

By Senator Martin

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A bill to be entitled

An act relating to career offender registration; amending s. 322.141, F.S.; requiring a certain driver license or identification marking for a career offender; requiring a career offender to report to the Department of Highway Safety and Motor Vehicles in a certain month to obtain an updated or renewed driver license or identification card; amending s. 775.261, F.S.; providing and revising definitions; providing that if a sanction is not imposed upon a career offender, such offender is deemed to have been released upon conviction; requiring a career offender to report in person at the sheriff's office for initial registration; revising the time of such report; revising information and documentation required upon initial registration; specifying that information and documents are provided to the Department of Law Enforcement through the sheriff's office; specifying the manner in which changes to a career offender's information must be reported; requiring certain career offenders to report to the Department of Highway Safety and Motor Vehicles and obtain a driver license or identification card containing a required marking within a certain period of time; revising the information and documentation certain career offenders must provide to the Department of Highway Safety and Motor Vehicles when reporting; requiring a career offender to report changes to any information provided upon initial

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30 registration within certain periods of time; requiring
31 the custodian of a jail to notify the Department of
32 Law Enforcement within a certain period of time if
33 such custodian has a career offender in his or her
34 custody and upon release of such offender; requiring
35 such custodian to take a digitized photograph of the
36 career offender and provide it to the Department of
37 Law Enforcement; requiring the custodian to notify the
38 Department of Law Enforcement if a career offender
39 escapes or dies; specifying the procedure for a career
40 offender to establish a residence after initial
41 registration; requiring the Department of Highway
42 Safety and Motor Vehicles to forward photographs and
43 certain information to the Department of Law
44 Enforcement and the Department of Corrections;
45 authorizing the Department of Highway Safety and Motor
46 Vehicles to release certain images to the Department
47 of Law Enforcement for purposes of public
48 notification; requiring that certain career offenders
49 report changes to certain information to the sheriff's
50 office within a certain period of time; requiring a
51 career offender to report an in-state travel residence
52 within a certain period of time; requiring a career
53 offender who vacates a residence and does not
54 establish another residence to report certain
55 information in person within a certain period of time;
56 requiring a career offender who remains at an address
57 that such offender previously reported he or she was
58 vacating to report such information in person within a

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certain period of time; requiring the sheriff's office to report such information to the Department of Law Enforcement; removing a provision relating to the registration of a career offender at an office of the Department of Law Enforcement; revising procedures for establishing a residence outside this state; requiring a career offender to report previously unknown travel in person to the sheriff's office as soon as possible before departure; revising the entities to which the career offender must provide certain residence information; requiring annual reregistration of career offenders during a certain month; specifying information that a career offender must provide upon reregistration; requiring the sheriff's office to electronically submit to and update with the Department of Law Enforcement such information within a specified timeframe; requiring certain governmental entities to verify certain career offender information at least once per year; requiring local law enforcement agencies to report to the Department of Law Enforcement failure by a career offender to comply with registration requirements; providing that certain career offenders shall be considered for removal of registration requirements in certain circumstances; revising the location in which a career offender may petition for such removal; requiring notice to the Department of Law Enforcement of such petition within a certain time period; authorizing the Department of Law Enforcement to present evidence in opposition to

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removal; revising the circumstances in which a sheriff or chief of police may notify the community of the presence of a career offender; prohibiting the Department of Law Enforcement from publicly displaying information about a vehicle owned by a person who is not required to register as a career offender; revising the manner in which career offender addresses are verified and reported by law enforcement agencies; expanding circumstances under which a failure to report can result in a criminal offense; providing that a career offender commits a separate offense for each failure to register or report a piece of information; expanding the jurisdictions in which a career offender may be prosecuted for an act or omission; specifying what events constitute actual notice of the duty to register; providing that the failure to immediately register upon the occurrence of such events is grounds for a subsequent charge of failure to register; restricting a career offender from claiming a lack of notice as a defense in certain circumstances; enhancing the penalty for assisting in career offender noncompliance; amending s. 944.608, F.S.; defining terms; requiring certain career offenders under the supervision of the Department of Corrections to provide certain information after sentencing; requiring the Department of Corrections to report to the Department of Law Enforcement any failure of a career offender to comply with registration requirements; requiring a career offender

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to report to the sheriff's office any vehicle changes within a certain period of time; revising the information the Department of Corrections is required to provide to the Department of Law Enforcement relating to career offenders; requiring the custodian of a jail to notify the Department of Law Enforcement within a certain period of time if such custodian has a career offender in his or her custody and upon release of such offender; requiring such custodian to take a digitized photograph of the career offender and provide it to the Department of Law Enforcement; providing that a federal agency responsible for supervising a career offender may forward certain information about the offender to the Department of Law Enforcement; providing that such federal agency may indicate whether use of the information is restricted to law enforcement purposes only or may be used for purposes of public notification; requiring a certain driver license or identification marking for a career offender who is under supervision but is not incarcerated; expanding the jurisdictions in which a career offender may be prosecuted for an act or omission; specifying what events constitute actual notice of the duty to register; providing that the failure to immediately register upon the occurrence of such events is grounds for a subsequent charge of failure to register; restricting a career offender from claiming a lack of notice as a defense in certain circumstances; creating offenses and penalties for

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146 assisting in career offender noncompliance with
147 provisions relating to notification to the Department
148 of Law Enforcement; specifying that such offenses and
149 penalties do not apply if a career offender is
150 incarcerated in or is in the custody of certain
151 facilities; requiring annual reregistration of career
152 offenders during a certain month; specifying
153 information that a career offender must provide upon
154 reregistration; providing penalties; requiring the
155 sheriff's office to electronically submit to and
156 update with the Department of Law Enforcement such
157 information within a specified timeframe; amending s.
158 944.609, F.S.; defining terms; providing legislative
159 findings; specifying information the Department of
160 Corrections must provide upon release of a career
161 offender within a certain period of time; requiring
162 the Department of Corrections or any law enforcement
163 agency to notify the community of the presence of a
164 sexual predator in the community when a career
165 offender who is also designated as a sexual predator
166 is in such community; providing an effective date.

167
168 Be It Enacted by the Legislature of the State of Florida:

169
170 Section 1. Subsections (3) and (4) of section 322.141,
171 Florida Statutes, are amended to read:

172 322.141 Color or markings of certain licenses or
173 identification cards.—

174 (3) All licenses for the operation of motor vehicles or

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175 identification cards originally issued or reissued by the
176 department to persons who are designated as sexual predators
177 under s. 775.21 or subject to registration as sexual offenders
178 under s. 943.0435 or s. 944.607, or who have a similar
179 designation or are subject to a similar registration under the
180 laws of another jurisdiction, or who are designated as career
181 offenders under s. 775.261 or s. 944.608, shall have on the
182 front of the license or identification card the following:

183 (a) For a person designated as a sexual predator under s.
184 775.21 or who has a similar designation under the laws of
185 another jurisdiction, the marking "SEXUAL PREDATOR."

186 (b) For a person subject to registration as a sexual
187 offender under s. 943.0435 or s. 944.607, or subject to a
188 similar registration under the laws of another jurisdiction, the
189 marking "943.0435, F.S."

190 (c) For a person designated as a career offender under s.
191 775.261 or s. 944.608, the marking "775.261, F.S."

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

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

203 Section 2. Section 775.261, Florida Statutes, is amended to

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204 read:

205 775.261 The Florida Career Offender Registration Act.—

206 (1) SHORT TITLE.—This section may be cited as “The Florida
207 Career Offender Registration Act.”

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

209 (a) “Career offender” means any person who is designated as
210 a habitual violent felony offender, a violent career criminal,
211 or a three-time violent felony offender under s. 775.084 or as a
212 prison releasee reoffender under s. 775.082(9).

213 (b) “Chief of police” means the chief law enforcement
214 officer of a municipality.

215 (c) “Community” means any county where the career offender
216 lives or otherwise establishes or maintains a permanent,
217 temporary, or transient ~~permanent~~ residence.

218 (d) “Department” means the Department of Law Enforcement.

219 (e) “Entering the county” includes being discharged from a
220 correctional facility, jail, or secure treatment facility within
221 the county or being under supervision within the county with a
222 career-offender designation as specified in paragraph (a).

223 (f) “Permanent residence” means a place where the career
224 offender abides, lodges, or resides for 3 ~~14~~ or more consecutive
225 days that is the person’s home or other place where the person
226 primarily lives. For the purpose of calculating a permanent
227 residence under this paragraph, the first day that a career
228 offender abides, lodges, or resides at a place is excluded and
229 each subsequent day is counted. A day includes any part of a
230 calendar day.

231 (g) “Professional license” means the document of
232 authorization or certification issued by an agency of this state

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for a regulatory purpose, or by any similar agency in another jurisdiction for a regulatory purpose, to a person to engage in an occupation or to carry out a trade or business.

(h) 1. ~~(g)~~ "Temporary residence" means:

~~1.~~ a place where the career offender abides, lodges, or resides, including, but not limited to, vacation, business, or personal travel destinations in or out of this state, for 3 a period of ~~14~~ or more days in the aggregate during any calendar year that ~~and which~~ is not the person's ~~career offender's~~ permanent or transient residence. The term includes an in-state travel residence. ~~address.~~

~~2.~~ For a career offender whose permanent residence is not in this state, the term also includes a place where the career offender is employed, practices a vocation, or is enrolled as a student for any period of time in this state. For the purpose of calculating a temporary residence under this paragraph, the first day that a career offender abides, lodges, or resides at a place is excluded and each subsequent day is counted. A day includes any part of a calendar day. ~~or~~

2. The term includes an "in-state travel residence," which means a temporary residence in this state established by a person who already has an existing permanent, temporary, or transient residence in this state.

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

(i) "Transient residence" means a county where the career

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offender lives, remains, or is located for the purpose of abiding, lodging, or residing for a period of 3 or more days in the aggregate during a calendar year that is not the person's permanent or temporary residence. The term includes, but is not limited to, a place where the career offender sleeps or seeks shelter and a location that has no specific street address. For the purpose of calculating a day under this paragraph, the first day that a career offender lives, remains, or is located in a county for the purpose of abiding, lodging, or residing is excluded and each subsequent day is counted. A day includes any part of a calendar day.

(j) "Vehicles owned" means any motor vehicle as defined in s. 320.01 which is registered, coregistered, leased, titled, or rented by a career offender; a rented vehicle that a career offender is authorized to drive; or a vehicle for which a career offender is insured as a driver. The term also includes any motor vehicle as defined in s. 320.01 which is registered, coregistered, leased, titled, or rented by a person or persons residing at a career offender's permanent residence for 5 or more consecutive days.

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

(a) A career offender released on or after July 1, 2002, from a sanction imposed in this state must register as required under this section ~~subsection (4)~~ and is subject to community and public notification as provided under subsection (11) ~~(5)~~. If no sanction is imposed, the person is deemed to be released upon conviction. For purposes of this section, a sanction imposed in this state means ~~includes, but is not limited to, a fine,~~ probation, community control, parole, conditional release,

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control release, or incarceration in a state prison, federal
prison, contractor-operated correctional facility, or local
detention facility, and:

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

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

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

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

(d) If a career offender is not sentenced to a term of
imprisonment, the clerk of the court shall ensure that the
career offender's fingerprints are taken and forwarded to the
department within 48 hours after the court renders its finding
that an offender is a career offender. The fingerprints shall be

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clearly marked, "Career Offender Registration."

(4) INITIAL REGISTRATION.—Upon initial registration, a career offender shall:

(a) Report in person at ~~A career offender must register with the department by providing the following information to the department, or to the sheriff's office:~~

1. In the county in which the career offender establishes or maintains a permanent, ~~or~~ temporary, or transient residence, within 48 hours ~~2 working days~~ after:

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

b. ~~Within 2 working days after~~ Being released from the custody, control, or supervision of the Department of Corrections or from the custody of a contractor-operated correctional facility or local detention facility; ~~or~~

2. In the county where he or she was convicted within 48 hours after being convicted for a qualifying offense for registration under this section if the offender is not in the custody or control of, or under the supervision of, the Department of Corrections, or is not in the custody of a contractor-operated correctional facility or local detention facility.

(b) 1. Provide his or her name; ~~social security number;~~ age; ~~race;~~ sex; ~~gender;~~ date of birth; ~~height;~~ weight; ~~hair and eye color;~~ tattoos or other identifying marks; fingerprints; palm prints; ~~photograph;~~ employment information, including occupation, business name, employment address, and telephone number; address of permanent or legal residence and address of any current temporary residence, within the state or out of

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349 state, including a rural route address and ~~or~~ a post office box;
350 if he or she has no permanent or temporary address, any
351 transient residence within this state; address, location or
352 description, and dates of any current or known future temporary
353 residence within this state or out of state; the make, model,
354 color, vehicle identification number (VIN), and license tag
355 number of all vehicles owned; all home telephone numbers and
356 cellular telephone numbers; ~~date and place of any employment,~~
357 ~~date and place of each conviction;~~ ~~fingerprints,~~ and a brief
358 description of the crime or crimes committed by the career
359 offender. A ~~career offender may not provide a post office box~~
360 may not be provided in lieu of a physical residential address.
361 The career offender shall also produce his or her passport, if
362 he or she has a passport, and, if he or she is an alien, shall
363 produce or provide information about documents establishing his
364 or her immigration status. The career offender shall also
365 provide information about any professional licenses he or she
366 has.

367 2. If the career offender's place of residence is a motor
368 vehicle, trailer, mobile home, or manufactured home, as those
369 terms are defined in chapter 320, the career offender shall also
370 provide to the department through the sheriff's office written
371 notice of the vehicle identification number (VIN); the license
372 tag number; the registration number; and a description,
373 including color scheme, of the motor vehicle, trailer, mobile
374 home, or manufactured home. If a career offender's place of
375 residence is a vessel, live-aboard vessel, or houseboat, as
376 those terms are defined in chapter 327, the career offender
377 shall also provide to the department through the sheriff's

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office written notice of the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number of the vessel, live-aboard vessel, or houseboat; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

3. Any change in any of the information required to be provided pursuant to this paragraph, including, but not limited to, any change in the career offender's permanent, temporary, or transient residence; name; home telephone numbers and cellular telephone numbers; employment information; and vehicles owned after the career offender reports in person at the sheriff's office must be reported in the manner provided in subsections (5)-(8).

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

~~(b)~~ If a career offender registers with the sheriff's office, the sheriff shall take a photograph, and a set of fingerprints, and palm prints of the career offender and forward the photographs, and fingerprints, and palm prints to the department, along with the information that the career offender is required to provide pursuant to this section. The sheriff shall promptly provide to the department the information received from the career offender.

(d)(e) Within 48 hours 2 working days after the report registration required under this subsection paragraph (a), a career offender who is not incarcerated and who resides in the

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community, including a career offender under the supervision of the Department of Corrections pursuant to s. 944.608, shall report ~~register~~ in person at a driver license office of the Department of Highway Safety and Motor Vehicles, unless a driver license or identification card that complies with s. 322.141(3) was previously secured or updated under s. 944.608 ~~and shall present proof of registration~~. At the driver license office, the career offender shall:

1. If otherwise qualified, secure a Florida driver license, renew a Florida driver license, or secure an identification card. The career offender shall identify himself or herself as a career offender who is required to comply with this section and shall provide proof that the career offender reported as required in this subsection. The career offender shall provide any of the information specified in this subsection, if requested. The career offender shall submit to the taking of a photograph for use in issuing a driver license, renewed license, or identification card, and for use by the department in maintaining current records of career offenders, ~~provide his or her place of permanent or temporary residence, including a rural route address or a post office box, and submit to the taking of a photograph for use in issuing a driver license, renewed license, or identification card, and for use by the department in maintaining current records of career offenders. The career offender may not provide a post office box in lieu of a physical residential address. If the career offender's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the career offender shall also provide to the Department of Highway Safety and Motor Vehicles~~

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~~the vehicle identification number; the license tag number; the motor vehicle registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If a career offender's place of residence is a vessel, live aboard vessel, or houseboat, as defined in chapter 327, the career offender shall also provide to the Department of Highway Safety and Motor Vehicles the hull identification number; the manufacturer's serial number; the name of the vessel, live aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live aboard vessel, or houseboat.~~

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

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

(5) MAINTAINING REGISTRATION.—

(a)(d) Each time a career offender's driver license or identification card is subject to renewal, and, without regard to the status of the career offender's driver license or identification card, within 48 hours ~~2 working days~~ after any change ~~of the career offender's residence or change in the~~ career offender's name by reason of marriage or other legal process, the career offender must report in person to a driver license office, and shall be subject to the requirements specified in paragraph (4)(d) ~~(e)~~. The Department of Highway

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465 Safety and Motor Vehicles shall forward to the department and to
466 the Department of Corrections all photographs and information
467 provided by career offenders. Notwithstanding the restrictions
468 set forth in s. 322.142, the Department of Highway Safety and
469 Motor Vehicles may release a reproduction of a color-photograph
470 or digital-image license to the department for purposes of
471 public notification of career offenders as provided in this
472 section and ss. 775.26 and 944.609. A career offender who is
473 unable to secure or update a driver license or an identification
474 card with the Department of Highway Safety and Motor Vehicles as
475 provided in paragraph (4) (d) and this subsection shall report
476 any change in the career offender's name by reason of marriage
477 or other legal process within 48 hours after the change in
478 person to the sheriff's office in the county where the career
479 offender resides or is located. The reporting requirements under
480 this paragraph do not negate the requirement for a career
481 offender to obtain a Florida driver license or an identification
482 card as required in this section.

483 (b) A career offender shall report in person to the
484 sheriff's office within 48 hours after any change in vehicles
485 owned to report those vehicle information changes.

486 (c) A career offender shall register all changes to his or
487 her home telephone numbers and cellular telephone numbers,
488 including added and deleted numbers, and all changes to
489 employment information, including the creation of a new business
490 if self-employed, in person at the sheriff's office, or in
491 person at the Department of Corrections if the career offender
492 is in the custody or control, or under the supervision, of the
493 Department of Corrections. All changes required to be reported

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under this paragraph must be reported within 48 hours after the change.

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

(6) ESTABLISHING A RESIDENCE WITHIN THIS STATE AFTER INITIAL REGISTRATION.—

(a) Each time a career offender's driver license or identification card is subject to renewal, and, without regard to the status of the career offender's driver license or identification card, within 48 hours after any change in the career offender's permanent, temporary, or transient residence, the career offender must report in person to a driver license office and shall be subject to the requirements specified in paragraph (4) (d). The Department of Highway Safety and Motor Vehicles shall forward to the department and to the Department of Corrections all photographs and information provided by career offenders. Notwithstanding the restrictions set forth in s. 322.142, the Department of Highway Safety and Motor Vehicles may release a reproduction of a color-photograph or digital-image license to the department for purposes of public notification of career offenders as provided in this section and ss. 775.26 and 944.609. A career offender who is unable to

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523 secure or update a driver license or an identification card with
524 the Department of Highway Safety and Motor Vehicles as provided
525 in paragraph (4)(d) and this subsection shall report any change
526 in the career offender's permanent, temporary, or transient
527 residence within 48 hours after the change in person to the
528 sheriff's office in the county where the career offender resides
529 or is located. The reporting requirements under this paragraph
530 do not negate the requirement for a career offender to obtain a
531 Florida driver license or an identification card as required in
532 this section. This paragraph does not apply to an in-state
533 travel residence.

534 (b) A career offender shall report an in-state travel
535 residence within 48 hours after establishing the residence. The
536 report shall be made in person at the sheriff's office in the
537 county in which the career offender is located, or in person at
538 the Department of Corrections if the career offender is in the
539 custody or control, or under the supervision of, the Department
540 of Corrections.

541 (c) A career offender who vacates a permanent, temporary,
542 or transient residence and fails to establish or maintain
543 another permanent, temporary, or transient residence shall,
544 within 48 hours after vacating the permanent, temporary, or
545 transient residence, report in person to the sheriff's office of
546 the county in which he or she is located. The career offender
547 shall specify the date upon which he or she intends to or did
548 vacate such residence. The career offender must provide or
549 update all of the registration information required under
550 paragraph (4)(b). The career offender must provide an address
551 for the residence or other place where he or she is or will be

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

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

(7) ESTABLISHING A NON-FLORIDA RESIDENCE.—

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

(a)(f) A career offender who intends to establish a permanent, temporary, or transient residence in another state or jurisdiction other than the State of Florida shall report in person to the sheriff of the county of current residence at least 48 hours or the department within 2 working days before the date he or she intends to leave this state to establish residence in another state or jurisdiction other than the State of Florida. Any travel that is not known by the career offender

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48 hours before he or she intends to establish a residence in another state or jurisdiction must be reported in person to the sheriff's office as soon as possible before departure. If the career offender is under the supervision of the Department of Corrections, the career offender shall notify the supervising probation officer of his or her intent to transfer supervision, satisfy all transfer requirements pursuant to the Interstate Compact for Supervision of Adult Offenders, as provided in s. 949.07, and abide by the decision of the receiving jurisdiction to accept or deny transfer. The career offender must provide to the sheriff ~~or department~~ the address, municipality, county, and state or jurisdiction of intended residence. The sheriff shall promptly provide to the department the information received from the career offender. The failure of a career offender to provide his or her intended place of residence is punishable as provided in subsection (13) ~~(8)~~.

(b)(g) A career offender who indicates his or her intent to establish a permanent, temporary, or transient residence ~~reside~~ in another ~~a~~ state or jurisdiction other than the State of Florida and later decides to remain in this state shall, within 48 hours ~~2 working days~~ after the date upon which the career offender indicated he or she would leave this state, report in person to the sheriff's office ~~sheriff or the department,~~ ~~whichever agency is the agency~~ to which the career offender reported the intended change of permanent, temporary, or transient residence and report, ~~of~~ his or her intent to remain in this state. ~~If the sheriff is notified by the career offender that he or she intends to remain in this state,~~ The sheriff shall promptly report this information to the department. A

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610 career offender who reports his or her intent to establish a
611 permanent, temporary, or transient residence ~~reside~~ in another a
612 state or jurisdiction other than the State of Florida, but who
613 remains in this state without reporting to the sheriff ~~or the~~
614 ~~department~~ in the manner required by this paragraph, commits a
615 felony of the second degree, punishable as provided in s.
616 775.082, s. 775.083, or s. 775.084.

617 (8) ANNUAL REREGISTRATION REQUIREMENT.-

618 (a) A career offender must report in person each year
619 during the month of the career offender's birthday to the
620 sheriff's office in the county in which he or she maintains a
621 permanent, temporary, or transient residence or is otherwise
622 located to reregister.

623 (b) The sheriff's office may determine the appropriate
624 times and days for reporting by the career offender, which must
625 be consistent with the reporting requirements of this
626 subsection. Reregistration must include any changes to the
627 following information:

628 1. Name; social security number; race; sex; date of birth;
629 height; weight; hair and eye color; tattoos or other identifying
630 marks; fingerprints; palm prints; photograph; employment
631 information, including occupation, business name, employment
632 address, and telephone number; address of permanent residence
633 and address of any current temporary residence, within the state
634 or out of state, including a rural route address and a post
635 office box; if he or she has no permanent or temporary address,
636 any transient residence within this state; address, location or
637 description, and dates of any current or known future temporary
638 residence within the state or out of state; the make, model,

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639 color, vehicle identification number (VIN), and license tag
640 number of all vehicles owned; and all home telephone numbers and
641 cellular telephone numbers. A post office box may not be
642 provided in lieu of a physical residential address. The career
643 offender shall also produce his or her passport, if he or she
644 has a passport, and, if he or she is an alien, shall produce or
645 provide information about documents establishing his or her
646 immigration status. The career offender shall also provide
647 information about any professional licenses he or she has.

648 2. If the career offender's place of residence is a motor
649 vehicle, trailer, mobile home, or manufactured home, as those
650 terms are defined in chapter 320, the career offender shall also
651 provide the vehicle identification number (VIN); the license tag
652 number; the registration number; and a description, including
653 color scheme, of the motor vehicle, trailer, mobile home, or
654 manufactured home. If the career offender's place of residence
655 is a vessel, live-aboard vessel, or houseboat, as those terms
656 are defined in chapter 327, the career offender shall also
657 provide the hull identification number; the manufacturer's
658 serial number; the name of the vessel, live-aboard vessel, or
659 houseboat; the registration number of the vessel, live-aboard
660 vessel, or houseboat; and a description, including color scheme,
661 of the vessel, live-aboard vessel, or houseboat.

662 (c) The sheriff's office shall electronically submit to and
663 update with the department, in a manner prescribed by the
664 department, all such information provided by the career offender
665 within 2 business days after the career offender provides it to
666 the sheriff's office.

667 (9) VERIFICATION.—County and local law enforcement

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668 agencies, in conjunction with the department, shall verify the
669 addresses of career offenders who are not under the care,
670 custody, control, or supervision of the Department of
671 Corrections at least one time per calendar year, and may verify
672 the addresses of career offenders who are under the care,
673 custody, control, or supervision of the Department of
674 Corrections. Local law enforcement agencies shall report to the
675 department any failure by a career offender to comply with
676 registration requirements.

677 ~~(h)1. The department shall maintain online computer access~~
678 ~~to the current information regarding each registered career~~
679 ~~offender. The department must maintain hotline access so that~~
680 ~~state, local, and federal law enforcement agencies may obtain~~
681 ~~instantaneous locator file and criminal characteristics~~
682 ~~information on release and registration of career offenders for~~
683 ~~purposes of monitoring, tracking, and prosecution. The~~
684 ~~photograph and fingerprints need not be stored in a computerized~~
685 ~~format.~~

686 ~~2. The department's career offender registration list,~~
687 ~~containing the information described in subparagraph (a)1., is a~~
688 ~~public record. The department may disseminate this public~~
689 ~~information by any means deemed appropriate, including operating~~
690 ~~a toll-free telephone number for this purpose. When the~~
691 ~~department provides information regarding a career offender to~~
692 ~~the public, department personnel must advise the person making~~
693 ~~the inquiry that positive identification of a person believed to~~
694 ~~be a career offender cannot be established unless a fingerprint~~
695 ~~comparison is made, and that it is illegal to use public~~
696 ~~information regarding a career offender to facilitate the~~

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~~commission of a crime.~~

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

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

(a) If the career offender meets the criteria in this subsection, the career offender may, for the purpose of removing the requirement for registration as a career offender, petition the criminal division of the circuit court of the circuit in which the ~~registered~~ career offender designation initially occurred ~~resides~~ for the purpose of removing the requirement for registration as a career offender.

(b) The court may grant or deny such relief if the ~~registered~~ career offender demonstrates to the court that he or she has not been arrested for any crime since release and the court is otherwise satisfied that the ~~registered~~ career offender is not a current or potential threat to public safety. The

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726 department and the state attorney in the circuit in which the
727 petition is filed must be given notice of the petition at least
728 3 weeks before the hearing on the matter. The department and the
729 state attorney may present evidence in opposition to the
730 requested relief or may otherwise demonstrate the reasons why
731 the petition should be denied. If the court denies the petition,
732 the court may set a future date at which the ~~registered~~ career
733 offender may again petition the court for relief, subject to the
734 standards for relief provided in this subsection ~~paragraph~~.

735 (c) The department shall remove a person from
736 classification as a career offender for purposes of registration
737 if the person provides to the department a certified copy of the
738 court's written findings or order that indicates that the person
739 is no longer required to comply with the requirements for
740 registration as a career offender.

741 (11)(5) ~~(5)~~ COMMUNITY AND PUBLIC NOTIFICATION.—

742 (a) Law enforcement agencies may inform the community and
743 the public of the presence of a career offender in the
744 community. Upon notification of the presence of a career
745 offender, the sheriff of the county or the chief of police of
746 the municipality where the career offender establishes or
747 maintains a permanent, ~~or~~ temporary, or transient residence may
748 notify the community and the public of the presence of the
749 career offender in a manner deemed appropriate by the sheriff or
750 the chief of police.

751 (b) The sheriff or the police chief may coordinate the
752 community and public notification efforts with the department.
753 Statewide notification to the public is authorized, as deemed
754 appropriate by local law enforcement personnel and the

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department.

(c)1. The department is responsible for the online maintenance of the current information regarding each career offender. The department must maintain hotline access for state, local, and federal law enforcement agencies to obtain instantaneous locator file and criminal characteristics information on release and registration of career offenders for the purposes of monitoring, tracking, and prosecution. The photograph and fingerprints need not be stored in a computerized format.

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

3. The department shall adopt guidelines as necessary regarding the registration of a career offender and the dissemination of information regarding a career offender as required by this section. However, the department may not display on or disseminate through the Internet public registry maintained by the department any information regarding a vehicle that is owned by a person who is not required to register as a career offender.

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~~(6) VERIFICATION. The department and the Department of Corrections shall implement a system for verifying the addresses of career offenders. The sheriff of each county shall annually verify the addresses of career offenders who are not under the care, custody, control, or supervision of the Department of Corrections. The sheriff shall promptly provide the address verification information to the department in an electronic format. The address verification information must include the verifying person's name, agency, and phone number, the date of verification, and the method of verification, and must specify whether the address information was verified as correct, incorrect, or unconfirmed.~~

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

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information, or if information is incomplete or incorrect because a career offender fails to report or falsely reports his or her current place of permanent, ~~or~~ temporary, or transient residence.

(13) ~~(8)~~ PENALTIES.—

(a) Except as otherwise specifically provided, a career offender who fails to register; who fails, after registration, to maintain, acquire, or renew a driver license or an identification card; who fails to provide required location information or change-of-name information; who fails to provide all home telephone numbers and cellular telephone numbers; who fails to report any changes to employment information, including the addition of new employment, termination of existing employment, and changes to the occupation, business name, employment address, and telephone number of previously reported employment; who fails to report any changes to vehicles owned, including the addition of new vehicles and changes to the make, model, color, vehicle identification number (VIN), and license tag numbers of previously reported vehicles; who fails to make a required report in connection with vacating a permanent residence; who fails to reregister as required; who fails to respond to any address verification correspondence from the department or from county or local law enforcement agencies within 3 weeks after the date of the correspondence; who knowingly provides false registration information by act or omission; or who otherwise fails, by act or omission, to comply with the requirements of this section, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Each instance of failure to register or report

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changes to the required information specified in this paragraph
constitutes a separate offense.

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

(c) An arrest on charges of failure to register when the career offender has been provided and advised of his or her statutory obligations to register under this section, the service of an information or a complaint for a violation of this section, or an arraignment on charges for a violation of this section constitutes actual notice of the duty to register. A career offender's failure to register immediately as required by this section following such arrest, service, or arraignment constitutes grounds for a subsequent charge of failure to register. A career offender charged with the crime of failure to register who asserts, or intends to assert, a lack of notice of the duty to register as a defense to a charge of failure to register shall immediately register as required by this section. A career offender who is charged with a subsequent failure to register may not assert the defense of a lack of notice of the

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duty to register. Registration following such arrest, service, or arraignment is not a defense and does not relieve the career offender of criminal liability for the failure to register.

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

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

(14)~~(10)~~ PENALTIES FOR ASSISTING IN CAREER OFFENDER NONCOMPLIANCE.~~Any It is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, for a person~~

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who has reason to believe that a career offender is not complying, or has not complied, with the requirements of this section and who, with the intent to assist the career offender in eluding a law enforcement agency that is seeking to find the career offender to question the career offender about, or to arrest the career offender for, his or her noncompliance with the requirements of this section, ~~to~~:

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

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

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

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

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

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

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

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

(a) "Career offender" means a person who is in the custody

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or control of, or under the supervision of, the department or is in the custody or control of, or under the supervision of, a contractor-operated correctional facility, and who is designated as a habitual violent felony offender, a violent career criminal, or a three-time violent felony offender under s. 775.084 or as a prison releasee reoffender under s. 775.082(9).

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

(c) "Professional license" has the same meaning as provided in s. 775.261.

(d) "Vehicles owned" has the same meaning as provided in s. 775.261.

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

(3) A career offender, as described in this section, who is under the supervision of the department but is not incarcerated must register with the department within 3 business days after sentencing and provide information as required by this subsection.

(a) The career offender shall provide his or her name; ~~date of birth~~; social security number; race; ~~sex~~ gender; date of birth; height; weight; hair and eye color; tattoos or other identifying marks; employment information required to be provided pursuant to s. 775.261; ~~and~~ permanent or legal

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residence and address of temporary residence within the state or out of state while the career offender is under supervision in this state, including any rural route address and a ~~or~~ post office box; if no permanent or temporary address, any transient residence within this state; and address, location or description, and dates of any current or known future temporary residence within this state or out of state; the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; and all home telephone numbers and cellular telephone numbers required to be provided pursuant to s. 775.261. The career offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The career offender shall also provide information about any professional licenses he or she has. The department shall verify the address of each career offender in the manner described in s. 775.261. The department shall report to the Department of Law Enforcement any failure by a career offender to comply with any registration requirements.

(b) A career offender shall report in person to the sheriff's office within 48 hours after any change in vehicles owned to report those vehicle information changes.

(4) In addition to notification and transmittal requirements imposed by any other provision of law, the department shall compile information on any career offender and provide the information to the Department of Law Enforcement. The information shall be made available electronically to the Department of Law Enforcement as soon as this information is in

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the department's database and must be in a format that is compatible with the requirements of the Florida Crime Information Center.

(5) The information provided to the Department of Law Enforcement must include:

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

(b) The career offender's most current address and ~~place of~~ permanent, ~~and~~ temporary, or transient residence or residences within the state or out of state, the address, location or description, and dates of any known future temporary residence within this state or out of state while the career offender is under supervision in this state, ~~including the name of the county or municipality in which the career offender permanently or temporarily resides~~ and, if known, the intended place of permanent, ~~or~~ temporary, or transient residence or residences and the address, location or description, and dates of any current or known future temporary residence within this state or out of state upon satisfaction of all sanctions;

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

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

(e) A digitized photograph of the career offender, which must have been taken within 60 days before the career offender is released from the custody of the department or a contractor-operated correctional facility or within 60 days after the onset of the department's supervision of any career offender who is on

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1016 probation, community control, conditional release, parole,
1017 provisional release, or control release. If the career offender
1018 is in the custody ~~or control of, or under the supervision of,~~ a
1019 contractor-operated correctional facility, the facility shall
1020 take a digitized photograph of the career offender within the
1021 time period provided in this paragraph and shall provide the
1022 photograph to the department.

1023 (6) (a) The department shall notify the Department of Law
1024 Enforcement if the career offender escapes, absconds, or dies
1025 while in the custody or control of, or under the supervision of,
1026 the department.

1027 (b) If any information provided by the department changes
1028 during the time the career offender is under the department's
1029 custody, control, or supervision, including any change in the
1030 career offender's name by reason of marriage or other legal
1031 process, the department shall, in a timely manner, update the
1032 information and provide it to the Department of Law Enforcement
1033 in the manner prescribed in subsection (4).

1034 (7) If the career offender is in the custody of a local
1035 jail, the custodian of the local jail shall notify the
1036 Department of Law Enforcement within 3 business days after
1037 intake of the offender for any reason and upon release, and
1038 shall forward the information to the Department of Law
1039 Enforcement. The custodian of the local jail shall also take a
1040 digitized photograph of the career offender while the career
1041 offender remains in custody and shall provide the digitized
1042 photograph to the Department of Law Enforcement.

1043 (8) If the career offender is under federal supervision,
1044 the federal agency responsible for supervising the career

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offender may forward to the Department of Law Enforcement any information regarding the career offender which is consistent with the information provided by the department under this section, and may indicate whether use of the information is restricted to law enforcement purposes only or may be used by the Department of Law Enforcement for purposes of public notification.

(9)~~(7)~~ A career offender, as described in this section, who is under the supervision of the department but who is not incarcerated shall, in addition to the registration requirements provided in subsection (3), register and obtain a distinctive driver license or identification card in the manner provided in s. 775.261 ~~s. 775.261(4)(e)~~, unless the career offender is a sexual predator, in which case he or she shall register as required under s. 775.21, or is a sexual offender, in which case he or she shall register as required in s. 943.0435 or s. 944.607. A career offender who fails to comply with the requirements of s. 775.261 ~~s. 775.261(4)~~ is subject to the penalties provided in s. 775.261(13) ~~s. 775.261(8)~~.

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

(b) A career offender who commits any act or omission in violation of this section may be prosecuted for the act or omission in the county in which the act or omission was committed, in the county of the last registered address of the career offender, in the county in which the conviction occurred

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for the offense or offenses that meet the criteria for designating a person as a career offender, in the county in which he or she was designated a career offender, in the county where the career offender was released from incarceration, or in the county of the intended address of the career offender as reported by the offender before his or her release from incarceration.

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

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

~~(11)(9)~~ The department, the Department of Highway Safety and Motor Vehicles, the Department of Law Enforcement, personnel of those departments, and any individual or entity acting at the

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request or upon the direction of those departments are immune from civil liability for damages for good faith compliance with this section, and shall be presumed to have acted in good faith in compiling, recording, reporting, or providing information. The presumption of good faith is not overcome if technical or clerical errors are made by the department, the Department of Highway Safety and Motor Vehicles, the Department of Law Enforcement, personnel of those departments, or any individual or entity acting at the request or upon the direction of those departments in compiling, recording, reporting, or providing information, or, if the information is incomplete or incorrect because the information has not been provided by a person or agency required to provide the information, or because the information was not reported or was falsely reported.

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

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

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

(c) Conceals or attempts to conceal, or assists another

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1132 person in concealing or attempting to conceal, the career
1133 offender; or

1134 (d) Provides information to the law enforcement agency
1135 regarding the career offender which the person knows to be false
1136 information,

1137
1138 commits a felony of the third degree, punishable as provided in
1139 s. 775.082, s. 775.083, or s. 775.084. This subsection does not
1140 apply if the career offender is incarcerated in or is in the
1141 custody of a state correctional facility, a contractor-operated
1142 correctional facility, a local jail, or a federal correctional
1143 facility.

1144 (13) (a) A career offender must report in person each year
1145 during the month of the career offender's birthday to the
1146 sheriff's office in the county in which he or she maintains a
1147 permanent, temporary, or transient residence or is otherwise
1148 located to reregister.

1149 (b) The sheriff's office may determine the appropriate
1150 times and days for reporting by the career offender, which must
1151 be consistent with the reporting requirements of this
1152 subsection. Reregistration must include any changes to the
1153 following information:

1154 1. Name; social security number; race; sex; date of birth;
1155 height; weight; hair and eye color; tattoos or other identifying
1156 marks; fingerprints; palm prints; photograph; employment
1157 information required to be provided pursuant to s. 775.261;
1158 address of permanent residence and address of any current
1159 temporary residence, within the state or out of state, including
1160 a rural route address and a post office box; if no permanent or

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temporary address, any transient residence within this state; address, location or description, and dates of any current or known future temporary residence within the state or out of state; the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; and all home telephone numbers and cellular telephone numbers required to be provided pursuant to s. 775.261. A post office box may not be provided in lieu of a physical residential address. The career offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The career offender shall also provide information about any professional licenses he or she has.

2. If the career offender's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as those terms are defined in chapter 320, the career offender shall also provide the vehicle identification number (VIN); the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the career offender's place of residence is a vessel, live-aboard vessel, or houseboat, as those terms are defined in chapter 327, the career offender shall also provide the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number of the vessel, live-aboard vessel, or houseboat; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

3. Any career offender who fails to report in person as required at the sheriff's office, who fails to respond to any

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1190 address verification correspondence from the department within 3
1191 weeks after the date of the correspondence, or who knowingly
1192 provides false registration information by act or omission
1193 commits a felony of the third degree, punishable as provided in
1194 s. 775.082, s. 775.083, or s. 775.084.

1195 (c) The sheriff's office shall, within 2 working days,
1196 electronically submit and update all information provided by the
1197 career offender to the Department of Law Enforcement in a manner
1198 prescribed by the Department of Law Enforcement.

1199 Section 4. Section 944.609, Florida Statutes, is amended to
1200 read:

1201 944.609 Career offenders; notification upon release.—

1202 (1) As used in this section, the term:

1203 (a) "Career offender" means a person who is in the custody
1204 or control of, or under the supervision of, the department or is
1205 in the custody or control of, or under the supervision of a
1206 contractor-operated correctional facility, who is designated as
1207 a habitual violent felony offender, a violent career criminal,
1208 or a three-time violent felony offender under s. 775.084 or as a
1209 prison releasee reoffender under s. 775.082(9).

1210 (b) "Permanent residence," "temporary residence," and
1211 "transient residence" have the same meaning as provided in s.
1212 775.261.

1213 (c) "Professional license" has the same meaning as provided
1214 in s. 775.261.

1215 (d) "Vehicles owned" has the same meaning as provided in s.
1216 775.261.

1217 (2) The Legislature finds that certain career offenders, by
1218 virtue of their histories of offenses, present a threat to the

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1219 public and to communities. Career offenders have a reduced
1220 expectation of privacy because of the public's interest in
1221 public safety and in the effective operation of government. The
1222 Legislature finds that requiring these career offenders to
1223 register for the purpose of tracking the career offenders and
1224 providing for notifying the public and a community of the
1225 presence of a career offender are important aids to law
1226 enforcement agencies, the public, and communities if the career
1227 offender engages again in criminal conduct. Registration is
1228 intended to aid law enforcement agencies in timely apprehending
1229 a career offender. Registration is not a punishment, but merely
1230 a status. Notification to the public and communities of the
1231 presence of a career offender aids the public and communities in
1232 avoiding being victimized by the career offender. The
1233 Legislature intends to require the registration of career
1234 offenders and to authorize law enforcement agencies to notify
1235 the public and communities of the presence of a career offender.

1236 (3)(a) The department must provide information regarding
1237 any career offender who is being released after serving a period
1238 of incarceration for any offense, as follows:

1239 1. The department must provide the career offender's name,
1240 any change in the career offender's name by reason of marriage
1241 or other legal process, and any alias, if known; the
1242 correctional facility from which the career offender is
1243 released; the career offender's social security number, race,
1244 sex ~~gender~~, date of birth, height, weight, and hair and eye
1245 color; tattoos or other identifying marks; address of any
1246 planned permanent residence or temporary residence, within this
1247 state or out of state, including a rural route address and a

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1248 post office box; if no permanent or temporary address, any
1249 transient residence within this state; address, location or
1250 description, and dates of any current or known future temporary
1251 residence within this state or out of state; date and county of
1252 sentence and each crime for which the career offender was
1253 sentenced; a copy of the career offender's fingerprints, palm
1254 prints, and a digitized photograph taken within 60 days before
1255 release; the date of release of the career offender; employment
1256 information, if known, required to be provided pursuant to s.
1257 775.261; all home telephone numbers and cellular telephone
1258 numbers required to be provided pursuant to s. 775.261;
1259 information about any professional licenses the career offender
1260 has, if known; and passport information, if he or she has a
1261 passport, and, if he or she is an alien, information about the
1262 documents establishing his or her immigration status ~~and the~~
1263 ~~career offender's intended residence address, if known.~~ The
1264 department shall notify the Department of Law Enforcement if the
1265 career offender escapes, absconds, or dies. If the career
1266 offender is in the custody of a contractor-operated correctional
1267 facility, the facility shall take the digitized photograph of
1268 the career offender within 60 days before the career offender's
1269 release and provide this photograph to the Department of
1270 Corrections and also place it in the career offender's file. If
1271 the career offender is in the custody of a local jail, the
1272 custodian of the local jail shall notify the Department of Law
1273 Enforcement within 3 business days after intake of the offender
1274 for any reason and upon ~~of the career offender's release,~~ and
1275 provide to the Department of Law Enforcement the information
1276 specified in this paragraph and any information specified in

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subparagraph 2. which the Department of Law Enforcement requests.

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

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

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

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

3. The Department of Law Enforcement;

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

5. Any person who requests such information, either within 6 months prior to the anticipated release of a career offender or as soon as possible if a career offender is released earlier than anticipated. All such information provided to the Department of Law Enforcement must be available electronically as soon as the information is in the agency's database and must be in a format that is compatible with the requirements of the Florida Crime Information Center.

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

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1306 1. The sheriff of the county where the career offender was
1307 sentenced; and

1308 2. The sheriff of the county and, if applicable, the police
1309 chief of the municipality, where the career offender plans to
1310 reside,

1311
1312 either within 6 months prior to the anticipated release of a
1313 career offender or as soon as possible if a career offender is
1314 released earlier than anticipated.

1315 (d) Upon receiving information regarding a career offender
1316 from the department, the Department of Law Enforcement, the
1317 sheriff, or the chief of police shall provide the information
1318 described in subparagraph (a)1. to any individual who requests
1319 such information and may release the information to the public
1320 in any manner deemed appropriate, unless the information is
1321 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of
1322 the State Constitution.

1323 (4) This section authorizes the department or any law
1324 enforcement agency to ~~may~~ notify the community and the public of
1325 a career offender's presence in the community. However, with
1326 respect to a career offender who has been found to be a sexual
1327 predator under s. 775.21, the Department of Law Enforcement or
1328 any other law enforcement agency must inform the community and
1329 the public of the sexual predator's ~~career offender's~~ presence
1330 in the community, as provided in s. 775.21.

1331 (5) An elected or appointed official, public employee,
1332 school administrator or employee, or agency, or any individual
1333 or entity acting at the request or upon the direction of any law
1334 enforcement agency, is immune from civil liability for damages

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1335 resulting from the good faith compliance with the requirements
1336 of this section or the release of information under this
1337 section.

1338 Section 5. This act shall take effect October 1, 2026.