

By the Committee on Criminal Justice; and Senator Grall

591-02832-25

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A bill to be entitled  
An act relating to prostitution and related acts;  
creating s. 796.011, F.S.; defining terms; creating s.  
796.031, F.S.; prohibiting adults from offering to  
commit, committing, or engaging in prostitution,  
lewdness, or assignation; providing that specified  
testimony concerning reputation is admissible in  
evidence in the trial of persons charged with certain  
offenses; providing criminal penalties; requiring a  
court to order that a person sentenced for certain  
violations attend an educational program; authorizing  
judicial circuits to establish certain educational  
programs; repealing s. 796.04, F.S., relating to  
forcing, compelling, or coercing another to become a  
prostitute; amending s. 796.06, F.S.; prohibiting  
persons from owning, establishing, maintaining,  
operating, using, letting, or renting a building,  
residence, place, or structure, in whole or in part,  
or a trailer or any other conveyance, when such person  
knows or should have known that it will be used for  
the purpose of commercial sex; prohibiting the  
receiving, or offering or agreeing to receive, a  
person into a building, residence, place, or  
structure, or a trailer or any other conveyance, for  
the purpose of commercial sexual activity or to allow  
a person to remain there for such purpose; providing  
criminal penalties; providing enhanced criminal  
penalties for second or subsequent violations;  
providing that specified testimony concerning

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30 reputation is admissible in evidence in the trial of  
31 persons charged with certain offenses; requiring the  
32 reclassification of offenses under specified  
33 circumstances; amending s. 796.07, F.S.; deleting  
34 definitions; prohibiting a person from providing, or  
35 offering to provide, something of value in exchange  
36 for sexual activity; deleting prohibited acts relating  
37 to prostitution and related acts; deleting a provision  
38 authorizing a police officer to testify under certain  
39 circumstances; providing criminal penalties; providing  
40 enhanced criminal penalties for second or subsequent  
41 violations; deleting a requirement that a person  
42 charged with a third or subsequent violation be  
43 offered admission into certain programs; requiring a  
44 court to order that certain defendants perform  
45 community service, pay for and attend an educational  
46 program, pay a civil penalty, and receive sexually  
47 transmitted disease testing; providing requirements  
48 for the proceeds of the civil penalty; deleting a  
49 minimum mandatory period of incarceration for the  
50 commission of a certain offense; conforming provisions  
51 to changes made by the act; amending s. 921.0022,  
52 F.S.; ranking on level 4 of the offense severity  
53 ranking chart a second violation of prostitution or  
54 related acts; amending ss. 60.05, 322.28, 397.4073,  
55 397.417, 435.07, 456.074, 480.041, 480.043, 480.046,  
56 772.102, 787.01, 787.02, 794.056, 796.08, 796.09,  
57 893.138, 895.02, and 938.085, F.S.; conforming  
58 provisions to changes made by the act; conforming

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cross-references; providing an effective date.

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

Section 1. Section 796.011, Florida Statutes, is created to read:

796.011 Definitions.—As used in this chapter, the term:

(1) "Adult" means an individual 18 years of age or older.

(2) "Assignment" means the making of any appointment or engagement for prostitution or lewdness, or any act in furtherance of such appointment or engagement.

(3) "Commercial sex" means engaging in sexual activity in exchange for something of value. The term includes prostitution.

(4) "Female genitals" includes the labia minora, labia majora, clitoris, vulva, hymen, and vagina.

(5) "Lewdness" means any indecent or obscene act.

(6) "Prostitution" means voluntarily engaging in, agreeing to engage in, or offering to engage in commercial sex.

(7) "Sexual activity" means oral, anal, or female genital penetration by, or union with, the sexual organ of another; anal or female genital penetration of another by any other object; or the handling or fondling of the sexual organ of another for the purpose of masturbation. The term does not include acts done for bona fide medical purposes.

Section 2. Section 796.031, Florida Statutes, is created to read:

796.031 Prostitution, lewdness, and assignment prohibited; penalties.—

(1) It is unlawful for an adult to offer to commit, to

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commit, or to engage in prostitution, lewdness, or assignation.

(2) In the trial of a person charged with a violation of this section, testimony concerning the reputation of any place, structure, building, or conveyance involved in the charge; testimony concerning the reputation of any person residing in, operating, or frequenting such place, structure, building, or conveyance; and testimony concerning the reputation of the defendant is admissible in evidence in support of the charge.

(3)(a) A person who violates this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(b) In addition to any other penalty imposed, the court shall order a person sentenced for a violation of this section to attend an educational program about the negative effects of commercial sex and human trafficking. The educational program may be offered by a secular or faith-based provider.

(c) A judicial circuit may establish an educational program for persons convicted of or charged with a violation of this section, to include education on:

1. The relationship between demand for commercial sex and human trafficking;

2. The impact of human trafficking on victims;

3. Coercion, consent, and sexual violence;

4. The health and legal consequences of commercial sex;

5. The negative impact of commercial sex on prostituted persons and the community; and

6. The reasons and motivations for engaging in prostitution.

Section 3. Section 796.04, Florida Statutes, is repealed.

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117 Section 4. Section 796.06, Florida Statutes, is amended to  
118 read:

119 796.06 Maintaining ~~Renting~~ space to be used for commercial  
120 sex lewdness, assignation, or prostitution.—

121 (1) It is unlawful for a person to:

122 (a) Own, establish, maintain, operate, use, let, or rent a  
123 building, residence, any place, or structure, in whole or in or  
124 part thereof, or a trailer or any other conveyance, when such  
125 person knows, or should have known, with the knowledge that it  
126 will be used for the purpose of commercial sex lewdness,  
127 assignation, or prostitution.

128 (b) Receive, or to offer or agree to receive, a person into  
129 a building, residence, place, or structure, or a trailer or any  
130 other conveyance, for the purpose of commercial sex or to allow  
131 a person to remain there for such purpose.

132 (2) A person who violates this section commits:

133 (a) A felony ~~misdemeanor~~ of the third ~~first~~ degree for a  
134 first violation, punishable as provided in s. 775.082 or s.  
135 775.083.

136 (b) A felony of the second ~~third~~ degree for a second or  
137 subsequent violation, punishable as provided in s. 775.082, s.  
138 775.083, or s. 775.084.

139 (3) In the trial of a person charged with a violation of  
140 this section, testimony concerning the reputation of any place,  
141 structure, building, or conveyance involved in the charge;  
142 testimony concerning the reputation of any person residing in,  
143 operating, or frequenting such place, structure, building, or  
144 conveyance; and testimony concerning the reputation of the  
145 defendant is admissible in evidence in support of the charge.

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146       (4) If such building, residence, place, structure, or  
147 trailer or any other conveyance that is owned, established,  
148 maintained, or operated is a massage establishment that is or  
149 should be licensed under s. 480.043, the offense must be  
150 reclassified to the next higher degree, as follows:

151       (a) A felony of the third degree is reclassified as a  
152 felony of the second degree, punishable as provided in s.  
153 775.082, s. 775.083, or s. 775.084.

154       (b) A felony of the second degree is reclassified as a  
155 felony of the first degree, punishable as provided in s.  
156 775.082, s. 775.083, or s. 775.084.

157       Section 5. Section 796.07, Florida Statutes, is amended to  
158 read:

159       796.07 Prohibiting prostitution and related acts.—

160       (1) ~~As used in this section:~~

161       ~~(a) "Assignment" means the making of any appointment or~~  
162 ~~engagement for prostitution or lewdness, or any act in~~  
163 ~~furtherance of such appointment or engagement.~~

164       ~~(b) "Female genitals" includes the labia minora, labia~~  
165 ~~majora, clitoris, vulva, hymen, and vagina.~~

166       ~~(c) "Lewdness" means any indecent or obscene act.~~

167       ~~(d) "Prostitution" means the giving or receiving of the~~  
168 ~~body for sexual activity for hire but excludes sexual activity~~  
169 ~~between spouses.~~

170       ~~(e) "Sexual activity" means oral, anal, or female genital~~  
171 ~~penetration by, or union with, the sexual organ of another; anal~~  
172 ~~or female genital penetration of another by any other object; or~~  
173 ~~the handling or fondling of the sexual organ of another for the~~  
174 ~~purpose of masturbation; however, the term does not include acts~~

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175 ~~done for bona fide medical purposes.~~

176 ~~(2) It is unlawful for a person:~~

177 ~~(a) to provide, or offer to provide, something of value in~~  
178 ~~exchange for sexual activity own, establish, maintain, or~~  
179 ~~operate any place, structure, building, or conveyance for the~~  
180 ~~purpose of lewdness, assignation, or prostitution.~~

181 ~~(b) To offer, or to offer or agree to secure, another for~~  
182 ~~the purpose of prostitution or for any other lewd or indecent~~  
183 ~~act.~~

184 ~~(c) To receive, or to offer or agree to receive, any person~~  
185 ~~into any place, structure, building, or conveyance for the~~  
186 ~~purpose of prostitution, lewdness, or assignation, or to permit~~  
187 ~~any person to remain there for such purpose.~~

188 ~~(d) To direct, take, or transport, or to offer or agree to~~  
189 ~~direct, take, or transport, any person to any place, structure,~~  
190 ~~or building, or to any other person, with knowledge or~~  
191 ~~reasonable cause to believe that the purpose of such directing,~~  
192 ~~taking, or transporting is prostitution, lewdness, or~~  
193 ~~assignation.~~

194 ~~(e) For a person 18 years of age or older to offer to~~  
195 ~~commit, or to commit, or to engage in, prostitution, lewdness,~~  
196 ~~or assignation.~~

197 ~~(f) To solicit, induce, entice, or procure another to~~  
198 ~~commit prostitution, lewdness, or assignation.~~

199 ~~(g) To reside in, enter, or remain in, any place,~~  
200 ~~structure, or building, or to enter or remain in any conveyance,~~  
201 ~~for the purpose of prostitution, lewdness, or assignation.~~

202 ~~(h) To aid, abet, or participate in any of the acts or~~  
203 ~~things enumerated in this subsection.~~

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~~(i) To purchase the services of any person engaged in prostitution.~~

(2)(3)(a) In the trial of a person charged with a violation of this section, testimony concerning the reputation of any place, structure, building, or conveyance involved in the charge, testimony concerning the reputation of any person residing in, operating, or frequenting such place, structure, building, or conveyance, and testimony concerning the reputation of the defendant is admissible in evidence in support of the charge.

~~(b) Notwithstanding any other provision of law, a police officer may testify as an offended party in an action regarding charges filed pursuant to this section.~~

(3)(a)(4)(a) A person who violates ~~any provision of this section, other than paragraph (2)(f),~~ commits:

1. A felony misdemeanor of the third ~~second~~ degree for a first violation, punishable as provided in s. 775.082 or s. 775.083.

2. A felony misdemeanor of the third ~~first~~ degree for a second violation, punishable as provided in s. 775.082 or s. 775.083.

3. A felony of the second ~~third~~ degree for a third or subsequent violation, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

~~(b) A person who is charged with a third or subsequent violation of this section, other than paragraph (2)(f), shall be offered admission to a pretrial intervention program or a substance abuse treatment program as provided in s. 948.08.~~

~~(5)(a) A person who violates paragraph (2)(f) commits:~~



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233 ~~1. A misdemeanor of the first degree for a first violation,~~  
234 ~~punishable as provided in s. 775.082 or s. 775.083.~~

235 ~~2. A felony of the third degree for a second violation,~~  
236 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

237 ~~3. A felony of the second degree for a third or subsequent~~  
238 ~~violation, punishable as provided in s. 775.082, s. 775.083, or~~  
239 ~~s. 775.084.~~

240 (b) In addition to any other penalty imposed, if a  
241 violation of this section results in any judicial disposition  
242 other than acquittal or dismissal, the court must shall order  
243 the defendant a person convicted of a violation of paragraph  
244 ~~(2)(f)~~ to:

245 1. Perform 100 hours of community service;~~;~~

246 2. Pay for and attend an educational program, which may be  
247 offered by a secular or faith-based provider, on the negative  
248 effects of commercial sexual activity; as described in  
249 ~~subsection (8), if such a program exists in the judicial circuit~~  
250 ~~in which the offender is sentenced~~

251 3. Pay a civil penalty of \$5,000. Of the proceeds from each  
252 penalty assessed under this subparagraph, the first \$500 must be  
253 paid to the circuit court administrator for the sole purpose of  
254 paying the administrative costs of treatment-based drug court  
255 programs provided under s. 397.334. The remainder of the penalty  
256 assessed must be deposited in the Operations and Maintenance  
257 Trust Fund of the Department of Children and Families for the  
258 sole purpose of funding safe houses and safe foster homes as  
259 provided in s. 409.1678; and

260 4. Receive sexually transmitted disease testing at a  
261 recognized medical facility.

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(c) A judicial circuit may establish an educational program for persons convicted of or charged with a violation of this section, to include education on:

1. The relationship between demand for commercial sex and human trafficking;

2. The impact of human trafficking on victims;

3. Coercion, consent, and sexual violence;

4. The health and legal consequences of commercial sex;

5. The negative impact of commercial sex on prostituted persons and the community; and

6. The reasons and motivations for engaging in prostitution  
~~In addition to any other penalty imposed, the court shall sentence a person convicted of a second or subsequent violation of paragraph (2)(f) to a minimum mandatory period of incarceration of 10 days.~~

(d)1. If a person who violates this section ~~paragraph (2)(f)~~ uses a vehicle in the course of the violation, the judge, upon the person's conviction, may issue an order for the impoundment or immobilization of the vehicle for a period of up to 60 days. The order of impoundment or immobilization must include the names and telephone numbers of all immobilization agencies meeting all of the conditions of s. 316.193(13). Within 7 business days after the date that the court issues the order of impoundment or immobilization, the clerk of the court must send notice by certified mail, return receipt requested, to the registered owner of the vehicle, if the registered owner is a person other than the defendant, and to each person of record claiming a lien against the vehicle.

2. The owner of the vehicle may request the court to

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dismiss the order. The court must dismiss the order, and the owner of the vehicle will incur no costs, if the owner of the vehicle alleges and the court finds to be true any of the following:

a. The owner's family has no other private or public means of transportation;

b. The vehicle was stolen at the time of the offense;

c. The owner purchased the vehicle after the offense was committed, and the sale was not made to circumvent the order and allow the defendant continued access to the vehicle; or

d. The vehicle is owned by the defendant but is operated solely by employees of the defendant or employees of a business owned by the defendant.

3. If the court denies the request to dismiss the order, the petitioner may request an evidentiary hearing. If, at the evidentiary hearing, the court finds to be true any of the circumstances described in sub-subparagraphs 2.a.-d. ~~sub-subparagraphs (d) 2.a.-d.~~, the court must dismiss the order and the owner of the vehicle will incur no costs.

~~(6) A person who violates paragraph (2)(f) shall be assessed a civil penalty of \$5,000 if the violation results in any judicial disposition other than acquittal or dismissal. Of the proceeds from each penalty assessed under this subsection, the first \$500 shall be paid to the circuit court administrator for the sole purpose of paying the administrative costs of treatment-based drug court programs provided under s. 397.334. The remainder of the penalty assessed shall be deposited in the Operations and Maintenance Trust Fund of the Department of Children and Families for the sole purpose of funding safe~~

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houses and safe foster homes as provided in s. 409.1678.

~~(7) If the place, structure, building, or conveyance that is owned, established, maintained, or operated in violation of paragraph (2)(a) is a massage establishment that is or should be licensed under s. 480.043, the offense shall be reclassified to the next higher degree as follows:~~

~~(a) A misdemeanor of the second degree for a first violation is reclassified as a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.~~

~~(b) A misdemeanor of the first degree for a second violation is reclassified as a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

~~(c) A felony of the third degree for a third or subsequent violation is reclassified as a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

~~(8)(a) A judicial circuit may establish an educational program for persons convicted of or charged with a violation of paragraph (2)(f), to include education on:~~

~~1. The relationship between demand for commercial sex and human trafficking.~~

~~2. The impact of human trafficking on victims.~~

~~3. Coercion, consent, and sexual violence.~~

~~4. The health and legal consequences of commercial sex.~~

~~5. The negative impact of commercial sex on prostituted persons and the community.~~

~~6. The reasons and motivations for engaging in prostitution.~~

~~(b) An educational program may include a program offered by a faith-based provider.~~

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Section 6. Paragraph (d) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(d) LEVEL 4

Florida Statute	Felony Degree	Description
104.155	3rd	Unqualified noncitizen electors voting; aiding or soliciting noncitizen electors in voting.
316.1935 (3) (a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
499.0051 (1)	3rd	Failure to maintain or deliver transaction history, transaction

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			information, or transaction statements.
359			
	499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
360			
	517.07(1)	3rd	Failure to register securities.
361			
	517.12(1)	3rd	Failure of dealer or associated person of a dealer of securities to register.
362			
	784.031	3rd	Battery by strangulation.
363			
	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
364			
	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
365			
	784.075	3rd	Battery on detention or

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commitment facility  
staff.

366

784.078

3rd

Battery of facility  
employee by throwing,  
tossing, or expelling  
certain fluids or  
materials.

367

784.08 (2) (c)

3rd

Battery on a person 65  
years of age or older.

368

784.081 (3)

3rd

Battery on specified  
official or employee.

369

784.082 (3)

3rd

Battery by detained  
person on visitor or  
other detainee.

370

784.083 (3)

3rd

Battery on code  
inspector.

371

784.085

3rd

Battery of child by  
throwing, tossing,  
projecting, or  
expelling certain  
fluids or materials.

372

787.03 (1)

3rd

Interference with

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custody; wrongly takes  
minor from appointed  
guardian.

373

787.04 (2)

3rd

Take, entice, or remove  
child beyond state  
limits with criminal  
intent pending custody  
proceedings.

374

787.04 (3)

3rd

Carrying child beyond  
state lines with  
criminal intent to  
avoid producing child  
at custody hearing or  
delivering to  
designated person.

375

787.07

3rd

Human smuggling.

376

790.115 (1)

3rd

Exhibiting firearm or  
weapon within 1,000  
feet of a school.

377

790.115 (2) (b)

3rd

Possessing electric  
weapon or device,  
destructive device, or  
other weapon on school  
property.



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378

790.115 (2) (c)

3rd

Possessing firearm on  
school property.

379

794.051 (1)

3rd

Indecent, lewd, or  
lascivious touching of  
certain minors.

380

796.07 (3) (a) 2.3rdProstitution or related  
acts; second violation.

381

800.04 (7) (c)

3rd

Lewd or lascivious  
exhibition; offender  
less than 18 years.

382

806.135

2nd

Destroying or  
demolishing a memorial  
or historic property.

383

810.02 (4) (a)

3rd

Burglary, or attempted  
burglary, of an  
unoccupied structure;  
unarmed; no assault or  
battery.

384

810.02 (4) (b)

3rd

Burglary, or attempted  
burglary, of an  
unoccupied conveyance;  
unarmed; no assault or

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battery.

385

810.06

3rd

Burglary; possession of  
tools.

386

810.08 (2) (c)

3rd

Trespass on property,  
armed with firearm or  
dangerous weapon.

387

810.145 (3) (b)

3rd

Digital voyeurism  
dissemination.

388

812.014 (2) (c) 3.

3rd

Grand theft, 3rd degree  
\$10,000 or more but  
less than \$20,000.

389

812.014  
(2) (c) 4. &  
6.-10.

3rd

Grand theft, 3rd  
degree; specified  
items.

390

812.014 (2) (d) 2.

3rd

Grand theft, 3rd  
degree; \$750 or more  
taken from dwelling or  
its unenclosed  
curtilage.

391

812.014 (2) (e) 3.

3rd

Petit theft, 1st  
degree; less than \$40  
taken from dwelling or

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its unenclosed  
curtilage with two or  
more prior theft  
convictions.

392

812.0195 (2)

3rd

Dealing in stolen  
property by use of the  
Internet; property  
stolen \$300 or more.

393

817.505 (4) (a)

3rd

Patient brokering.

394

817.563 (1)

3rd

Sell or deliver  
substance other than  
controlled substance  
agreed upon, excluding  
s. 893.03(5) drugs.

395

817.568 (2) (a)

3rd

Fraudulent use of  
personal identification  
information.

396

817.5695 (3) (c)

3rd

Exploitation of person  
65 years of age or  
older, value less than  
\$10,000.

397

817.625 (2) (a)

3rd

Fraudulent use of  
scanning device,

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skimming device, or  
reencoder.

398

817.625 (2) (c)

3rd

Possess, sell, or  
deliver skimming  
device.

399

828.125 (1)

2nd

Kill, maim, or cause  
great bodily harm or  
permanent breeding  
disability to any  
registered horse or  
cattle.

400

836.14 (2)

3rd

Person who commits  
theft of a sexually  
explicit image with  
intent to promote it.

401

836.14 (3)

3rd

Person who willfully  
possesses a sexually  
explicit image with  
certain knowledge,  
intent, and purpose.

402

837.02 (1)

3rd

Perjury in official  
proceedings.

403

837.021 (1)

3rd

Make contradictory

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statements in official  
proceedings.

404

838.022

3rd

Official misconduct.

405

839.13 (2) (a)

3rd

Falsifying records of  
an individual in the  
care and custody of a  
state agency.

406

839.13 (2) (c)

3rd

Falsifying records of  
the Department of  
Children and Families.

407

843.021

3rd

Possession of a  
concealed handcuff key  
by a person in custody.

408

843.025

3rd

Deprive law  
enforcement,  
correctional, or  
correctional probation  
officer of means of  
protection or  
communication.

409

843.15 (1) (a)

3rd

Failure to appear while  
on bail for felony  
(bond estreature or

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bond jumping).

410

843.19(2)

2nd

Injure, disable, or  
kill police, fire, or  
SAR canine or police  
horse.

411

847.0135(5)(c)

3rd

Lewd or lascivious  
exhibition using  
computer; offender less  
than 18 years.

412

870.01(3)

2nd

Aggravated rioting.

413

870.01(5)

2nd

Aggravated inciting a  
riot.

414

874.05(1)(a)

3rd

Encouraging or  
recruiting another to  
join a criminal gang.

415

893.13(2)(a)1.

2nd

Purchase of cocaine (or  
other s. 893.03(1)(a),  
(b), or (d), (2)(a),  
(2)(b), or (2)(c)5.  
drugs).

416

914.14(2)

3rd

Witnesses accepting  
bribes.

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417

914.22 (1)

3rd

Force, threaten, etc.,  
witness, victim, or  
informant.

418

914.23 (2)

3rd

Retaliation against a  
witness, victim, or  
informant, no bodily  
injury.

419

916.1085  
(2) (c) 1.

3rd

Introduction of  
specified contraband  
into certain DCF  
facilities.

420

918.12

3rd

Tampering with jurors.

421

934.215

3rd

Use of two-way  
communications device  
to facilitate  
commission of a crime.

422

944.47 (1) (a) 6.

3rd

Introduction of  
contraband (cellular  
telephone or other  
portable communication  
device) into  
correctional  
institution.

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951.22 (1) (h),  
(j) & (k)

3rd

Intoxicating drug,  
instrumentality or  
other device to aid  
escape, or cellular  
telephone or other  
portable communication  
device introduced into  
county detention  
facility.

Section 7. Subsection (5) of section 60.05, Florida  
Statutes, is amended to read:

60.05 Abatement of nuisances.—

(5) On trial if the existence of a nuisance is shown, the  
court shall issue a permanent injunction and order the costs to  
be paid by the persons establishing or maintaining the nuisance  
and shall adjudge that the costs are a lien on all personal  
property found in the place of the nuisance and on the failure  
of the property to bring enough to pay the costs, then on the  
real estate occupied by the nuisance. A lien may not attach to  
the real estate of any other than such persons unless a second  
written notice has been given in accordance with paragraph  
(3) (a) to the owner or his or her agent who fails to begin to  
abate the nuisance within the time specified therein. In a  
proceeding abating a nuisance pursuant to s. 823.10 or s.  
823.05, if a tenant has been convicted of an offense under  
chapter 893, s. 796.06, or s. 796.07, the court may order the  
tenant to vacate the property within 72 hours if the tenant and



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owner of the premises are parties to the nuisance abatement action and the order will lead to the abatement of the nuisance.

Section 8. Subsection (7) of section 322.28, Florida Statutes, is amended to read:

322.28 Period of suspension or revocation.—

(7) Following a second or subsequent violation of s. 796.07(1) ~~s. 796.07(2)(f)~~ which involves a motor vehicle and which results in any judicial disposition other than acquittal or dismissal, in addition to any other sentence imposed, the court shall revoke the person's driver license or driving privilege, effective upon the date of the disposition, for a period of at least 1 year. A person sentenced under this subsection may request a hearing under s. 322.271.

Section 9. Paragraph (b) of subsection (4) of section 397.4073, Florida Statutes, is amended to read:

397.4073 Background checks of service provider personnel.—

(4) EXEMPTIONS FROM DISQUALIFICATION.—

(b) For service providers that treat adolescents 13 years of age and older, service provider personnel whose background checks indicate crimes under s. 796.031, s. 796.07(2)(e), Florida Statutes 2024, s. 810.02(4), s. 812.014(2)(c), s. 817.563, s. 831.01, s. 831.02, s. 893.13, or s. 893.147, and any related criminal attempt, solicitation, or conspiracy under s. 777.04:

1. Shall be exempted from disqualification from employment for such offenses pursuant to this paragraph if:

a. At least 5 years, or at least 3 years in the case of an individual seeking certification as a peer specialist under s. 397.417, have elapsed since the applicant requesting an

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472 exemption has completed or has been lawfully released from any  
473 confinement, supervision, or nonmonetary condition imposed by a  
474 court for the applicant's most recent disqualifying offense  
475 under this paragraph.

476 b. The applicant for an exemption has not been arrested for  
477 any offense during the 5 years, or 3 years in the case of a peer  
478 specialist, before the request for exemption.

479 2. May be exempted from disqualification from employment  
480 for such offenses without a waiting period as provided under s.  
481 435.07(2).

482 Section 10. Paragraph (e) of subsection (4) of section  
483 397.417, Florida Statutes, is amended to read:

484 397.417 Peer specialists.—

485 (4) BACKGROUND SCREENING.—

486 (e) The background screening conducted under this  
487 subsection must ensure that a peer specialist has not been  
488 arrested for and is awaiting final disposition of, found guilty  
489 of, regardless of adjudication, or entered a plea of nolo  
490 contendere or guilty to, or been adjudicated delinquent and the  
491 record has not been sealed or expunged for, any offense  
492 prohibited under any of the following state laws or similar laws  
493 of another jurisdiction:

494 1. Section 393.135, relating to sexual misconduct with  
495 certain developmentally disabled clients and reporting of such  
496 sexual misconduct.

497 2. Section 394.4593, relating to sexual misconduct with  
498 certain mental health patients and reporting of such sexual  
499 misconduct.

500 3. Section 409.920, relating to Medicaid provider fraud, if

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the offense was a felony of the first or second degree.

4. Section 415.111, relating to abuse, neglect, or exploitation of vulnerable adults.

5. Any offense that constitutes domestic violence as defined in s. 741.28.

6. Section 777.04, relating to attempts, solicitation, and conspiracy to commit an offense listed in this paragraph.

7. Section 782.04, relating to murder.

8. Section 782.07, relating to manslaughter; aggravated manslaughter of an elderly person or a disabled adult; aggravated manslaughter of a child; or aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic.

9. Section 782.071, relating to vehicular homicide.

10. Section 782.09, relating to killing an unborn child by injury to the mother.

11. Chapter 784, relating to assault, battery, and culpable negligence, if the offense was a felony.

12. Section 787.01, relating to kidnapping.

13. Section 787.02, relating to false imprisonment.

14. Section 787.025, relating to luring or enticing a child.

15. Section 787.04(2), relating to leading, taking, enticing, or removing a minor beyond state limits, or concealing the location of a minor, with criminal intent pending custody proceedings.

16. Section 787.04(3), relating to leading, taking, enticing, or removing a minor beyond state limits, or concealing the location of a minor, with criminal intent pending dependency

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proceedings or proceedings concerning alleged abuse or neglect of a minor.

17. Section 790.115(1), relating to exhibiting firearms or weapons within 1,000 feet of a school.

18. Section 790.115(2)(b), relating to possessing an electric weapon or device, a destructive device, or any other weapon on school property.

19. Section 794.011, relating to sexual battery.

20. Former s. 794.041, relating to prohibited acts of persons in familial or custodial authority.

21. Section 794.05, relating to unlawful sexual activity with certain minors.

22. Section 794.08, relating to female genital mutilation.

23. Section 796.07, relating to providing, or offering to provide, something of value in exchange for sexual activity ~~procuring another to commit prostitution~~, except for those offenses expunged pursuant to s. 943.0583.

24. Section 798.02, relating to lewd and lascivious behavior.

25. Chapter 800, relating to lewdness and indecent exposure.

26. Section 806.01, relating to arson.

27. Section 810.02, relating to burglary, if the offense was a felony of the first degree.

28. Section 810.14, relating to voyeurism, if the offense was a felony.

29. Section 810.145, relating to digital voyeurism, if the offense was a felony.

30. Section 812.13, relating to robbery.

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31. Section 812.131, relating to robbery by sudden snatching.

32. Section 812.133, relating to carjacking.

33. Section 812.135, relating to home-invasion robbery.

34. Section 817.034, relating to communications fraud, if the offense was a felony of the first degree.

35. Section 817.234, relating to false and fraudulent insurance claims, if the offense was a felony of the first or second degree.

36. Section 817.50, relating to fraudulently obtaining goods or services from a health care provider and false reports of a communicable disease.

37. Section 817.505, relating to patient brokering.

38. Section 817.568, relating to fraudulent use of personal identification, if the offense was a felony of the first or second degree.

39. Section 825.102, relating to abuse, aggravated abuse, or neglect of an elderly person or a disabled adult.

40. Section 825.1025, relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or a disabled person.

41. Section 825.103, relating to exploitation of an elderly person or a disabled adult, if the offense was a felony.

42. Section 826.04, relating to incest.

43. Section 827.03, relating to child abuse, aggravated child abuse, or neglect of a child.

44. Section 827.04, relating to contributing to the delinquency or dependency of a child.

45. Former s. 827.05, relating to negligent treatment of

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children.

46. Section 827.071, relating to sexual performance by a child.

47. Section 831.30, relating to fraud in obtaining medicinal drugs.

48. Section 831.31, relating to the sale; manufacture; delivery; or possession with intent to sell, manufacture, or deliver of any counterfeit controlled substance, if the offense was a felony.

49. Section 843.01, relating to resisting arrest with violence.

50. Section 843.025, relating to depriving a law enforcement, correctional, or correctional probation officer of the means of protection or communication.

51. Section 843.12, relating to aiding in an escape.

52. Section 843.13, relating to aiding in the escape of juvenile inmates of correctional institutions.

53. Chapter 847, relating to obscenity.

54. Section 874.05, relating to encouraging or recruiting another to join a criminal gang.

55. Chapter 893, relating to drug abuse prevention and control, if the offense was a felony of the second degree or greater severity.

56. Section 895.03, relating to racketeering and collection of unlawful debts.

57. Section 896.101, relating to the Florida Money Laundering Act.

58. Section 916.1075, relating to sexual misconduct with certain forensic clients and reporting of such sexual

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misconduct.

59. Section 944.35(3), relating to inflicting cruel or inhuman treatment on an inmate resulting in great bodily harm.

60. Section 944.40, relating to escape.

61. Section 944.46, relating to harboring, concealing, or aiding an escaped prisoner.

62. Section 944.47, relating to introduction of contraband into a correctional institution.

63. Section 985.701, relating to sexual misconduct in juvenile justice programs.

64. Section 985.711, relating to introduction of contraband into a detention facility.

Section 11. Subsection (2) of section 435.07, Florida Statutes, is amended to read:

435.07 Exemptions from disqualification.—Unless otherwise provided by law, the provisions of this section apply to exemptions from disqualification for disqualifying offenses revealed pursuant to background screenings required under this chapter, regardless of whether those disqualifying offenses are listed in this chapter or other laws.

(2) Persons employed, or applicants for employment, by treatment providers who treat adolescents 13 years of age and older who are disqualified from employment solely because of crimes under s. 796.031, s. 796.07(2)(e), Florida Statutes 2024, s. 810.02(4), s. 812.014(2)(c), s. 817.563, s. 831.01, s. 831.02, s. 893.13, or s. 893.147, or any related criminal attempt, solicitation, or conspiracy under s. 777.04, may be exempted from disqualification from employment pursuant to this chapter without application of the waiting period in

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subparagraph (1)(a)1.

Section 12. Subsection (4) and paragraphs (o) and (q) of subsection (5) of section 456.074, Florida Statutes, are amended to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(4) The department shall issue an emergency order suspending the license of a massage therapist and establishment as those terms are defined in chapter 480 upon receipt of information that the massage therapist; the designated establishment manager as defined in chapter 480; an employee of the establishment; a person with an ownership interest in the establishment; or, for a corporation that has more than \$250,000 of business assets in this state, the owner, officer, or individual directly involved in the management of the establishment has been arrested for committing or attempting, soliciting, or conspiring to commit, or convicted or found guilty of, or has entered a plea of guilty or nolo contendere to, regardless of adjudication, a violation of s. 796.06(1) that is reclassified under s. 796.06(4) ~~s. 796.07~~ or a felony offense under any of the following provisions of state law or a similar provision in another jurisdiction:

(a) Section 787.01, relating to kidnapping.

(b) Section 787.02, relating to false imprisonment.

(c) Section 787.025, relating to luring or enticing a child.

(d) Section 787.06, relating to human trafficking.

(e) Section 787.07, relating to human smuggling.

(f) Section 794.011, relating to sexual battery.



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(g) Section 794.08, relating to female genital mutilation.

(h) Former s. 796.03, relating to procuring a person under the age of 18 for prostitution.

(i) Former s. 796.035, relating to the selling or buying of minors into prostitution.

(j) Former s. 796.04 ~~section 796.04~~, relating to forcing, compelling, or coercing another to become a prostitute.

(k) Section 796.05, relating to deriving support from the proceeds of prostitution.

(l) Section 796.07(3)(a)3. ~~Section 796.07(4)(a)3.~~, relating to a felony of the second ~~third~~ degree for a third or subsequent violation of s. 796.07, relating to prohibiting prostitution and related acts.

(m) Section 800.04, relating to lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age.

(n) Section 825.1025(2)(b), relating to lewd or lascivious offenses committed upon or in the presence of an elderly or disabled person.

(o) Section 827.071, relating to sexual performance by a child.

(p) Section 847.0133, relating to the protection of minors.

(q) Section 847.0135, relating to computer pornography.

(r) Section 847.0138, relating to the transmission of material harmful to minors to a minor by electronic device or equipment.

(s) Section 847.0145, relating to the selling or buying of minors.

(5) The department shall issue an emergency order

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suspending the license of any health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit any act that would constitute a violation of any of the following criminal offenses in this state or similar offenses in another jurisdiction:

(o) Former s. 796.04 ~~section 796.04~~, relating to forcing, compelling, or coercing another to become a prostitute.

(q) Section 796.07(3)(a)3. ~~Section 796.07(4)(a)3.~~, relating to a felony of the second ~~third~~ degree for a third or subsequent violation of s. 796.07, relating to prohibiting prostitution and related acts.

Section 13. Subsection (6) of section 480.041, Florida Statutes, is amended to read:

480.041 Massage therapists; qualifications; licensure; endorsement.—

(6) The board shall deny an application for a new or renewal license if an applicant has been convicted or found guilty of, or enters a plea of guilty or nolo contendere to, regardless of adjudication, a violation of s. 796.06(1) ~~s. 796.07(2)(a)~~ which is reclassified under s. 796.06(4) ~~s. 796.07(7)~~ or a felony offense under any of the following provisions of state law or a similar provision in another jurisdiction:

(a) Section 787.01, relating to kidnapping.

(b) Section 787.02, relating to false imprisonment.

(c) Section 787.025, relating to luring or enticing a child.

(d) Section 787.06, relating to human trafficking.

(e) Section 787.07, relating to human smuggling.

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(f) Section 794.011, relating to sexual battery.

(g) Section 794.08, relating to female genital mutilation.

(h) Former s. 796.03, relating to procuring a person under the age of 18 for prostitution.

(i) Former s. 796.035, relating to the selling or buying of minors into prostitution.

(j) Former s. 796.04 ~~section 796.04~~, relating to forcing, compelling, or coercing another to become a prostitute.

(k) Section 796.05, relating to deriving support from the proceeds of prostitution.

(l) Section 796.07(3)(a)3. ~~Section 796.07(4)(a)3.~~, relating to a felony of the second ~~third~~ degree for a third or subsequent violation of s. 796.07, relating to prohibiting prostitution and related acts.

(m) Section 800.04, relating to lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age.

(n) Section 825.1025(2)(b), relating to lewd or lascivious offenses committed upon or in the presence of an elderly or disabled person.

(o) Section 827.071, relating to sexual performance by a child.

(p) Section 847.0133, relating to the protection of minors.

(q) Section 847.0135, relating to computer pornography.

(r) Section 847.0138, relating to the transmission of material harmful to minors to a minor by electronic device or equipment.

(s) Section 847.0145, relating to the selling or buying of minors.

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Section 14. Subsection (8) of section 480.043, Florida Statutes, is amended to read:

480.043 Massage establishments; requisites; licensure; inspection; human trafficking awareness training and policies.—

(8) The department shall deny an application for a new or renewal license if an establishment owner or a designated establishment manager or, for a corporation that has more than \$250,000 of business assets in this state, an establishment owner, a designated establishment manager, or any individual directly involved in the management of the establishment has been convicted of or entered a plea of guilty or nolo contendere to any misdemeanor or felony crime, regardless of adjudication, related to prostitution or related acts as described in s. 796.06 or s. 796.07 or a felony offense under any of the following provisions of state law or a similar provision in another jurisdiction:

(a) Section 787.01, relating to kidnapping.

(b) Section 787.02, relating to false imprisonment.

(c) Section 787.025, relating to luring or enticing a child.

(d) Section 787.06, relating to human trafficking.

(e) Section 787.07, relating to human smuggling.

(f) Section 794.011, relating to sexual battery.

(g) Section 794.08, relating to female genital mutilation.

(h) Former s. 796.03, relating to procuring a person under the age of 18 for prostitution.

(i) Former s. 796.035, relating to selling or buying of minors into prostitution.

(j) Former s. 796.04 ~~section 796.04~~, relating to forcing,

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compelling, or coercing another to become a prostitute.

(k) Section 796.05, relating to deriving support from the proceeds of prostitution.

(l) Section 800.04, relating to lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age.

(m) Section 825.1025(2)(b), relating to lewd or lascivious offenses committed upon or in the presence of an elderly or disabled person.

(n) Section 827.071, relating to sexual performance by a child.

(o) Section 847.0133, relating to the protection of minors.

(p) Section 847.0135, relating to computer pornography.

(q) Section 847.0138, relating to the transmission of material harmful to minors to a minor by electronic device or equipment.

(r) Section 847.0145, relating to the selling or buying of minors.

Section 15. Paragraph (c) of subsection (3) of section 480.046, Florida Statutes, is amended to read:

480.046 Grounds for disciplinary action by the board.—

(3) The board shall revoke or suspend the license of a massage establishment licensed under this act, or deny subsequent licensure of such an establishment, if any of the following occurs:

(c) The establishment owner, the designated establishment manager, or any individual providing massage therapy services for the establishment has had the entry in any jurisdiction of:

1. A final order or other disciplinary action taken for

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sexual misconduct involving prostitution;

2. A final order or other disciplinary action taken for crimes related to the practice of massage therapy involving prostitution; or

3. A conviction or a plea of guilty or nolo contendere to any misdemeanor or felony crime, regardless of adjudication, related to prostitution or related acts as described in s. 796.06 or s. 796.07.

Section 16. Paragraph (a) of subsection (1) of section 772.102, Florida Statutes, is amended to read:

772.102 Definitions.—As used in this chapter, the term:

(1) "Criminal activity" means to commit, to attempt to commit, to conspire to commit, or to solicit, coerce, or intimidate another person to commit:

(a) Any crime that is chargeable by indictment or information under the following provisions:

1. Section 210.18, relating to evasion of payment of cigarette taxes.

2. Section 414.39, relating to public assistance fraud.

3. Section 440.105 or s. 440.106, relating to workers' compensation.

4. Part IV of chapter 501, relating to telemarketing.

5. Chapter 517, relating to securities transactions.

6. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

7. Chapter 550, relating to jai alai frontons.

8. Chapter 552, relating to the manufacture, distribution, and use of explosives.

9. Chapter 562, relating to beverage law enforcement.

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10. Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

11. Chapter 687, relating to interest and usurious practices.

12. Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.

13. Chapter 782, relating to homicide.

14. Chapter 784, relating to assault and battery.

15. Chapter 787, relating to kidnapping or human trafficking.

16. Chapter 790, relating to weapons and firearms.

17. Former s. 796.03, former s. 796.04, s. 796.05, s. 796.06, or s. 796.07, relating to prostitution.

18. Chapter 806, relating to arson.

19. Section 810.02(2)(c), relating to specified burglary of a dwelling or structure.

20. Chapter 812, relating to theft, robbery, and related crimes.

21. Chapter 815, relating to computer-related crimes.

22. Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, and credit card crimes.

23. Section 827.071, relating to commercial sexual exploitation of children.

24. Chapter 831, relating to forgery and counterfeiting.

25. Chapter 832, relating to issuance of worthless checks and drafts.

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26. Section 836.05, relating to extortion.

27. Chapter 837, relating to perjury.

28. Chapter 838, relating to bribery and misuse of public office.

29. Chapter 843, relating to obstruction of justice.

30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or s. 847.07, relating to obscene literature and profanity.

31. Section 849.09, s. 849.14, s. 849.15, s. 849.23, or s. 849.25, relating to gambling.

32. Chapter 893, relating to drug abuse prevention and control.

33. Section 914.22 or s. 914.23, relating to witnesses, victims, or informants.

34. Section 918.12 or s. 918.13, relating to tampering with jurors and evidence.

Section 17. Paragraph (a) of subsection (3) of section 787.01, Florida Statutes, is amended to read:

787.01 Kidnapping; kidnapping of child under age 13, aggravating circumstances.—

(3)(a) A person who commits the offense of kidnapping upon a child under the age of 13 and who, in the course of committing the offense, commits one or more of the following:

1. Aggravated child abuse, as defined in s. 827.03;

2. Sexual battery, as defined in chapter 794, against the child;

3. Lewd or lascivious battery, lewd or lascivious molestation, lewd or lascivious conduct, or lewd or lascivious exhibition, in violation of s. 800.04 or s. 847.0135(5);

4. A violation of former s. 796.03 or former s. 796.04,



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relating to prostitution, upon the child;

5. Exploitation of the child or allowing the child to be exploited, in violation of s. 450.151; or

6. A violation of s. 787.06(3)(g), relating to human trafficking,

commits a life felony, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 18. Paragraph (a) of subsection (3) of section 787.02, Florida Statutes, is amended to read:

787.02 False imprisonment; false imprisonment of child under age 13, aggravating circumstances.—

(3)(a) A person who commits the offense of false imprisonment upon a child under the age of 13 and who, in the course of committing the offense, commits any offense enumerated in subparagraphs 1.-6. ~~subparagraphs 1.-5.~~, commits a felony of the first degree, punishable by imprisonment for a term of years not exceeding life or as provided in s. 775.082, s. 775.083, or s. 775.084.

1. Aggravated child abuse, as defined in s. 827.03;

2. Sexual battery, as defined in chapter 794, against the child;

3. Lewd or lascivious battery, lewd or lascivious molestation, lewd or lascivious conduct, or lewd or lascivious exhibition, in violation of s. 800.04 or s. 847.0135(5);

4. A violation of former s. 796.03 or former s. 796.04, relating to prostitution, upon the child;

5. Exploitation of the child or allowing the child to be exploited, in violation of s. 450.151; or

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6. A violation of s. 787.06(3)(g) relating to human trafficking.

Section 19. Subsection (1) of section 794.056, Florida Statutes, is amended to read:

794.056 Rape Crisis Program Trust Fund.—

(1) The Rape Crisis Program Trust Fund is created within the Department of Health for the purpose of providing funds for rape crisis centers in this state. Trust fund moneys shall be used exclusively for the purpose of providing services for victims of sexual assault. Funds credited to the trust fund consist of those funds collected as an additional court assessment in each case in which a defendant pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, an offense provided in s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; former s. 796.04; s. 796.05; s. 796.06; s. 796.07(1) ~~s. 796.07(2)(a)-(d) and (i)~~; s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1). Funds credited to the trust fund also shall include revenues provided by law, moneys appropriated by the Legislature, and grants from public or private entities.

Section 20. Subsection (3) of section 796.08, Florida Statutes, is amended to read:

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965 796.08 Screening for HIV and sexually transmissible  
966 diseases; providing penalties.—

967 (3) A person convicted under s. 796.07 of providing, or  
968 offering to provide, something of value in exchange for sexual  
969 activity ~~prostitution or procuring another to commit~~  
970 ~~prostitution~~ must undergo screening for a sexually transmissible  
971 disease, including, but not limited to, screening to detect  
972 exposure to the human immunodeficiency virus, under direction of  
973 the Department of Health. If the person is infected, he or she  
974 must submit to treatment and counseling prior to release from  
975 probation, community control, or incarceration. Notwithstanding  
976 the provisions of s. 384.29, the results of tests conducted  
977 pursuant to this subsection shall be made available by the  
978 Department of Health to the offender, medical personnel,  
979 appropriate state agencies, state attorneys, and courts of  
980 appropriate jurisdiction in need of such information in order to  
981 enforce the provisions of this chapter.

982 Section 21. Subsection (2) of section 796.09, Florida  
983 Statutes, is amended to read:

984 796.09 Coercion; civil cause of action; evidence; defenses;  
985 attorney's fees.—

986 (2) As used in this section, the term "prostitution" has  
987 the same meaning as in s. 796.011 ~~s. 796.07~~.

988 Section 22. Subsection (2) of section 893.138, Florida  
989 Statutes, is amended to read:

990 893.138 Local administrative action to abate certain  
991 activities declared public nuisances.—

992 (2) Any place or premises that has been used:

993 (a) On more than two occasions within a 6-month period, as

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the site of a violation of s. 796.06 or s. 796.07;

(b) On more than two occasions within a 6-month period, as the site of the unlawful sale, delivery, manufacture, or cultivation of any controlled substance;

(c) On one occasion as the site of the unlawful possession of a controlled substance, where such possession constitutes a felony and that has been previously used on more than one occasion as the site of the unlawful sale, delivery, manufacture, or cultivation of any controlled substance;

(d) By a criminal gang for the purpose of conducting criminal gang activity as defined by s. 874.03;

(e) On more than two occasions within a 6-month period, as the site of a violation of s. 812.019, relating to dealing in stolen property;

(f) On two or more occasions within a 6-month period, as the site of a violation of chapter 499;

(g) On more than two occasions within a 6-month period, as the site of a violation of any combination of the following:

1. Section 782.04, relating to murder;
2. Section 782.051, relating to attempted felony murder;
3. Section 784.045(1)(a)2., relating to aggravated battery with a deadly weapon;

4. Section 784.021(1)(a), relating to aggravated assault with a deadly weapon without intent to kill; or

(h) On more than two occasions within a 12-month period, as the site of a violation of s. 562.12, relating to the unlicensed or unlawful sale of alcoholic beverages,

may be declared to be a public nuisance, and such nuisance may

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be abated pursuant to the procedures provided in this section.

Section 23. Paragraph (a) of subsection (8) of section 895.02, Florida Statutes, as amended by chapter 2025-1, Laws of Florida, is amended to read:

895.02 Definitions.—As used in ss. 895.01-895.08, the term:

(8) "Racketeering activity" means to commit, to attempt to commit, to conspire to commit, or to solicit, coerce, or intimidate another person to commit:

(a) Any crime that is chargeable by petition, indictment, or information under the following provisions of the Florida Statutes:

1. Section 104.155(2), relating to aiding or soliciting a noncitizen in voting.

2. Section 210.18, relating to evasion of payment of cigarette taxes.

3. Section 316.1935, relating to fleeing or attempting to elude a law enforcement officer and aggravated fleeing or eluding.

4. Chapter 379, relating to the illegal sale, purchase, collection, harvest, capture, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes.

5. Section 403.727(3)(b), relating to environmental control.

6. Section 409.920 or s. 409.9201, relating to Medicaid fraud.

7. Section 414.39, relating to public assistance fraud.

8. Section 440.105 or s. 440.106, relating to workers' compensation.

9. Section 443.071(4), relating to creation of a fictitious

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employer scheme to commit reemployment assistance fraud.

10. Section 465.0161, relating to distribution of medicinal drugs without a permit as an Internet pharmacy.

11. Section 499.0051, relating to crimes involving contraband, adulterated, or misbranded drugs.

12. Part IV of chapter 501, relating to telemarketing.

13. Chapter 517, relating to sale of securities and investor protection.

14. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

15. Chapter 550, relating to jai alai frontons.

16. Section 551.109, relating to slot machine gaming.

17. Chapter 552, relating to the manufacture, distribution, and use of explosives.

18. Chapter 560, relating to money transmitters, if the violation is punishable as a felony.

19. Chapter 562, relating to beverage law enforcement.

20. Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

21. Section 655.50, relating to reports of currency transactions, when such violation is punishable as a felony.

22. Chapter 687, relating to interest and usurious practices.

23. Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.

24. Section 775.13(5)(b), relating to registration of

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persons found to have committed any offense for the purpose of benefiting, promoting, or furthering the interests of a criminal gang.

25. Section 777.03, relating to commission of crimes by accessories after the fact.

26. Chapter 782, relating to homicide.

27. Chapter 784, relating to assault and battery.

28. Chapter 787, relating to kidnapping, human smuggling, or human trafficking.

29. Chapter 790, relating to weapons and firearms.

30. Chapter 794, relating to sexual battery, but only if such crime was committed with the intent to benefit, promote, or further the interests of a criminal gang, or for the purpose of increasing a criminal gang member's own standing or position within a criminal gang.

31. Former s. 796.03, former s. 796.035, former s. 796.04, s. 796.05, s. 796.06, or s. 796.07, relating to prostitution.

32. Chapter 806, relating to arson and criminal mischief.

33. Chapter 810, relating to burglary and trespass.

34. Chapter 812, relating to theft, robbery, and related crimes.

35. Chapter 815, relating to computer-related crimes.

36. Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, credit card crimes, and patient brokering.

37. Chapter 825, relating to abuse, neglect, or exploitation of an elderly person or disabled adult.

38. Section 827.071, relating to commercial sexual exploitation of children.

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1110 39. Section 828.122, relating to fighting or baiting  
1111 animals.

1112 40. Chapter 831, relating to forgery and counterfeiting.

1113 41. Chapter 832, relating to issuance of worthless checks  
1114 and drafts.

1115 42. Section 836.05, relating to extortion.

1116 43. Chapter 837, relating to perjury.

1117 44. Chapter 838, relating to bribery and misuse of public  
1118 office.

1119 45. Chapter 843, relating to obstruction of justice.

1120 46. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or  
1121 s. 847.07, relating to obscene literature and profanity.

1122 47. Chapter 849, relating to gambling, lottery, gambling or  
1123 gaming devices, slot machines, or any of the provisions within  
1124 that chapter.

1125 48. Chapter 874, relating to criminal gangs.

1126 49. Chapter 893, relating to drug abuse prevention and  
1127 control.

1128 50. Chapter 896, relating to offenses related to financial  
1129 transactions.

1130 51. Sections 914.22 and 914.23, relating to tampering with  
1131 or harassing a witness, victim, or informant, and retaliation  
1132 against a witness, victim, or informant.

1133 52. Sections 918.12 and 918.13, relating to tampering with  
1134 jurors and evidence.

1135 Section 24. Section 938.085, Florida Statutes, is amended  
1136 to read:

1137 938.085 Additional cost to fund rape crisis centers.—In  
1138 addition to any sanction imposed when a person pleads guilty or



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nolo contendere to, or is found guilty of, regardless of adjudication, a violation of s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; former s. 796.04; s. 796.05; s. 796.06; s. 796.07(1) ~~s. 796.07(2)(a)-(d) and (i)~~; s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1), the court shall impose a surcharge of \$151. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision. The sum of \$150 of the surcharge shall be deposited into the Rape Crisis Program Trust Fund established within the Department of Health by chapter 2003-140, Laws of Florida. The clerk of the court shall retain \$1 of each surcharge that the clerk of the court collects as a service charge of the clerk's office.

Section 25. This act shall take effect October 1, 2025.