

1 A bill to be entitled
2 An act relating to career offender registration;
3 amending s. 322.141, F.S.; requiring a certain driver
4 license or identification marking for a career
5 offender; requiring a career offender to report to the
6 Department of Highway Safety and Motor Vehicles in a
7 certain month to obtain an updated or renewed driver
8 license or identification card; amending s. 775.261,
9 F.S.; providing and revising definitions; providing
10 that if a sanction is not imposed upon a career
11 offender, such offender is deemed to have been
12 released upon conviction; requiring a career offender
13 to report in person at the sheriff's office for
14 initial registration; revising the time of such
15 report; revising information and documentation
16 required upon initial registration; specifying that
17 information and documents are provided to the
18 Department of Law Enforcement through the sheriff's
19 office; specifying the manner in which changes to a
20 career offender's information must be reported;
21 requiring certain career offenders to report to the
22 Department of Highway Safety and Motor Vehicles and
23 obtain a driver license or identification card
24 containing a required marking within a certain period
25 of time; revising the information and documentation

26 certain career offenders must provide to the
27 Department of Highway Safety and Motor Vehicles when
28 reporting; requiring a career offender to report
29 changes to any information provided upon initial
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; removing a provision relating to the
40 registration of a career offender at an office of the
41 Department of Law Enforcement; specifying the
42 procedure for a career offender to establish a
43 residence after initial registration; requiring the
44 Department of Highway Safety and Motor Vehicles to
45 forward photographs and certain information to the
46 Department of Law Enforcement and the Department of
47 Corrections; authorizing the Department of Highway
48 Safety and Motor Vehicles to release certain images to
49 the Department of Law Enforcement for purposes of
50 public notification; requiring that certain career

51 offenders report changes to certain information to the
52 sheriff's office within a certain period of time;
53 requiring a career offender to report an in-state
54 travel residence within a certain period of time;
55 requiring a career offender who vacates a residence
56 and does not establish another residence to report
57 certain information in person within a certain period
58 of time; requiring a career offender who remains at an
59 address that such offender previously reported he or
60 she was vacating to report such information in person
61 within a certain period of time; requiring the
62 sheriff's office to report such information to the
63 Department of Law Enforcement; revising procedures for
64 establishing a residence outside this state; requiring
65 a career offender to report previously unknown travel
66 in person to the sheriff's office as soon as possible
67 before departure; revising the entities to which the
68 career offender must provide certain residence
69 information; requiring annual reregistration of career
70 offenders during a certain month; specifying
71 information that a career offender must provide upon
72 reregistration; requiring certain governmental
73 entities to verify certain career offender information
74 at least once per year; requiring local law
75 enforcement agencies to report to the Department of

76 Law Enforcement failure by a career offender to comply
77 with registration requirements; providing that certain
78 career offenders shall be considered for removal of
79 registration requirements in certain circumstances;
80 revising the location in which a career offender may
81 petition for removal; requiring notice to the
82 Department of Law Enforcement of such petition within
83 a certain time period; authorizing the Department of
84 Law Enforcement to present evidence in opposition to
85 removal; revising the circumstances in which a sheriff
86 or chief of police may notify the community of the
87 presence of a career offender; prohibiting the
88 Department of Law Enforcement from publicly displaying
89 information about a vehicle owned by a person who is
90 not required to register as a career offender;
91 revising the manner in which career offender addresses
92 are verified and reported by law enforcement agencies;
93 expanding information of which a failure to report can
94 result in a criminal offense; providing that a career
95 offender commits a separate offense for each failure
96 to register or report a piece of information;
97 expanding the jurisdictions in which a career offender
98 may be prosecuted for an act or omission; specifying
99 what events constitute actual notice of the duty to
100 register; providing that the failure to immediately

101 register upon the occurrence of such events is grounds
102 for a subsequent charge of failure to register;
103 restricting a career offender from claiming a lack of
104 notice as a defense in certain circumstances;
105 enhancing the penalty for assisting in career offender
106 noncompliance; amending s. 944.608, F.S.; providing
107 definitions; requiring certain career offenders under
108 the supervision of the Department of Corrections to
109 provide certain information after sentencing;
110 requiring the Department of Corrections to report to
111 the Department of Law Enforcement any failure of a
112 career offender to comply with registration
113 requirements; requiring a career offender to report to
114 the sheriff's office any vehicle changes within a
115 certain period of time; revising the information the
116 Department of Corrections is required to provide to
117 the Department of Law Enforcement relating to career
118 offenders; requiring the custodian of a jail to notify
119 the Department of Law Enforcement within a certain
120 period of time if such custodian has a career offender
121 in his or her custody and upon release of such
122 offender; requiring such custodian to take a digitized
123 photograph of the career offender and provide it to
124 the Department of Law Enforcement; providing that a
125 federal agency responsible for supervising a career

126 | offender may forward certain information about the
127 | offender to the Department of Law Enforcement;
128 | providing that such federal agency may indicate
129 | whether use of the information is restricted to law
130 | enforcement purposes only or may be used for purposes
131 | of public notification; requiring a certain driver
132 | license or identification marking for a career
133 | offender who is under supervision but it not
134 | incarcerated; expanding the jurisdictions in which a
135 | career offender may be prosecuted for an act or
136 | omission; specifying what events constitute actual
137 | notice of the duty to register; providing that the
138 | failure to immediately register upon the occurrence of
139 | such events is grounds for a subsequent charge of
140 | failure to register; restricting a career offender
141 | from claiming a lack of notice as a defense in certain
142 | circumstances; creating offenses and penalties for
143 | assisting in career offender noncompliance with
144 | provisions relating to notification of the Department
145 | of Law Enforcement; specifying that such offenses and
146 | penalties do not apply if a career offender is
147 | incarcerated in or is in the custody of certain
148 | facilities; requiring annual reregistration of career
149 | offenders during a certain month; specifying
150 | information that a career offender must provide upon

151 reregistration; amending s. 944.609, F.S.; providing
 152 definitions; providing legislative findings;
 153 specifying information the Department of Corrections
 154 must provide upon release of a career offender within
 155 a certain period of time; requiring the Department of
 156 Corrections or any law enforcement agency to notify
 157 the community of the presence of a sexual predator in
 158 the community when a career offender who is also
 159 designated as a sexual predator is in such community;
 160 providing an effective date.

161

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

163

164 **Section 1. Subsections (3) and (4) of section 322.141,**
 165 **Florida Statutes, are amended to read:**

166 322.141 Color or markings of certain licenses or
 167 identification cards.—

168 (3) All licenses for the operation of motor vehicles or
 169 identification cards originally issued or reissued by the
 170 department to persons who are designated as sexual predators
 171 under s. 775.21 or subject to registration as sexual offenders
 172 under s. 943.0435 or s. 944.607, or who have a similar
 173 designation or are subject to a similar registration under the
 174 laws of another jurisdiction, or who are designated as career
 175 offenders under s. 775.261 or s. 944.608, shall have on the

176 front of the license or identification card the following:

177 (a) For a person designated as a sexual predator under s.
178 775.21 or who has a similar designation under the laws of
179 another jurisdiction, the marking "SEXUAL PREDATOR."

180 (b) For a person subject to registration as a sexual
181 offender under s. 943.0435 or s. 944.607, or subject to a
182 similar registration under the laws of another jurisdiction, the
183 marking "943.0435, F.S."

184 (c) For a person designated as a career offender under s.
185 775.261 or s. 944.608, the marking "775.261, F.S."

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

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

197 **Section 2. Section 775.261, Florida Statutes, is amended**
198 **to read:**

199 775.261 The Florida Career Offender Registration Act.—

200 (1) SHORT TITLE.—This section may be cited as "The Florida

201 Career Offender Registration Act."

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

203 (a) "Career offender" means any person who is designated
 204 as a habitual violent felony offender, a violent career
 205 criminal, or a three-time violent felony offender under s.
 206 775.084 or as a prison releasee reoffender under s. 775.082(9).

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

209 (c) "Community" means any county where the career offender
 210 lives or otherwise establishes or maintains a permanent,
 211 temporary, or transient ~~permanent~~ residence.

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

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

217 (f) "Permanent residence" means a place where the career
 218 offender abides, lodges, or resides for 3 ~~14~~ or more consecutive
 219 days that is the person's home or other place where the person
 220 primarily lives. For the purpose of calculating a permanent
 221 residence under this paragraph, the first day that a career
 222 offender abides, lodges, or resides at a place is excluded and
 223 each subsequent day is counted. A day includes any part of a
 224 calendar day.

225 (g) "Professional license" means the document of

226 authorization or certification issued by an agency of this state
227 for a regulatory purpose, or by any similar agency in another
228 jurisdiction for a regulatory purpose, to a person to engage in
229 an occupation or to carry out a trade or business.

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

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

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

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

250 3. A place where the career offender routinely abides,

251 ~~lodges, or resides for a period of 4 or more consecutive or~~
252 ~~nonconsecutive days in any month and which is not the career~~
253 ~~offender's permanent residence, including any out-of-state~~
254 ~~address.~~

255 (i) "Transient residence" means a county where the career
256 offender lives, remains, or is located for the purpose of
257 abiding, lodging, or residing for a period of 3 or more days in
258 the aggregate during a calendar year that is not the person's
259 permanent or temporary residence. The term includes, but is not
260 limited to, a place where the career offender sleeps or seeks
261 shelter and a location that has no specific street address. For
262 the purpose of calculating a day under this paragraph, the first
263 day that a career offender lives, remains, or is located in a
264 county for the purpose of abiding, lodging, or residing is
265 excluded and each subsequent day is counted. A day includes any
266 part of a calendar day.

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

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

277 (a) A career offender released on or after July 1, 2002,
278 from a sanction imposed in this state must register as required
279 under this section ~~subsection (4)~~ and is subject to community
280 and public notification as provided under subsection (11) ~~(5)~~.
281 If no sanction is imposed, the person is deemed to be released
282 upon conviction. For purposes of this section, a sanction
283 imposed in this state means ~~includes, but is not limited to, a~~
284 ~~fine,~~ probation, community control, parole, conditional release,
285 control release, or incarceration in a state prison, federal
286 prison, contractor-operated correctional facility, or local
287 detention facility, and:

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

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

294 (b) This section does not apply to any person who has been
295 designated as a sexual predator and who is required to register
296 under s. 775.21 or who is required to register as a sexual
297 offender under s. 943.0435 or s. 944.607. However, if a person
298 is no longer required to register as a sexual predator under s.
299 775.21 or as a sexual offender under s. 943.0435 or s. 944.607,
300 the person must register as a career offender under this section

301 if the person is otherwise designated as a career offender as
 302 provided in this section.

303 (c) A person subject to registration as a career offender
 304 is not subject to registration as a convicted felon under s.
 305 775.13. However, if the person is no longer required to register
 306 as a career offender under this section, the person must
 307 register under s. 775.13 if required to do so under that
 308 section.

309 (d) If a career offender is not sentenced to a term of
 310 imprisonment, the clerk of the court shall ensure that the
 311 career offender's fingerprints are taken and forwarded to the
 312 department within 48 hours after the court renders its finding
 313 that an offender is a career offender. The fingerprints shall be
 314 clearly marked, "Career Offender Registration."

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

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

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

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

325 b. ~~Within 2 working days after~~ Being released from the

326 custody, control, or supervision of the Department of
327 Corrections or from the custody of a contractor-operated
328 correctional facility or local detention facility; or

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

336 (b)1. Provide his or her name; social security number;
337 age; race; sex; gender; date of birth; height; weight; hair
338 and eye color; tattoos or other identifying marks; fingerprints;
339 palm prints; photograph; employment information, including
340 occupation, business name, employment address, and telephone
341 number; address of permanent or legal residence and address of
342 any current temporary residence, within the state or out of
343 state, including a rural route address and ~~or~~ a post office box;
344 if he or she has no permanent or temporary address, any
345 transient residence within this state; address, location or
346 description, and dates of any current or known future temporary
347 residence within this state or out of state; the make, model,
348 color, vehicle identification number (VIN), and license tag
349 number of all vehicles owned; all home telephone numbers and
350 cellular telephone numbers; ~~date and place of any employment,~~

351 date and place of each conviction; ~~fingerprints,~~ and a brief
352 description of the crime or crimes committed by the career
353 offender. A ~~career offender may not provide a post office box~~
354 may not be provided in lieu of a physical residential address.
355 The career offender shall also produce his or her passport, if
356 he or she has a passport, and, if he or she is an alien, shall
357 produce or provide information about documents establishing his
358 or her immigration status. The career offender shall also
359 provide information about any professional licenses he or she
360 has.

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

376 including color scheme, of the vessel, live-aboard vessel, or
377 houseboat.

378 3. Any change in any of the information required to be
379 provided pursuant to this paragraph, including, but not limited
380 to, any change in the career offender's permanent, temporary, or
381 transient residence; name; home telephone numbers and cellular
382 telephone numbers; employment information; and vehicles owned
383 after the career offender reports in person at the sheriff's
384 office must be reported in the manner provided in subsections
385 (5)-(8).

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

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

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

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

409 1. If otherwise qualified, secure a Florida driver
410 license, renew a Florida driver license, or secure an
411 identification card. The career offender shall identify himself
412 or herself as a career offender who is required to comply with
413 this section and shall provide proof that the career offender
414 reported as required in this subsection. The career offender
415 shall provide any of the information specified in this
416 subsection, if requested. The career offender shall submit to
417 the taking of a photograph for use in issuing a driver license,
418 renewed license, or identification card, and for use by the
419 department in maintaining current records of career offenders,
420 ~~provide his or her place of permanent or temporary residence,~~
421 ~~including a rural route address or a post office box, and submit~~
422 ~~to the taking of a photograph for use in issuing a driver~~
423 ~~license, renewed license, or identification card, and for use by~~
424 ~~the department in maintaining current records of career~~
425 ~~offenders. The career offender may not provide a post office box~~

426 ~~in lieu of a physical residential address. If the career~~
427 ~~offender's place of residence is a motor vehicle, trailer,~~
428 ~~mobile home, or manufactured home, as defined in chapter 320,~~
429 ~~the career offender shall also provide to the Department of~~
430 ~~Highway Safety and Motor Vehicles the vehicle identification~~
431 ~~number; the license tag number; the motor vehicle registration~~
432 ~~number; and a description, including color scheme, of the motor~~
433 ~~vehicle, trailer, mobile home, or manufactured home. If a career~~
434 ~~offender's place of residence is a vessel, live-aboard vessel,~~
435 ~~or houseboat, as defined in chapter 327, the career offender~~
436 ~~shall also provide to the Department of Highway Safety and Motor~~
437 ~~Vehicles the hull identification number; the manufacturer's~~
438 ~~serial number; the name of the vessel, live-aboard vessel, or~~
439 ~~houseboat; the registration number; and a description, including~~
440 ~~color scheme, of the vessel, live-aboard vessel, or houseboat.~~

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

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

449 (5) MAINTAINING REGISTRATION.—

450 (a)(d) Each time a career offender's driver license or

451 identification card is subject to renewal, and, without regard
452 to the status of the career offender's driver license or
453 identification card, within 48 hours ~~2 working days~~ after any
454 change ~~of the career offender's residence or change~~ in the
455 career offender's name by reason of marriage or other legal
456 process, the career offender must report in person to a driver
457 license office, and shall be subject to the requirements
458 specified in paragraph (4) (d) ~~(e)~~. The Department of Highway
459 Safety and Motor Vehicles shall forward to the department and to
460 the Department of Corrections all photographs and information
461 provided by career offenders. Notwithstanding the restrictions
462 set forth in s. 322.142, the Department of Highway Safety and
463 Motor Vehicles may release a reproduction of a color-photograph
464 or digital-image license to the department for purposes of
465 public notification of career offenders as provided in this
466 section and ss. 775.26 and 944.609. A career offender who is
467 unable to secure or update a driver license or an identification
468 card with the Department of Highway Safety and Motor Vehicles as
469 provided in paragraph (4) (d) and this subsection shall report
470 any change in the career offender's name by reason of marriage
471 or other legal process within 48 hours after the change in
472 person to the sheriff's office in the county where the career
473 offender resides or is located. The reporting requirements under
474 this paragraph do not negate the requirement for a career
475 offender to obtain a Florida driver license or an identification

476 card as required in this section.

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

480 (c) A career offender shall register all changes to home
481 telephone numbers and cellular telephone numbers, including
482 added and deleted numbers, and all changes to employment
483 information, including the creation of a new business if self-
484 employed, in person at the sheriff's office, or in person at the
485 Department of Corrections if the career offender is in the
486 custody or control, or under the supervision, of the Department
487 of Corrections. All changes required to be reported under this
488 subparagraph must be reported within 48 hours after the change.

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

498 (6) ESTABLISHING A RESIDENCE WITHIN THIS STATE AFTER
499 INITIAL REGISTRATION.-

500 (a) Each time a career offender's driver license or

501 identification card is subject to renewal, and, without regard
502 to the status of the career offender's driver license or
503 identification card, within 48 hours after any change in the
504 career offender's permanent, temporary, or transient residence,
505 the career offender must report in person to a driver license
506 office and shall be subject to the requirements specified in
507 paragraph (4) (d). The Department of Highway Safety and Motor
508 Vehicles shall forward to the department and to the Department
509 of Corrections all photographs and information provided by
510 career offenders. Notwithstanding the restrictions set forth in
511 s. 322.142, the Department of Highway Safety and Motor Vehicles
512 may release a reproduction of a color-photograph or digital-
513 image license to the department for purposes of public
514 notification of career offenders as provided in this section and
515 ss. 775.26 and 944.609. A career offender who is unable to
516 secure or update a driver license or an identification card with
517 the Department of Highway Safety and Motor Vehicles as provided
518 in paragraph (4) (d) and this subsection shall report any change
519 in the career offender's permanent, temporary, or transient
520 residence within 48 hours after the change in person to the
521 sheriff's office in the county where the career offender resides
522 or is located. The reporting requirements under this paragraph
523 do not negate the requirement for a career offender to obtain a
524 Florida driver license or an identification card as required in
525 this section. This paragraph does not apply to an in-state

526 travel residence.

527 (b) A career offender shall report an in-state travel
528 residence within 48 hours after establishing the residence. The
529 report shall be made in person at the sheriff's office in the
530 county in which the career offender is located, or in person at
531 the Department of Corrections if the career offender is in the
532 custody or control, or under the supervision of, the Department
533 of Corrections.

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

547 (d) A career offender who remains at a permanent,
548 temporary, or transient residence after reporting his or her
549 intent to vacate such residence shall, within 48 hours after the
550 date upon which the career offender indicated he or she would or

551 did vacate such residence, report in person to the agency to
552 which he or she reported pursuant to paragraph (c) for the
553 purpose of reporting his or her address at such residence. When
554 the sheriff receives the report, the sheriff shall promptly
555 provide the information to the department. An offender who makes
556 a report as required under paragraph (c) but fails to make a
557 report as required under this paragraph commits a felony of the
558 second degree, punishable as provided in s. 775.082, s. 775.083,
559 or s. 775.084.

560 (7) ESTABLISHING A NON-FLORIDA RESIDENCE.-

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

566 (a) ~~(f)~~ A career offender who intends to establish a
567 permanent, temporary, or transient residence in another state or
568 jurisdiction other than the State of Florida shall report in
569 person to the sheriff of the county of current residence at
570 least 48 hours or the department within 2 working days before
571 the date he or she intends to leave this state to establish
572 residence in another state or jurisdiction other than the State
573 of Florida. Any travel that is not known by the career offender
574 48 hours before he or she intends to establish a residence in
575 another state or jurisdiction must be reported in person to the

576 sheriff's office as soon as possible before departure. If the
577 career offender is under the supervision of the Department of
578 Corrections, the career offender shall notify the supervising
579 probation officer of his or her intent to transfer supervision,
580 satisfy all transfer requirements pursuant to the Interstate
581 Compact for Supervision of Adult Offenders, as provided in s.
582 949.07, and abide by the decision of the receiving jurisdiction
583 to accept or deny transfer. The career offender must provide to
584 the sheriff ~~or department~~ the address, municipality, county, and
585 state or jurisdiction of intended residence. The sheriff shall
586 promptly provide to the department the information received from
587 the career offender. The failure of a career offender to provide
588 his or her intended place of residence is punishable as provided
589 in subsection (13) ~~(8)~~.

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

601 ~~offender that he or she intends to remain in this state,~~ The
602 sheriff shall promptly report this information to the
603 department. A career offender who reports his or her intent to
604 establish a permanent, temporary, or transient residence ~~reside~~
605 in another ~~a~~ state or jurisdiction other than the State of
606 Florida, but who remains in this state without reporting to the
607 sheriff ~~or the department~~ in the manner required by this
608 paragraph, commits a felony of the second degree, punishable as
609 provided in s. 775.082, s. 775.083, or s. 775.084.

610 (8) ANNUAL REREGISTRATION REQUIREMENT.—

611 (a) A career offender must report in person each year
612 during the month of the career offender's birthday to the
613 sheriff's office in the county in which he or she maintains a
614 permanent, temporary, or transient residence or is otherwise
615 located to reregister.

616 (b) The sheriff's office may determine the appropriate
617 times and days for reporting by the career offender, which must
618 be consistent with the reporting requirements of this
619 subsection. Reregistration must include any changes to the
620 following information:

621 1. Name; social security number; race; sex; date of birth;
622 height; weight; hair and eye color; tattoos or other identifying
623 marks; fingerprints; palm prints; photograph; employment
624 information, including occupation, business name, employment
625 address, and telephone number; address of permanent residence

626 and address of any current temporary residence, within the state
627 or out of state, including a rural route address and a post
628 office box; if he or she has no permanent or temporary address,
629 any transient residence within this state; address, location or
630 description, and dates of any current or known future temporary
631 residence within the state or out of state; the make, model,
632 color, vehicle identification number (VIN), and license tag
633 number of all vehicles owned; and all home telephone numbers and
634 cellular telephone numbers. A post office box may not be
635 provided in lieu of a physical residential address. The career
636 offender shall also produce his or her passport, if he or she
637 has a passport, and, if he or she is an alien, shall produce or
638 provide information about documents establishing his or her
639 immigration status. The career offender shall also provide
640 information about any professional licenses he or she has.

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

651 serial number; the name of the vessel, live-aboard vessel, or
652 houseboat; the registration number of the vessel, live-aboard
653 vessel, or houseboat; and a description, including color scheme,
654 of the vessel, live-aboard vessel, or houseboat.

655 (c) The sheriff's office shall electronically submit to
656 and update with the department, in a manner prescribed by the
657 department, all such information provided by the career offender
658 within 2 business days after the career offender provides it to
659 the sheriff's office.

660 (9) VERIFICATION.—County and local law enforcement
661 agencies, in conjunction with the department, shall verify the
662 addresses of career offenders who are not under the care,
663 custody, control, or supervision of the Department of
664 Corrections at least one time per calendar year, and may verify
665 the addresses of career offenders who are under the care,
666 custody, control, or supervision of the Department of
667 Corrections. Local law enforcement agencies shall report to the
668 department any failure by a career offender to comply with
669 registration requirements.

670 ~~(h)1. The department shall maintain online computer access~~
671 ~~to the current information regarding each registered career~~
672 ~~offender. The department must maintain hotline access so that~~
673 ~~state, local, and federal law enforcement agencies may obtain~~
674 ~~instantaneous locator file and criminal characteristics~~
675 ~~information on release and registration of career offenders for~~

676 ~~purposes of monitoring, tracking, and prosecution. The~~
677 ~~photograph and fingerprints need not be stored in a computerized~~
678 ~~format.~~

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

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

695 ~~(10)(i)~~ RELIEF FROM REGISTRATION.—A career offender must
696 maintain registration with the department for the duration of
697 his or her life, unless the career offender has received a full
698 pardon or has had a conviction set aside in a postconviction
699 proceeding for any offense or offenses that meet ~~meets~~ the
700 criteria for classifying the person as a career offender for

701 purposes of registration. However, a ~~registered~~ career offender
702 shall be considered for removal of the requirement to register
703 as a career offender only if he or she ~~who~~ has been lawfully
704 released from confinement, supervision, or sanction, whichever
705 is later, for at least 20 years and has not been arrested for
706 any felony or misdemeanor offense since release.

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

714 (b) The court may grant or deny such relief if the
715 ~~registered~~ career offender demonstrates to the court that he or
716 she has not been arrested for any crime since release and the
717 court is otherwise satisfied that the ~~registered~~ career offender
718 is not a current or potential threat to public safety. The
719 department and the state attorney in the circuit in which the
720 petition is filed must be given notice of the petition at least
721 3 weeks before the hearing on the matter. The department and the
722 state attorney may present evidence in opposition to the
723 requested relief or may otherwise demonstrate the reasons why
724 the petition should be denied. If the court denies the petition,
725 the court may set a future date at which the ~~registered~~ career

726 offender may again petition the court for relief, subject to the
727 standards for relief provided in this subsection ~~paragraph~~.

728 (c) The department shall remove a person from
729 classification as a career offender for purposes of registration
730 if the person provides to the department a certified copy of the
731 court's written findings or order that indicates that the person
732 is no longer required to comply with the requirements for
733 registration as a career offender.

734 (11)~~(5)~~ COMMUNITY AND PUBLIC NOTIFICATION.—

735 (a) Law enforcement agencies may inform the community and
736 the public of the presence of a career offender in the
737 community. Upon notification of the presence of a career
738 offender, the sheriff of the county or the chief of police of
739 the municipality where the career offender establishes or
740 maintains a permanent, ~~or~~ temporary, or transient residence may
741 notify the community and the public of the presence of the
742 career offender in a manner deemed appropriate by the sheriff or
743 the chief of police.

744 (b) The sheriff or the police chief may coordinate the
745 community and public notification efforts with the department.
746 Statewide notification to the public is authorized, as deemed
747 appropriate by local law enforcement personnel and the
748 department.

749 (c)1. The department is responsible for the online
750 maintenance of the current information regarding each career

751 offender. The department must maintain hotline access for state,
752 local, and federal law enforcement agencies to obtain
753 instantaneous locator file and criminal characteristics
754 information on release and registration of career offenders for
755 the purposes of monitoring, tracking, and prosecution. The
756 photograph and fingerprints need not be stored in a computerized
757 format.

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

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

776 career offender.

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

789 (12)~~(7)~~ IMMUNITY.—The department, the Department of
790 Highway Safety and Motor Vehicles, the Department of
791 Corrections, any law enforcement agency in this state, and the
792 personnel of those departments; an elected or appointed
793 official, public employee, or school administrator; or an
794 employee, agency, or any individual or entity acting at the
795 request or upon the direction of any law enforcement agency is
796 immune from civil liability for damages for good faith
797 compliance with the requirements of this section or for the
798 release of information under this section and shall be presumed
799 to have acted in good faith in compiling, recording, reporting,
800 or releasing the information. The presumption of good faith is

801 not overcome if a technical or clerical error is made by the
 802 department, the Department of Highway Safety and Motor Vehicles,
 803 the Department of Corrections, the personnel of those
 804 departments, or any individual or entity acting at the request
 805 or upon the direction of any of those departments in compiling
 806 or providing information, or if information is incomplete or
 807 incorrect because a career offender fails to report or falsely
 808 reports his or her current place of permanent, ~~or~~ temporary, or
 809 transient residence.

810 (13)~~(8)~~ PENALTIES.—

811 (a) Except as otherwise specifically provided, a career
 812 offender who fails to register; who fails, after registration,
 813 to maintain, acquire, or renew a driver license or an
 814 identification card; who fails to provide required location
 815 information or change-of-name information; who fails to provide
 816 all home telephone numbers and cellular telephone numbers; who
 817 fails to report any changes to employment information, including
 818 the addition of new employment, termination of existing
 819 employment, and changes to the occupation, business name,
 820 employment address, and telephone number of previously reported
 821 employment; who fails to report any changes to vehicles owned,
 822 including the addition of new vehicles and changes to the make,
 823 model, color, vehicle identification number (VIN), and license
 824 tag numbers of previously reported vehicles; who fails to make a
 825 required report in connection with vacating a permanent

826 residence; who fails to reregister as required; who fails to
827 respond to any address verification correspondence from the
828 department or from county or local law enforcement agencies
829 within 3 weeks after the date of the correspondence; who
830 knowingly provides false registration information by act or
831 omission; or who otherwise fails, by act or omission, to comply
832 with the requirements of this section, commits a felony of the
833 third degree, punishable as provided in s. 775.082, s. 775.083,
834 or s. 775.084. Each instance of failure to register or report
835 changes to the required information specified in this paragraph
836 constitutes a separate offense.

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

849 (c) An arrest on charges of failure to register when the
850 career offender has been provided and advised of his or her

851 statutory obligations to register under this section, the
852 service of an information or a complaint for a violation of this
853 section, or an arraignment on charges for a violation of this
854 section constitutes actual notice of the duty to register. A
855 career offender's failure to register immediately as required by
856 this section following such arrest, service, or arraignment
857 constitutes grounds for a subsequent charge of failure to
858 register. A career offender charged with the crime of failure to
859 register who asserts, or intends to assert, a lack of notice of
860 the duty to register as a defense to a charge of failure to
861 register shall immediately register as required by this section.
862 A career offender who is charged with a subsequent failure to
863 register may not assert the defense of a lack of notice of the
864 duty to register. Registration following such arrest, service,
865 or arraignment is not a defense and does not relieve the career
866 offender of criminal liability for the failure to register.

867 (d) ~~(b)~~ Any person who misuses public records information
868 concerning a career offender, as defined in this section, or a
869 career offender, as defined in s. 944.608 or s. 944.609, to
870 secure a payment from such career offender; who knowingly
871 distributes or publishes false information concerning such a
872 career offender which the person misrepresents as being public
873 records information; or who materially alters public records
874 information with the intent to misrepresent the information,
875 including documents, summaries of public records information

876 provided by law enforcement agencies, or public records
877 information displayed by law enforcement agencies on websites or
878 provided through other means of communication, commits a
879 misdemeanor of the first degree, punishable as provided in s.
880 775.082 or s. 775.083.

881 ~~(9) PROSECUTIONS FOR ACTS OR OMISSIONS. A career offender~~
882 ~~who commits any act or omission in violation of this section, s.~~
883 ~~944.608, or s. 944.609 may be prosecuted for the act or omission~~
884 ~~in the county in which the act or omission was committed, the~~
885 ~~county of the last registered address of the career offender,~~
886 ~~the county in which the conviction occurred for the offense or~~
887 ~~offenses that meet the criteria for designating a person as a~~
888 ~~career offender, or in the county in which he or she was~~
889 ~~designated a career offender.~~

890 (14) ~~(10)~~ PENALTIES FOR ASSISTING IN CAREER OFFENDER
891 NONCOMPLIANCE. ~~Any~~ It is a misdemeanor of the first degree,
892 ~~punishable as provided in s. 775.082 or s. 775.083, for a person~~
893 ~~who has reason to believe that a career offender is not~~
894 ~~complying, or has not complied, with the requirements of this~~
895 ~~section and who, with the intent to assist the career offender~~
896 ~~in eluding a law enforcement agency that is seeking to find the~~
897 ~~career offender to question the career offender about, or to~~
898 ~~arrest the career offender for, his or her noncompliance with~~
899 ~~the requirements of this section, to:~~

900 (a) Withholds ~~Withhold~~ information from, or does not fail

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901 ~~to~~ notify, the law enforcement agency about the career
902 offender's noncompliance with the requirements of this section
903 and, if known, the whereabouts of the career offender;

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

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

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

913
914 commits a felony of the third degree, punishable as provided in
915 s. 775.082, s. 775.083, or s. 775.084.

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

918 944.608 Notification to Department of Law Enforcement of
919 information on career offenders.—

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

921 (a) "Career offender" means a person who is in the custody
922 or control of, or under the supervision of, the department or is
923 in the custody or control of, or under the supervision of, a
924 contractor-operated correctional facility, and who is designated
925 as a habitual violent felony offender, a violent career

926 criminal, or a three-time violent felony offender under s.
927 775.084 or as a prison releasee reoffender under s. 775.082(9).

928 (b) "Permanent residence," "temporary residence," and
929 "transient residence" have the same meaning as provided in s.
930 775.261.

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

933 (d) "Vehicles owned" has the same meaning as provided in s.
934 775.261.

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

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

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

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

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

974 (4) In addition to notification and transmittal
975 requirements imposed by any other provision of law, the

976 department shall compile information on any career offender and
 977 provide the information to the Department of Law Enforcement.
 978 The information shall be made available electronically to the
 979 Department of Law Enforcement as soon as this information is in
 980 the department's database and must be in a format that is
 981 compatible with the requirements of the Florida Crime
 982 Information Center.

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

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

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

999 (c) The legal status of the career offender and the
 1000 scheduled termination date of that legal status;

1001 (d) The location of, and local telephone number for, any
1002 Department of Corrections' office that is responsible for
1003 supervising the career offender; and

1004 (e) A digitized photograph of the career offender, which
1005 must have been taken within 60 days before the career offender
1006 is released from the custody of the department or a contractor-
1007 operated correctional facility or within 60 days after the onset
1008 of the department's supervision of any career offender who is on
1009 probation, community control, conditional release, parole,
1010 provisional release, or control release. If the career offender
1011 is in the custody ~~or control of, or under the supervision of,~~ a
1012 contractor-operated correctional facility, the facility shall
1013 take a digitized photograph of the career offender within the
1014 time period provided in this paragraph and shall provide the
1015 photograph to the department.

1016 (6) (a) The department shall notify the Department of Law
1017 Enforcement if the career offender escapes, absconds, or dies
1018 while in the custody or control of, or under the supervision of,
1019 the department.

1020 (b) If any information provided by the department changes
1021 during the time the career offender is under the department's
1022 custody, control, or supervision, including any change in the
1023 career offender's name by reason of marriage or other legal
1024 process, the department shall, in a timely manner, update the
1025 information and provide it to the Department of Law Enforcement

1026 in the manner prescribed in subsection (4).

1027 (7) If the career offender is in the custody of a local
1028 jail, the custodian of the local jail shall notify the
1029 Department of Law Enforcement within 3 business days after
1030 intake of the offender for any reason and upon release, and
1031 shall forward the information to the Department of Law
1032 Enforcement. The custodian of the local jail shall also take a
1033 digitized photograph of the career offender while the career
1034 offender remains in custody and shall provide the digitized
1035 photograph to the Department of Law Enforcement.

1036 (8) If the career offender is under federal supervision,
1037 the federal agency responsible for supervising the career
1038 offender may forward to the Department of Law Enforcement any
1039 information regarding the career offender which is consistent
1040 with the information provided by the department under this
1041 section, and may indicate whether use of the information is
1042 restricted to law enforcement purposes only or may be used by
1043 the Department of Law Enforcement for purposes of public
1044 notification.

1045 (9)~~(7)~~ A career offender, as described in this section,
1046 who is under the supervision of the department but who is not
1047 incarcerated shall, in addition to the registration requirements
1048 provided in subsection (3), register and obtain a distinctive
1049 driver license or identification card in the manner provided in
1050 s. 775.261 ~~s. 775.261(4)(e)~~, unless the career offender is a

1051 sexual predator, in which case he or she shall register as
1052 required under s. 775.21, or is a sexual offender, in which case
1053 he or she shall register as required in s. 943.0435 or s.
1054 944.607. A career offender who fails to comply with the
1055 requirements of s. 775.261 ~~s. 775.261(4)~~ is subject to the
1056 penalties provided in s. 775.261(13) ~~s. 775.261(8)~~.

1057 (10)(a)(8) The failure of a career offender to submit to
1058 the taking of a digitized photograph, or to otherwise comply
1059 with the requirements of this section, is a felony of the third
1060 degree, punishable as provided in s. 775.082, s. 775.083, or s.
1061 775.084.

1062 (b) A career offender who commits any act or omission in
1063 violation of this section may be prosecuted for the act or
1064 omission in the county in which the act or omission was
1065 committed, in the county of the last registered address of the
1066 career offender, in the county in which the conviction occurred
1067 for the offense or offenses that meet the criteria for
1068 designating a person as a career offender, in the county in
1069 which he or she was designated a career offender, in the county
1070 where the career offender was released from incarceration, or in
1071 the county of the intended address of the career offender as
1072 reported by the offender before his or her release from
1073 incarceration.

1074 (c) An arrest on charges of failure to register when the
1075 offender has been provided and advised of his or her statutory

1076 obligations to register under s. 775.261, the service of an
1077 information or a complaint for a violation of this section, or
1078 an arraignment on charges for a violation of this section
1079 constitutes actual notice of the duty to register. A career
1080 offender's failure to register immediately as required by this
1081 section following such arrest, service, or arraignment
1082 constitutes grounds for a subsequent charge of failure to
1083 register. A career offender charged with the crime of failure to
1084 register who asserts, or intends to assert, a lack of notice of
1085 the duty to register as a defense to a charge of failure to
1086 register shall register immediately as required by this section.
1087 A career offender who is charged with a subsequent failure to
1088 register may not assert the defense of a lack of notice of the
1089 duty to register.

1090 (d) Registration following such arrest, service, or
1091 arraignment is not a defense and does not relieve the career
1092 offender of criminal liability for the failure to register.

1093 (11)-(9) The department, the Department of Highway Safety
1094 and Motor Vehicles, the Department of Law Enforcement, personnel
1095 of those departments, and any individual or entity acting at the
1096 request or upon the direction of those departments are immune
1097 from civil liability for damages for good faith compliance with
1098 this section, and shall be presumed to have acted in good faith
1099 in compiling, recording, reporting, or providing information.
1100 The presumption of good faith is not overcome if technical or

1101 clerical errors are made by the department, the Department of
1102 Highway Safety and Motor Vehicles, the Department of Law
1103 Enforcement, personnel of those departments, or any individual
1104 or entity acting at the request or upon the direction of those
1105 departments in compiling, recording, reporting, or providing
1106 information, or, if the information is incomplete or incorrect
1107 because the information has not been provided by a person or
1108 agency required to provide the information, or because the
1109 information was not reported or was falsely reported.

1110 (12) Any person who has reason to believe that a career
1111 offender is not complying, or has not complied, with the
1112 requirements of this section and who, with the intent to assist
1113 the career offender in eluding a law enforcement agency that is
1114 seeking to find the career offender to question the career
1115 offender about, or to arrest the career offender for, his or her
1116 noncompliance with the requirements of this section:

1117 (a) Withholds information from, or does not notify, the
1118 law enforcement agency about the career offender's noncompliance
1119 with the requirements of this section, and, if known, the
1120 whereabouts of the career offender;

1121 (b) Harbors or attempts to harbor, or assists another
1122 person in harboring or attempting to harbor, the career
1123 offender;

1124 (c) Conceals or attempts to conceal, or assists another
1125 person in concealing or attempting to conceal, the career

1126 offender; or

1127 (d) Provides information to the law enforcement agency
1128 regarding the career offender which the person knows to be false
1129 information,

1130

1131 commits a felony of the third degree, punishable as provided in
1132 s. 775.082, s. 775.083, or s. 775.084. This subsection does not
1133 apply if the career offender is incarcerated in or is in the
1134 custody of a state correctional facility, a contractor-operated
1135 correctional facility, a local jail, or a federal correctional
1136 facility.

1137 (13) (a) A career offender must report in person each year
1138 during the month of the career offender's birthday to the
1139 sheriff's office in the county in which he or she maintains a
1140 permanent, temporary, or transient residence or is otherwise
1141 located to reregister.

1142 (b) The sheriff's office may determine the appropriate
1143 times and days for reporting by the career offender, which must
1144 be consistent with the reporting requirements of this
1145 subsection. Reregistration must include any changes to the
1146 following information:

1147 1. Name; social security number; race; sex; date of birth;
1148 height; weight; hair and eye color; tattoos or other identifying
1149 marks; fingerprints; palm prints; photograph; employment
1150 information required to be provided pursuant to s. 775.261;

1151 address of permanent residence and address of any current
1152 temporary residence, within the state or out of state, including
1153 a rural route address and a post office box; if no permanent or
1154 temporary address, any transient residence within this state;
1155 address, location or description, and dates of any current or
1156 known future temporary residence within the state or out of
1157 state; the make, model, color, vehicle identification number
1158 (VIN), and license tag number of all vehicles owned; and all
1159 home telephone numbers and cellular telephone numbers required
1160 to be provided pursuant to s. 775.261. A post office box may not
1161 be provided in lieu of a physical residential address. The
1162 career offender shall also produce his or her passport, if he or
1163 she has a passport, and, if he or she is an alien, shall produce
1164 or provide information about documents establishing his or her
1165 immigration status. The career offender shall also provide
1166 information about any professional licenses he or she has.

1167 2. If the career offender's place of residence is a motor
1168 vehicle, trailer, mobile home, or manufactured home, as those
1169 terms are defined in chapter 320, the career offender shall also
1170 provide the vehicle identification number (VIN); the license tag
1171 number; the registration number; and a description, including
1172 color scheme, of the motor vehicle, trailer, mobile home, or
1173 manufactured home. If the career offender's place of residence
1174 is a vessel, live-aboard vessel, or houseboat, as those terms
1175 are defined in chapter 327, the career offender shall also

1176 provide the hull identification number; the manufacturer's
 1177 serial number; the name of the vessel, live-aboard vessel, or
 1178 houseboat; the registration number of the vessel, live-aboard
 1179 vessel, or houseboat; and a description, including color scheme,
 1180 of the vessel, live-aboard vessel, or houseboat.

1181 3. Any career offender who fails to report in person as
 1182 required at the sheriff's office, who fails to respond to any
 1183 address verification correspondence from the department within 3
 1184 weeks after the date of the correspondence, or who knowingly
 1185 provides false registration information by act or omission
 1186 commits a felony of the third degree, punishable as provided in
 1187 s. 775.082, s. 775.083, or s. 775.084.

1188 (c) The sheriff's office shall, within 2 working days,
 1189 electronically submit and update all information provided by the
 1190 career offender to the Department of Law Enforcement in a manner
 1191 prescribed by the Department of Law Enforcement.

1192 **Section 4. Section 944.609, Florida Statutes, is amended**
 1193 **to read:**

1194 944.609 Career offenders; notification upon release.—

1195 (1) As used in this section, the term:

1196 (a) "Career offender" means a person who is in the custody
 1197 or control of, or under the supervision of, the department or is
 1198 in the custody or control of, or under the supervision of a
 1199 contractor-operated correctional facility, who is designated as
 1200 a habitual violent felony offender, a violent career criminal,

1201 or a three-time violent felony offender under s. 775.084 or as a
1202 prison releasee reoffender under s. 775.082(9).

1203 (b) "Permanent residence," "temporary residence," and
1204 "transient residence" have the same meaning as provided in s.
1205 775.261.

1206 (c) "Professional license" has the same meaning as
1207 provided in s. 775.261.

1208 (d) "Vehicles owned" has the same meaning as provided in s.
1209 775.261.

1210 (2) The Legislature finds that certain career offenders,
1211 by virtue of their histories of offenses, present a threat to
1212 the public and to communities. Career offenders have a reduced
1213 expectation of privacy because of the public's interest in
1214 public safety and in the effective operation of government. The
1215 Legislature finds that requiring these career offenders to
1216 register for the purpose of tracking the career offenders and
1217 providing for notifying the public and a community of the
1218 presence of a career offender are important aids to law
1219 enforcement agencies, the public, and communities if the career
1220 offender engages again in criminal conduct. Registration is
1221 intended to aid law enforcement agencies in timely apprehending
1222 a career offender. Registration is not a punishment, but merely
1223 a status. Notification to the public and communities of the
1224 presence of a career offender aids the public and communities in
1225 avoiding being victimized by the career offender. The

1226 Legislature intends to require the registration of career
1227 offenders and to authorize law enforcement agencies to notify
1228 the public and communities of the presence of a career offender.

1229 (3) (a) The department must provide information regarding
1230 any career offender who is being released after serving a period
1231 of incarceration for any offense, as follows:

1232 1. The department must provide the career offender's name,
1233 any change in the career offender's name by reason of marriage
1234 or other legal process, and any alias, if known; the
1235 correctional facility from which the career offender is
1236 released; the career offender's social security number, race,
1237 sex ~~gender~~, date of birth, height, weight, and hair and eye
1238 color; tattoos or other identifying marks; address of any
1239 planned permanent residence or temporary residence, within this
1240 state or out of state, including a rural route address and a
1241 post office box; if no permanent or temporary address, any
1242 transient residence within this state; address, location or
1243 description, and dates of any current or known future temporary
1244 residence within this state or out of state; date and county of
1245 sentence and each crime for which the career offender was
1246 sentenced; a copy of the career offender's fingerprints, palm
1247 prints, and a digitized photograph taken within 60 days before
1248 release; the date of release of the career offender; employment
1249 information, if known, required to be provided pursuant to s.
1250 775.261; all home telephone numbers and cellular telephone

1251 numbers required to be provided pursuant to s. 775.261;
1252 information about any professional licenses the career offender
1253 has, if known; and passport information, if he or she has a
1254 passport, and, if he or she is an alien, information about the
1255 documents establishing his or her immigration status ~~and the~~
1256 ~~career offender's intended residence address, if known.~~ The
1257 department shall notify the Department of Law Enforcement if the
1258 career offender escapes, absconds, or dies. If the career
1259 offender is in the custody of a contractor-operated correctional
1260 facility, the facility shall take the digitized photograph of
1261 the career offender within 60 days before the career offender's
1262 release and provide this photograph to the Department of
1263 Corrections and also place it in the career offender's file. If
1264 the career offender is in the custody of a local jail, the
1265 custodian of the local jail shall notify the Department of Law
1266 Enforcement within 3 business days after intake of the offender
1267 for any reason and upon ~~of the career offender's release,~~ and
1268 provide to the Department of Law Enforcement the information
1269 specified in this paragraph and any information specified in
1270 subparagraph 2. which the Department of Law Enforcement
1271 requests.

1272 2. The department may provide any other information deemed
1273 necessary, including criminal and corrections records and
1274 nonprivileged personnel and treatment records, when available.

1275 (b) The department must provide the information described

1276 in subparagraph (a)1. to:

1277 1. The sheriff of the county where the career offender was
1278 sentenced;

1279 2. The sheriff of the county and, if applicable, the
1280 police chief of the municipality, where the career offender
1281 plans to reside;

1282 3. The Department of Law Enforcement;

1283 4. When requested, the victim of the offense, the victim's
1284 parent or legal guardian if the victim is a minor, the lawful
1285 representative of the victim or of the victim's parent or
1286 guardian if the victim is a minor, or the next of kin if the
1287 victim is a homicide victim; and

1288 5. Any person who requests such information,

1289
1290 either within 6 months prior to the anticipated release of a
1291 career offender or as soon as possible if a career offender is
1292 released earlier than anticipated. All such information provided
1293 to the Department of Law Enforcement must be available
1294 electronically as soon as the information is in the agency's
1295 database and must be in a format that is compatible with the
1296 requirements of the Florida Crime Information Center.

1297 (c) Upon request, the department must provide the
1298 information described in subparagraph (a)2. to:

1299 1. The sheriff of the county where the career offender was
1300 sentenced; and

1301 2. The sheriff of the county and, if applicable, the
 1302 police chief of the municipality, where the career offender
 1303 plans to reside,

1304
 1305 either within 6 months prior to the anticipated release of a
 1306 career offender or as soon as possible if a career offender is
 1307 released earlier than anticipated.

1308 (d) Upon receiving information regarding a career offender
 1309 from the department, the Department of Law Enforcement, the
 1310 sheriff, or the chief of police shall provide the information
 1311 described in subparagraph (a)1. to any individual who requests
 1312 such information and may release the information to the public
 1313 in any manner deemed appropriate, unless the information is
 1314 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of
 1315 the State Constitution.

1316 (4) This section authorizes the department or any law
 1317 enforcement agency to ~~may~~ notify the community and the public of
 1318 a career offender's presence in the community. However, with
 1319 respect to a career offender who has been found to be a sexual
 1320 predator under s. 775.21, the Department of Law Enforcement or
 1321 any other law enforcement agency must inform the community and
 1322 the public of the sexual predator's ~~career-offender's~~ presence
 1323 in the community, as provided in s. 775.21.

1324 (5) An elected or appointed official, public employee,
 1325 school administrator or employee, or agency, or any individual

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1326 | or entity acting at the request or upon the direction of any law
1327 | enforcement agency, is immune from civil liability for damages
1328 | resulting from the good faith compliance with the requirements
1329 | of this section or the release of information under this
1330 | section.

1331 | **Section 5.** This act shall take effect October 1, 2026.