CS/HB 73

1	A bill to be entitled
2	An act relating to sexual offenders; amending ss.
3	947.1405 and 948.30, F.S.; prohibiting certain
4	conditional releasees, probationers, or community
5	controllees from viewing, accessing, owning, or
6	possessing any obscene, pornographic, or sexually
7	stimulating material; providing exceptions; providing
8	an effective date.
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10	Be It Enacted by the Legislature of the State of Florida:
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12	Section 1. Subsection (13) is added to section 947.1405,
13	Florida Statutes, to read:
14	947.1405 Conditional release program
15	(13) Effective for a releasee whose crime was committed on
16	or after October 1, 2014, in violation of chapter 794, s.
17	800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition
18	to any other provision of this section, the commission must
19	impose a condition prohibiting the releasee from viewing,
20	accessing, owning, or possessing any obscene, pornographic, or
21	sexually stimulating visual or auditory material unless
22	otherwise indicated in the treatment plan provided by a
23	qualified practitioner in the sexual offender treatment program.
24	Visual or auditory material includes, but is not limited to,
25	telephone, electronic media, computer programs, and computer
26	services.
ļ	Page 1 of 2

CODING: Words stricken are deletions; words underlined are additions.

2014

CS/HB 73

Section 2. Subsection (5) is added to section 948.30,
Florida Statutes, to read:

948.30 Additional terms and conditions of probation or community control for certain sex offenses.—Conditions imposed pursuant to this section do not require oral pronouncement at the time of sentencing and shall be considered standard conditions of probation or community control for offenders specified in this section.

35 (5) Effective for a probationer or community controllee whose crime was committed on or after October 1, 2014, and who 36 37 is placed on probation or community control for a violation of 38 chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 39 847.0145, in addition to all other conditions imposed, the court 40 must impose a condition prohibiting the probationer or community 41 controllee from viewing, accessing, owning, or possessing any 42 obscene, pornographic, or sexually stimulating visual or 43 auditory material unless otherwise indicated in the treatment 44 plan provided by a qualified practitioner in the sexual offender 45 treatment program. Visual or auditory material includes, but is 46 not limited to, telephone, electronic media, computer programs, 47 and computer services. 48 Section 3. This act shall take effect October 1, 2014.

Page 2 of 2

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2014