

By the Committee on Criminal Justice; and Senator Harrell

591-02305-19

2019370c1

1 A bill to be entitled
2 An act relating to victims of human trafficking;
3 amending s. 796.07, F.S.; providing a definition;
4 providing construction; requiring a specified period
5 of incarceration for solicitation of prostitution
6 offenses involving victims of human trafficking;
7 providing an effective date.

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

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11 Section 1. Paragraph (c) of subsection (5) of section
12 796.07, Florida Statutes, is amended, paragraph (e) is added to
13 subsection (1) and paragraph (e) is added to subsection (5) of
14 that section, and paragraph (f) of subsection (2) and paragraph
15 (a) of subsection (5) of that section are republished, to read:

16 796.07 Prohibiting prostitution and related acts.—

17 (1) As used in this section:

18 (e) "Human trafficking" has the same meaning as provided in
19 s. 787.06.

20 (2) It is unlawful:

21 (f) To solicit, induce, entice, or procure another to
22 commit prostitution, lewdness, or assignation.

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

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

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

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

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30 s. 775.084.

31 (c) In addition to any other penalty imposed, the court
32 shall sentence a person convicted of a second or subsequent
33 violation of paragraph (2)(f) to a minimum mandatory period of
34 incarceration of 10 days. This sentence shall be served
35 consecutively to any period of incarceration imposed under
36 paragraph (e).

37 (e) If a person violates paragraph (2)(f) and the person
38 solicited, induced, enticed, or procured is a victim of human
39 trafficking, in addition to any other penalty imposed, the
40 person shall be sentenced by the court to a period of
41 incarceration of 30 days.

42 Section 2. This act shall take effect October 1, 2019.