense  
244 necessary to the operation of this paragraph has not been set  
245 aside in any postconviction proceeding.

246 (b) This section does not apply to any person who has been  
247 designated as a sexual predator and is required to register  
248 under s. 775.21 or who is required to register as a sexual  
249 offender under s. 943.0435 or s. 944.607. However, if a person  
250 is no longer required to register as a sexual predator under s.  
251 775.21 or as a sexual offender under s. 943.0435 or s. 944.607,  
252 the person must register as a career offender under this section  
253 if the person is otherwise designated as a career offender as  
254 provided in this section.

255 (c) A person subject to registration as a career offender  
256 is not subject to registration as a convicted felon under s.  
257 775.13. However, if the person is no longer required to register  
258 as a career offender under this section, the person must  
259 register under s. 775.13 if required to do so under that  
260 section.

261 (d) If a career offender is not sentenced to a term of

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262 imprisonment, the clerk of the court shall ensure that the  
 263 career offender's fingerprints are taken and forwarded to the  
 264 department within 48 hours after the court renders its finding  
 265 that an offender is a career offender. The fingerprints shall be  
 266 clearly marked, "Career Offender Registration."

267 (4) REGISTRATION.—Upon registration, a career offender  
 268 shall:

269 (a) Report in person at ~~A career offender must register~~  
 270 ~~with the department by providing the following information to~~  
 271 ~~the department, or to the sheriff's office in the county in~~  
 272 ~~which the career offender establishes or maintains a permanent~~  
 273 ~~or temporary residence, within 48 hours 2 working days after~~  
 274 ~~establishing a permanent or temporary residence in this state,~~  
 275 ~~or within 48 hours 2 working days after being released from the~~  
 276 ~~custody, control, or supervision of the Department of~~  
 277 ~~Corrections or from the custody of a private correctional~~  
 278 ~~facility or local detention facility.~~‡

279 (b) 1. Provide his or her name; date of birth; 7 social  
 280 security number; 7 age; 7 race; sex; 7 gender, date of birth,  
 281 height; 7 weight; 7 hair and eye color; fingerprints; palm  
 282 prints; 7 photograph; employment information; 7 address of  
 283 permanent or legal residence and address of any current  
 284 temporary residence within the state or out of state, including  
 285 a rural route address and or a post office box; address,  
 286 location or description, and dates of any current or known  
 287 future temporary residence within this state or out of state;  
 288 the make, model, color, vehicle identification number (VIN), and  
 289 license tag number of all vehicles owned; home telephone numbers  
 290 and cellular telephone numbers; 7 date and place of any

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291 ~~employment,~~ date and place of each conviction;~~, fingerprints,~~  
292 and a brief description of the crime or crimes committed by the  
293 career offender. A ~~career offender may not provide a post office~~  
294 box may not be provided in lieu of a physical residential  
295 address. If the career offender's place of residence is a motor  
296 vehicle, trailer, mobile home, or manufactured home, as those  
297 terms are defined in chapter 320, the career offender shall also  
298 provide to the department through the sheriff's office written  
299 notice of the vehicle identification number (VIN); the license  
300 tag number; the registration number; and a description,  
301 including color scheme, of the motor vehicle, trailer, mobile  
302 home, or manufactured home. If a career offender's place of  
303 residence is a vessel, live-aboard vessel, or houseboat, as  
304 those terms are defined in chapter 327, the career offender  
305 shall also provide to the department through the sheriff's  
306 office written notice of the hull identification number; the  
307 manufacturer's serial number; the name of the vessel, live-  
308 aboard vessel, or houseboat; the registration number of the  
309 vessel, live-aboard vessel, or houseboat; and a description,  
310 including color scheme, of the vessel, live-aboard vessel, or  
311 houseboat.

312 (c)2. Provide any other information determined necessary by  
313 the department, including criminal and corrections records;  
314 nonprivileged personnel and treatment records; and evidentiary  
315 genetic markers, when available.

316 ~~(b)~~ When ~~if~~ a career offender registers with the sheriff's  
317 office, the sheriff shall take a photograph, and a set of  
318 fingerprints, and palm prints of the career offender and forward  
319 the photographs, ~~and~~ fingerprints, and palm prints to the

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320 department, along with the information that the career offender  
321 is required to provide pursuant to this section. The sheriff  
322 shall promptly provide to the department the information  
323 received from the career offender.

324 (d) ~~(e)~~ Within 48 hours ~~2 working days~~ after the reporting  
325 ~~registration~~ required under this subsection ~~paragraph (a)~~, a  
326 career offender who is not incarcerated and who resides in the  
327 community, including a career offender under the supervision of  
328 the Department of Corrections pursuant to s. 944.608, shall  
329 report ~~register~~ in person at a driver license office of the  
330 Department of Highway Safety and Motor Vehicles, unless a driver  
331 license or identification card that complies with s. 322.141(3)  
332 was previously secured or updated under s. 944.608 ~~and shall~~  
333 ~~present proof of registration~~. At the driver license office, the  
334 career offender shall:

335 1. If otherwise qualified, secure a Florida driver license,  
336 renew a Florida driver license, or secure an identification  
337 card. The career offender shall identify himself or herself as a  
338 career offender who is required to comply with this section and  
339 shall provide proof that the career offender reported as  
340 required in this subsection. The career offender shall provide  
341 any of the information specified in this subsection, if  
342 requested. The career offender shall submit to the taking of a  
343 photograph for use in issuing a driver license, renewed license,  
344 or identification card, and for use by the department in  
345 maintaining current records of career offenders, ~~provide his or~~  
346 ~~her place of permanent or temporary residence, including a rural~~  
347 ~~route address or a post office box, and submit to the taking of~~  
348 ~~a photograph for use in issuing a driver license, renewed~~

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349 ~~license, or identification card, and for use by the department~~  
350 ~~in maintaining current records of career offenders. The career~~  
351 ~~offender may not provide a post office box in lieu of a physical~~  
352 ~~residential address. If the career offender's place of residence~~  
353 ~~is a motor vehicle, trailer, mobile home, or manufactured home,~~  
354 ~~as defined in chapter 320, the career offender shall also~~  
355 ~~provide to the Department of Highway Safety and Motor Vehicles~~  
356 ~~the vehicle identification number; the license tag number; the~~  
357 ~~motor vehicle registration number; and a description, including~~  
358 ~~color scheme, of the motor vehicle, trailer, mobile home, or~~  
359 ~~manufactured home. If a career offender's place of residence is~~  
360 ~~a vessel, live-aboard vessel, or houseboat, as defined in~~  
361 ~~chapter 327, the career offender shall also provide to the~~  
362 ~~Department of Highway Safety and Motor Vehicles the hull~~  
363 ~~identification number; the manufacturer's serial number; the~~  
364 ~~name of the vessel, live-aboard vessel, or houseboat; the~~  
365 ~~registration number; and a description, including color scheme,~~  
366 ~~of the vessel, live-aboard vessel, or houseboat.~~

367 2. Pay the costs assessed by the Department of Highway  
368 Safety and Motor Vehicles for issuing or renewing a driver  
369 license or identification card as required by this section. The  
370 driver license or identification card issued must be in  
371 compliance with s. 322.141(3).

372 3. Provide, upon request, any additional information  
373 necessary to confirm the identity of the career offender,  
374 including a set of fingerprints.

375 (e) A career offender shall report in person to a driver  
376 license office and is subject to the requirements specified in  
377 this subsection:

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378 1.~~(d)~~ Each time a career offender's driver license or  
379 identification card is subject to renewal; and

380 2. Without regard to the status of the offender's driver  
381 license or identification card, and within 48 hours ~~2 working~~  
382 ~~days~~ after any change ~~of the career offender's residence or~~  
383 ~~change~~ in the career offender's name by reason of marriage or  
384 other legal process, ~~the career offender must report in person~~  
385 ~~to a driver license office, and shall be subject to the~~  
386 ~~requirements specified in paragraph (c).~~

387 (f) The Department of Highway Safety and Motor Vehicles  
388 shall forward to the department and to the Department of  
389 Corrections all photographs and information provided by career  
390 offenders. Notwithstanding the restrictions set forth in s.  
391 322.142, the Department of Highway Safety and Motor Vehicles may  
392 release a reproduction of a color-photograph or digital-image  
393 license to the department for purposes of public notification of  
394 career offenders as provided in this section and ss. 775.26 and  
395 944.609.

396 (g) A career offender who is unable to secure or update a  
397 driver license or an identification card with the Department of  
398 Highway Safety and Motor Vehicles as provided in this subsection  
399 shall also report any change in the career offender's name by  
400 reason of marriage or other legal process within 48 hours after  
401 the change to the sheriff's office in the county where the  
402 offender resides or is located and provide confirmation that he  
403 or she reported such information to the Department of Highway  
404 Safety and Motor Vehicles. The reporting requirements under this  
405 paragraph do not negate the requirement for a career offender to  
406 obtain a Florida driver license or an identification card as

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407 required in this section.

408 (h) If the career offender is in the custody of a local  
409 jail, the custodian of the local jail shall notify the  
410 department within 3 business days after intake of the career  
411 offender for any reason and upon release. The custodian of the  
412 local jail shall also take a digitized photograph of the career  
413 offender while the career offender remains in custody and shall  
414 provide the digitized photograph to the department. The  
415 custodian shall notify the department if the career offender  
416 escapes from custody or dies.

417 ~~(e) If the career offender registers at an office of the~~  
418 ~~department, the department must notify the sheriff and, if~~  
419 ~~applicable, the police chief of the municipality, where the~~  
420 ~~career offender maintains a residence within 48 hours after the~~  
421 ~~career offender registers with the department.~~

422 (5) ESTABLISHING A RESIDENCE WITHIN THIS STATE AFTER  
423 REGISTRATION.—

424 (a) A career offender shall report in person to a driver  
425 license office and is subject to the requirements specified in  
426 subsection (4):

427 1. Each time a career offender's driver license or  
428 identification card is subject to renewal; and

429 2. Without regard to the status of the offender's driver  
430 license or identification card, within 48 hours after any change  
431 in the offender's permanent or temporary residence.

432 (b) The Department of Highway Safety and Motor Vehicles  
433 shall forward to the department and to the Department of  
434 Corrections all photographs and information provided by career  
435 offenders. Notwithstanding the restrictions set forth in s.

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436 322.142, the Department of Highway Safety and Motor Vehicles may  
437 release a reproduction of a color-photograph or digital-image  
438 license to the department for purposes of public notification of  
439 career offenders as provided in this section and ss. 775.26 and  
440 944.609.

441 (c) A career offender who is unable to secure or update a  
442 driver license or an identification card with the Department of  
443 Highway Safety and Motor Vehicles as provided in subsection (4)  
444 and this subsection shall also report any change in the career  
445 offender's permanent or temporary residence within 48 hours  
446 after the change to the sheriff's office in the county where the  
447 offender resides or is located and provide confirmation that he  
448 or she reported such information to the Department of Highway  
449 Safety and Motor Vehicles. The reporting requirements under this  
450 paragraph do not negate the requirement for a career offender to  
451 obtain a Florida driver license or an identification card as  
452 required in this section.

453 (d) A career offender who vacates a permanent or temporary  
454 residence and fails to establish or maintain another permanent  
455 or temporary residence shall, within 48 hours after vacating the  
456 permanent or temporary residence, report in person to the  
457 sheriff's office of the county in which he or she is located.  
458 The career offender shall specify the date upon which he or she  
459 intends to or did vacate such residence. The career offender  
460 must provide or update all of the registration information  
461 required under paragraph (4) (b). The career offender must  
462 provide an address for the residence or other place where he or  
463 she is or will be located during the time in which he or she  
464 fails to establish or maintain a permanent or temporary



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465 residence.

466 (e) A career offender who remains at a permanent or  
467 temporary residence after reporting his or her intent to vacate  
468 such residence shall, within 48 hours after the date upon which  
469 the offender indicated he or she would or did vacate such  
470 residence, report in person to the agency to which he or she  
471 reported pursuant to paragraph (d) for the purpose of reporting  
472 his or her address at such residence. When the sheriff receives  
473 the report, the sheriff shall promptly convey the information to  
474 the department. An offender who makes a report as required under  
475 paragraph (d) but fails to make a report as required under this  
476 paragraph commits a felony of the second degree, punishable as  
477 provided in s. 775.082, s. 775.083, or s. 775.084.

478 (6) ESTABLISHING A NON-FLORIDA RESIDENCE.-

479 (a)~~(f)~~ A career offender who intends to establish a  
480 permanent or temporary residence in another state or  
481 jurisdiction other than the State of Florida shall report in  
482 person to the sheriff of the county of current residence at  
483 least 48 hours ~~or the department within 2 working days~~ before  
484 the date he or she intends to leave this state to establish  
485 residence in another state or jurisdiction other than the State  
486 of Florida. Any travel that is not known by the career offender  
487 48 hours before he or she intends to establish a residence in  
488 another state or jurisdiction must be reported in person to the  
489 sheriff's office as soon as possible before departure. If the  
490 career offender is under the supervision of the Department of  
491 Corrections, the career offender shall notify the supervising  
492 probation officer of his or her intent to transfer supervision,  
493 satisfy all transfer requirements pursuant to the Interstate

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494 Compact for Supervision of Adult Offenders, as provided in s.  
495 949.07, and abide by the decision of the receiving jurisdiction  
496 to accept or deny transfer. The career offender must provide to  
497 the sheriff ~~or department~~ the address, municipality, county, and  
498 state or jurisdiction of intended residence. The sheriff shall  
499 promptly provide to the department the information received from  
500 the career offender. The failure of a career offender to provide  
501 his or her intended place of residence is punishable as provided  
502 in subsection (11) ~~subsection (8)~~.

503 (b)(g) A career offender who indicates his or her intent to  
504 establish a permanent or temporary residence ~~reside~~ in another a  
505 state or jurisdiction other than the State of Florida and later  
506 decides to remain in this state shall, within 48 hours ~~2 working~~  
507 ~~days~~ after the date upon which the career offender indicated he  
508 or she would leave this state, report in person to the sheriff's  
509 office ~~sheriff or the department, whichever agency is the agency~~  
510 to which the career offender reported the intended change of  
511 permanent or temporary residence and report, ~~of~~ his or her  
512 intent to remain in this state. ~~If the sheriff is notified by~~  
513 ~~the career offender that he or she intends to remain in this~~  
514 ~~state,~~ The sheriff shall promptly report this information to the  
515 department. A career offender who reports his or her intent to  
516 establish a permanent or temporary residence ~~reside~~ in another a  
517 state or jurisdiction other than the State of Florida, but who  
518 remains in this state without reporting to the sheriff ~~or the~~  
519 ~~department~~ in the manner required by this subsection ~~paragraph~~,  
520 commits a felony of the second degree, punishable as provided in  
521 s. 775.082, s. 775.083, or s. 775.084.

522 ~~(h)1. The department shall maintain online computer access~~

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523 ~~to the current information regarding each registered career~~  
524 ~~offender. The department must maintain hotline access so that~~  
525 ~~state, local, and federal law enforcement agencies may obtain~~  
526 ~~instantaneous locator file and criminal characteristics~~  
527 ~~information on release and registration of career offenders for~~  
528 ~~purposes of monitoring, tracking, and prosecution. The~~  
529 ~~photograph and fingerprints need not be stored in a computerized~~  
530 ~~format.~~

531 ~~2. The department's career offender registration list,~~  
532 ~~containing the information described in subparagraph (a)1., is a~~  
533 ~~public record. The department may disseminate this public~~  
534 ~~information by any means deemed appropriate, including operating~~  
535 ~~a toll-free telephone number for this purpose. When the~~  
536 ~~department provides information regarding a career offender to~~  
537 ~~the public, department personnel must advise the person making~~  
538 ~~the inquiry that positive identification of a person believed to~~  
539 ~~be a career offender cannot be established unless a fingerprint~~  
540 ~~comparison is made, and that it is illegal to use public~~  
541 ~~information regarding a career offender to facilitate the~~  
542 ~~commission of a crime.~~

543 ~~3. The department shall adopt guidelines as necessary~~  
544 ~~regarding the registration of a career offender and the~~  
545 ~~dissemination of information regarding a career offender as~~  
546 ~~required by this section.~~

547 (7) VERIFICATION.—County and local law enforcement  
548 agencies, in conjunction with the department, shall, at a  
549 minimum, annually verify the addresses of career offenders who  
550 are not under the care, custody, control, or supervision of the  
551 Department of Corrections, and may verify the addresses of

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552 career offenders who are under the care, custody, control, or  
553 supervision of the Department of Corrections. Local law  
554 enforcement agencies shall report to the department any failure  
555 by a career offender to comply with registration requirements.

556 (8) ~~(i)~~ RELIEF FROM REGISTRATION.—A career offender must  
557 maintain registration with the department for the duration of  
558 his or her life, unless the career offender has received a full  
559 pardon or has had a conviction set aside in a postconviction  
560 proceeding for any offense or offenses that meet ~~meets~~ the  
561 criteria for classifying the person as a career offender for  
562 purposes of registration. However, a ~~registered~~ career offender  
563 shall be considered for removal of the requirement to register  
564 as a career offender only if he or she ~~who~~ has been lawfully  
565 released from confinement, supervision, or sanction, whichever  
566 is later, for at least 20 years and has not been arrested for  
567 any felony or misdemeanor offense since release.

568 (a) If the career offender meets the criteria in this  
569 subsection, the career offender may, for the purpose of removing  
570 the requirement for registration as a career offender, petition  
571 the criminal division of the circuit court of the circuit in  
572 which the registered career offender resides for the purpose of  
573 removing the requirement for registration as a career offender.

574 (b) The court may grant or deny such relief if the  
575 registered career offender demonstrates to the court that he or  
576 she has not been arrested for any crime since release and the  
577 court is otherwise satisfied that the registered career offender  
578 is not a current or potential threat to public safety. The  
579 department and the state attorney in the circuit in which the  
580 petition is filed must be given notice of the petition at least

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581 3 weeks before the hearing on the matter. The department and the  
582 state attorney may present evidence in opposition to the  
583 requested relief or may otherwise demonstrate the reasons why  
584 the petition should be denied. If the court denies the petition,  
585 the court may set a future date at which the registered career  
586 offender may again petition the court for relief, subject to the  
587 standards for relief provided in this subsection ~~paragraph~~.

588 (c) The department shall remove a person from  
589 classification as a career offender for purposes of registration  
590 if the person provides to the department a certified copy of the  
591 court's written findings or order that indicates that the person  
592 is no longer required to comply with the requirements for  
593 registration as a career offender.

594 (9) ~~(5)~~ COMMUNITY AND PUBLIC NOTIFICATION.—

595 (a) Law enforcement agencies may inform the community and  
596 the public of the presence of a career offender in the  
597 community. Upon notification of the presence of a career  
598 offender, the sheriff of the county or the chief of police of  
599 the municipality where the career offender establishes or  
600 maintains a permanent or temporary residence may notify the  
601 community and the public of the presence of the career offender  
602 in a manner deemed appropriate by the sheriff or the chief of  
603 police.

604 (b) The sheriff or the police chief may coordinate the  
605 community and public notification efforts with the department.  
606 Statewide notification to the public is authorized, as deemed  
607 appropriate by local law enforcement personnel and the  
608 department.

609 (c)1. The department may maintain online computer access to

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610 the current information regarding each registered career  
611 offender. The department must maintain hotline access so that  
612 state, local, and federal law enforcement agencies may obtain  
613 instantaneous locator file and criminal characteristics  
614 information on release and registration of career offenders for  
615 the purposes of monitoring, tracking, and prosecution. The  
616 photograph and fingerprints need not be stored in a computerized  
617 format.

618 2. The department's career offender registration list is a  
619 public record. The department may disseminate this public  
620 information by any means deemed appropriate, including operating  
621 a toll-free telephone number for this purpose. When the  
622 department provides information regarding a career offender to  
623 the public, department personnel must advise the person making  
624 the inquiry that positive identification of a person believed to  
625 be a career offender cannot be established unless a fingerprint  
626 comparison is made, and that it is illegal to use public  
627 information regarding a career offender to facilitate the  
628 commission of a crime.

629 3. The department shall adopt guidelines as necessary  
630 regarding the registration of a career offender and the  
631 dissemination of information regarding a career offender as  
632 required by this section.

633 ~~(6) VERIFICATION. The department and the Department of~~  
634 ~~Corrections shall implement a system for verifying the addresses~~  
635 ~~of career offenders. The sheriff of each county shall annually~~  
636 ~~verify the addresses of career offenders who are not under the~~  
637 ~~care, custody, control, or supervision of the Department of~~  
638 ~~Corrections. The sheriff shall promptly provide the address~~

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639 ~~verification information to the department in an electronic~~  
640 ~~format. The address verification information must include the~~  
641 ~~verifying person's name, agency, and phone number, the date of~~  
642 ~~verification, and the method of verification, and must specify~~  
643 ~~whether the address information was verified as correct,~~  
644 ~~incorrect, or unconfirmed.~~

645 (10)~~(7)~~ IMMUNITY.—The department, the Department of Highway  
646 Safety and Motor Vehicles, the Department of Corrections, any  
647 law enforcement agency in this state, and the personnel of those  
648 departments; an elected or appointed official, public employee,  
649 or school administrator; or an employee, agency, or any  
650 individual or entity acting at the request or upon the direction  
651 of any law enforcement agency is immune from civil liability for  
652 damages for good faith compliance with the requirements of this  
653 section or for the release of information under this section,  
654 and shall be presumed to have acted in good faith in compiling,  
655 recording, reporting, or releasing the information. The  
656 presumption of good faith is not overcome if a technical or  
657 clerical error is made by the department, the Department of  
658 Highway Safety and Motor Vehicles, the Department of  
659 Corrections, the personnel of those departments, or any  
660 individual or entity acting at the request or upon the direction  
661 of any of those departments in compiling or providing  
662 information, or if information is incomplete or incorrect  
663 because a career offender fails to report or falsely reports his  
664 or her current place of permanent or temporary residence.

665 (11)~~(8)~~ PENALTIES.—

666 (a) Except as otherwise specifically provided, a career  
667 offender who fails to register; who fails, after registration,

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668 to maintain, acquire, or renew a driver license or an  
669 identification card; who fails to provide required location  
670 information or change-of-name information; who fails to make a  
671 required report in connection with vacating a permanent  
672 residence; who fails to respond to any address verification  
673 correspondence from the department or from county or local law  
674 enforcement agencies within 3 weeks after the date of the  
675 correspondence; who knowingly provides false registration  
676 information by act or omission; or who otherwise fails, by act  
677 or omission, to comply with the requirements of this section,  
678 commits a felony of the third degree, punishable as provided in  
679 s. 775.082, s. 775.083, or s. 775.084. Each instance of failure  
680 to register or report changes to the required information  
681 specified herein constitutes a separate offense.

682 (b) A career offender who commits any act or omission in  
683 violation of this section, s. 944.608, or s. 944.609 may be  
684 prosecuted for the act or omission in the county in which the  
685 act or omission was committed, in the county of the last  
686 registered address of the career offender, in the county in  
687 which the conviction occurred for the offense or offenses that  
688 meet the criteria for designating a person as a career offender,  
689 in the county in which he or she was designated a career  
690 offender, in the county where the career offender was released  
691 from incarceration, or in the county of the intended address of  
692 the career offender as reported by the offender before his or  
693 her release from incarceration.

694 (c) An arrest on charges of failure to register when the  
695 offender has been provided and advised of his or her statutory  
696 obligations to register under this section, the service of an



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697 information or a complaint for a violation of this section, or  
698 an arraignment on charges for a violation of this section  
699 constitutes actual notice of the duty to register. A career  
700 offender's failure to register immediately as required by this  
701 section following such arrest, service, or arraignment  
702 constitutes grounds for a subsequent charge of failure to  
703 register. A career offender charged with the crime of failure to  
704 register who asserts, or intends to assert, a lack of notice of  
705 the duty to register as a defense to a charge of failure to  
706 register shall register immediately as required by this section.  
707 A career offender who is charged with a subsequent failure to  
708 register may not assert the defense of a lack of notice of the  
709 duty to register. Registration following such arrest, service,  
710 or arraignment is not a defense and does not relieve the career  
711 offender of criminal liability for the failure to register.

712 (d) ~~(b)~~ Any person who misuses public records information  
713 concerning a career offender, as defined in this section, or a  
714 career offender, as defined in s. 944.608 or s. 944.609, to  
715 secure a payment from such career offender; who knowingly  
716 distributes or publishes false information concerning such a  
717 career offender which the person misrepresents as being public  
718 records information; or who materially alters public records  
719 information with the intent to misrepresent the information,  
720 including documents, summaries of public records information  
721 provided by law enforcement agencies, or public records  
722 information displayed by law enforcement agencies on websites or  
723 provided through other means of communication, commits a  
724 misdemeanor of the first degree, punishable as provided in s.  
725 775.082 or s. 775.083.

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726 ~~(9) PROSECUTIONS FOR ACTS OR OMISSIONS. A career offender~~  
 727 ~~who commits any act or omission in violation of this section, s.~~  
 728 ~~944.608, or s. 944.609 may be prosecuted for the act or omission~~  
 729 ~~in the county in which the act or omission was committed, the~~  
 730 ~~county of the last registered address of the career offender,~~  
 731 ~~the county in which the conviction occurred for the offense or~~  
 732 ~~offenses that meet the criteria for designating a person as a~~  
 733 ~~career offender, or in the county in which he or she was~~  
 734 ~~designated a career offender.~~

735 ~~(12)~~ (10) PENALTIES FOR ASSISTING CAREER OFFENDER IN  
 736 NONCOMPLIANCE. ~~Any It is a misdemeanor of the first degree,~~  
 737 ~~punishable as provided in s. 775.082 or s. 775.083, for a person~~  
 738 ~~who has reason to believe that a career offender is not~~  
 739 ~~complying, or has not complied, with the requirements of this~~  
 740 ~~section and who, with the intent to assist the career offender~~  
 741 ~~in eluding a law enforcement agency that is seeking to find the~~  
 742 ~~career offender to question the career offender about, or to~~  
 743 ~~arrest the career offender for, his or her noncompliance with~~  
 744 ~~the requirements of this section, to:~~

745 (a) Withholds ~~Withhold~~ information from, or does not fail  
 746 ~~to~~ notify, the law enforcement agency about the career  
 747 offender's noncompliance with the requirements of this section,  
 748 and, if known, the whereabouts of the career offender;

749 (b) Harbors ~~Harbor~~ or attempts ~~attempt~~ to harbor, or  
 750 assists ~~assist~~ another person in harboring or attempting to  
 751 harbor, the career offender;

752 (c) Conceals ~~Conceal~~ or attempts ~~attempt~~ to conceal, or  
 753 assists ~~assist~~ another person in concealing or attempting to  
 754 conceal, the career offender; or

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755 (d) ~~Provides~~ Provide information to the law enforcement  
756 agency regarding the career offender which the person knows to  
757 be false information,

758  
759 commits a felony of the third degree, punishable as provided in  
760 s. 775.082, s. 775.083, or s. 775.084.

761 Section 3. Section 944.608, Florida Statutes, is amended to  
762 read:

763 944.608 Notification to Department of Law Enforcement of  
764 information on career offenders.—

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

766 (a) "Career offender" means a person who is in the custody  
767 or control of, or under the supervision of, the department or is  
768 in the custody or control of, or under the supervision of, a  
769 private correctional facility, and who is designated as a  
770 habitual violent felony offender, a violent career criminal, or  
771 a three-time violent felony offender under s. 775.084 or as a  
772 prison releasee reoffender under s. 775.082(9).

773 (b) "Permanent residence" and "temporary residence" have  
774 the same meaning as provided in s. 775.261.

775 (c) "Vehicles owned" has the same meaning as provided in s.  
776 775.261.

777 (2) If a career offender is not sentenced to a term of  
778 imprisonment, the clerk of the court shall ensure that the  
779 career offender's fingerprints are taken and forwarded to the  
780 Department of Law Enforcement within 48 hours after the court  
781 sentences the career offender. The fingerprints shall be clearly  
782 marked "Career Offender Registration."

783 (3) A career offender, as described in this section, who is

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784 under the supervision of the department but is not incarcerated  
785 shall ~~must~~ register with the department within 3 business days  
786 after sentencing and provide his or her name; date of birth;  
787 social security number; race; sex ~~gender~~; height; weight; hair  
788 and eye color; tattoos or other identifying marks; employment  
789 information required to be provided pursuant to s. 775.261; all  
790 home telephone numbers and cellular telephone numbers required  
791 to be provided pursuant to s. 775.261; the make, model, color,  
792 vehicle identification number (VIN), and license tag number of  
793 all vehicles owned; and permanent or legal residence and address  
794 of temporary residence within the state or out of state while  
795 the career offender is under supervision in this state,  
796 including any rural route address or post office box; and  
797 address, location or description, and dates of any current or  
798 known future temporary residence within this state or out of  
799 state. The department shall verify the address of each career  
800 offender in the manner described in s. 775.261. The department  
801 shall report to the Department of Law Enforcement any failure by  
802 a career offender to comply with any registration requirements.

803 (4) In addition to notification and transmittal  
804 requirements imposed by any other provision of law, the  
805 department shall compile information on any career offender and  
806 provide the information to the Department of Law Enforcement.  
807 The information shall be made available electronically to the  
808 Department of Law Enforcement as soon as this information is in  
809 the department's database and must be in a format that is  
810 compatible with the requirements of the Florida Crime  
811 Information Center.

812 (5) The information provided to the Department of Law

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813 Enforcement must include:

814 (a) The information obtained from the career offender under  
815 subsection (3);

816 (b) The career offender's most current address; ~~and~~ place  
817 of permanent or ~~and~~ temporary residence within this ~~the~~ state or  
818 out of state; and address, location or description, and dates of  
819 any current or known future temporary residence within this  
820 state or out of state, while the career offender is under  
821 supervision in this state, including the name of the county or  
822 municipality in which the career offender permanently or  
823 temporarily resides, and address, location or description, and  
824 dates of any current or known future temporary residence within  
825 this state or out of state, and, if known, the intended place of  
826 permanent or temporary residence, and address, location or  
827 description, and dates of any current or known future temporary  
828 residence within this state or out of state upon satisfaction of  
829 all sanctions;

830 (c) The legal status of the career offender and the  
831 scheduled termination date of that legal status;

832 (d) The location of, and local telephone number for, any  
833 Department of Corrections' office that is responsible for  
834 supervising the career offender; and

835 (e) A digitized photograph of the career offender, which  
836 must have been taken within 60 days before the career offender  
837 is released from the custody of the department or a private  
838 correctional facility or within 60 days after the onset of the  
839 department's supervision of any career offender who is on  
840 probation, community control, conditional release, parole,  
841 provisional release, or control release. If the career offender

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842 is in the custody ~~or control of, or under the supervision of,~~ a  
843 private correctional facility, the facility shall take a  
844 digitized photograph of the career offender within the time  
845 period provided in this paragraph and shall provide the  
846 photograph to the department.

847 (6) (a) The department shall notify the Department of Law  
848 Enforcement if the career offender escapes, absconds, or dies  
849 while in the custody or control of, or under the supervision of,  
850 the department.

851 (b) If any information provided by the department changes  
852 during the time the career offender is under the department's  
853 custody, control, or supervision, including any change in the  
854 career offender's name by reason of marriage or other legal  
855 process, the department shall, in a timely manner, update the  
856 information and provide it to the Department of Law Enforcement  
857 in the manner prescribed in subsection (4).

858 (7) If the career offender is in the custody of a local  
859 jail, the custodian of the local jail shall notify the  
860 Department of Law Enforcement within 3 business days after  
861 intake of the offender for any reason and upon release, and  
862 shall forward the information to the Department of Law  
863 Enforcement. The custodian of the local jail shall also take a  
864 digitized photograph of the career offender while the offender  
865 remains in custody and shall provide the digitized photograph to  
866 the Department of Law Enforcement.

867 (8) If the career offender is under federal supervision,  
868 the federal agency responsible for supervising the career  
869 offender may forward to the Department of Law Enforcement any  
870 information regarding the career offender which is consistent

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871 with the information provided by the department under this  
872 section, and may indicate whether use of the information is  
873 restricted to law enforcement purposes only or may be used by  
874 the Department of Law Enforcement for purposes of public  
875 notification.

876 (9)~~(7)~~ A career offender, as described in this section, who  
877 is under the supervision of the department but who is not  
878 incarcerated shall, in addition to the registration requirements  
879 provided in subsection (3), register in the manner provided in  
880 s. 775.261(4) (d) ~~s. 775.261(4) (c),~~ unless the career offender is  
881 a sexual predator, in which case he or she shall register as  
882 required under s. 775.21, or is a sexual offender, in which case  
883 he or she shall register as required in s. 943.0435 or s.  
884 944.607. A career offender who fails to comply with all of the  
885 requirements of s. 775.261 ~~s. 775.261(4)~~ is subject to the  
886 penalties provided in s. 775.261(11) ~~s. 775.261(8).~~

887 (10) (a)~~(8)~~ The failure of a career offender to submit to  
888 the taking of a digitized photograph, or to otherwise comply  
889 with the requirements of this section, is a felony of the third  
890 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
891 775.084.

892 (b) A career offender who commits any act or omission in  
893 violation of this section may be prosecuted for the act or  
894 omission in the county in which the act or omission was  
895 committed, in the county of the last registered address of the  
896 career offender, in the county in which the conviction occurred  
897 for the offense or offenses that meet the criteria for  
898 designating a person as a career offender, in the county in  
899 which he or she was designated a career offender, in the county

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900 where the career offender was released from incarceration, or in  
901 the county of the intended address of the career offender as  
902 reported by the offender before his or her release from  
903 incarceration.

904 (c) An arrest on charges of failure to register when the  
905 offender has been provided and advised of his or her statutory  
906 obligations to register under s. 775.261, the service of an  
907 information or a complaint for a violation of this section, or  
908 an arraignment on charges for a violation of this section  
909 constitutes actual notice of the duty to register. A career  
910 offender's failure to register immediately as required by this  
911 section following such arrest, service, or arraignment  
912 constitutes grounds for a subsequent charge of failure to  
913 register. A career offender charged with the crime of failure to  
914 register who asserts, or intends to assert, a lack of notice of  
915 the duty to register as a defense to a charge of failure to  
916 register shall register immediately as required by this section.  
917 A career offender who is charged with a subsequent failure to  
918 register may not assert the defense of a lack of notice of the  
919 duty to register.

920 (d) Registration following such arrest, service, or  
921 arraignment is not a defense and does not relieve the career  
922 offender of criminal liability for the failure to register.

923 (11)-(9) The department, the Department of Highway Safety  
924 and Motor Vehicles, the Department of Law Enforcement, personnel  
925 of those departments, and any individual or entity acting at the  
926 request or upon the direction of those departments are immune  
927 from civil liability for damages for good faith compliance with  
928 this section, and shall be presumed to have acted in good faith



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929 in compiling, recording, reporting, or providing information.  
930 The presumption of good faith is not overcome if technical or  
931 clerical errors are made by the department, the Department of  
932 Highway Safety and Motor Vehicles, the Department of Law  
933 Enforcement, personnel of those departments, or any individual  
934 or entity acting at the request or upon the direction of those  
935 departments in compiling, recording, reporting, or providing  
936 information, or, if the information is incomplete or incorrect  
937 because the information has not been provided by a person or  
938 agency required to provide the information, or because the  
939 information was not reported or was falsely reported.

940 (12) A person who has reason to believe that a career  
941 offender is not complying, or has not complied, with the  
942 requirements of this section and who, with the intent to assist  
943 the career offender in eluding a law enforcement agency that is  
944 seeking to find the career offender to question the career  
945 offender about, or to arrest the career offender for, his or her  
946 noncompliance with the requirements of this section:

947 (a) Withholds information from, or does not notify, the law  
948 enforcement agency about the career offender's noncompliance  
949 with the requirements of this section, and, if known, the  
950 whereabouts of the career offender;

951 (b) Harbors or attempts to harbor, or assists another  
952 person in harboring or attempting to harbor, the career  
953 offender;

954 (c) Conceals or attempts to conceal, or assists another  
955 person in concealing or attempting to conceal, the career  
956 offender; or

957 (d) Provides information to the law enforcement agency

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958 regarding the career offender which the person knows to be false  
959 information,

960

961 commits a felony of the third degree, punishable as provided in  
962 s. 775.082, s. 775.083, or s. 775.084. This subsection does not  
963 apply if the career offender is incarcerated in or is in the  
964 custody of a state correctional facility, a private correctional  
965 facility, a local jail, or a federal correctional facility.

966 Section 4. Section 944.609, Florida Statutes, is amended to  
967 read:

968 944.609 Career offenders; notification upon release.-

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

970 (a) "Career offender" means a person who is in the custody  
971 or control of, or under the supervision of, the department or is  
972 in the custody or control of, or under the supervision of a  
973 private correctional facility, who is designated as a habitual  
974 violent felony offender, a violent career criminal, or a three-  
975 time violent felony offender under s. 775.084 or as a prison  
976 releasee reoffender under s. 775.082(9).

977 (b) "Permanent residence" and "temporary residence" have  
978 the same meaning as provided in s. 775.261.

979 (c) "Vehicles owned" has the same meaning as provided in s.  
980 775.261.

981 (2) The Legislature finds that certain career offenders, by  
982 virtue of their histories of offenses, present a threat to the  
983 public and to communities. Career offenders have a reduced  
984 expectation of privacy because of the public's interest in  
985 public safety and in the effective operation of government. The  
986 Legislature finds that requiring these career offenders to

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987 register for the purpose of tracking the career offenders and  
988 providing for notifying the public and a community of the  
989 presence of a career offender are important aids to law  
990 enforcement agencies, the public, and communities if the career  
991 offender engages again in criminal conduct. Registration is  
992 intended to aid law enforcement agencies in timely apprehending  
993 a career offender. Registration is not a punishment, but merely  
994 a status. Notification to the public and communities of the  
995 presence of a career offender aids the public and communities in  
996 avoiding being victimized by the career offender. The  
997 Legislature intends to require the registration of career  
998 offenders and to authorize law enforcement agencies to notify  
999 the public and communities of the presence of a career offender.

1000 (3) (a) The department must provide information regarding  
1001 any career offender who is being released after serving a period  
1002 of incarceration for any offense, as follows:

1003 1. The department must provide the career offender's name,  
1004 any change in the career offender's name by reason of marriage  
1005 or other legal process, and any alias, if known; the  
1006 correctional facility from which the career offender is  
1007 released; the career offender's social security number, race,  
1008 sex ~~gender~~, date of birth, height, weight, and hair and eye  
1009 color; address of any planned permanent residence or temporary  
1010 residence, within this state or out of state, including a rural  
1011 route address and a post office box; address, location or  
1012 description, and dates of any current or known future temporary  
1013 residence within this state or out of state; date and county of  
1014 sentence and each crime for which the career offender was  
1015 sentenced; a copy of the career offender's fingerprints, palm

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1016 prints, and a digitized photograph taken within 60 days before  
1017 release; the date of release of the career offender; employment  
1018 information, if known, required to be provided pursuant to s.  
1019 775.261; and all home telephone numbers and cellular telephone  
1020 numbers required to be provided pursuant to s. 775.261 ~~and the~~  
1021 ~~career offender's intended residence address, if known.~~ The  
1022 department shall notify the Department of Law Enforcement if the  
1023 career offender escapes, absconds, or dies. If the career  
1024 offender is in the custody of a private correctional facility,  
1025 the facility shall take the digitized photograph of the career  
1026 offender within 60 days before the career offender's release and  
1027 provide this photograph to the Department of Corrections and  
1028 also place it in the career offender's file. If the career  
1029 offender is in the custody of a local jail, the custodian of the  
1030 local jail shall notify the Department of Law Enforcement within  
1031 3 business days after intake of the offender for any reason and  
1032 upon ~~of the career offender's~~ release, and provide to the  
1033 Department of Law Enforcement the information specified in this  
1034 paragraph and any information specified in subparagraph 2. which  
1035 the Department of Law Enforcement requests.

1036 2. The department may provide any other information deemed  
1037 necessary, including criminal and corrections records and  
1038 nonprivileged personnel and treatment records, when available.

1039 (b) The department must provide the information described  
1040 in subparagraph (a)1. to:

1041 1. The sheriff of the county from where the career offender  
1042 was sentenced;

1043 2. The sheriff of the county and, if applicable, the police  
1044 chief of the municipality, where the career offender plans to

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1045 reside;

1046 3. The Department of Law Enforcement;

1047 4. When requested, the victim of the offense, the victim's  
1048 parent or legal guardian if the victim is a minor, the lawful  
1049 representative of the victim or of the victim's parent or  
1050 guardian if the victim is a minor, or the next of kin if the  
1051 victim is a homicide victim; and

1052 5. Any person who requests such information,

1053  
1054 either within 6 months prior to the anticipated release of a  
1055 career offender, or as soon as possible if a career offender is  
1056 released earlier than anticipated. All such information provided  
1057 to the Department of Law Enforcement must be available  
1058 electronically as soon as the information is in the agency's  
1059 database and must be in a format that is compatible with the  
1060 requirements of the Florida Crime Information Center.

1061 (c) Upon request, the department must provide the  
1062 information described in subparagraph (a)2. to:

1063 1. The sheriff of the county from where the career offender  
1064 was sentenced; and

1065 2. The sheriff of the county and, if applicable, the police  
1066 chief of the municipality, where the career offender plans to  
1067 reside,

1068  
1069 either within 6 months prior to the anticipated release of a  
1070 career offender, or as soon as possible if a career offender is  
1071 released earlier than anticipated.

1072 (d) Upon receiving information regarding a career offender  
1073 from the department, the Department of Law Enforcement, the

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1074 sheriff, or the chief of police shall provide the information  
1075 described in subparagraph (a)1. to any individual who requests  
1076 such information and may release the information to the public  
1077 in any manner deemed appropriate, unless the information is  
1078 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of  
1079 the State Constitution.

1080 (4) This section authorizes the department or any law  
1081 enforcement agency to ~~may~~ notify the community and the public of  
1082 a career offender's presence in the community. However, with  
1083 respect to a career offender who has been found to be a sexual  
1084 predator under s. 775.21, the Department of Law Enforcement or  
1085 any other law enforcement agency must inform the community and  
1086 the public of the sexual predator's ~~career-offender's~~ presence  
1087 in the community, as provided in s. 775.21.

1088 (5) An elected or appointed official, public employee,  
1089 school administrator or employee, or agency, or any individual  
1090 or entity acting at the request or upon the direction of any law  
1091 enforcement agency, is immune from civil liability for damages  
1092 resulting from the good faith compliance with the requirements  
1093 of this section or the release of information under this  
1094 section.

1095 Section 5. For the purpose of incorporating the amendment  
1096 made by this act to section 775.261, Florida Statutes, in a  
1097 reference thereto, subsection (4) of section 320.02, Florida  
1098 Statutes, is reenacted to read:

1099 320.02 Registration required; application for registration;  
1100 forms.—

1101 (4) Except as provided in ss. 775.21, 775.261, 943.0435,  
1102 944.607, and 985.4815, the owner of any motor vehicle registered

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1103 in the state shall notify the department in writing of any  
1104 change of address within 30 days of such change. The  
1105 notification shall include the registration license plate  
1106 number, the vehicle identification number (VIN) or title  
1107 certificate number, year of vehicle make, and the owner's full  
1108 name.

1109 Section 6. For the purpose of incorporating the amendment  
1110 made by this act to section 775.261, Florida Statutes, in a  
1111 reference thereto, subsection (1) of section 322.19, Florida  
1112 Statutes, is reenacted to read:

1113 322.19 Change of address or name.—

1114 (1) Except as provided in ss. 775.21, 775.261, 943.0435,  
1115 944.607, and 985.4815, whenever any person, after applying for  
1116 or receiving a driver license or identification card, changes  
1117 his or her legal name, that person must within 30 days  
1118 thereafter obtain a replacement license or card that reflects  
1119 the change.

1120 Section 7. For the purpose of incorporating the amendments  
1121 made by this act to sections 775.261 and 944.609, Florida  
1122 Statutes, in references thereto, subsection (4) of section  
1123 775.13, Florida Statutes, is reenacted to read:

1124 775.13 Registration of convicted felons, exemptions;  
1125 penalties.—

1126 (4) This section does not apply to an offender:

1127 (a) Who has had his or her civil rights restored;

1128 (b) Who has received a full pardon for the offense for  
1129 which convicted;

1130 (c) Who has been lawfully released from incarceration or  
1131 other sentence or supervision for a felony conviction for more

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1132 than 5 years prior to such time for registration, unless the  
1133 offender is a fugitive from justice on a felony charge or has  
1134 been convicted of any offense since release from such  
1135 incarceration or other sentence or supervision;

1136 (d) Who is a parolee or probationer under the supervision  
1137 of the United States Parole Commission if the commission knows  
1138 of and consents to the presence of the offender in Florida or is  
1139 a probationer under the supervision of any federal probation  
1140 officer in the state or who has been lawfully discharged from  
1141 such parole or probation;

1142 (e) Who is a sexual predator and has registered as required  
1143 under s. 775.21;

1144 (f) Who is a sexual offender and has registered as required  
1145 in s. 943.0435 or s. 944.607; or

1146 (g) Who is a career offender who has registered as required  
1147 in s. 775.261 or s. 944.609.

1148 Section 8. This act shall take effect October 1, 2024.