

By the Committee on Criminal Justice; and Senator Martin

591-02057-26

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A bill to be entitled

An act relating to mandatory remand to custody upon conviction of dangerous crimes; providing a short title; creating s. 903.0472, F.S.; requiring a court to remand a person found guilty of a dangerous crime to custody immediately; requiring such person to remain in custody pending sentencing or further proceedings without the possibility of release on bond; prohibiting a court from granting postconviction bond or other release for a person found guilty of a dangerous crime; providing applicability; amending s. 907.041, F.S.; revising the definition of "dangerous crime" for purposes of pretrial detention; providing an effective date.

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

Section 1. This act may be cited as "Missy's Law."

Section 2. Section 903.0472, Florida Statutes, is created to read:

903.0472 Mandatory remand to custody upon conviction of dangerous crimes.—

(1) Notwithstanding any provision in this chapter to the contrary, upon a finding of guilt of any person of a dangerous crime as defined in s. 907.041(5)(a), the court shall remand the person to custody immediately, and the person shall remain in custody pending sentencing or further proceedings without the possibility of release on bond.

(2) A court may not grant postconviction bond or other

591-02057-26

2026928c1

release for a person who has been found guilty of, or who has entered a plea of guilty or nolo contendere to, a dangerous crime as defined in s. 907.041(5)(a).

(3) This section applies regardless of whether the person intends to appeal or has filed a notice of appeal.

(4) This section does not apply if the finding of guilt that formed the basis of the remand has been:

(a) Vacated;

(b) Reversed on appeal;

(c) Set aside by judgment of acquittal; or

(d) Otherwise nullified.

Section 3. Paragraph (a) of subsection (5) of section 907.041, Florida Statutes, is amended to read:

907.041 Pretrial detention and release.—

(5) PRETRIAL DETENTION.—

(a) As used in this subsection, "dangerous crime" means any of the following:

1. Arson;

2. Aggravated assault;

3. Aggravated battery;

4. Illegal use of explosives;

5. Child abuse or aggravated child abuse;

6. Abuse of an elderly person or disabled adult, or aggravated abuse of an elderly person or disabled adult;

7. Aircraft piracy;

8. Kidnapping;

9. Homicide;

10. Manslaughter, including DUI manslaughter and BUI manslaughter;

591-02057-26

2026928c1

59 11. Sexual battery;
60 12. Robbery;
61 13. Carjacking;
62 14. Lewd, lascivious, or indecent assault or act upon or in
63 presence of a child under the age of 16 years;
64 15. Sexual activity with a child, who is 12 years of age or
65 older but less than 18 years of age, by or at solicitation of
66 person in familial or custodial authority;
67 16. Burglary of a dwelling;
68 17. Stalking and aggravated stalking;
69 18. Act of domestic violence as defined in s. 741.28;
70 19. Home invasion robbery;
71 20. Act of terrorism as defined in s. 775.30;
72 21. Manufacturing any substances in violation of chapter
73 893;
74 22. ~~Attempting or conspiring to commit any such crime;~~
75 23. Human trafficking;
76 23.24. Trafficking in any controlled substance described in
77 s. 893.135(1)(c)4.;
78 24.25. Extortion in violation of s. 836.05; ~~and~~
79 25.26. Written threats to kill in violation of s. 836.10;
80 26. Any violation related to computer pornography or child
81 exploitation as described in s. 847.0135; and
82 27. Attempting or conspiring to commit any such crime.
83 Section 4. This act shall take effect July 1, 2026.