

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

1 Committee/Subcommittee hearing bill: Justice Appropriations  
 2 Subcommittee

3 Representative Goodson offered the following:

4  
 5 **Amendment (with title amendment)**

6 Remove lines 23-55 and insert:

7 847.0042 Nude depictions with personal identifying  
 8 information.-

9 (1) A person may not knowingly transmit or post to a  
 10 social networking service or any other website, or knowingly  
 11 cause to be transmitted or posted to a social networking service  
 12 or any other website, in one or more transmissions or posts:

13 (a) A photograph or video which depicts nudity of another  
 14 person;

15 (b) Descriptive information in any form that conveys the  
 16 personal identification information, as defined in s. 817.568,  
 17 of the person whose nudity is depicted in the photograph or  
 18 video; and

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19       (c) That results in the personal identification  
20 information being displayed together with, or being otherwise  
21 identifiable as connected with, the photograph or video,  
22  
23 for the purpose of harassing the depicted person or causing  
24 others to harass the depicted person. "Harass" means to engage  
25 in conduct directed at a specific person that is intended to  
26 cause substantial emotional distress to such person and serves  
27 no legitimate purpose.

28       (2) (a) Except as provided in paragraph (b), a person who  
29 violates this section commits a felony of the third degree,  
30 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

31       (b) A person who is 18 years of age or older at the time  
32 of violating this section commits a felony of the second degree,  
33 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
34 if the violation involves a photograph or video of a person who  
35 was younger than 16 years of age at the time the photograph or  
36 video was made.

37       (3) An offense is committed within this state if any  
38 conduct that is an element of the offense or any harm to the  
39 depicted person resulting from the offense occurs within this  
40 state.

41  
42  
43  
44 -----  
45                   **T I T L E   A M E N D M E N T**

46       Remove lines 6-9 and insert:

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47 depicts nudity and specified information relating to the  
48 depicted individual for the purpose of harassment;  
49 providing criminal penalties;

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