

1 A bill to be entitled
 2 An act relating to sexual offenses by persons
 3 previously convicted of sexual offenses; creating s.
 4 794.0116, F.S.; providing mandatory minimum sentences
 5 for specified sexual offenses when committed by
 6 persons who have previously committed specified sexual
 7 offenses; providing requirements for such sentences;
 8 providing an effective date.

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

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 12 **Section 1. Section 794.0116, Florida Statutes, is created**
 13 **to read:**

14 794.0116 Sexual offenses by persons previously convicted
 15 of sexual offenses.—

16 (1) A person who was previously convicted of or had
 17 adjudication withheld for an offense specified in s.
 18 943.0435(1)(h)1.a. and commits a violation of s. 800.04(5); s.
 19 825.1025(3); s. 827.071(2), (3), or (5)(a); s. 847.0135; s.
 20 847.0137; or s. 847.0145 shall be sentenced to a mandatory
 21 minimum term of imprisonment as follows:

	<u>Statute</u>	<u>Mandatory Minimum</u>
22	(a) <u>800.04(5)</u>	<u>10 years</u>

- (b) 825.1025(3) 10 years
- (c) 827.071(2) 20 years
- (d) 827.071(3) 20 years
- (e) 827.071(5)(a) 10 years
- (f) 847.0135 10 years
- (g) 847.0137 10 years
- (h) 847.0145 10 years

23 (2) Notwithstanding s. 775.082(3), chapter 958, any other
 24 law, or any interpretation or construction thereof, a person
 25 subject to sentencing under this section must be sentenced to
 26 the mandatory term of imprisonment provided under this section.
 27 If the mandatory minimum term of imprisonment imposed under this
 28 section exceeds the maximum sentence authorized under s.
 29 775.082, s. 775.084, or chapter 921, the mandatory minimum term
 30 of imprisonment under this section must be imposed. If the
 31 mandatory minimum term of imprisonment under this section is
 32 less than the sentence that could be imposed under s. 775.082,
 33 s. 775.084, or chapter 921, the sentence imposed must include
 34 the mandatory minimum term of imprisonment under this section.

35 (3) A defendant sentenced to a mandatory minimum term of
36 imprisonment under this section is not eligible for statutory
37 gain-time under s. 944.275 or any form of discretionary early
38 release, other than pardon or executive clemency, or conditional
39 medical release under s. 947.149, before serving the minimum
40 sentence.

41 **Section 2.** This act shall take effect October 1, 2025.