

By Senator Evers

2-00013-16

201672__

1 A bill to be entitled
2 An act relating to school safety; providing
3 legislative intent; amending s. 790.115, F.S.;
4 redefining the term "school"; authorizing a school
5 superintendent, with approval of the school board, to
6 authorize a school safety designee to carry a
7 concealed weapon or firearm on school property;
8 providing requirements for school safety designees;
9 providing exceptions to the prohibition on possession
10 of firearms or other specified devices on school
11 property; requiring a school board to develop policies
12 if it approves the use of a school safety designee;
13 providing for recommendation and designation of a
14 school safety designee; requiring the Criminal Justice
15 Standards and Training Commission to develop a school
16 safety program by a certain date; providing a criminal
17 penalty; requiring background screening of the school
18 safety designee under certain circumstances; providing
19 for fingerprint processing and retention; requiring
20 that fingerprinting fees be borne by the school safety
21 designee or the school; amending s. 1006.07, F.S.;
22 requiring district school boards to formulate and
23 prescribe policies and procedures for managing active-
24 shooter and hostage situations; requiring that active-
25 shooter procedures for each school be developed in
26 consultation with local law enforcement agencies;
27 requiring that district school boards and private
28 schools allow campus tours by local law enforcement
29 agencies for specified purposes; requiring that all

2-00013-16

201672__

30 recommendations be documented; amending s. 1006.12,
31 F.S.; authorizing district school boards to commission
32 one or more school safety officers on each school
33 campus; amending ss. 435.04, 921.0022, and 1012.315,
34 F.S.; conforming cross-references; reenacting s.
35 1002.42(16), F.S., relating to emergency procedures,
36 to incorporate the amendment made to s. 1006.07, F.S.,
37 in a reference thereto; providing an appropriation;
38 providing an effective date.

39
40 Be It Enacted by the Legislature of the State of Florida:

41
42 Section 1. It is the intent of the Legislature to prevent
43 violent crimes from occurring on school grounds. The Legislature
44 acknowledges that the safekeeping of our students, teachers, and
45 campuses is imperative. In addition, the Legislature's intent is
46 not to mandate that a school have one or more school safety
47 designees as described in the amendments made by this act to s.
48 790.115, Florida Statutes; rather, the purpose of the amendments
49 is to allow a district school board to develop policies
50 consistent with chapter 790, Florida Statutes.

51 Section 2. Section 790.115, Florida Statutes, is amended to
52 read:

53 790.115 Possessing or discharging weapons or firearms at a
54 school-sponsored event or on school property prohibited;
55 penalties; exceptions.—

56 (1) As used in this section, the term "school" means a
57 preschool, elementary school, middle school, junior high school,
58 secondary school, adult education facility, career center, or

2-00013-16

201672__

59 postsecondary school, whether public or nonpublic, or any
60 combination of such schools, facilities, or centers.

61 (2)~~(1)~~ A person who exhibits any sword, sword cane,
62 firearm, electric weapon or device, destructive device, or other
63 weapon as defined in s. 790.001(13), including a razor blade,
64 box cutter, or common pocketknife, except as authorized in
65 support of school-sanctioned activities, in the presence of one
66 or more persons in a rude, careless, angry, or threatening
67 manner and not in lawful self-defense, at a school-sponsored
68 event or on the grounds or facilities of any school, school bus,
69 or school bus stop, or within 1,000 feet of the real property
70 that comprises a public or private elementary school, middle
71 school, or secondary school, during school hours or during the
72 time of a sanctioned school activity, commits a felony of the
73 third degree, punishable as provided in s. 775.082, s. 775.083,
74 or s. 775.084. This subsection does not apply to the exhibition
75 of a firearm or weapon on private real property within 1,000
76 feet of a school by the owner of such property or by a person
77 whose presence on such property has been authorized, licensed,
78 or invited by the owner.

79 (3) (a) A school superintendent, with approval of the school
80 board, may authorize a school safety designee to carry a
81 concealed weapon or firearm on school property. For purposes of
82 this subsection, a school safety designee is an individual who
83 is a school district employee or volunteer who is licensed to
84 carry a concealed weapon or firearm pursuant to s. 790.06 and
85 who is:

86 1. A military veteran who was honorably discharged and who
87 has not been found to have committed a firearms-related

2-00013-16

201672__

88 disciplinary infraction during his or her service;

89 2. An active duty member of the military, the National
90 Guard, or military reserves who has not been found to have
91 committed a firearms-related disciplinary infraction during his
92 or her service; or

93 3. An active law enforcement officer in good standing, or a
94 law enforcement officer who retired or terminated employment in
95 good standing and did not retire or terminate employment during
96 the course of an internal affairs investigation.

97 (b) A school safety designee authorized to carry a
98 concealed weapon or firearm on school property under this
99 subsection may carry such weapon or firearm only in a concealed
100 manner. The weapon or firearm must be carried on the school
101 safety designee's person at all times while the school safety
102 designee is performing his or her official school duties or, if
103 the school safety designee is a volunteer, while performing his
104 or her official school duties under the school safety program.

105 (c) A school board that approves the use of a school safety
106 designee shall develop policies consistent with this section to
107 incorporate in its overall school safety plan. A school
108 principal may recommend school safety designees to the school
109 superintendent under this subsection. The school superintendent
110 may designate individuals to serve as school safety designees
111 who agree to accept the designation. If a superintendent
112 designates one or more individuals pursuant to this section, the
113 school district shall coordinate with each local law enforcement
114 agency that may potentially respond to an emergency at a school
115 in which a school safety designee is employed or volunteers to
116 develop best practices and to allow the responding law

2-00013-16

201672__

117 enforcement agency to easily identify a school safety designee
118 in an emergency. In the case of an emergency, a school safety
119 designee shall be under the direction of the assigned school
120 resource officer, if any. Upon the arrival of the local
121 responding law enforcement agency, the school safety designee
122 shall be under the direction of the responding law enforcement
123 agency.

124 (d) Each school safety designee must submit to the school
125 superintendent proof of completion of a school safety program.
126 The school safety program shall be created and defined by the
127 Criminal Justice Standards and Training Commission and may
128 include, but is not limited to, active-shooter training, firearm
129 proficiency, school resource officer training, crisis
130 intervention training, weapons retention training, and
131 continuing education and training. The school safety program
132 shall be developed and created by July 1, 2017. The school
133 safety program shall be administered by criminal justice
134 training centers operated by the State of Florida. Each state-
135 operated criminal justice training center that administers the
136 school safety program must certify and provide proof of the
137 trainee's completion of the program in a manner prescribed by
138 the Criminal Justice Standards and Training Commission.

139 (e) School property at which a school safety designee may
140 carry a concealed weapon or firearm under this subsection may be
141 indicated with signage that reads: "Authorized Armed Defense
142 Present and Permitted."

143 (f) Subsection (4) does not apply to school safety
144 designees who are working or volunteering at the school to which
145 they are assigned as school safety designees. A school safety

2-00013-16

201672__

146 designee who stores or leaves a weapon or firearm within the
147 reach or easy access of a minor who obtains the firearm commits
148 a misdemeanor of the second degree, punishable as provided in s.
149 775.082 or s. 775.083.

150 (g)1. If the school safety designee has not previously
151 undergone level 2 background screening pursuant to s. 435.04 by
152 the school board, the school superintendent must require the
153 school safety designee to undergo the level 2 background
154 screening pursuant to s. 435.04 at least once every 5 years. The
155 school superintendent may require additional screenings at any
156 time.

157 2. If the school safety designee is screened pursuant to
158 subparagraph 1., the school safety designee's fingerprints must
159 be submitted by the school or an entity or vendor as authorized
160 by s. 943.053(13). The fingerprints must be forwarded to the
161 Department of Law Enforcement for state processing, and the
162 Department of Law Enforcement shall forward the fingerprints to
163 the Federal Bureau of Investigation for national processing.

164 3. All fingerprints submitted to the Department of Law
165 Enforcement as required under this subsection shall be retained
166 by the Department of Law Enforcement as provided under s.
167 943.05(2)(g) and (h) and enrolled in the Federal Bureau of
168 Investigation's national retained print arrest notification
169 program. Fingerprints shall be enrolled in the national retained
170 print arrest notification program when the Department of Law
171 Enforcement begins participation with the Federal Bureau of
172 Investigation. Arrest fingerprints shall be searched against the
173 retained prints of the Department of Law Enforcement and the
174 Federal Bureau of Investigation, and any arrest record that is

2-00013-16

201672__

175 identified shall be reported to the school by the Department of
 176 Law Enforcement.

177 4. The fees for state and national fingerprint processing,
 178 along with the fingerprint retention fees, shall be borne by the
 179 school safety designee or the school. The state shall pay the
 180 cost for fingerprint processing as authorized in s.
 181 943.053(3)(b) for records provided to persons or entities other
 182 than those specified as exceptions in 943.053(3)(b).

183 5. A school superintendent shall notify the Department of
 184 Law Enforcement regarding any person whose fingerprints have
 185 been retained but who is no longer a school safety designee.

186 (4)-(2)(a) A person may ~~shall~~ not possess any firearm,
 187 electric weapon or device, destructive device, or other weapon
 188 as defined in s. 790.001(13), including a razor blade or box
 189 cutter, except as authorized in support of school-sanctioned
 190 activities, at a school-sponsored event or on the property of
 191 any school, school bus, or school bus stop; however, a person
 192 may carry a firearm:

193 1. In a case to a firearms program, class or function which
 194 has been approved in advance by the principal or chief
 195 administrative officer of the school as a program or class to
 196 which firearms could be carried;

197 2. In a case to a career center having a firearms training
 198 range; or

199 3. In a vehicle pursuant to s. 790.25(5); except that
 200 school districts may adopt written and published policies that
 201 wave the exception in this subparagraph for purposes of student
 202 and campus parking privileges.

203

2-00013-16

201672__

204 ~~For the purposes of this section, "school" means any preschool,~~
205 ~~elementary school, middle school, junior high school, secondary~~
206 ~~school, career center, or postsecondary school, whether public~~
207 ~~or nonpublic.~~

208 (b) A person who willfully and knowingly possesses any
209 electric weapon or device, destructive device, or other weapon
210 as defined in s. 790.001(13), including a razor blade or box
211 cutter, except as authorized in support of school-sanctioned
212 activities, in violation of this subsection commits a felony of
213 the third degree, punishable as provided in s. 775.082, s.
214 775.083, or s. 775.084.

215 (c)1. A person who willfully and knowingly possesses any
216 firearm in violation of this subsection commits a felony of the
217 third degree, punishable as provided in s. 775.082, s. 775.083,
218 or s. 775.084.

219 2. A person who stores or leaves a loaded firearm within
220 the reach or easy access of a minor who obtains the firearm and
221 commits a violation of subparagraph 1. commits a misdemeanor of
222 the second degree, punishable as provided in s. 775.082 or s.
223 775.083; except that this does not apply if the firearm was
224 stored or left in a securely locked box or container or in a
225 location which a reasonable person would have believed to be
226 secure, or was securely locked with a firearm-mounted push-
227 button combination lock or a trigger lock; if the minor obtains
228 the firearm as a result of an unlawful entry by any person; or
229 to members of the Armed Forces, National Guard, or State
230 Militia, or to police or other law enforcement officers, with
231 respect to firearm possession by a minor which occurs during or
232 incidental to the performance of their official duties.

2-00013-16

201672__

233 (d) A person who discharges any weapon or firearm while in
234 violation of paragraph (a), unless discharged for lawful defense
235 of himself or herself or another or for a lawful purpose,
236 commits a felony of the second degree, punishable as provided in
237 s. 775.082, s. 775.083, or s. 775.084.

238 (e) The penalties of this subsection shall not apply to
239 persons licensed under s. 790.06. Persons licensed under s.
240 790.06 shall be punished as provided in s. 790.06(12), except
241 that a licenseholder who unlawfully discharges a weapon or
242 firearm on school property as prohibited by this subsection
243 commits a felony of the second degree, punishable as provided in
244 s. 775.082, s. 775.083, or s. 775.084.

245 (5)~~(3)~~ This section does not apply to any law enforcement
246 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),
247 (8), (9), or (14).

248 (6)~~(4)~~ Notwithstanding s. 985.24, s. 985.245, or s.
249 985.25(1), any minor under 18 years of age who is charged under
250 this section with possessing or discharging a firearm on school
251 property shall be detained in secure detention, unless the state
252 attorney authorizes the release of the minor, and shall be given
253 a probable cause hearing within 24 hours after being taken into
254 custody. At the hearing, the court may order that the minor
255 continue to be held in secure detention for a period of 21 days,
256 during which time the minor shall receive medical, psychiatric,
257 psychological, or substance abuse examinations pursuant to s.
258 985.18, and a written report shall be completed.

259 Section 3. Subsections (4) and (6) of section 1006.07,
260 Florida Statutes, are amended, and subsection (7) is added to
261 that section, to read:

2-00013-16

201672__

262 1006.07 District school board duties relating to student
263 discipline and school safety.—The district school board shall
264 provide for the proper accounting for all students, for the
265 attendance and control of students at school, and for proper
266 attention to health, safety, and other matters relating to the
267 welfare of students, including:

268 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

269 (a) Formulate and prescribe policies and procedures for
270 emergency drills and for actual emergencies, including, but not
271 limited to, fires, natural disasters, active shooters, hostage
272 situations, and bomb threats, for all the public schools of the
273 district which comprise grades K-12. District school board
274 policies shall include commonly used alarm system responses for
275 specific types of emergencies and verification by each school
276 that drills have been provided as required by law and fire
277 protection codes. The emergency response agency that is
278 responsible for notifying the school district for each type of
279 emergency must be listed in the district's emergency response
280 policy.

281 (b) Establish model emergency management and emergency
282 preparedness procedures, including emergency notification
283 procedures pursuant to paragraph (a), for the following life-
284 threatening emergencies:

285 1. Weapon-use, ~~and~~ hostage, and active-shooter situations.
286 The active-shooter situation procedures for each school shall be
287 developed in consultation with a local law enforcement agency.

288 2. Hazardous materials or toxic chemical spills.

289 3. Weather emergencies, including hurricanes, tornadoes,
290 and severe storms.

2-00013-16

201672__

291 4. Exposure as a result of a manmade emergency.

292 (6) SAFETY AND SECURITY BEST PRACTICES.—Use the Safety and
293 Security Best Practices developed by the Office of Program
294 Policy Analysis and Government Accountability to conduct a self-
295 assessment of the school districts' current safety and security
296 practices. Based on these self-assessment findings, the district
297 school superintendent shall provide recommendations to the
298 district school board and local law enforcement agencies that
299 are first responders to the district campuses which identify
300 strategies and activities that the district school board should
301 implement in order to improve school safety and security.
302 Annually each district school board must receive the self-
303 assessment results at a publicly noticed district school board
304 meeting to provide the public an opportunity to hear the
305 district school board members discuss and take action on the
306 report findings. Each district school superintendent shall
307 report the self-assessment results and school board action to
308 the commissioner within 30 days after the district school board
309 meeting.

310 (7) SAFETY IN CONSTRUCTION AND PLANNING.—Allow local law
311 enforcement agencies that are first responders to the schools to
312 tour the school campuses at least once every 3 years. A private
313 school principal or governing board must also allow local law
314 enforcement agencies that are first responders to the schools to
315 tour the school campuses at least once every 3 years. Any
316 changes related to school safety and emergency issues
317 recommended by a law enforcement agency based on a campus tour
318 must be documented by the district school board or the private
319 school principal or governing board.

2-00013-16

201672__

320 Section 4. Paragraph (b) of subsection (2) of section
321 1006.12, Florida Statutes, is amended to read:

322 1006.12 School resource officers and school safety
323 officers.—

324 (2)

325 (b) A district school board may commission one or more
326 school safety officers on each school campus for the protection
327 and safety of school personnel, property, and students within
328 the school district. The district school superintendent may
329 recommend and the district school board may appoint the ~~one or~~
330 ~~more~~ school safety officers.

331 Section 5. Paragraphs (q) and (r) of subsection (2) of
332 section 435.04, Florida Statutes, are amended to read:

333 435.04 Level 2 screening standards.—

334 (2) The security background investigations under this
335 section must ensure that no persons subject to the provisions of
336 this section have been arrested for and are awaiting final
337 disposition of, have been found guilty of, regardless of
338 adjudication, or entered a plea of nolo contendere or guilty to,
339 or have been adjudicated delinquent and the record has not been
340 sealed or expunged for, any offense prohibited under any of the
341 following provisions of state law or similar law of another
342 jurisdiction:

343 (q) Section 790.115(2) ~~790.115(1)~~, relating to exhibiting
344 firearms or weapons within 1,000 feet of a school.

345 (r) Section 790.115(4)(b) ~~790.115(2)(b)~~, relating to
346 possessing an electric weapon or device, destructive device, or
347 other weapon on school property.

348 Section 6. Paragraphs (d) and (f) of subsection (3) of

2-00013-16

201672__

349 section 921.0022, Florida Statutes, are amended to read:

350 921.0022 Criminal Punishment Code; offense severity ranking
 351 chart.—

352 (3) OFFENSE SEVERITY RANKING CHART

353 (d) LEVEL 4

354

355

Florida Statute	Felony Degree	Description
--------------------	------------------	-------------

356

316.1935 (3) (a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
------------------	-----	--

357

499.0051 (1)	3rd	Failure to maintain or deliver pedigree papers.
--------------	-----	---

358

499.0051 (2)	3rd	Failure to authenticate pedigree papers.
--------------	-----	--

359

499.0051 (6)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
--------------	-----	---

360

517.07 (1)	3rd	Failure to register securities.
------------	-----	---------------------------------

361

2-00013-16

201672__

362	517.12 (1)	3rd	Failure of dealer, associated person, or issuer of securities to register.
363	784.07 (2) (b)	3rd	Battery of law enforcement officer, firefighter, etc.
364	784.074 (1) (c)	3rd	Battery of sexually violent predators facility staff.
365	784.075	3rd	Battery on detention or commitment facility staff.
366	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
367	784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
368	784.081 (3)	3rd	Battery on specified official or employee.
369	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
370	784.083 (3)	3rd	Battery on code inspector.
	784.085	3rd	Battery of child by throwing,

2-00013-16

201672__

tossing, projecting, or
expelling certain fluids or
materials.

371

787.03(1) 3rd Interference with custody;
wrongly takes minor from
appointed guardian.

372

787.04(2) 3rd Take, entice, or remove child
beyond state limits with
criminal intent pending custody
proceedings.

373

787.04(3) 3rd Carrying child beyond state
lines with criminal intent to
avoid producing child at
custody hearing or delivering
to designated person.

374

787.07 3rd Human smuggling.

375

790.115(2) 3rd Exhibiting firearm or weapon
~~790.115(1)~~ within 1,000 feet of a school.

376

790.115(4)(b) 3rd Possessing electric weapon or
~~790.115(2)(b)~~ device, destructive device, or
other weapon on school
property.

377

2-00013-16

201672__

378	<u>790.115(4)(c)</u> 790.115(2)(e)	3rd	Possessing firearm on school property.
379	800.04(7)(c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
380	810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
381	810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
382	810.06	3rd	Burglary; possession of tools.
383	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
384	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
385	812.014 (2)(c)4.-10.	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.

2-00013-16 201672__

386	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
387	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
388	817.568(2)(a)	3rd	Fraudulent use of personal identification information.
389	817.625(2)(a)	3rd	Fraudulent use of scanning device or reencoder.
390	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
391	837.02(1)	3rd	Perjury in official proceedings.
392	837.021(1)	3rd	Make contradictory statements in official proceedings.
393	838.022	3rd	Official misconduct.
	839.13(2)(a)	3rd	Falsifying records of an

2-00013-16

201672__

individual in the care and
custody of a state agency.

394

839.13(2)(c) 3rd Falsifying records of the
Department of Children and
Families.

395

843.021 3rd Possession of a concealed
handcuff key by a person in
custody.

396

843.025 3rd Deprive law enforcement,
correctional, or correctional
probation officer of means of
protection or communication.

397

843.15(1)(a) 3rd Failure to appear while on bail
for felony (bond estreature or
bond jumping).

398

847.0135(5)(c) 3rd Lewd or lascivious exhibition
using computer; offender less
than 18 years.

399

874.05(1)(a) 3rd Encouraging or recruiting
another to join a criminal
gang.

400

893.13(2)(a)1. 2nd Purchase of cocaine (or other

2-00013-16

201672__

s. 893.03(1)(a), (b), or (d),
 (2)(a), (2)(b), or (2)(c)4.
 drugs).

401

914.14(2) 3rd Witnesses accepting bribes.

402

914.22(1) 3rd Force, threaten, etc., witness,
 victim, or informant.

403

914.23(2) 3rd Retaliation against a witness,
 victim, or informant, no bodily
 injury.

404

918.12 3rd Tampering with jurors.

405

934.215 3rd Use of two-way communications
 device to facilitate commission
 of a crime.

406

(f) LEVEL 6

407

408

Florida	Felony	
Statute	Degree	Description

409

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
---------------	-----	---

410

316.193(2)(b)	3rd	Felony DUI, 4th or
---------------	-----	--------------------

2-00013-16

201672__

subsequent conviction.

411

400.9935 (4) (c)

2nd

Operating a clinic, or offering services requiring licensure, without a license.

412

499.0051 (3)

2nd

Knowing forgery of pedigree papers.

413

499.0051 (4)

2nd

Knowing purchase or receipt of prescription drug from unauthorized person.

414

499.0051 (5)

2nd

Knowing sale or transfer of prescription drug to unauthorized person.

415

775.0875 (1)

3rd

Taking firearm from law enforcement officer.

416

784.021 (1) (a)

3rd

Aggravated assault; deadly weapon without intent to kill.

417

784.021 (1) (b)

3rd

Aggravated assault; intent to commit felony.

418

	2-00013-16		201672__
	784.041	3rd	Felony battery; domestic battery by strangulation.
419	784.048 (3)	3rd	Aggravated stalking; credible threat.
420	784.048 (5)	3rd	Aggravated stalking of person under 16.
421	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
422	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
423	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
424	784.081 (2)	2nd	Aggravated assault on specified official or employee.
425	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other

2-00013-16

201672__

detainee.

426

784.083 (2)

2nd

Aggravated assault on
code inspector.

427

787.02 (2)

3rd

False imprisonment;
restraining with purpose
other than those in s.
787.01.

428

790.115 (4) (d)

2nd

Discharging firearm or
weapon on school
property.

~~790.115 (2) (d)~~

429

790.161 (2)

2nd

Make, possess, or throw
destructive device with
intent to do bodily harm
or damage property.

430

790.164 (1)

2nd

False report of deadly
explosive, weapon of
mass destruction, or act
of arson or violence to
state property.

431

790.19

2nd

Shooting or throwing
deadly missiles into
dwellings, vessels, or
vehicles.

2-00013-16

201672__

432
433
434
435
436
437
438

794.011 (8) (a)

3rd

Solicitation of minor to participate in sexual activity by custodial adult.

794.05 (1)

2nd

Unlawful sexual activity with specified minor.

800.04 (5) (d)

3rd

Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.

800.04 (6) (b)

2nd

Lewd or lascivious conduct; offender 18 years of age or older.

806.031 (2)

2nd

Arson resulting in great bodily harm to firefighter or any other person.

810.02 (3) (c)

2nd

Burglary of occupied structure; unarmed; no assault or battery.

2-00013-16 201672__

439	810.145 (8) (b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
440	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
441	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
442	812.015 (9) (a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.
443	812.015 (9) (b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.
444	812.13 (2) (c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
	817.4821 (5)	2nd	Possess cloning paraphernalia with intent to create cloned

2-00013-16

201672__

cellular telephones.

445

825.102 (1)

3rd

Abuse of an elderly person or disabled adult.

446

825.102 (3) (c)

3rd

Neglect of an elderly person or disabled adult.

447

825.1025 (3)

3rd

Lewd or lascivious molestation of an elderly person or disabled adult.

448

825.103 (3) (c)

3rd

Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.

449

827.03 (2) (c)

3rd

Abuse of a child.

450

827.03 (2) (d)

3rd

Neglect of a child.

451

827.071 (2) & (3)

2nd

Use or induce a child in a sexual performance, or promote or direct such performance.

452

2-00013-16

201672__

453

836.05 2nd Threats; extortion.

454

836.10 2nd Written threats to kill or do bodily injury.

455

843.12 3rd Aids or assists person to escape.

456

847.011 3rd Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.

457

847.012 3rd Knowingly using a minor in the production of materials harmful to minors.

458

847.0135 (2) 3rd Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.

914.23 2nd Retaliation against a witness, victim, or informant, with bodily

2-00013-16

201672__

injury.

459

944.35 (3) (a) 2.

3rd

Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.

460

944.40

2nd

Escapes.

461

944.46

3rd

Harboring, concealing, aiding escaped prisoners.

462

944.47 (1) (a) 5.

2nd

Introduction of contraband (firearm, weapon, or explosive) into correctional facility.

463

951.22 (1)

3rd

Intoxicating drug, firearm, or weapon introduced into county facility.

464

465

Section 7. Paragraphs (n) and (o) of subsection (1) of

2-00013-16

201672__

466 section 1012.315, Florida Statutes, are amended to read:

467 1012.315 Disqualification from employment.—A person is
468 ineligible for educator certification, and instructional
469 personnel and school administrators, as defined in s. 1012.01,
470 are ineligible for employment in any position that requires
471 direct contact with students in a district school system,
472 charter school, or private school that accepts scholarship
473 students under s. 1002.39 or s. 1002.395, if the person,
474 instructional personnel, or school administrator has been
475 convicted of:

476 (1) Any felony offense prohibited under any of the
477 following statutes:

478 (n) Section 790.115(2) ~~790.115(1)~~, relating to exhibiting
479 firearms or weapons at a school-sponsored event, on school
480 property, or within 1,000 feet of a school.

481 (o) Section 790.115(4)(b) ~~790.115(2)(b)~~, relating to
482 possessing an electric weapon or device, destructive device, or
483 other weapon at a school-sponsored event or on school property.

484 Section 8. For the purpose of incorporating the amendment
485 made by this act to section 1006.07, Florida Statutes, in a
486 reference thereto, subsection (16) of section 1002.42, Florida
487 Statutes, is reenacted to read:

488 1002.42 Private schools.—

489 (16) EMERGENCY PROCEDURES.—The emergency response agencies
490 identified in a district school board's emergency response
491 policy pursuant to s. 1006.07(4) which are responsible for
492 notifying the school district of an occurrence that threatens
493 student safety shall also notify private schools in the district
494 that request such notification by opting into the district

2-00013-16

201672__

495 school board's emergency notification procedures.

496 Section 9. For the 2016-2017 fiscal year, the sum of
497 \$157,927 in nonrecurring funds is appropriated from the General
498 Revenue Fund to the Department of Law Enforcement for the
499 Criminal Justice Standards and Training Commission to develop
500 the training curriculum as required by this act.

501 Section 10. This act shall take effect July 1, 2016.