

By the Committees on Appropriations Subcommittee on Public Safety and Judiciary; Criminal Justice; and Senators Laurent and Crist

309-1956-01

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A bill to be entitled

An act relating to sex crimes; amending ss. 794.011, 796.07, 800.04, 825.1025, 827.071, 847.001, F.S., relating to sexual battery, prostitution, lewd or lascivious offenses, sexual performance by a child, and obscene literature and other material; defining the terms "vaginal" and "vagina" for purposes of laws defining certain prohibited sexual activities; providing an effective date.

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

Section 1. Present paragraphs (i) and (j) of subsection (1) of section 794.011, Florida Statutes, are redesignated as paragraphs (j) and (k), respectively, and a new paragraph (i) is added to that subsection, to read:

794.011 Sexual battery.--

(1) As used in this chapter:

(i) "Vaginal" or "vagina" refers to the internal or external parts of the sexual organ of a female.

Section 2. Paragraph (e) is added to subsection (1) of section 796.07, Florida Statutes, to read:

796.07 Prohibiting prostitution, etc.; evidence; penalties; definitions.--

(1) As used in this section:

(e) "Vaginal" or "vagina" refers to the internal or external parts of the sexual organ of a female.

Section 3. Paragraph (e) is added to subsection (1) of section 800.04, Florida Statutes, to read:

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1 800.04 Lewd or lascivious offenses committed upon or
2 in the presence of persons less than 16 years of age.--

3 (1) DEFINITIONS.--As used in this section:

4 (e) "Vaginal" or "vagina" refers to the internal or
5 external parts of the sexual organ of a female.

6 Section 4. Subsection (1) of section 825.1025, Florida
7 Statutes, is amended to read:

8 825.1025 Lewd or lascivious offenses committed upon or
9 in the presence of an elderly person or disabled adult.--

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

11 (a) "Sexual activity" means the oral, anal, or vaginal
12 penetration by, or union with, the sexual organ of another or
13 the anal or vaginal penetration of another by any other
14 object; however, sexual activity does not include an act done
15 for a bona fide medical purpose.

16 (b) "Vaginal" or "vagina" refers to the internal or
17 external parts of the sexual organ of a female.

18 Section 5. Paragraph (j) is added to subsection (1) of
19 section 827.071, Florida Statutes, to read:

20 827.071 Sexual performance by a child; penalties.--

21 (1) As used in this section, the following definitions
22 shall apply:

23 (j) "Vaginal" or "vagina" refers to the internal or
24 external parts of the sexual organ of a female.

25 Section 6. Subsection (14) is added to section
26 847.001, Florida Statutes, to read:

27 847.001 Definitions.--When used in this chapter:

28 (14) "Vaginal" or "vagina" refers to the internal or
29 external parts of the sexual organ of a female.

30 Section 7. This act shall take effect July 1, 2001.

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1666

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
CS/SB 1666

Deletes all provisions of the bill relating to "dangerous
sexual felony offenders."