

1                   A bill to be entitled  
2           An act relating to sexual offenders; amending s.  
3           775.21, F.S.; revising definitions; revising the  
4           criteria for a felony offense for which an offender is  
5           designated as a sexual predator; expanding the  
6           criteria by removing a requirement that the defendant  
7           not be the victim's parent or guardian; revising the  
8           information that a sexual predator is required to  
9           provide to specified entities under certain  
10          circumstances; revising registration and verification  
11          requirements imposed upon a sexual predator;  
12          conforming provisions to changes made by the act;  
13          amending s. 856.022, F.S.; revising the criteria for  
14          loitering or prowling by certain offenders; expanding  
15          the criteria by removing a requirement that the  
16          offender not be the victim's parent or guardian;  
17          amending s. 943.0435, F.S.; revising definitions;  
18          revising the reporting and registering requirements  
19          imposed upon a sexual offender to conform provisions  
20          to changes made by the act; deleting provisions of  
21          applicability; amending s. 943.04354, F.S.; modifying  
22          the list of offenses for which a sexual offender or  
23          sexual predator must be considered by the department  
24          for removal from registration requirements; deleting  
25          from the list a conviction or adjudication of  
26          delinquency for sexual battery; specifying the

27 appropriate venue for a defendant to move the circuit  
28 court to remove the requirement to register as a  
29 sexual offender or sexual predator; amending s.  
30 944.606, F.S.; revising definitions; revising the  
31 information that the Department of Law Enforcement is  
32 required to provide about a sexual offender upon his  
33 or her release from incarceration; conforming  
34 provisions to changes made by the act; amending s.  
35 944.607, F.S.; revising definitions; conforming  
36 provisions to changes made by the act; amending s.  
37 985.481, F.S.; revising definitions; conforming  
38 provisions to changes made by the act; amending s.  
39 985.4815, F.S.; revising definitions; revising the  
40 reporting and registering requirements imposed upon a  
41 sexual offender to conform provisions to changes made  
42 by the act; amending ss. 92.55, 775.0862, 943.0515,  
43 947.1405, 948.30, 948.31, 1012.315, and 1012.467,  
44 F.S.; conforming cross-references; reenacting s.  
45 938.085, F.S., relating to additional costs to fund  
46 rape crisis centers, to incorporate the amendment made  
47 to s. 775.21, F.S., in a reference thereto; reenacting  
48 s. 794.056(1), F.S., relating to the Rape Crisis  
49 Program Trust Fund, to incorporate the amendments made  
50 to ss. 775.21 and 943.0435, F.S., in references  
51 thereto; reenacting s. 921.0022(3)(g), F.S., relating  
52 to level 7 of the offense severity ranking chart of

53 the Criminal Punishment Code, to incorporate the  
54 amendments made to ss. 775.21, 943.0435, 944.607, and  
55 985.4815, F.S., in references thereto; reenacting s.  
56 985.04(6)(b), F.S., relating to confidential  
57 information, to incorporate the amendments made to ss.  
58 775.21, 943.0435, 944.606, 944.607, 985.481, and  
59 985.4815, F.S., in references thereto; reenacting ss.  
60 322.141(3) and (4), 948.06(4), and 948.063, F.S.,  
61 relating to color or markings of certain licenses or  
62 identification cards, probation or community control,  
63 and violations of probation or community control by  
64 designated sexual offenders and sexual predators,  
65 respectively, to incorporate the amendments made to  
66 ss. 775.21, 943.0435, and 944.607, F.S., in references  
67 thereto; reenacting s. 944.607(10)(c), F.S., relating  
68 to notification to the Department of Law Enforcement  
69 of information on sexual offenders, to incorporate the  
70 amendment made to s. 943.0435, F.S., in a reference  
71 thereto; reenacting ss. 397.4872(2) and 435.07(4)(b),  
72 F.S., relating to exemptions from disqualification, to  
73 incorporate the amendment made to s. 943.04354, F.S.,  
74 in references thereto; reenacting s. 775.25, F.S.,  
75 relating to prosecutions for acts or omissions, to  
76 incorporate the amendments made to ss. 944.606 and  
77 944.607, F.S., in references thereto; reenacting ss.  
78 775.24(2) and 944.608(7), F.S., relating to duty of

79 the court to uphold laws governing sexual predators  
 80 and sexual offenders and notification to the  
 81 Department of Law Enforcement of information on career  
 82 offenders, respectively, to incorporate the amendment  
 83 made to s. 944.607, F.S., in references thereto;  
 84 providing an effective date.

85

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

87

88 Section 1. Subsection (2), paragraph (a) of subsection  
 89 (4), paragraphs (a), (e), (f), (g), and (i) of subsection (6),  
 90 paragraph (a) of subsection (8), and paragraphs (a) and (b) of  
 91 subsection (10) of section 775.21, Florida Statutes, are  
 92 amended, and paragraphs (c) and (d) of subsection (4),  
 93 paragraphs (a) and (b) of subsection (5), and paragraphs (c) and  
 94 (e) of subsection (10) of that section are republished, to read:

95 775.21 The Florida Sexual Predators Act.—

96 (2) DEFINITIONS.—As used in this section, the term:

97 (a) "Change in ~~enrollment or employment~~ status at an  
 98 institution of higher education" means the commencement or  
 99 termination of enrollment, including, but not limited to,  
 100 traditional classroom setting or online courses, or employment,  
 101 whether for compensation or as a volunteer, at an institution of  
 102 higher education or a change in location of enrollment or  
 103 employment, whether for compensation or as a volunteer, at an  
 104 institution of higher education.

105 (b) "Chief of police" means the chief law enforcement  
 106 officer of a municipality.

107 (c) "Child care facility" has the same meaning as provided  
 108 in s. 402.302.

109 (d) "Community" means any county where the sexual predator  
 110 lives or otherwise establishes or maintains a permanent,  
 111 temporary, or transient ~~permanent~~ residence.

112 (e) "Conviction" means a determination of guilt which is  
 113 the result of a trial or the entry of a plea of guilty or nolo  
 114 contendere, regardless of whether adjudication is withheld. A  
 115 conviction for a similar offense includes, but is not limited  
 116 to, a conviction by a federal or military tribunal, including  
 117 courts-martial conducted by the Armed Forces of the United  
 118 States, and includes a conviction or entry of a plea of guilty  
 119 or nolo contendere resulting in a sanction in any state of the  
 120 United States or other jurisdiction. A sanction includes, but is  
 121 not limited to, a fine, probation, community control, parole,  
 122 conditional release, control release, or incarceration in a  
 123 state prison, federal prison, private correctional facility, or  
 124 local detention facility.

125 (f) "Department" means the Department of Law Enforcement.

126 (g) "Electronic mail address" has the same meaning as  
 127 provided in s. 668.602.

128 (h) "Entering the county" includes being discharged from a  
 129 correctional facility or jail or secure treatment facility  
 130 within the county or being under supervision within the county

131 for the commission of a violation enumerated in subsection (4).

132 (i) "Institution of higher education" means a career  
133 center, a community college, a college, a state university, or  
134 an independent postsecondary institution.

135 (j)-(i) "Internet identifier" includes, but is not limited  
136 to, all website uniform resource locators (URLs) and application  
137 software, whether mobile or nonmobile, used for Internet  
138 communication, including anonymous communication, through means  
139 all electronic mail, chat, instant messages messenger, social  
140 networking, social gaming, or other similar programs and all  
141 corresponding usernames, logins, screen names, and screen  
142 identifiers associated with each URL or application software.

143 Internet identifier application software, or similar names used  
144 for Internet communication, but does not include a date of  
145 birth, Social Security number, or personal identification number  
146 (PIN), URL, or application software used for utility, banking,  
147 retail, or medical purposes. Voluntary disclosure by a sexual  
148 predator or sexual offender of his or her date of birth, Social  
149 Security number, or PIN as an Internet identifier waives the  
150 disclosure exemption in this paragraph for such personal  
151 information.

152 ~~(j) "Institution of higher education" means a career~~  
153 ~~center, community college, college, state university, or~~  
154 ~~independent postsecondary institution.~~

155 (k) "Permanent residence" means a place where the person  
156 abides, lodges, or resides for 5 or more consecutive days.

157        (l) "Professional license" means the document of  
158 authorization or certification issued by an agency of this state  
159 for a regulatory purpose, or by any similar agency in another  
160 jurisdiction for a regulatory purpose, to a person to engage in  
161 an occupation or to carry out a trade or business.

162        (m)~~(l)~~ "Temporary residence" means a place where the  
163 person abides, lodges, or resides, including, but not limited  
164 to, vacation, business, or personal travel destinations in or  
165 out of this state, for a period of 5 or more days in the  
166 aggregate during any calendar year and which is not the person's  
167 permanent address or, for a person whose permanent residence is  
168 not in this state, a place where the person is employed,  
169 practices a vocation, or is enrolled as a student for any period  
170 of time in this state.

171        (n)~~(m)~~ "Transient residence" means a county where a person  
172 lives, remains, or is located for a period of 5 or more days in  
173 the aggregate during a calendar year and which is not the  
174 person's permanent or temporary address. The term includes, but  
175 is not limited to, a place where the person sleeps or seeks  
176 shelter and a location that has no specific street address.

177        (o)~~(n)~~ "Vehicles owned" means any motor vehicle as defined  
178 in s. 320.01, which is registered, coregistered, leased, titled,  
179 or rented by a sexual predator or sexual offender; a rented  
180 vehicle that a sexual predator or sexual offender is authorized  
181 to drive; or a vehicle for which a sexual predator or sexual  
182 offender is insured as a driver. The term also includes any

183 motor vehicle as defined in s. 320.01, which is registered,  
 184 coregistered, leased, titled, or rented by a person or persons  
 185 residing at a sexual predator's or sexual offender's permanent  
 186 residence for 5 or more consecutive days.

187 (4) SEXUAL PREDATOR CRITERIA.—

188 (a) For a current offense committed on or after October 1,  
 189 1993, upon conviction, an offender shall be designated as a  
 190 "sexual predator" under subsection (5), and subject to  
 191 registration under subsection (6) and community and public  
 192 notification under subsection (7) if:

193 1. The felony is:

194 a. A capital, life, or first degree felony violation, or  
 195 any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
 196 is a minor ~~and the defendant is not the victim's parent or~~  
 197 ~~guardian~~, or s. 794.011, s. 800.04, or s. 847.0145, or a  
 198 violation of a similar law of another jurisdiction; or

199 b. Any felony violation, or any attempt thereof, of s.  
 200 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
 201 787.025(2) (c), where the victim is a minor ~~and the defendant is~~  
 202 ~~not the victim's parent or guardian~~; s. 787.06(3) (b), (d), (f),  
 203 or (g); former s. 787.06(3) (h); s. 794.011, excluding s.  
 204 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
 205 800.04; s. 810.145(8) (b); s. 825.1025; s. 827.071; s. 847.0135,  
 206 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
 207 985.701(1); or a violation of a similar law of another  
 208 jurisdiction, and the offender has previously been convicted of



209 or found to have committed, or has pled nolo contendere or  
 210 guilty to, regardless of adjudication, any violation of s.  
 211 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
 212 787.025(2) (c), where the victim is a minor ~~and the defendant is~~  
 213 ~~not the victim's parent or guardian~~; s. 787.06(3) (b), (d), (f),  
 214 or (g); former s. 787.06(3) (h); s. 794.011, excluding s.  
 215 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
 216 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
 217 excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s.  
 218 985.701(1); or a violation of a similar law of another  
 219 jurisdiction;

220 2. The offender has not received a pardon for any felony  
 221 or similar law of another jurisdiction that is necessary for the  
 222 operation of this paragraph; and

223 3. A conviction of a felony or similar law of another  
 224 jurisdiction necessary to the operation of this paragraph has  
 225 not been set aside in any postconviction proceeding.

226 (c) If an offender has been registered as a sexual  
 227 predator by the Department of Corrections, the department, or  
 228 any other law enforcement agency and if:

229 1. The court did not, for whatever reason, make a written  
 230 finding at the time of sentencing that the offender was a sexual  
 231 predator; or

232 2. The offender was administratively registered as a  
 233 sexual predator because the Department of Corrections, the  
 234 department, or any other law enforcement agency obtained

235 information that indicated that the offender met the criteria  
236 for designation as a sexual predator based on a violation of a  
237 similar law in another jurisdiction,  
238  
239 the department shall remove that offender from the department's  
240 list of sexual predators and, for an offender described under  
241 subparagraph 1., shall notify the state attorney who prosecuted  
242 the offense that met the criteria for administrative designation  
243 as a sexual predator, and, for an offender described under this  
244 paragraph, shall notify the state attorney of the county where  
245 the offender establishes or maintains a permanent, temporary, or  
246 transient residence. The state attorney shall bring the matter  
247 to the court's attention in order to establish that the offender  
248 meets the criteria for designation as a sexual predator. If the  
249 court makes a written finding that the offender is a sexual  
250 predator, the offender must be designated as a sexual predator,  
251 must register or be registered as a sexual predator with the  
252 department as provided in subsection (6), and is subject to the  
253 community and public notification as provided in subsection (7).  
254 If the court does not make a written finding that the offender  
255 is a sexual predator, the offender may not be designated as a  
256 sexual predator with respect to that offense and is not required  
257 to register or be registered as a sexual predator with the  
258 department.

259 (d) An offender who has been determined to be a sexually  
260 violent predator pursuant to a civil commitment proceeding under

261 chapter 394 shall be designated as a "sexual predator" under  
262 subsection (5) and subject to registration under subsection (6)  
263 and community and public notification under subsection (7).

264 (5) SEXUAL PREDATOR DESIGNATION.—An offender is designated  
265 as a sexual predator as follows:

266 (a)1. An offender who meets the sexual predator criteria  
267 described in paragraph (4) (d) is a sexual predator, and the  
268 court shall make a written finding at the time such offender is  
269 determined to be a sexually violent predator under chapter 394  
270 that such person meets the criteria for designation as a sexual  
271 predator for purposes of this section. The clerk shall transmit  
272 a copy of the order containing the written finding to the  
273 department within 48 hours after the entry of the order;

274 2. An offender who meets the sexual predator criteria  
275 described in paragraph (4) (a) who is before the court for  
276 sentencing for a current offense committed on or after October  
277 1, 1993, is a sexual predator, and the sentencing court must  
278 make a written finding at the time of sentencing that the  
279 offender is a sexual predator, and the clerk of the court shall  
280 transmit a copy of the order containing the written finding to  
281 the department within 48 hours after the entry of the order; or

282 3. If the Department of Corrections, the department, or  
283 any other law enforcement agency obtains information which  
284 indicates that an offender who establishes or maintains a  
285 permanent, temporary, or transient residence in this state meets  
286 the sexual predator criteria described in paragraph (4) (a) or

287 paragraph (4) (d) because the offender was civilly committed or  
288 committed a similar violation in another jurisdiction on or  
289 after October 1, 1993, the Department of Corrections, the  
290 department, or the law enforcement agency shall notify the state  
291 attorney of the county where the offender establishes or  
292 maintains a permanent, temporary, or transient residence of the  
293 offender's presence in the community. The state attorney shall  
294 file a petition with the criminal division of the circuit court  
295 for the purpose of holding a hearing to determine if the  
296 offender's criminal record or record of civil commitment from  
297 another jurisdiction meets the sexual predator criteria. If the  
298 court finds that the offender meets the sexual predator criteria  
299 because the offender has violated a similar law or similar laws  
300 in another jurisdiction, the court shall make a written finding  
301 that the offender is a sexual predator.

302  
303 When the court makes a written finding that an offender is a  
304 sexual predator, the court shall inform the sexual predator of  
305 the registration and community and public notification  
306 requirements described in this section. Within 48 hours after  
307 the court designating an offender as a sexual predator, the  
308 clerk of the circuit court shall transmit a copy of the court's  
309 written sexual predator finding to the department. If the  
310 offender is sentenced to a term of imprisonment or supervision,  
311 a copy of the court's written sexual predator finding must be  
312 submitted to the Department of Corrections.

313 (b) If a sexual predator is not sentenced to a term of  
314 imprisonment, the clerk of the court shall ensure that the  
315 sexual predator's fingerprints are taken and forwarded to the  
316 department within 48 hours after the court renders its written  
317 sexual predator finding. The fingerprints shall be clearly  
318 marked, "Sexual Predator Registration." The clerk of the court  
319 that convicts and sentences the sexual predator for the offense  
320 or offenses described in subsection (4) shall forward to the  
321 department and to the Department of Corrections a certified copy  
322 of any order entered by the court imposing any special condition  
323 or restriction on the sexual predator that restricts or  
324 prohibits access to the victim, if the victim is a minor, or to  
325 other minors.

326 (6) REGISTRATION.—

327 (a) A sexual predator shall register with the department  
328 through the sheriff's office by providing the following  
329 information to the department:

330 1. Name; social security number; age; race; sex; date of  
331 birth; height; weight; tattoos or other identifying marks; hair  
332 and eye color; photograph; address of legal residence and  
333 address of any current temporary residence, within the state or  
334 out of state, including a rural route address and a post office  
335 box; if no permanent or temporary address, any transient  
336 residence within the state; address, location or description,  
337 and dates of any current or known future temporary residence  
338 within the state or out of state; all electronic mail addresses

339 and all Internet identifiers required to be provided pursuant to  
340 subparagraph (g)5.; all home telephone numbers and cellular  
341 telephone numbers required to be provided pursuant to  
342 subparagraph (g)5.; ~~date and place of any~~ employment information  
343 required to be provided pursuant to subparagraph (g)5.; the  
344 make, model, color, vehicle identification number (VIN), and  
345 license tag number of all vehicles owned; date and place of each  
346 conviction; fingerprints; palm prints; and a brief description  
347 of the crime or crimes committed by the offender. A post office  
348 box may not be provided in lieu of a physical residential  
349 address. The sexual predator shall produce his or her passport,  
350 if he or she has a passport, and, if he or she is an alien,  
351 shall produce or provide information about documents  
352 establishing his or her immigration status. The sexual predator  
353 shall also provide information about any professional licenses  
354 he or she has.

355 a. If the sexual predator's place of residence is a motor  
356 vehicle, trailer, mobile home, or manufactured home, as defined  
357 in chapter 320, the sexual predator shall also provide to the  
358 department written notice of the vehicle identification number;  
359 the license tag number; the registration number; and a  
360 description, including color scheme, of the motor vehicle,  
361 trailer, mobile home, or manufactured home. If a sexual  
362 predator's place of residence is a vessel, live-aboard vessel,  
363 or houseboat, as defined in chapter 327, the sexual predator  
364 shall also provide to the department written notice of the hull

365 identification number; the manufacturer's serial number; the  
366 name of the vessel, live-aboard vessel, or houseboat; the  
367 registration number; and a description, including color scheme,  
368 of the vessel, live-aboard vessel, or houseboat.

369 b. If the sexual predator is enrolled or~~7~~ employed,  
370 whether for compensation or as a volunteer ~~volunteering, or~~  
371 ~~carrying on a vocation~~ at an institution of higher education in  
372 this state, the sexual predator shall also provide to the  
373 department pursuant to subparagraph (g)5. the name, address, and  
374 county of each institution, including each campus attended, and  
375 the sexual predator's enrollment, volunteer, or employment  
376 status. ~~Each change in enrollment, volunteer, or employment~~  
377 ~~status must be reported in person at the sheriff's office, or~~  
378 ~~the Department of Corrections if the sexual predator is in the~~  
379 ~~custody or control of or under the supervision of the Department~~  
380 ~~of Corrections, within 48 hours after any change in status. The~~  
381 ~~sheriff, or the Department of Corrections, or the Department of~~  
382 Juvenile Justice shall promptly notify each institution of  
383 higher education of the sexual predator's presence and any  
384 change in the sexual predator's enrollment, volunteer, or  
385 employment status.

386 c. A sexual predator shall report in person to the  
387 sheriff's office within 48 hours after any change in vehicles  
388 owned to report those vehicle information changes.

389 2. Any other information determined necessary by the  
390 department, including criminal and corrections records;

391 nonprivileged personnel and treatment records; and evidentiary  
 392 genetic markers when available.

393 (e)1. If the sexual predator is not in the custody or  
 394 control of, or under the supervision of, the Department of  
 395 Corrections or is not in the custody of a private correctional  
 396 facility, the sexual predator shall register in person:

397 a. At the sheriff's office in the county where he or she  
 398 establishes or maintains a residence within 48 hours after  
 399 establishing or maintaining a residence in this state; and

400 b. At the sheriff's office in the county where he or she  
 401 was designated a sexual predator by the court within 48 hours  
 402 after such finding is made.

403 2. Any change in the sexual predator's permanent, ~~or~~  
 404 temporary, or transient residence; name; vehicles owned;  
 405 electronic mail addresses; ~~or~~ Internet identifiers; home  
 406 telephone numbers and cellular telephone numbers; and employment  
 407 information and any change in status at an institution of higher  
 408 education, required to be provided pursuant to subparagraph  
 409 (g)5., after the sexual predator registers in person at the  
 410 sheriff's office as provided in subparagraph 1.  must be  
 411 accomplished in the manner provided in paragraphs (g), (i), and  
 412 (j). When a sexual predator registers with the sheriff's office,  
 413 the sheriff shall take a photograph, a set of fingerprints, and  
 414 palm prints of the predator and forward the photographs, palm  
 415 prints, and fingerprints to the department, along with the  
 416 information that the predator is required to provide pursuant to



417 | this section.

418 |       (f) Within 48 hours after the registration required under  
419 | paragraph (a) or paragraph (e), a sexual predator who is not  
420 | incarcerated and who resides in the community, including a  
421 | sexual predator under the supervision of the Department of  
422 | Corrections, shall register in person at a driver license office  
423 | of the Department of Highway Safety and Motor Vehicles and shall  
424 | present proof of registration unless a driver license or an  
425 | identification card that complies with the requirements of s.  
426 | 322.141(3) was previously secured or updated under s. 944.607.

427 | At the driver license office the sexual predator shall:

428 |       1. If otherwise qualified, secure a Florida driver  
429 | license, renew a Florida driver license, or secure an  
430 | identification card. The sexual predator shall identify himself  
431 | or herself as a sexual predator who is required to comply with  
432 | this section, provide his or her place of permanent, temporary,  
433 | or transient residence, including a rural route address and a  
434 | post office box, and submit to the taking of a photograph for  
435 | use in issuing a driver license, a renewed license, or an  
436 | identification card, and for use by the department in  
437 | maintaining current records of sexual predators. A post office  
438 | box may not be provided in lieu of a physical residential  
439 | address. If the sexual predator's place of residence is a motor  
440 | vehicle, trailer, mobile home, or manufactured home, as defined  
441 | in chapter 320, the sexual predator shall also provide to the  
442 | Department of Highway Safety and Motor Vehicles the vehicle

443 identification number; the license tag number; the registration  
 444 number; and a description, including color scheme, of the motor  
 445 vehicle, trailer, mobile home, or manufactured home. If a sexual  
 446 predator's place of residence is a vessel, live-aboard vessel,  
 447 or houseboat, as defined in chapter 327, the sexual predator  
 448 shall also provide to the Department of Highway Safety and Motor  
 449 Vehicles the hull identification number; the manufacturer's  
 450 serial number; the name of the vessel, live-aboard vessel, or  
 451 houseboat; the registration number; and a description, including  
 452 color scheme, of the vessel, live-aboard vessel, or houseboat.

453 2. Pay the costs assessed by the Department of Highway  
 454 Safety and Motor Vehicles for issuing or renewing a driver  
 455 license or an identification card as required by this section.  
 456 The driver license or identification card issued to the sexual  
 457 predator must comply with s. 322.141(3).

458 3. Provide, upon request, any additional information  
 459 necessary to confirm the identity of the sexual predator,  
 460 including a set of fingerprints.

461 (g)1. Each time a sexual predator's driver license or  
 462 identification card is subject to renewal, and, without regard  
 463 to the status of the predator's driver license or identification  
 464 card, within 48 hours after any change of the predator's  
 465 residence or change in the predator's name by reason of marriage  
 466 or other legal process, the predator shall report in person to a  
 467 driver license office and is subject to the requirements  
 468 specified in paragraph (f). The Department of Highway Safety and

469 Motor Vehicles shall forward to the department and to the  
470 Department of Corrections all photographs and information  
471 provided by sexual predators. Notwithstanding the restrictions  
472 set forth in s. 322.142, the Department of Highway Safety and  
473 Motor Vehicles may release a reproduction of a color-photograph  
474 or digital-image license to the Department of Law Enforcement  
475 for purposes of public notification of sexual predators as  
476 provided in this section. A sexual predator who is unable to  
477 secure or update a driver license or an identification card with  
478 the Department of Highway Safety and Motor Vehicles as provided  
479 in paragraph (f) and this paragraph shall also report any change  
480 of the predator's residence or change in the predator's name by  
481 reason of marriage or other legal process within 48 hours after  
482 the change to the sheriff's office in the county where the  
483 predator resides or is located and provide confirmation that he  
484 or she reported such information to the Department of Highway  
485 Safety and Motor Vehicles. The reporting requirements under this  
486 subparagraph do not negate the requirement for a sexual predator  
487 to obtain a Florida driver license or identification card as  
488 required by this section.

489 2.a. A sexual predator who vacates a permanent, temporary,  
490 or transient residence and fails to establish or maintain  
491 another permanent, temporary, or transient residence shall,  
492 within 48 hours after vacating the permanent, temporary, or  
493 transient residence, report in person to the sheriff's office of  
494 the county in which he or she is located. The sexual predator

495 shall specify the date upon which he or she intends to or did  
496 vacate such residence. The sexual predator shall provide or  
497 update all of the registration information required under  
498 paragraph (a). The sexual predator shall provide an address for  
499 the residence or other place that he or she is or will be  
500 located during the time in which he or she fails to establish or  
501 maintain a permanent or temporary residence.

502 b. A sexual predator shall report in person at the  
503 sheriff's office in the county in which he or she is located  
504 within 48 hours after establishing a transient residence and  
505 thereafter must report in person every 30 days to the sheriff's  
506 office in the county in which he or she is located while  
507 maintaining a transient residence. The sexual predator must  
508 provide the addresses and locations where he or she maintains a  
509 transient residence. Each sheriff's office shall establish  
510 procedures for reporting transient residence information and  
511 provide notice to transient registrants to report transient  
512 residence information as required in this sub-subparagraph.  
513 Reporting to the sheriff's office as required by this sub-  
514 subparagraph does not exempt registrants from any reregistration  
515 requirement. The sheriff may coordinate and enter into  
516 agreements with police departments and other governmental  
517 entities to facilitate additional reporting sites for transient  
518 residence registration required in this sub-subparagraph. The  
519 sheriff's office shall, within 2 business days, electronically  
520 submit and update all information provided by the sexual

521 predator to the department.

522 3. A sexual predator who remains at a permanent,  
523 temporary, or transient residence after reporting his or her  
524 intent to vacate such residence shall, within 48 hours after the  
525 date upon which the predator indicated he or she would or did  
526 vacate such residence, report in person to the sheriff's office  
527 to which he or she reported pursuant to subparagraph 2. for the  
528 purpose of reporting his or her address at such residence. When  
529 the sheriff receives the report, the sheriff shall promptly  
530 convey the information to the department. An offender who makes  
531 a report as required under subparagraph 2. but fails to make a  
532 report as required under this subparagraph commits a felony of  
533 the second degree, punishable as provided in s. 775.082, s.  
534 775.083, or s. 775.084.

535 4. The failure of a sexual predator who maintains a  
536 transient residence to report in person to the sheriff's office  
537 every 30 days as required by sub-subparagraph 2.b. is punishable  
538 as provided in subsection (10).

539 5.a. A sexual predator shall register all electronic mail  
540 addresses and Internet identifiers with the department through  
541 the department's online system or in person at the sheriff's  
542 office before using such electronic mail addresses and Internet  
543 identifiers. If the sexual predator is in the custody or  
544 control, or under the supervision, of the Department of  
545 Corrections, he or she must report all electronic mail addresses  
546 and Internet identifiers to the Department of Corrections before

547 using such electronic mail addresses or Internet identifiers. If  
548 the sexual predator is in the custody or control, or under the  
549 supervision, of the Department of Juvenile Justice, he or she  
550 must report all electronic mail addresses and Internet  
551 identifiers to the Department of Juvenile Justice before using  
552 such electronic mail addresses or Internet identifiers.

553 b. A sexual predator shall register all changes to home  
554 telephone numbers and cellular telephone numbers, including  
555 added and deleted numbers, all changes to employment  
556 information, and all changes in status related to enrollment,  
557 volunteering, or employment at institutions of higher education,  
558 through the department's online system; in person at the  
559 sheriff's office; in person at the Department of Corrections if  
560 the sexual predator is in the custody or control, or under the  
561 supervision, of the Department of Corrections; or in person at  
562 the Department of Juvenile Justice if the sexual predator is in  
563 the custody or control, or under the supervision, of the  
564 Department of Juvenile Justice. All changes required to be  
565 reported in this sub-subparagraph shall be reported within 48  
566 hours after the change.

567 c. The department shall establish an online system through  
568 which sexual predators may securely access, submit, and update  
569 all electronic mail address and Internet identifier information,  
570 home telephone numbers and cellular telephone numbers,  
571 employment information, and institution of higher education  
572 information.

573 (i) A sexual predator who intends to establish a  
574 permanent, temporary, or transient residence in another state or  
575 jurisdiction other than the State of Florida shall report in  
576 person to the sheriff of the county of current residence within  
577 48 hours before the date he or she intends to leave this state  
578 to establish residence in another state or jurisdiction or at  
579 least within 21 days before the date he or she intends to travel  
580 before his or her planned departure date if the intended  
581 residence of 5 days or more is outside of the United States. Any  
582 travel that is not known by the sexual predator 21 days before  
583 the departure date must be reported to the sheriff's office as  
584 soon as possible before departure. The sexual predator shall  
585 provide to the sheriff the address, municipality, county, state,  
586 and country of intended residence. For international travel, the  
587 sexual predator shall also provide travel information,  
588 including, but not limited to, expected departure and return  
589 dates, flight number, airport of departure, cruise port of  
590 departure, or any other means of intended travel. The sheriff  
591 shall promptly provide to the department the information  
592 received from the sexual predator. The department shall notify  
593 the statewide law enforcement agency, or a comparable agency, in  
594 the intended state, jurisdiction, or country of residence of the  
595 sexual predator's intended residence. The failure of a sexual  
596 predator to provide his or her intended place of residence is  
597 punishable as provided in subsection (10).

598 (8) VERIFICATION.—The department and the Department of

599 Corrections shall implement a system for verifying the addresses  
600 of sexual predators. The system must be consistent with ~~the~~  
601 ~~provisions of~~ the federal Adam Walsh Child Protection and Safety  
602 Act of 2006 and any other federal standards applicable to such  
603 verification or required to be met as a condition for the  
604 receipt of federal funds by the state. The Department of  
605 Corrections shall verify the addresses of sexual predators who  
606 are not incarcerated but who reside in the community under the  
607 supervision of the Department of Corrections and shall report to  
608 the department any failure by a sexual predator to comply with  
609 registration requirements. County and local law enforcement  
610 agencies, in conjunction with the department, shall verify the  
611 addresses of sexual predators who are not under the care,  
612 custody, control, or supervision of the Department of  
613 Corrections, and may verify the addresses of sexual predators  
614 who are under the care, custody, control, or supervision of the  
615 Department of Corrections. Local law enforcement agencies shall  
616 report to the department any failure by a sexual predator to  
617 comply with registration requirements.

618 (a) A sexual predator shall report in person each year  
619 during the month of the sexual predator's birthday and during  
620 every third month thereafter to the sheriff's office in the  
621 county in which he or she resides or is otherwise located to  
622 reregister. The sheriff's office may determine the appropriate  
623 times and days for reporting by the sexual predator, which must  
624 be consistent with the reporting requirements of this paragraph.



625 Reregistration must include any changes to the following  
626 information:

627 1. Name; social security number; age; race; sex; date of  
628 birth; height; weight; tattoos or other identifying marks; hair  
629 and eye color; address of any permanent residence and address of  
630 any current temporary residence, within the state or out of  
631 state, including a rural route address and a post office box; if  
632 no permanent or temporary address, any transient residence  
633 within the state; address, location or description, and dates of  
634 any current or known future temporary residence within the state  
635 or out of state; all electronic mail addresses or Internet  
636 identifiers required to be provided pursuant to subparagraph  
637 (6)(g)5.; all home telephone numbers and cellular telephone  
638 numbers required to be provided pursuant to subparagraph  
639 (6)(g)5.; date and place of any employment required to be  
640 provided pursuant to subparagraph (6)(g)5.; the make, model,  
641 color, vehicle identification number (VIN), and license tag  
642 number of all vehicles owned; fingerprints; palm prints; and  
643 photograph. A post office box may not be provided in lieu of a  
644 physical residential address. The sexual predator shall also  
645 produce his or her passport, if he or she has a passport, and,  
646 if he or she is an alien, shall produce or provide information  
647 about documents establishing his or her immigration status. The  
648 sexual predator shall also provide information about any  
649 professional licenses he or she has.

650 2. If the sexual predator is enrolled or~~r~~ employed,

651 whether for compensation or as a volunteer ~~volunteering, or~~  
652 ~~carrying on a vocation~~ at an institution of higher education in  
653 this state, the sexual predator shall also provide to the  
654 department the name, address, and county of each institution,  
655 including each campus attended, and the sexual predator's  
656 enrollment, volunteer, or employment status.

657 3. If the sexual predator's place of residence is a motor  
658 vehicle, trailer, mobile home, or manufactured home, as defined  
659 in chapter 320, the sexual predator shall also provide the  
660 vehicle identification number; the license tag number; the  
661 registration number; and a description, including color scheme,  
662 of the motor vehicle, trailer, mobile home, or manufactured  
663 home. If the sexual predator's place of residence is a vessel,  
664 live-aboard vessel, or houseboat, as defined in chapter 327, the  
665 sexual predator shall also provide the hull identification  
666 number; the manufacturer's serial number; the name of the  
667 vessel, live-aboard vessel, or houseboat; the registration  
668 number; and a description, including color scheme, of the  
669 vessel, live-aboard vessel, or houseboat.

670 (10) PENALTIES.—

671 (a) Except as otherwise specifically provided, a sexual  
672 predator who fails to register; who fails, after registration,  
673 to maintain, acquire, or renew a driver license or an  
674 identification card; who fails to provide required location  
675 information, electronic mail address information before use,  
676 Internet identifier information before use, all home telephone

677 numbers and cellular telephone numbers, employment information,  
678 change in status at an institution of higher education, or  
679 change-of-name information; who fails to make a required report  
680 in connection with vacating a permanent residence; who fails to  
681 reregister as required; who fails to respond to any address  
682 verification correspondence from the department within 3 weeks  
683 of the date of the correspondence; who knowingly provides false  
684 registration information by act or omission; or who otherwise  
685 fails, by act or omission, to comply with the requirements of  
686 this section commits a felony of the third degree, punishable as  
687 provided in s. 775.082, s. 775.083, or s. 775.084.

688 (b) A sexual predator who has been convicted of or found  
689 to have committed, or has pled nolo contendere or guilty to,  
690 regardless of adjudication, any violation, or attempted  
691 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
692 the victim is a minor ~~and the defendant is not the victim's~~  
693 ~~parent or guardian~~; s. 794.011, excluding s. 794.011(10); s.  
694 794.05; former s. 796.03; former s. 796.035; s. 800.04; s.  
695 827.071; s. 847.0133; s. 847.0135(5); s. 847.0145; or s.  
696 985.701(1); or a violation of a similar law of another  
697 jurisdiction when the victim of the offense was a minor, and who  
698 works, whether for compensation or as a volunteer, at any  
699 business, school, child care facility, park, playground, or  
700 other place where children regularly congregate, commits a  
701 felony of the third degree, punishable as provided in s.  
702 775.082, s. 775.083, or s. 775.084.

703 (c) Any person who misuses public records information  
704 relating to a sexual predator, as defined in this section, or a  
705 sexual offender, as defined in s. 943.0435 or s. 944.607, to  
706 secure a payment from such a predator or offender; who knowingly  
707 distributes or publishes false information relating to such a  
708 predator or offender which the person misrepresents as being  
709 public records information; or who materially alters public  
710 records information with the intent to misrepresent the  
711 information, including documents, summaries of public records  
712 information provided by law enforcement agencies, or public  
713 records information displayed by law enforcement agencies on  
714 websites or provided through other means of communication,  
715 commits a misdemeanor of the first degree, punishable as  
716 provided in s. 775.082 or s. 775.083.

717 (e) An arrest on charges of failure to register, the  
718 service of an information or a complaint for a violation of this  
719 section, or an arraignment on charges for a violation of this  
720 section constitutes actual notice of the duty to register when  
721 the predator has been provided and advised of his or her  
722 statutory obligation to register under subsection (6). A sexual  
723 predator's failure to immediately register as required by this  
724 section following such arrest, service, or arraignment  
725 constitutes grounds for a subsequent charge of failure to  
726 register. A sexual predator charged with the crime of failure to  
727 register who asserts, or intends to assert, a lack of notice of  
728 the duty to register as a defense to a charge of failure to

729 register shall immediately register as required by this section.  
 730 A sexual predator who is charged with a subsequent failure to  
 731 register may not assert the defense of a lack of notice of the  
 732 duty to register.

733 Section 2. Subsection (1) of section 856.022, Florida  
 734 Statutes, is amended, and subsections (2), (3), and (4) of that  
 735 section are republished, to read:

736 856.022 Loitering or prowling by certain offenders in  
 737 close proximity to children; penalty.—

738 (1) Except as provided in subsection (2), this section  
 739 applies to a person convicted of committing, or attempting,  
 740 soliciting, or conspiring to commit, any of the criminal  
 741 offenses proscribed in the following statutes in this state or  
 742 similar offenses in another jurisdiction against a victim who  
 743 was under 18 years of age at the time of the offense: s. 787.01,  
 744 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
 745 ~~the offender was not the victim's parent or guardian~~; s.  
 746 787.06(3)(g); s. 794.011, excluding s. 794.011(10); s. 794.05;  
 747 former s. 796.03; former s. 796.035; s. 800.04; s. 825.1025; s.  
 748 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
 749 847.0137; s. 847.0138; s. 847.0145; s. 985.701(1); or any  
 750 similar offense committed in this state which has been  
 751 redesignated from a former statute number to one of those listed  
 752 in this subsection, if the person has not received a pardon for  
 753 any felony or similar law of another jurisdiction necessary for  
 754 the operation of this subsection and a conviction of a felony or

755 similar law of another jurisdiction necessary for the operation  
756 of this subsection has not been set aside in any postconviction  
757 proceeding.

758 (2) This section does not apply to a person who has been  
759 removed from the requirement to register as a sexual offender or  
760 sexual predator pursuant to s. 943.04354.

761 (3) A person described in subsection (1) commits loitering  
762 and prowling by a person convicted of a sexual offense against a  
763 minor if, in committing loitering and prowling, he or she was  
764 within 300 feet of a place where children were congregating.

765 (4) It is unlawful for a person described in subsection  
766 (1) to:

767 (a) Knowingly approach, contact, or communicate with a  
768 child under 18 years of age in any public park building or on  
769 real property comprising any public park or playground with the  
770 intent to engage in conduct of a sexual nature or to make a  
771 communication of any type with any content of a sexual nature.  
772 This paragraph applies only to a person described in subsection  
773 (1) whose offense was committed on or after May 26, 2010.

774 (b) ~~1.~~ Knowingly be present in any child care facility or  
775 school containing any students in prekindergarten through grade  
776 12 or on real property comprising any child care facility or  
777 school containing any students in prekindergarten through grade  
778 12 when the child care facility or school is in operation unless  
779 the person had previously provided written notification of his  
780 or her intent to be present to the school board, superintendent,

781 principal, or child care facility owner; and

782 ~~1.2.~~ Fail to notify the child care facility owner or the  
 783 school principal's office when he or she arrives and departs the  
 784 child care facility or school; or

785 ~~2.3.~~ Fail to remain under direct supervision of a school  
 786 official or designated chaperone when present in the vicinity of  
 787 children. As used in this paragraph, the term "school official"  
 788 means a principal, a school resource officer, a teacher or any  
 789 other employee of the school, the superintendent of schools, a  
 790 member of the school board, a child care facility owner, or a  
 791 child care provider.

792 (c) A person is not in violation of paragraph (b) if:

793 1. The child care facility or school is a voting location  
 794 and the person is present for the purpose of voting during the  
 795 hours designated for voting; or

796 2. The person is only dropping off or picking up his or  
 797 her own children or grandchildren at the child care facility or  
 798 school.

799 Section 3. Subsection (1) of section 943.0435, Florida  
 800 Statutes, is reordered and amended, and subsection (2),  
 801 paragraphs (a) and (e) of subsection (4), subsection (7),  
 802 subsection (11), and paragraphs (b) and (c) of subsection (14)  
 803 of that section are amended, to read:

804 943.0435 Sexual offenders required to register with the  
 805 department; penalty.—

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

807        (a)(e) "Change in ~~enrollment or employment~~ status at an  
808 institution of higher education" has the same meaning as  
809 provided in s. 775.21 ~~means the commencement or termination of~~  
810 ~~enrollment or employment or a change in location of enrollment~~  
811 ~~or employment.~~

812        (b) "Convicted" means that there has been a determination  
813 of guilt as a result of a trial or the entry of a plea of guilty  
814 or nolo contendere, regardless of whether adjudication is  
815 withheld, and includes an adjudication of delinquency of a  
816 juvenile as specified in this section. Conviction of a similar  
817 offense includes, but is not limited to, a conviction by a  
818 federal or military tribunal, including courts-martial conducted  
819 by the Armed Forces of the United States, and includes a  
820 conviction or entry of a plea of guilty or nolo contendere  
821 resulting in a sanction in any state of the United States or  
822 other jurisdiction. A sanction includes, but is not limited to,  
823 a fine, probation, community control, parole, conditional  
824 release, control release, or incarceration in a state prison,  
825 federal prison, private correctional facility, or local  
826 detention facility.

827        (c)(f) "Electronic mail address" has the same meaning as  
828 provided in s. 668.602.

829        (d) "Institution of higher education" has the same meaning  
830 as provided in s. 775.21 ~~means a career center, community~~  
831 ~~college, college, state university, or independent postsecondary~~  
832 ~~institution.~~



833 (e)~~(g)~~ "Internet identifier" has the same meaning as  
 834 provided in s. 775.21.

835 (f)~~(e)~~ "Permanent residence," "temporary residence," and  
 836 "transient residence" have the same meaning as provided ~~ascribed~~  
 837 in s. 775.21.

838 (g) "Professional license" has the same meaning as  
 839 provided in s. 775.21.

840 (h)~~(a)~~1. "Sexual offender" means a person who meets the  
 841 criteria in sub-subparagraph a., sub-subparagraph b., sub-  
 842 subparagraph c., or sub-subparagraph d., as follows:

843 a.(I) Has been convicted of committing, or attempting,  
 844 soliciting, or conspiring to commit, any of the criminal  
 845 offenses proscribed in the following statutes in this state or  
 846 similar offenses in another jurisdiction: s. 393.135(2); s.  
 847 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
 848 the victim is a minor ~~and the defendant is not the victim's~~  
 849 ~~parent or guardian~~; s. 787.06(3)(b), (d), (f), or (g); former s.  
 850 787.06(3)(h); s. 794.011, excluding s. 794.011(10); s. 794.05;  
 851 former s. 796.03; former s. 796.035; s. 800.04; s. 810.145(8);  
 852 s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
 853 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s.  
 854 916.1075(2); or s. 985.701(1); or any similar offense committed  
 855 in this state which has been redesignated from a former statute  
 856 number to one of those listed in this sub-sub-subparagraph; and

857 (II) Has been released on or after October 1, 1997, from  
 858 the sanction imposed for any conviction of an offense described

859 | in sub-sub-subparagraph (I). For purposes of sub-sub-  
860 | subparagraph (I), a sanction imposed in this state or in any  
861 | other jurisdiction includes, but is not limited to, a fine,  
862 | probation, community control, parole, conditional release,  
863 | control release, or incarceration in a state prison, federal  
864 | prison, private correctional facility, or local detention  
865 | facility;

866 |       b. Establishes or maintains a residence in this state and  
867 | who has not been designated as a sexual predator by a court of  
868 | this state but who has been designated as a sexual predator, as  
869 | a sexually violent predator, or by another sexual offender  
870 | designation in another state or jurisdiction and was, as a  
871 | result of such designation, subjected to registration or  
872 | community or public notification, or both, or would be if the  
873 | person were a resident of that state or jurisdiction, without  
874 | regard to whether the person otherwise meets the criteria for  
875 | registration as a sexual offender;

876 |       c. Establishes or maintains a residence in this state who  
877 | is in the custody or control of, or under the supervision of,  
878 | any other state or jurisdiction as a result of a conviction for  
879 | committing, or attempting, soliciting, or conspiring to commit,  
880 | any of the criminal offenses proscribed in the following  
881 | statutes or similar offense in another jurisdiction: s.  
882 | 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
883 | 787.025(2)(c), where the victim is a minor ~~and the defendant is~~  
884 | ~~not the victim's parent or guardian~~; s. 787.06(3)(b), (d), (f),

885 or (g); former s. 787.06(3)(h); s. 794.011, excluding s.  
 886 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s.  
 887 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s.  
 888 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s.  
 889 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar  
 890 offense committed in this state which has been redesignated from  
 891 a former statute number to one of those listed in this sub-  
 892 subparagraph; or

893 d. On or after July 1, 2007, has been adjudicated  
 894 delinquent for committing, or attempting, soliciting, or  
 895 conspiring to commit, any of the criminal offenses proscribed in  
 896 the following statutes in this state or similar offenses in  
 897 another jurisdiction when the juvenile was 14 years of age or  
 898 older at the time of the offense:

899 (I) Section 794.011, excluding s. 794.011(10);

900 (II) Section 800.04(4)(a)2. where the victim is under 12  
 901 years of age or where the court finds sexual activity by the use  
 902 of force or coercion;

903 (III) Section 800.04(5)(c)1. where the court finds  
 904 molestation involving unclothed genitals; ~~or~~

905 (IV) Section 800.04(5)(d) where the court finds the use of  
 906 force or coercion and unclothed genitals; or

907 (V) Any similar offense committed in this state which has  
 908 been redesignated from a former statute number to one of those  
 909 listed in this sub-subparagraph.

910 2. For all qualifying offenses listed in sub-subparagraph

911 1.d. ~~(1)(a)1.d.~~, the court shall make a written finding of the  
 912 age of the offender at the time of the offense.

913  
 914 For each violation of a qualifying offense listed in this  
 915 subsection, except for a violation of s. 794.011, the court  
 916 shall make a written finding of the age of the victim at the  
 917 time of the offense. For a violation of s. 800.04(4), the court  
 918 shall also make a written finding indicating whether the offense  
 919 involved sexual activity and indicating whether the offense  
 920 involved force or coercion. For a violation of s. 800.04(5), the  
 921 court shall also make a written finding that the offense did or  
 922 did not involve unclothed genitals or genital area and that the  
 923 offense did or did not involve the use of force or coercion.

924 (i) ~~(h)~~ "Vehicles owned" has the same meaning as provided  
 925 in s. 775.21.

926 (2) A sexual offender shall:

927 (a) Report in person at the sheriff's office:

928 1. In the county in which the offender establishes or  
 929 maintains a permanent, temporary, or transient residence within  
 930 48 hours after:

931 a. Establishing permanent, temporary, or transient  
 932 residence in this state; or

933 b. Being released from the custody, control, or  
 934 supervision of the Department of Corrections or from the custody  
 935 of a private correctional facility; or

936 2. In the county where he or she was convicted within 48

937 hours after being convicted for a qualifying offense for  
 938 registration under this section if the offender is not in the  
 939 custody or control of, or under the supervision of, the  
 940 Department of Corrections, or is not in the custody of a private  
 941 correctional facility.

942  
 943 Any change in the information required to be provided pursuant  
 944 to paragraph (b), including, but not limited to, any change in  
 945 the sexual offender's permanent, temporary, or transient  
 946 residence; name; electronic mail addresses; ~~or~~ Internet  
 947 identifiers; home telephone numbers and cellular telephone  
 948 numbers; and employment information and any change in status at  
 949 an institution of higher education, required to be provided  
 950 pursuant to paragraph (4) (e), after the sexual offender reports  
 951 in person at the sheriff's office, ~~must~~ be accomplished in the  
 952 manner provided in subsections (4), (7), and (8).

953 (b) Provide his or her name; date of birth; social  
 954 security number; race; sex; height; weight; hair and eye color;  
 955 tattoos or other identifying marks; fingerprints; palm prints;  
 956 photograph; ~~occupation and place of employment~~ information  
 957 required to be provided pursuant to paragraph (4) (e); address of  
 958 permanent or legal residence or address of any current temporary  
 959 residence, within the state or out of state, including a rural  
 960 route address and a post office box; if no permanent or  
 961 temporary address, any transient residence within the state,  
 962 address, location or description, and dates of any current or

963 known future temporary residence within the state or out of  
964 state; the make, model, color, vehicle identification number  
965 (VIN), and license tag number of all vehicles owned; all home  
966 telephone numbers and cellular telephone numbers required to be  
967 provided pursuant to paragraph (4) (e); all electronic mail  
968 addresses and all Internet identifiers required to be provided  
969 pursuant to paragraph (4) (e); date and place of each conviction;  
970 and a brief description of the crime or crimes committed by the  
971 offender. A post office box may not be provided in lieu of a  
972 physical residential address. The sexual offender shall also  
973 produce his or her passport, if he or she has a passport, and,  
974 if he or she is an alien, shall produce or provide information  
975 about documents establishing his or her immigration status. The  
976 sexual offender shall also provide information about any  
977 professional licenses he or she has.

978 1. If the sexual offender's place of residence is a motor  
979 vehicle, trailer, mobile home, or manufactured home, as defined  
980 in chapter 320, the sexual offender shall also provide to the  
981 department through the sheriff's office written notice of the  
982 vehicle identification number; the license tag number; the  
983 registration number; and a description, including color scheme,  
984 of the motor vehicle, trailer, mobile home, or manufactured  
985 home. If the sexual offender's place of residence is a vessel,  
986 live-aboard vessel, or houseboat, as defined in chapter 327, the  
987 sexual offender shall also provide to the department written  
988 notice of the hull identification number; the manufacturer's

989 serial number; the name of the vessel, live-aboard vessel, or  
 990 houseboat; the registration number; and a description, including  
 991 color scheme, of the vessel, live-aboard vessel, or houseboat.

992 2. If the sexual offender is enrolled or, employed,  
 993 whether for compensation or as a volunteer ~~volunteering, or~~  
 994 ~~carrying on a vocation~~ at an institution of higher education in  
 995 this state, the sexual offender shall also provide to the  
 996 department pursuant to paragraph (4) (e) ~~through the sheriff's~~  
 997 ~~office~~ the name, address, and county of each institution,  
 998 including each campus attended, and the sexual offender's  
 999 enrollment, volunteer, or employment status. ~~Each change in~~  
 1000 ~~enrollment, volunteer, or employment status must be reported in~~  
 1001 ~~person at the sheriff's office, within 48 hours after any change~~  
 1002 ~~in status.~~ The sheriff, the Department of Corrections, or the  
 1003 Department of Juvenile Justice shall promptly notify each  
 1004 institution of higher education of the sexual offender's  
 1005 presence and any change in the sexual offender's enrollment,  
 1006 volunteer, or employment status.

1007 3. A sexual offender shall report in person to the  
 1008 sheriff's office within 48 hours after any change in vehicles  
 1009 owned to report those vehicle information changes.

1010 (c) Provide any other information determined necessary by  
 1011 the department, including criminal and corrections records;  
 1012 nonprivileged personnel and treatment records; and evidentiary  
 1013 genetic markers, when available.

1015 When a sexual offender reports at the sheriff's office, the  
1016 sheriff shall take a photograph, a set of fingerprints, and palm  
1017 prints of the offender and forward the photographs, palm prints,  
1018 and fingerprints to the department, along with the information  
1019 provided by the sexual offender. The sheriff shall promptly  
1020 provide to the department the information received from the  
1021 sexual offender.

1022 (4) (a) Each time a sexual offender's driver license or  
1023 identification card is subject to renewal, and, without regard  
1024 to the status of the offender's driver license or identification  
1025 card, within 48 hours after any change in the offender's  
1026 permanent, temporary, or transient residence or change in the  
1027 offender's name by reason of marriage or other legal process,  
1028 the offender shall report in person to a driver license office,  
1029 and is subject to the requirements specified in subsection (3).  
1030 The Department of Highway Safety and Motor Vehicles shall  
1031 forward to the department all photographs and information  
1032 provided by sexual offenders. Notwithstanding the restrictions  
1033 set forth in s. 322.142, the Department of Highway Safety and  
1034 Motor Vehicles may release a reproduction of a color-photograph  
1035 or digital-image license to the Department of Law Enforcement  
1036 for purposes of public notification of sexual offenders as  
1037 provided in this section and ss. 943.043 and 944.606. A sexual  
1038 offender who is unable to secure or update a driver license or  
1039 an identification card with the Department of Highway Safety and  
1040 Motor Vehicles as provided in subsection (3) and this subsection



1041 shall also report any change in the sexual offender's permanent,  
1042 temporary, or transient residence or change in the offender's  
1043 name by reason of marriage or other legal process within 48  
1044 hours after the change to the sheriff's office in the county  
1045 where the offender resides or is located and provide  
1046 confirmation that he or she reported such information to the  
1047 Department of Highway Safety and Motor Vehicles. The reporting  
1048 requirements under this paragraph do not negate the requirement  
1049 for a sexual offender to obtain a Florida driver license or an  
1050 identification card as required in this section.

1051 (e)1. A sexual offender shall register all electronic mail  
1052 addresses and Internet identifiers with the department through  
1053 the department's online system or in person at the sheriff's  
1054 office before using such electronic mail addresses and Internet  
1055 identifiers. If the sexual offender is in the custody or  
1056 control, or under the supervision, of the Department of  
1057 Corrections, he or she must report all electronic mail addresses  
1058 and Internet identifiers to the Department of Corrections before  
1059 using such electronic mail addresses or Internet identifiers. If  
1060 the sexual offender is in the custody or control, or under the  
1061 supervision, of the Department of Juvenile Justice, he or she  
1062 must report all electronic mail addresses and Internet  
1063 identifiers to the Department of Juvenile Justice before using  
1064 such electronic mail addresses or Internet identifiers.

1065 2. A sexual offender shall register all changes to home  
1066 telephone numbers and cellular telephone numbers, including

1067 added and deleted numbers, all changes to employment  
 1068 information, and all changes in status related to enrollment,  
 1069 volunteering, or employment at institutions of higher education,  
 1070 through the department's online system; in person at the  
 1071 sheriff's office; in person at the Department of Corrections if  
 1072 the sexual offender is in the custody or control, or under the  
 1073 supervision, of the Department of Corrections; or in person at  
 1074 the Department of Juvenile Justice if the sexual offender is in  
 1075 the custody or control, or under the supervision, of the  
 1076 Department of Juvenile Justice. All changes required to be  
 1077 reported under this subparagraph must be reported within 48  
 1078 hours after the change.

1079 3. The department shall establish an online system through  
 1080 which sexual offenders may securely access, submit, and update  
 1081 all changes in status to electronic mail address and Internet  
 1082 identifier information, home telephone numbers and cellular  
 1083 telephone numbers, employment information, and institution of  
 1084 higher education information.

1085 (7) A sexual offender who intends to establish a  
 1086 permanent, temporary, or transient residence in another state or  
 1087 jurisdiction other than the State of Florida shall report in  
 1088 person to the sheriff of the county of current residence within  
 1089 48 hours before the date he or she intends to leave this state  
 1090 to establish residence in another state or jurisdiction or at  
 1091 least ~~within~~ 21 days before the date he or she intends to travel  
 1092 before his or her planned departure date if the intended

1093 residence of 5 days or more is outside of the United States. Any  
 1094 travel that is not known by the sexual offender 21 days before  
 1095 the departure date must be reported in person to the sheriff's  
 1096 office as soon as possible before departure. The sexual offender  
 1097 shall provide to the sheriff ~~The notification must include the~~  
 1098 address, municipality, county, state, and country of intended  
 1099 residence. For international travel, the sexual offender shall  
 1100 also provide travel information, including, but not limited to,  
 1101 expected departure and return dates, flight number, airport of  
 1102 departure, cruise port of departure, or any other means of  
 1103 intended travel. The sheriff shall promptly provide to the  
 1104 department the information received from the sexual offender.  
 1105 The department shall notify the statewide law enforcement  
 1106 agency, or a comparable agency, in the intended state,  
 1107 jurisdiction, or country of residence of the sexual offender's  
 1108 intended residence. The failure of a sexual offender to provide  
 1109 his or her intended place of residence is punishable as provided  
 1110 in subsection (9).

1111 (11) Except as provided in s. 943.04354, a sexual offender  
 1112 shall maintain registration with the department for the duration  
 1113 of his or her life unless the sexual offender has received a  
 1114 full pardon or has had a conviction set aside in a  
 1115 postconviction proceeding for any offense that meets the  
 1116 criteria for classifying the person as a sexual offender for  
 1117 purposes of registration. However, a sexual offender shall be  
 1118 considered for removal of the requirement to register as a

1119 sexual offender only if the person:

1120 (a)1. ~~Who~~ Has been lawfully released from confinement,  
 1121 supervision, or sanction, whichever is later, for at least 25  
 1122 years and has not been arrested for any felony or misdemeanor  
 1123 offense since release, provided that the sexual offender's  
 1124 requirement to register was not based upon an adult conviction:

1125 a. For a violation of s. 787.01 or s. 787.02;

1126 b. For a violation of s. 794.011, excluding s.  
 1127 794.011(10);

1128 c. For a violation of s. 800.04(4)(a)2. where the court  
 1129 finds the offense involved a victim under 12 years of age or  
 1130 sexual activity by the use of force or coercion;

1131 d. For a violation of s. 800.04(5)(b);

1132 e. For a violation of s. 800.04(5)(c)2. where the court  
 1133 finds the offense involved the use of force or coercion and  
 1134 unclothed genitals or genital area;

1135 f. For a violation of s. 825.1025(2)(a);

1136 ~~g.f.~~ For any attempt or conspiracy to commit any such  
 1137 offense;

1138 ~~h.g.~~ For a violation of similar law of another  
 1139 jurisdiction; or

1140 i.h. For a violation of a similar offense committed in  
 1141 this state which has been redesignated from a former statute  
 1142 number to one of those listed in this subparagraph.r

1143 2. If the sexual offender meets the criteria in  
 1144 subparagraph 1., the sexual offender may, for the purpose of

1145 removing the requirement for registration as a sexual offender,  
 1146 petition the criminal division of the circuit court of the  
 1147 circuit:

1148 a. Where the conviction or adjudication occurred, for a  
 1149 conviction in this state;

1150 b. Where the sexual offender resides, for a conviction of  
 1151 a violation of similar law of another jurisdiction; or

1152 c. Where the sexual offender last resided, for a sexual  
 1153 offender with a conviction of a violation of similar law of  
 1154 another jurisdiction who no longer resides in this state ~~for the~~  
 1155 ~~purpose of removing the requirement for registration as a sexual~~  
 1156 ~~offender.~~

1157 3.2. The court may grant or deny relief if the offender  
 1158 demonstrates to the court that he or she has not been arrested  
 1159 for any crime since release; the requested relief complies with  
 1160 ~~the provisions of~~ the federal Adam Walsh Child Protection and  
 1161 Safety Act of 2006 and any other federal standards applicable to  
 1162 the removal of registration requirements for a sexual offender  
 1163 or required to be met as a condition for the receipt of federal  
 1164 funds by the state; and the court is otherwise satisfied that  
 1165 the offender is not a current or potential threat to public  
 1166 safety. The state attorney in the circuit in which the petition  
 1167 is filed must be given notice of the petition at least 3 weeks  
 1168 before the hearing on the matter. The state attorney may present  
 1169 evidence in opposition to the requested relief or may otherwise  
 1170 demonstrate the reasons why the petition should be denied. If

1171 the court denies the petition, the court may set a future date  
1172 at which the sexual offender may again petition the court for  
1173 relief, subject to the standards for relief provided in this  
1174 subsection.

1175 4.3. The department shall remove an offender from  
1176 classification as a sexual offender for purposes of registration  
1177 if the offender provides to the department a certified copy of  
1178 the court's written findings or order that indicates that the  
1179 offender is no longer required to comply with the requirements  
1180 for registration as a sexual offender.

1181 ~~4. For purposes of this paragraph:~~

1182 ~~a. The registration period of a sexual offender sentenced~~  
1183 ~~to a term of incarceration or committed to a residential program~~  
1184 ~~begins upon the offender's release from incarceration or~~  
1185 ~~commitment for the most recent conviction that required the~~  
1186 ~~offender to register.~~

1187 ~~b. A sexual offender's registration period is tolled~~  
1188 ~~during any period in which the offender is incarcerated, civilly~~  
1189 ~~committed, detained pursuant to chapter 985, or committed to a~~  
1190 ~~residential program.~~

1191 ~~e. Except as provided in sub-subparagraph e., if the~~  
1192 ~~sexual offender is only sentenced to a term of supervision for~~  
1193 ~~the most recent conviction that required the offender to~~  
1194 ~~register as a sexual offender or is only subject to a period of~~  
1195 ~~supervision for that conviction, the registration period begins~~  
1196 ~~when the term or period of supervision for that conviction~~

1197 ~~begins.~~

1198 ~~d. Except as provided in sub-subparagraph e., if the~~  
1199 ~~sexual offender is sentenced to a term of supervision that~~  
1200 ~~follows a term of incarceration for the most recent conviction~~  
1201 ~~that required the offender to register as a sexual offender or~~  
1202 ~~is subject to a period of supervision that follows commitment to~~  
1203 ~~a residential program for that conviction, the registration~~  
1204 ~~period begins when the term or period of supervision for that~~  
1205 ~~conviction begins.~~

1206 ~~e. If a sexual offender is sentenced to a term of more~~  
1207 ~~than 25 years' supervision for the most recent conviction that~~  
1208 ~~required the offender to register as a sexual offender, the~~  
1209 ~~sexual offender may not petition for removal of the requirement~~  
1210 ~~for registration as a sexual offender until the term of~~  
1211 ~~supervision for that conviction is completed.~~

1212 (b) As defined in sub-subparagraph (1)(h)1.b. ~~(1)(a)1.b.~~  
1213 must maintain registration with the department for the duration  
1214 of his or her life until the person provides the department with  
1215 an order issued by the court that designated the person as a  
1216 sexual predator, as a sexually violent predator, or by another  
1217 sexual offender designation in the state or jurisdiction in  
1218 which the order was issued which states that such designation  
1219 has been removed or demonstrates to the department that such  
1220 designation, if not imposed by a court, has been removed by  
1221 operation of law or court order in the state or jurisdiction in  
1222 which the designation was made, and provided such person no

1223 longer meets the criteria for registration as a sexual offender  
 1224 under the laws of this state.

1225 (14)

1226 (b) However, a sexual offender who is required to register  
 1227 as a result of a conviction for:

1228 1. Section 787.01 or s. 787.02 where the victim is a minor  
 1229 ~~and the offender is not the victim's parent or guardian;~~

1230 2. Section 794.011, excluding s. 794.011(10);

1231 3. Section 800.04(4)(a)2. where the court finds the  
 1232 offense involved a victim under 12 years of age or sexual  
 1233 activity by the use of force or coercion;

1234 4. Section 800.04(5)(b);

1235 5. Section 800.04(5)(c)1. where the court finds  
 1236 molestation involving unclothed genitals or genital area;

1237 6. Section 800.04(5)(c)2. where the court finds  
 1238 molestation involving the use of force or coercion and unclothed  
 1239 genitals or genital area;

1240 7. Section 800.04(5)(d) where the court finds the use of  
 1241 force or coercion and unclothed genitals or genital area;

1242 8. Section 825.1025(2)(a);

1243 ~~9.8.~~ Any attempt or conspiracy to commit such offense;

1244 ~~10.9.~~ A violation of a similar law of another  
 1245 jurisdiction; or

1246 ~~11.10.~~ A violation of a similar offense committed in this  
 1247 state which has been redesignated from a former statute number  
 1248 to one of those listed in this paragraph,



1249  
1250 must reregister each year during the month of the sexual  
1251 offender's birthday and every third month thereafter.

1252 (c) The sheriff's office may determine the appropriate  
1253 times and days for reporting by the sexual offender, which must  
1254 be consistent with the reporting requirements of this  
1255 subsection. Reregistration must include any changes to the  
1256 following information:

1257 1. Name; social security number; age; race; sex; date of  
1258 birth; height; weight; tattoos or other identifying marks; hair  
1259 and eye color; address of any permanent residence and address of  
1260 any current temporary residence, within the state or out of  
1261 state, including a rural route address and a post office box; if  
1262 no permanent or temporary address, any transient residence  
1263 within the state; address, location or description, and dates of  
1264 any current or known future temporary residence within the state  
1265 or out of state; all electronic mail addresses or Internet  
1266 identifiers required to be provided pursuant to paragraph  
1267 (4) (e); all home telephone numbers and cellular telephone  
1268 numbers required to be provided pursuant to paragraph (4) (e);  
1269 ~~date and place of any employment~~ information required to be  
1270 provided pursuant to paragraph (4) (e); the make, model, color,  
1271 vehicle identification number (VIN), and license tag number of  
1272 all vehicles owned; fingerprints; palm prints; and photograph. A  
1273 post office box may not be provided in lieu of a physical  
1274 residential address. The sexual offender shall also produce his

1275 or her passport, if he or she has a passport, and, if he or she  
 1276 is an alien, shall produce or provide information about  
 1277 documents establishing his or her immigration status. The sexual  
 1278 offender shall also provide information about any professional  
 1279 licenses he or she has.

1280 2. If the sexual offender is enrolled or, ~~volunteering,~~  
 1281 employed, whether for compensation or as a volunteer, ~~or~~  
 1282 ~~carrying on a vocation~~ at an institution of higher education in  
 1283 this state, the sexual offender shall also provide to the  
 1284 department the name, address, and county of each institution,  
 1285 including each campus attended, and the sexual offender's  
 1286 enrollment, volunteer, or employment status.

1287 3. If the sexual offender's place of residence is a motor  
 1288 vehicle, trailer, mobile home, or manufactured home, as defined  
 1289 in chapter 320, the sexual offender shall also provide the  
 1290 vehicle identification number; the license tag number; the  
 1291 registration number; and a description, including color scheme,  
 1292 of the motor vehicle, trailer, mobile home, or manufactured  
 1293 home. If the sexual offender's place of residence is a vessel,  
 1294 live-aboard vessel, or houseboat, as defined in chapter 327, the  
 1295 sexual offender shall also provide the hull identification  
 1296 number; the manufacturer's serial number; the name of the  
 1297 vessel, live-aboard vessel, or houseboat; the registration  
 1298 number; and a description, including color scheme, of the  
 1299 vessel, live-aboard vessel or houseboat.

1300 4. Any sexual offender who fails to report in person as

1301 required at the sheriff's office, who fails to respond to any  
 1302 address verification correspondence from the department within 3  
 1303 weeks of the date of the correspondence, who fails to report all  
 1304 electronic mail addresses and all Internet identifiers before  
 1305 ~~prior to~~ use, or who knowingly provides false registration  
 1306 information by act or omission commits a felony of the third  
 1307 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
 1308 775.084.

1309 Section 4. Subsections (1) and (2) of section 943.04354,  
 1310 Florida Statutes, are amended to read:

1311 943.04354 Removal of the requirement to register as a  
 1312 sexual offender or sexual predator in special circumstances.—

1313 (1) For purposes of this section, a person shall be  
 1314 considered for removal of the requirement to register as a  
 1315 sexual offender or sexual predator only if the person:

1316 (a) Was convicted, regardless of adjudication, or  
 1317 adjudicated delinquent of a violation of ~~s. 794.011~~, s. 800.04,  
 1318 s. 827.071, or s. 847.0135(5) or of a similar offense in another  
 1319 jurisdiction and if the person does not have any other  
 1320 conviction, regardless of adjudication, or adjudication of  
 1321 delinquency for a violation of s. 794.011, s. 800.04, s.  
 1322 827.071, or s. 847.0135(5) or for a similar offense in another  
 1323 jurisdiction;

1324 (b)1. Was convicted, regardless of adjudication, or  
 1325 adjudicated delinquent of an offense listed in paragraph (a) and  
 1326 is required to register as a sexual offender or sexual predator

1327 solely on the basis of this conviction or adjudication; or  
 1328 2. Was convicted, regardless of adjudication, or  
 1329 adjudicated delinquent of an offense in another jurisdiction  
 1330 which is similar to an offense listed in paragraph (a) and no  
 1331 longer meets the criteria for registration as a sexual offender  
 1332 or sexual predator under the laws of the jurisdiction in which  
 1333 the similar offense occurred; and  
 1334 (c) Is not more than 4 years older than the victim of this  
 1335 violation who was 13 years of age or older but younger than 18  
 1336 years of age at the time the person committed this violation.  
 1337 (2) (a) If a person meets the criteria in subsection (1),  
 1338 the person may, for the purpose of removing the requirement that  
 1339 he or she register as a sexual offender or sexual predator, move  
 1340 the criminal division of the circuit court of the circuit:  
 1341 1. the person may move the criminal division of the  
 1342 circuit court of the circuit Where the conviction or  
 1343 adjudication for the qualifying offense occurred for a  
 1344 conviction in this state;  
 1345 2. Where the sexual offender or sexual predator resides  
 1346 for a conviction for a violation of similar law of another  
 1347 jurisdiction; or  
 1348 3. Where the sexual offender or sexual predator last  
 1349 resided for a sexual offender or sexual predator with a  
 1350 conviction of a violation of a similar law of another  
 1351 jurisdiction who no longer resides in this state ~~to remove the~~  
 1352 ~~requirement that the person register as a sexual offender or~~

1353 ~~sexual predator.~~

1354       **(b)** The person must allege in the motion that he or she  
1355 meets the criteria in subsection (1) and that removal of the  
1356 registration requirement will not conflict with federal law that  
1357 requires that the sexual act be consensual, notwithstanding the  
1358 age of the victim. A person convicted or adjudicated delinquent  
1359 of an offense in another jurisdiction which is similar to an  
1360 offense listed in paragraph (1)(a) must provide the court  
1361 written confirmation that he or she is not required to register  
1362 in the jurisdiction in which the conviction or adjudication  
1363 occurred. The state attorney and the department must be given  
1364 notice of the motion at least 21 days before the date of  
1365 sentencing, disposition of the violation, or hearing on the  
1366 motion and may present evidence in opposition to the requested  
1367 relief or may otherwise demonstrate why the motion should be  
1368 denied. At sentencing, disposition of the violation, or hearing  
1369 on the motion, the court shall rule on the motion, and, if the  
1370 court determines the person meets the criteria in subsection (1)  
1371 and the removal of the registration requirement will not  
1372 conflict with federal law that requires that the sexual act be  
1373 consensual, notwithstanding the age of the victim, it may grant  
1374 the motion and order the removal of the registration  
1375 requirement. The court shall instruct the person to provide the  
1376 department a certified copy of the order granting relief. If the  
1377 court denies the motion, the person is not authorized under this  
1378 section to file another motion for removal of the registration

1379 requirement.

1380 Section 5. Subsection (1) of section 944.606, Florida  
1381 Statutes, is reordered and amended, and paragraph (a) of  
1382 subsection (3) of that section is amended, to read:

1383 944.606 Sexual offenders; notification upon release.—

1384 (1) As used in this section, the term:

1385 (a) "Convicted" means there has been a determination of  
1386 guilt as a result of a trial or the entry of a plea of guilty or  
1387 nolo contendere, regardless of whether adjudication is withheld.  
1388 A conviction for a similar offense includes, but is not limited  
1389 to, a conviction by a federal or military tribunal, including  
1390 courts-martial conducted by the Armed Forces of the United  
1391 States, and includes a conviction or entry of a plea of guilty  
1392 or nolo contendere resulting in a sanction in any state of the  
1393 United States or other jurisdiction. A sanction includes, but is  
1394 not limited to, a fine; probation; community control; parole;  
1395 conditional release; control release; or incarceration in a  
1396 state prison, federal prison, private correctional facility, or  
1397 local detention facility.

1398 ~~(b)-(e)~~ "Electronic mail address" has the same meaning as  
1399 provided in s. 668.602.

1400 ~~(c)-(d)~~ "Internet identifier" has the same meaning as  
1401 provided in s. 775.21.

1402 (d) "Permanent residence," "temporary residence," and  
1403 "transient residence" have the same meaning as provided in s.  
1404 775.21.

1405 (e) "Professional license" has the same meaning as  
1406 provided in s. 775.21.

1407 (f)~~(b)~~ "Sexual offender" means a person who has been  
1408 convicted of committing, or attempting, soliciting, or  
1409 conspiring to commit, any of the criminal offenses proscribed in  
1410 the following statutes in this state or similar offenses in  
1411 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1412 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
1413 ~~the defendant is not the victim's parent or guardian; s.~~  
1414 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.  
1415 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
1416 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
1417 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
1418 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
1419 985.701(1); or any similar offense committed in this state which  
1420 has been redesignated from a former statute number to one of  
1421 those listed in this subsection, when the department has  
1422 received verified information regarding such conviction; an  
1423 offender's computerized criminal history record is not, in and  
1424 of itself, verified information.

1425 (3)(a) The department shall provide information regarding  
1426 any sexual offender who is being released after serving a period  
1427 of incarceration for any offense, as follows:

1428 1. The department shall provide: the sexual offender's  
1429 name, any change in the offender's name by reason of marriage or  
1430 other legal process, and any alias, if known; the correctional

1431 facility from which the sexual offender is released; the sexual  
1432 offender's social security number, race, sex, date of birth,  
1433 height, weight, and hair and eye color; tattoos or other  
1434 identifying marks; address of any planned permanent residence or  
1435 temporary residence, within the state or out of state, including  
1436 a rural route address and a post office box; if no permanent or  
1437 temporary address, any transient residence within the state;  
1438 address, location or description, and dates of any known future  
1439 temporary residence within the state or out of state; date and  
1440 county of sentence and each crime for which the offender was  
1441 sentenced; a copy of the offender's fingerprints, palm prints,  
1442 and a digitized photograph taken within 60 days before release;  
1443 the date of release of the sexual offender; all electronic mail  
1444 addresses and all Internet identifiers required to be provided  
1445 pursuant to s. 943.0435(4)(e); employment information, if known,  
1446 provided pursuant to s. 943.0435(4)(e); all home telephone  
1447 numbers and cellular telephone numbers required to be provided  
1448 pursuant to s. 943.0435(4)(e); information about any  
1449 professional licenses the offender has, if known; and passport  
1450 information, if he or she has a passport, and, if he or she is  
1451 an alien, information about documents establishing his or her  
1452 immigration status. The department shall notify the Department  
1453 of Law Enforcement if the sexual offender escapes, absconds, or  
1454 dies. If the sexual offender is in the custody of a private  
1455 correctional facility, the facility shall take the digitized  
1456 photograph of the sexual offender within 60 days before the



1457 sexual offender's release and provide this photograph to the  
 1458 Department of Corrections and also place it in the sexual  
 1459 offender's file. If the sexual offender is in the custody of a  
 1460 local jail, the custodian of the local jail shall register the  
 1461 offender within 3 business days after intake of the offender for  
 1462 any reason and upon release, and shall notify the Department of  
 1463 Law Enforcement of the sexual offender's release and provide to  
 1464 the Department of Law Enforcement the information specified in  
 1465 this paragraph and any information specified in subparagraph 2.  
 1466 that the Department of Law Enforcement requests.

1467 2. The department may provide any other information deemed  
 1468 necessary, including criminal and corrections records,  
 1469 nonprivileged personnel and treatment records, when available.

1470 Section 6. Subsection (1) of section 944.607, Florida  
 1471 Statutes, is reordered and amended, and subsections (4) and (13)  
 1472 of that section are amended, to read:

1473 944.607 Notification to Department of Law Enforcement of  
 1474 information on sexual offenders.—

1475 (1) As used in this section, the term:

1476 (a) (e) "Change in ~~enrollment or employment~~ status at an  
 1477 institution of higher education" has the same meaning as  
 1478 provided in s. 775.21 ~~means the commencement or termination of~~  
 1479 ~~enrollment or employment or a change in location of enrollment~~  
 1480 ~~or employment.~~

1481 (b) (e) "Conviction" means a determination of guilt which  
 1482 is the result of a trial or the entry of a plea of guilty or

1483 nolo contendere, regardless of whether adjudication is withheld.  
 1484 Conviction of a similar offense includes, but is not limited to,  
 1485 a conviction by a federal or military tribunal, including  
 1486 courts-martial conducted by the Armed Forces of the United  
 1487 States, and includes a conviction or entry of a plea of guilty  
 1488 or nolo contendere resulting in a sanction in any state of the  
 1489 United States or other jurisdiction. A sanction includes, but is  
 1490 not limited to, a fine; probation; community control; parole;  
 1491 conditional release; control release; or incarceration in a  
 1492 state prison, federal prison, private correctional facility, or  
 1493 local detention facility.

1494 (c)~~(f)~~ "Electronic mail address" has the same meaning as  
 1495 provided in s. 668.602.

1496 (d) "Institution of higher education" has the same meaning  
 1497 as provided in s. 775.21 ~~means a career center, community~~  
 1498 ~~college, college, state university, or independent postsecondary~~  
 1499 ~~institution.~~

1500 (e)~~(g)~~ "Internet identifier" has the same meaning as  
 1501 provided in s. 775.21.

1502 (f)~~(a)~~ "Sexual offender" means a person who is in the  
 1503 custody or control of, or under the supervision of, the  
 1504 department or is in the custody of a private correctional  
 1505 facility:

1506 1. On or after October 1, 1997, as a result of a  
 1507 conviction for committing, or attempting, soliciting, or  
 1508 conspiring to commit, any of the criminal offenses proscribed in

1509 the following statutes in this state or similar offenses in  
 1510 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
 1511 s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and~~  
 1512 ~~the defendant is not the victim's parent or guardian~~; s.  
 1513 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.  
 1514 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;  
 1515 former s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
 1516 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
 1517 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
 1518 985.701(1); or any similar offense committed in this state which  
 1519 has been redesignated from a former statute number to one of  
 1520 those listed in this paragraph; or

1521 2. Who establishes or maintains a residence in this state  
 1522 and who has not been designated as a sexual predator by a court  
 1523 of this state but who has been designated as a sexual predator,  
 1524 as a sexually violent predator, or by another sexual offender  
 1525 designation in another state or jurisdiction and was, as a  
 1526 result of such designation, subjected to registration or  
 1527 community or public notification, or both, or would be if the  
 1528 person were a resident of that state or jurisdiction, without  
 1529 regard as to whether the person otherwise meets the criteria for  
 1530 registration as a sexual offender.

1531 (g) ~~(b)~~ "Vehicles owned" has the same meaning as provided  
 1532 in s. 775.21.

1533 (4) A sexual offender, as described in this section, who  
 1534 is under the supervision of the Department of Corrections but is

1535 not incarcerated shall register with the Department of  
1536 Corrections within 3 business days after sentencing for a  
1537 registrable offense and otherwise provide information as  
1538 required by this subsection.

1539 (a) The sexual offender shall provide his or her name;  
1540 date of birth; social security number; race; sex; height;  
1541 weight; hair and eye color; tattoos or other identifying marks;  
1542 all electronic mail addresses and Internet identifiers required  
1543 to be provided pursuant to s. 943.0435(4)(e); employment  
1544 information required to be provided pursuant to s.  
1545 943.0435(4)(e); all home telephone numbers and cellular  
1546 telephone numbers required to be provided pursuant to s.  
1547 943.0435(4)(e); the make, model, color, vehicle identification  
1548 number (VIN), and license tag number of all vehicles owned;  
1549 permanent or legal residence and address of temporary residence  
1550 within the state or out of state while the sexual offender is  
1551 under supervision in this state, including any rural route  
1552 address or post office box; if no permanent or temporary  
1553 address, any transient residence within the state; and address,  
1554 location or description, and dates of any current or known  
1555 future temporary residence within the state or out of state. The  
1556 sexual offender shall also produce his or her passport, if he or  
1557 she has a passport, and, if he or she is an alien, shall produce  
1558 or provide information about documents establishing his or her  
1559 immigration status. The sexual offender shall also provide  
1560 information about any professional licenses he or she has. The

1561 Department of Corrections shall verify the address of each  
 1562 sexual offender in the manner described in ss. 775.21 and  
 1563 943.0435. The department shall report to the Department of Law  
 1564 Enforcement any failure by a sexual predator or sexual offender  
 1565 to comply with registration requirements.

1566 (b) If the sexual offender is enrolled or, employed,  
 1567 whether for compensation or as a volunteer ~~volunteering, or~~  
 1568 ~~carrying on a vocation~~ at an institution of higher education in  
 1569 this state, the sexual offender shall provide the name, address,  
 1570 and county of each institution, including each campus attended,  
 1571 and the sexual offender's enrollment, volunteer, or employment  
 1572 status required to be provided pursuant to s. 943.0435(4)(e).  
 1573 Each change in ~~enrollment, volunteer, or employment~~ status at an  
 1574 institution of higher education must be reported to the  
 1575 department within 48 hours after the change in status at an  
 1576 institution of higher education as provided pursuant to s.  
 1577 943.0435(4)(e). The Department of Corrections shall promptly  
 1578 notify each institution of the sexual offender's presence and  
 1579 any change in the sexual offender's enrollment, volunteer, or  
 1580 employment status.

1581 (c) A sexual offender shall report in person to the  
 1582 sheriff's office within 48 hours after any change in vehicles  
 1583 owned to report those vehicle information changes.

1584 (13) (a) A sexual offender must report in person each year  
 1585 during the month of the sexual offender's birthday and during  
 1586 the sixth month following the sexual offender's birth month to

1587 the sheriff's office in the county in which he or she resides or  
 1588 is otherwise located to reregister.

1589 (b) However, a sexual offender who is required to register  
 1590 as a result of a conviction for:

1591 1. Section 787.01 or s. 787.02 where the victim is a minor  
 1592 ~~and the offender is not the victim's parent or guardian;~~

1593 2. Section 794.011, excluding s. 794.011(10);

1594 3. Section 800.04(4)(a)2. where the victim is under 12  
 1595 years of age or where the court finds sexual activity by the use  
 1596 of force or coercion;

1597 4. Section 800.04(5)(b);

1598 5. Section 800.04(5)(c)1. where the court finds  
 1599 molestation involving unclothed genitals or genital area;

1600 6. Section 800.04(5)(c)2. where the court finds  
 1601 molestation involving use of force or coercion and unclothed  
 1602 genitals or genital area;

1603 7. Section 800.04(5)(d) where the court finds the use of  
 1604 force or coercion and unclothed genitals or genital area;

1605 8. Section 825.1025(2)(a);

1606 ~~9.8.~~ Any attempt or conspiracy to commit such offense;

1607 ~~10.9.~~ A violation of a similar law of another  
 1608 jurisdiction; or

1609 11.10. A violation of a similar offense committed in this  
 1610 state which has been redesignated from a former statute number  
 1611 to one of those listed in this paragraph,

1612

1613 must reregister each year during the month of the sexual  
1614 offender's birthday and every third month thereafter.

1615 (c) The sheriff's office may determine the appropriate  
1616 times and days for reporting by the sexual offender, which must  
1617 be consistent with the reporting requirements of this  
1618 subsection. Reregistration must include any changes to the  
1619 following information:

1620 1. Name; social security number; age; race; sex; date of  
1621 birth; height; weight; tattoos or other identifying marks; hair  
1622 and eye color; address of any permanent residence and address of  
1623 any current temporary residence, within the state or out of  
1624 state, including a rural route address and a post office box; if  
1625 no permanent or temporary address, any transient residence;  
1626 address, location or description, and dates of any current or  
1627 known future temporary residence within the state or out of  
1628 state; all electronic mail addresses and Internet identifiers  
1629 required to be provided pursuant to s. 943.0435(4)(e); all home  
1630 telephone numbers and cellular telephone numbers required to be  
1631 provided pursuant to s. 943.0435(4)(e); ~~date and place of any~~  
1632 employment information required to be provided pursuant to s.  
1633 943.0435(4)(e); the make, model, color, vehicle identification  
1634 number (VIN), and license tag number of all vehicles owned;  
1635 fingerprints; palm prints; and photograph. A post office box may  
1636 not be provided in lieu of a physical residential address. The  
1637 sexual offender shall also produce his or her passport, if he or  
1638 she has a passport, and, if he or she is an alien, shall produce

1639 or provide information about documents establishing his or her  
1640 immigration status. The sexual offender shall also provide  
1641 information about any professional licenses he or she has.

1642 2. If the sexual offender is enrolled or, employed,  
1643 whether for compensation or as a volunteer ~~volunteering, or~~  
1644 ~~carrying on a vocation~~ at an institution of higher education in  
1645 this state, the sexual offender shall also provide to the  
1646 department the name, address, and county of each institution,  
1647 including each campus attended, and the sexual offender's  
1648 enrollment, volunteer, or employment status.

1649 3. If the sexual offender's place of residence is a motor  
1650 vehicle, trailer, mobile home, or manufactured home, as defined  
1651 in chapter 320, the sexual offender shall also provide the  
1652 vehicle identification number; the license tag number; the  
1653 registration number; and a description, including color scheme,  
1654 of the motor vehicle, trailer, mobile home, or manufactured  
1655 home. If the sexual offender's place of residence is a vessel,  
1656 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1657 sexual offender shall also provide the hull identification  
1658 number; the manufacturer's serial number; the name of the  
1659 vessel, live-aboard vessel, or houseboat; the registration  
1660 number; and a description, including color scheme, of the  
1661 vessel, live-aboard vessel or houseboat.

1662 4. Any sexual offender who fails to report in person as  
1663 required at the sheriff's office, who fails to respond to any  
1664 address verification correspondence from the department within 3



1665 weeks of the date of the correspondence, who fails to report all  
1666 electronic mail addresses or Internet identifiers before ~~prior~~  
1667 ~~to~~ use, or who knowingly provides false registration information  
1668 by act or omission commits a felony of the third degree,  
1669 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1670 (d) The sheriff's office shall, within 2 working days,  
1671 electronically submit and update all information provided by the  
1672 sexual offender to the Department of Law Enforcement in a manner  
1673 prescribed by that department.

1674 Section 7. Subsection (1) and paragraph (a) of subsection  
1675 (3) of section 985.481, Florida Statutes, are amended to read:

1676 985.481 Sexual offenders adjudicated delinquent;  
1677 notification upon release.—

1678 (1) As used in this section:

1679 (a) "Convicted" has the same meaning as provided in s.  
1680 943.0435.

1681 (b) "Electronic mail address" has the same meaning as  
1682 provided in s. 668.602.

1683 (c) ~~(b)~~ "Internet identifier" has the same meaning as  
1684 provided in s. 775.21.

1685 (d) "Permanent residence," "temporary residence," and  
1686 "transient residence" have the same meaning as provided in s.  
1687 775.21.

1688 (e) "Professional license" has the same meaning as  
1689 provided in s. 775.21.

1690 (f) ~~(e)~~ "Sexual offender" means a person who has been

1691 adjudicated delinquent as provided in s. 943.0435(1)(h)1.d. ~~s.~~  
 1692 ~~943.0435(1)(a)1.d.~~

1693 (g) ~~(d)~~ "Vehicles owned" has the same meaning as provided  
 1694 in s. 775.21.

1695 (3)(a) The department shall provide information regarding  
 1696 any sexual offender who is being released after serving a period  
 1697 of residential commitment under the department for any offense,  
 1698 as follows:

1699 1. The department shall provide the sexual offender's  
 1700 name, any change in the offender's name by reason of marriage or  
 1701 other legal process, and any alias, if known; the correctional  
 1702 facility from which the sexual offender is released; the sexual  
 1703 offender's social security number, race, sex, date of birth,  
 1704 height, weight, and hair and eye color; tattoos or other  
 1705 identifying marks; the make, model, color, vehicle  
 1706 identification number (VIN), and license tag number of all  
 1707 vehicles owned; address of any planned permanent residence or  
 1708 temporary residence, within the state or out of state, including  
 1709 a rural route address and a post office box; if no permanent or  
 1710 temporary address, any transient residence within the state;  
 1711 address, location or description, and dates of any known future  
 1712 temporary residence within the state or out of state; date and  
 1713 county of disposition and each crime for which there was a  
 1714 disposition; a copy of the offender's fingerprints, palm prints,  
 1715 and a digitized photograph taken within 60 days before release;  
 1716 the date of release of the sexual offender; all home telephone

1717 numbers and cellular telephone numbers required to be provided  
1718 pursuant to s. 943.0435(4)(e); all electronic mail addresses and  
1719 Internet identifiers required to be provided pursuant to s.  
1720 943.0435(4)(e); information about any professional licenses the  
1721 offender has, if known; and passport information, if he or she  
1722 has a passport, and, if he or she is an alien, information about  
1723 documents establishing his or her immigration status. The  
1724 department shall notify the Department of Law Enforcement if the  
1725 sexual offender escapes, absconds, or dies. If the sexual  
1726 offender is in the custody of a private correctional facility,  
1727 the facility shall take the digitized photograph of the sexual  
1728 offender within 60 days before the sexual offender's release and  
1729 also place it in the sexual offender's file. If the sexual  
1730 offender is in the custody of a local jail, the custodian of the  
1731 local jail shall register the offender within 3 business days  
1732 after intake of the offender for any reason and upon release,  
1733 and shall notify the Department of Law Enforcement of the sexual  
1734 offender's release and provide to the Department of Law  
1735 Enforcement the information specified in this subparagraph and  
1736 any information specified in subparagraph 2. which the  
1737 Department of Law Enforcement requests.

1738         2. The department may provide any other information  
1739 considered necessary, including criminal and delinquency  
1740 records, when available.

1741         Section 8. Subsections (1), (4), and (13) of section  
1742 985.4815, Florida Statutes, are amended, and paragraph (c) of

1743 subsection (10) is republished, to read:  
 1744       985.4815 Notification to Department of Law Enforcement of  
 1745 information on juvenile sexual offenders.—  
 1746       (1) As used in this section, the term:  
 1747       (a) "Change in enrollment or employment status at an  
 1748 institution of higher education" has the same meaning as  
 1749 provided in s. 775.21 ~~means the commencement or termination of~~  
 1750 ~~enrollment or employment or a change in location of enrollment~~  
 1751 ~~or employment.~~  
 1752       (b) "Conviction" has the same meaning as provided in s.  
 1753 943.0435.  
 1754       (c) "Electronic mail address" has the same meaning as  
 1755 provided in s. 668.602.  
 1756       (d)-(e) "Institution of higher education" has the same  
 1757 meaning as provided in s. 775.21 ~~means a career center,~~  
 1758 ~~community college, college, state university, or independent~~  
 1759 ~~postsecondary institution.~~  
 1760       (e)-(d) "Internet identifier" has the same meaning as  
 1761 provided in s. 775.21.  
 1762       (f) "Permanent residence," "temporary residence," and  
 1763 "transient residence" have the same meaning as provided in s.  
 1764 775.21.  
 1765       (g) "Professional license" has the same meaning as  
 1766 provided in s. 775.21.  
 1767       (h)-(e) "Sexual offender" means a person who is in the care  
 1768 or custody or under the jurisdiction or supervision of the

1769 department or is in the custody of a private correctional  
 1770 facility and who:

1771 1. Has been adjudicated delinquent as provided in s.  
 1772 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~; or

1773 2. Establishes or maintains a residence in this state and  
 1774 has not been designated as a sexual predator by a court of this  
 1775 state but has been designated as a sexual predator, as a  
 1776 sexually violent predator, or by another sexual offender  
 1777 designation in another state or jurisdiction and was, as a  
 1778 result of such designation, subjected to registration or  
 1779 community or public notification, or both, or would be if the  
 1780 person were a resident of that state or jurisdiction, without  
 1781 regard to whether the person otherwise meets the criteria for  
 1782 registration as a sexual offender.

1783 (i) ~~(f)~~ "Vehicles owned" has the same meaning as provided  
 1784 in s. 775.21.

1785 (4) A sexual offender, as described in this section, who  
 1786 is under the supervision of the department but who is not  
 1787 committed shall register with the department within 3 business  
 1788 days after adjudication and disposition for a registrable  
 1789 offense and otherwise provide information as required by this  
 1790 subsection.

1791 (a) The sexual offender shall provide his or her name;  
 1792 date of birth; social security number; race; sex; height;  
 1793 weight; hair and eye color; tattoos or other identifying marks;  
 1794 the make, model, color, vehicle identification number (VIN), and

1795 license tag number of all vehicles owned; permanent or legal  
1796 residence and address of temporary residence within the state or  
1797 out of state while the sexual offender is in the care or custody  
1798 or under the jurisdiction or supervision of the department in  
1799 this state, including any rural route address or post office  
1800 box; if no permanent or temporary address, any transient  
1801 residence; address, location or description, and dates of any  
1802 current or known future temporary residence within the state or  
1803 out of state; all home telephone numbers and cellular telephone  
1804 numbers required to be provided pursuant to s. 943.0435(4) (e);  
1805 all electronic mail addresses and Internet identifiers required  
1806 to be provided pursuant to s. 943.0435(4) (e); and the name and  
1807 address of each school attended. The sexual offender shall also  
1808 produce his or her passport, if he or she has a passport, and,  
1809 if he or she is an alien, shall produce or provide information  
1810 about documents establishing his or her immigration status. The  
1811 offender shall also provide information about any professional  
1812 licenses he or she has. The department shall verify the address  
1813 of each sexual offender and shall report to the Department of  
1814 Law Enforcement any failure by a sexual offender to comply with  
1815 registration requirements.

1816 (b) If the sexual offender is enrolled ~~or~~ employed,  
1817 whether for compensation or as a volunteer ~~volunteering, or~~  
1818 ~~carrying on a vocation~~ at an institution of higher education in  
1819 this state, the sexual offender shall provide the name, address,  
1820 and county of each institution, including each campus attended,

1821 and the sexual offender's enrollment, volunteer, or employment  
1822 status. Each change in ~~enrollment, volunteer, or employment~~  
1823 status at an institution of higher education must be reported to  
1824 the department within 48 hours after the change in status at an  
1825 institution of higher education. The department shall promptly  
1826 notify each institution of the sexual offender's presence and  
1827 any change in the sexual offender's enrollment, volunteer, or  
1828 employment status.

1829 (c) A sexual offender shall report in person to the  
1830 sheriff's office within 48 hours after any change in vehicles  
1831 owned to report those vehicle information changes.

1832 (10)

1833 (c) An arrest on charges of failure to register when the  
1834 offender has been provided and advised of his or her statutory  
1835 obligations to register under s. 943.0435(2), the service of an  
1836 information or a complaint for a violation of this section, or  
1837 an arraignment on charges for a violation of this section  
1838 constitutes actual notice of the duty to register. A sexual  
1839 offender's failure to immediately register as required by this  
1840 section following such arrest, service, or arraignment  
1841 constitutes grounds for a subsequent charge of failure to  
1842 register. A sexual offender charged with the crime of failure to  
1843 register who asserts, or intends to assert, a lack of notice of  
1844 the duty to register as a defense to a charge of failure to  
1845 register shall immediately register as required by this section.  
1846 A sexual offender who is charged with a subsequent failure to

1847 register may not assert the defense of a lack of notice of the  
 1848 duty to register.

1849 (13) (a) A sexual offender must report in person each year  
 1850 during the month of the sexual offender's birthday and during  
 1851 every third month thereafter to the sheriff's office in the  
 1852 county in which he or she resides or is otherwise located to  
 1853 reregister.

1854 (b) The sheriff's office may determine the appropriate  
 1855 times and days for reporting by the sexual offender, which must  
 1856 be consistent with the reporting requirements of this  
 1857 subsection. Reregistration must include any changes to the  
 1858 following information:

1859 1. Name; social security number; age; race; sex; date of  
 1860 birth; height; weight; hair and eye color; tattoos or other  
 1861 identifying marks; fingerprints; palm prints; address of any  
 1862 permanent residence and address of any current temporary  
 1863 residence, within the state or out of state, including a rural  
 1864 route address and a post office box; if no permanent or  
 1865 temporary address, any transient residence; address, location or  
 1866 description, and dates of any current or known future temporary  
 1867 residence within the state or out of state; passport  
 1868 information, if he or she has a passport, and, if he or she is  
 1869 an alien, information about documents establishing his or her  
 1870 immigration status; all home telephone numbers and cellular  
 1871 telephone numbers required to be provided pursuant to s.  
 1872 943.0435(4)(e); all electronic mail addresses and Internet



1873 identifiers required to be provided pursuant to s.  
1874 943.0435(4)(e); name and address of each school attended; ~~date~~  
1875 ~~and place of any~~ employment information required to be provided  
1876 pursuant to s. 943.0435(4)(e); the make, model, color, vehicle  
1877 identification number (VIN), and license tag number of all  
1878 vehicles owned; and photograph. A post office box may not be  
1879 provided in lieu of a physical residential address. The offender  
1880 shall also provide information about any professional licenses  
1881 he or she has.

1882 2. If the sexual offender is enrolled or~~r~~ employed,  
1883 whether for compensation or as a volunteer ~~volunteering, or~~  
1884 ~~carrying on a vocation~~ at an institution of higher education in  
1885 this state, the sexual offender shall also provide to the  
1886 department the name, address, and county of each institution,  
1887 including each campus attended, and the sexual offender's  
1888 enrollment, volunteer, or employment status.

1889 3. If the sexual offender's place of residence is a motor  
1890 vehicle, trailer, mobile home, or manufactured home, as defined  
1891 in chapter 320, the sexual offender shall also provide the  
1892 vehicle identification number; the license tag number; the  
1893 registration number; and a description, including color scheme,  
1894 of the motor vehicle, trailer, mobile home, or manufactured  
1895 home. If the sexual offender's place of residence is a vessel,  
1896 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1897 sexual offender shall also provide the hull identification  
1898 number; the manufacturer's serial number; the name of the

1899 vessel, live-aboard vessel, or houseboat; the registration  
 1900 number; and a description, including color scheme, of the  
 1901 vessel, live-aboard vessel, or houseboat.

1902 4. Any sexual offender who fails to report in person as  
 1903 required at the sheriff's office, who fails to respond to any  
 1904 address verification correspondence from the department within 3  
 1905 weeks after the date of the correspondence, or who knowingly  
 1906 provides false registration information by act or omission  
 1907 commits a felony of the third degree, punishable as provided in  
 1908 ss. 775.082, 775.083, and 775.084.

1909 (c) The sheriff's office shall, within 2 working days,  
 1910 electronically submit and update all information provided by the  
 1911 sexual offender to the Department of Law Enforcement in a manner  
 1912 prescribed by that department.

1913 Section 9. Paragraph (b) of subsection (1) of section  
 1914 92.55, Florida Statutes, is amended to read:

1915 92.55 Judicial or other proceedings involving victim or  
 1916 witness under the age of 16, a person who has an intellectual  
 1917 disability, or a sexual offense victim or witness; special  
 1918 protections; use of registered service or therapy animals.-

1919 (1) For purposes of this section, the term:

1920 (b) "Sexual offense" means any offense specified in s.  
 1921 775.21(4)(a)1. or s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 1922 ~~943.0435(1)(a)1.a.(I)~~.

1923 Section 10. Subsection (2) of section 775.0862, Florida  
 1924 Statutes, is amended to read:

1925           775.0862 Sexual offenses against students by authority  
1926 figures; reclassification.—

1927           (2) The felony degree of a violation of an offense listed  
1928 in s. 943.0435(1)(h)1.a. ~~s. 943.0435(1)(a)1.a.~~, unless the  
1929 offense is a violation of s. 794.011(4)(e)7. or s.  
1930 810.145(8)(a)2., shall be reclassified as provided in this  
1931 section if the offense is committed by an authority figure of a  
1932 school against a student of the school.

1933           Section 11. Subsection (3) of section 943.0515, Florida  
1934 Statutes, is amended to read:

1935           943.0515 Retention of criminal history records of minors.—

1936           (3) Notwithstanding any other provision of this section,  
1937 the Criminal Justice Information Program shall retain the  
1938 criminal history record of a minor adjudicated delinquent for a  
1939 violation committed on or after July 1, 2007, as provided in s.  
1940 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~ Such records may not be  
1941 destroyed and must be merged with the person's adult criminal  
1942 history record and retained as a part of the person's adult  
1943 record.

1944           Section 12. Subsection (12) of section 947.1405, Florida  
1945 Statutes, is amended to read:

1946           947.1405 Conditional release program.—

1947           (12) In addition to all other conditions imposed, for a  
1948 releasee who is subject to conditional release for a crime that  
1949 was committed on or after May 26, 2010, and who has been  
1950 convicted at any time of committing, or attempting, soliciting,

1951 or conspiring to commit, any of the criminal offenses listed in  
 1952 s. 943.0435(1)(h)1.a.(I) ~~s. 943.0435(1)(a)1.a.(I)~~, or a similar  
 1953 offense in another jurisdiction against a victim who was under  
 1954 18 years of age at the time of the offense, if the releasee has  
 1955 not received a pardon for any felony or similar law of another  
 1956 jurisdiction necessary for the operation of this subsection, if  
 1957 a conviction of a felony or similar law of another jurisdiction  
 1958 necessary for the operation of this subsection has not been set  
 1959 aside in any postconviction proceeding, or if the releasee has  
 1960 not been removed from the requirement to register as a sexual  
 1961 offender or sexual predator pursuant to s. 943.04354, the  
 1962 commission must impose the following conditions:

1963 (a) A prohibition on visiting schools, child care  
 1964 facilities, parks, and playgrounds without prior approval from  
 1965 the releasee's supervising officer. The commission may also  
 1966 designate additional prohibited locations to protect a victim.  
 1967 The prohibition ordered under this paragraph does not prohibit  
 1968 the releasee from visiting a school, child care facility, park,  
 1969 or playground for the sole purpose of attending a religious  
 1970 service as defined in s. 775.0861 or picking up or dropping off  
 1971 the releasee's child or grandchild at a child care facility or  
 1972 school.

1973 (b) A prohibition on distributing candy or other items to  
 1974 children on Halloween; wearing a Santa Claus costume, or other  
 1975 costume to appeal to children, on or preceding Christmas;  
 1976 wearing an Easter Bunny costume, or other costume to appeal to

1977 children, on or preceding Easter; entertaining at children's  
 1978 parties; or wearing a clown costume without prior approval from  
 1979 the commission.

1980 Section 13. Subsection (4) of section 948.30, Florida  
 1981 Statutes, is amended to read:

1982 948.30 Additional terms and conditions of probation or  
 1983 community control for certain sex offenses.—Conditions imposed  
 1984 pursuant to this section do not require oral pronouncement at  
 1985 the time of sentencing and shall be considered standard  
 1986 conditions of probation or community control for offenders  
 1987 specified in this section.

1988 (4) In addition to all other conditions imposed, for a  
 1989 probationer or community controllee who is subject to  
 1990 supervision for a crime that was committed on or after May 26,  
 1991 2010, and who has been convicted at any time of committing, or  
 1992 attempting, soliciting, or conspiring to commit, any of the  
 1993 criminal offenses listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 1994 ~~943.0435(1)(a)1.a.(I)~~, or a similar offense in another  
 1995 jurisdiction, against a victim who was under the age of 18 at  
 1996 the time of the offense; if the offender has not received a  
 1997 pardon for any felony or similar law of another jurisdiction  
 1998 necessary for the operation of this subsection, if a conviction  
 1999 of a felony or similar law of another jurisdiction necessary for  
 2000 the operation of this subsection has not been set aside in any  
 2001 postconviction proceeding, or if the offender has not been  
 2002 removed from the requirement to register as a sexual offender or

2003 sexual predator pursuant to s. 943.04354, the court must impose  
 2004 the following conditions:

2005 (a) A prohibition on visiting schools, child care  
 2006 facilities, parks, and playgrounds, without prior approval from  
 2007 the offender's supervising officer. The court may also designate  
 2008 additional locations to protect a victim. The prohibition  
 2009 ordered under this paragraph does not prohibit the offender from  
 2010 visiting a school, child care facility, park, or playground for  
 2011 the sole purpose of attending a religious service as defined in  
 2012 s. 775.0861 or picking up or dropping off the offender's  
 2013 children or grandchildren at a child care facility or school.

2014 (b) A prohibition on distributing candy or other items to  
 2015 children on Halloween; wearing a Santa Claus costume, or other  
 2016 costume to appeal to children, on or preceding Christmas;  
 2017 wearing an Easter Bunny costume, or other costume to appeal to  
 2018 children, on or preceding Easter; entertaining at children's  
 2019 parties; or wearing a clown costume; without prior approval from  
 2020 the court.

2021 Section 14. Section 948.31, Florida Statutes, is amended  
 2022 to read:

2023 948.31 Evaluation and treatment of sexual predators and  
 2024 offenders on probation or community control.—The court may  
 2025 require any probationer or community controllee who is required  
 2026 to register as a sexual predator under s. 775.21 or sexual  
 2027 offender under s. 943.0435, s. 944.606, or s. 944.607 to undergo  
 2028 an evaluation, at the probationer or community controllee's

2029 expense, by a qualified practitioner to determine whether such  
 2030 probationer or community controllee needs sexual offender  
 2031 treatment. If the qualified practitioner determines that sexual  
 2032 offender treatment is needed and recommends treatment, the  
 2033 probationer or community controllee must successfully complete  
 2034 and pay for the treatment. Such treatment must be obtained from  
 2035 a qualified practitioner as defined in s. 948.001. Treatment may  
 2036 not be administered by a qualified practitioner who has been  
 2037 convicted or adjudicated delinquent of committing, or  
 2038 attempting, soliciting, or conspiring to commit, any offense  
 2039 that is listed in s. 943.0435(1)(h)1.a.(I) ~~s.~~  
 2040 ~~943.0435(1)(a)1.a.(I)~~.

2041 Section 15. Subsection (4) of section 1012.315, Florida  
 2042 Statutes, is amended to read:

2043 1012.315 Disqualification from employment.—A person is  
 2044 ineligible for educator certification, and instructional  
 2045 personnel and school administrators, as defined in s. 1012.01,  
 2046 are ineligible for employment in any position that requires  
 2047 direct contact with students in a district school system,  
 2048 charter school, or private school that accepts scholarship  
 2049 students under s. 1002.39 or s. 1002.395, if the person,  
 2050 instructional personnel, or school administrator has been  
 2051 convicted of:

2052 (4) Any delinquent act committed in this state or any  
 2053 delinquent or criminal act committed in another state or under  
 2054 federal law which, if committed in this state, qualifies an

2055 individual for inclusion on the Registered Juvenile Sex Offender  
 2056 List under s. 943.0435(1)(h)1.d. ~~s. 943.0435(1)(a)1.d.~~

2057 Section 16. Paragraph (g) of subsection (2) of section  
 2058 1012.467, Florida Statutes, is amended to read:

2059 1012.467 Noninstructional contractors who are permitted  
 2060 access to school grounds when students are present; background  
 2061 screening requirements.—

2062 (2)

2063 (g) A noninstructional contractor for whom a criminal  
 2064 history check is required under this section may not have been  
 2065 convicted of any of the following offenses designated in the  
 2066 Florida Statutes, any similar offense in another jurisdiction,  
 2067 or any similar offense committed in this state which has been  
 2068 redesignated from a former provision of the Florida Statutes to  
 2069 one of the following offenses:

2070 1. Any offense listed in s. 943.0435(1)(h)1. ~~s.~~  
 2071 ~~943.0435(1)(a)1.~~, relating to the registration of an individual  
 2072 as a sexual offender.

2073 2. Section 393.135, relating to sexual misconduct with  
 2074 certain developmentally disabled clients and the reporting of  
 2075 such sexual misconduct.

2076 3. Section 394.4593, relating to sexual misconduct with  
 2077 certain mental health patients and the reporting of such sexual  
 2078 misconduct.

2079 4. Section 775.30, relating to terrorism.

2080 5. Section 782.04, relating to murder.



2081           6. Section 787.01, relating to kidnapping.

2082           7. Any offense under chapter 800, relating to lewdness and  
2083 indecent exposure.

2084           8. Section 826.04, relating to incest.

2085           9. Section 827.03, relating to child abuse, aggravated  
2086 child abuse, or neglect of a child.

2087           Section 17. For the purpose of incorporating the amendment  
2088 made by this act to section 775.21, Florida Statutes, in a  
2089 reference thereto, section 938.085, Florida Statutes, is  
2090 reenacted to read:

2091           938.085 Additional cost to fund rape crisis centers.—In  
2092 addition to any sanction imposed when a person pleads guilty or  
2093 nolo contendere to, or is found guilty of, regardless of  
2094 adjudication, a violation of s. 775.21(6) and (10) (a), (b), and  
2095 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;  
2096 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.  
2097 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.  
2098 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.  
2099 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.  
2100 796.07(2) (a)–(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.  
2101 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.  
2102 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.  
2103 847.0145; s. 943.0435(4) (c), (7), (8), (9) (a), (13), and  
2104 (14) (c); or s. 985.701(1), the court shall impose a surcharge of  
2105 \$151. Payment of the surcharge shall be a condition of  
2106 probation, community control, or any other court-ordered

2107 supervision. The sum of \$150 of the surcharge shall be deposited  
 2108 into the Rape Crisis Program Trust Fund established within the  
 2109 Department of Health by chapter 2003-140, Laws of Florida. The  
 2110 clerk of the court shall retain \$1 of each surcharge that the  
 2111 clerk of the court collects as a service charge of the clerk's  
 2112 office.

2113 Section 18. For the purpose of incorporating the  
 2114 amendments made by this act to sections 775.21 and 943.0435,  
 2115 Florida Statutes, in references thereto, subsection (1) of  
 2116 section 794.056, Florida Statutes, is reenacted to read:

2117 794.056 Rape Crisis Program Trust Fund.—

2118 (1) The Rape Crisis Program Trust Fund is created within  
 2119 the Department of Health for the purpose of providing funds for  
 2120 rape crisis centers in this state. Trust fund moneys shall be  
 2121 used exclusively for the purpose of providing services for  
 2122 victims of sexual assault. Funds credited to the trust fund  
 2123 consist of those funds collected as an additional court  
 2124 assessment in each case in which a defendant pleads guilty or  
 2125 nolo contendere to, or is found guilty of, regardless of  
 2126 adjudication, an offense provided in s. 775.21(6) and (10) (a),  
 2127 (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.  
 2128 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.  
 2129 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.  
 2130 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;  
 2131 former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.  
 2132 796.06; s. 796.07(2) (a)–(d) and (i); s. 800.03; s. 800.04; s.

2133 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.  
 2134 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.  
 2135 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),  
 2136 (13), and (14)(c); or s. 985.701(1). Funds credited to the trust  
 2137 fund also shall include revenues provided by law, moneys  
 2138 appropriated by the Legislature, and grants from public or  
 2139 private entities.

2140 Section 19. For the purpose of incorporating the  
 2141 amendments made by this act to sections 775.21, 943.0435,  
 2142 944.607, and 985.4815, Florida Statutes, in references thereto,  
 2143 paragraph (g) of subsection (3) of section 921.0022, Florida  
 2144 Statutes, is reenacted to read:

2145 921.0022 Criminal Punishment Code; offense severity  
 2146 ranking chart.—

- 2147 (3) OFFENSE SEVERITY RANKING CHART
- 2148 (g) LEVEL 7

2149

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily

2150

2151

	<p>2152</p> <p>316.1935 (3) (b)</p> <p>1st</p> <p>Causing serious bodily injury or death to another person; 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.</p>
<p>2153</p>	<p>327.35 (3) (c) 2.</p> <p>3rd</p> <p>Vessel BUI resulting in serious bodily injury.</p>
<p>2154</p>	<p>402.319 (2)</p> <p>2nd</p> <p>Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.</p>
<p>2155</p>	<p>409.920</p> <p>(2) (b) 1.a.</p> <p>3rd</p> <p>Medicaid provider fraud; \$10,000 or less.</p>

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409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
456.065 (2)	3rd	Practicing a health care profession without a license.
456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
458.327 (1)	3rd	Practicing medicine without a license.
459.013 (1)	3rd	Practicing osteopathic medicine without a license.
460.411 (1)	3rd	Practicing chiropractic medicine without a license.
461.012 (1)	3rd	Practicing podiatric medicine without a

2163			license.
2163	462.17	3rd	Practicing naturopathy without a license.
2164	463.015 (1)	3rd	Practicing optometry without a license.
2165	464.016 (1)	3rd	Practicing nursing without a license.
2166	465.015 (2)	3rd	Practicing pharmacy without a license.
2167	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
2168	467.201	3rd	Practicing midwifery without a license.
2169	468.366	3rd	Delivering respiratory care services without a license.
2170	483.828 (1)	3rd	Practicing as clinical laboratory personnel

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2171			without a license.
	483.901 (9)	3rd	Practicing medical physics without a license.
2172			
	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
2173			
	484.053	3rd	Dispensing hearing aids without a license.
2174			
	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
2175			
	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.

2176	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
2177	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
2178	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
2179	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
2180	775.21 (10) (g)	3rd	Failure to report or providing false information about a



2181	782.051 (3)	2nd	<p>sexual predator; harbor or conceal a sexual predator.</p> <p>Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.</p>
2182	782.07 (1)	2nd	<p>Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).</p>
2183	782.071	2nd	<p>Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).</p>
2184	782.072	2nd	<p>Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).</p>
2185			

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2186	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
2187	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
2188	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
2189	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
2190	784.048 (7)	3rd	Aggravated stalking; violation of court order.
2191	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.

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2192	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
2193	784.081 (1)	1st	Aggravated battery on specified official or employee.
2194	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
2195	784.083 (1)	1st	Aggravated battery on code inspector.
2196	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
2197	787.06 (3) (e) 2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.

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2198	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
2199	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
2200	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
2201	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
2202	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
2203	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or

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2204			attempting to commit a felony.
	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
2205			
	794.08 (4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.
2206			
	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
2207			
	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
2208			
	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger

2209	800.04 (5) (c) 2.	2nd	than 18 years of age. Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
2210	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
2211	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
2212	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
2213	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no

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2214			assault or battery.
	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
2215			
	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
2216			
	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
2217			
	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
2218			
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical

2219	812.014 (2) (b) 4.	2nd	equipment; 2nd degree grand theft. Property stolen, law enforcement equipment from authorized emergency vehicle.
2220	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
2221	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
2222	812.131 (2) (a)	2nd	Robbery by sudden snatching.
2223	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
2224			



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2225	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
2226	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
2227	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
2228	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
2229	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.

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2230	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
2231	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
2232	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
2233	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
2234	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
	837.05 (2)	3rd	Giving false information about alleged capital felony

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			to a law enforcement officer.
2235	838.015	2nd	Bribery.
2236	838.016	2nd	Unlawful compensation or reward for official behavior.
2237	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
2238	838.22	2nd	Bid tampering.
2239	843.0855 (2)	3rd	Impersonation of a public officer or employee.
2240	843.0855 (3)	3rd	Unlawful simulation of legal process.
2241	843.0855 (4)	3rd	Intimidation of a public officer or employee.
2242	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
2243			

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2244	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
2245	872.06	2nd	Abuse of a dead human body.
2246	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
2247	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
	893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care

2248	893.13(1)(e)1.	1st	<p>facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.</p>
2249	893.13(4)(a)	1st	<p>Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.</p>
2250	893.135(1)(a)1.	1st	<p>Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).</p> <p>Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.</p>

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2251	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
2252	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
2253	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
2254	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
2255	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
2256	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
2257	893.135 (1) (d) 1.	1st	Trafficking in

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2258	893.135 (1) (e) 1.	1st	phencyclidine, more than 28 grams, less than 200 grams.
2259	893.135 (1) (f) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
2260	893.135 (1) (g) 1.a.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
2261	893.135 (1) (h) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
2262	893.135 (1) (j) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
			Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.

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2263

893.135 (1) (k) 2.a. 1st Trafficking in Phenethylamines,  
10 grams or more, less than 200  
grams.

2264

893.1351 (2) 2nd Possession of place for  
trafficking in or  
manufacturing of controlled  
substance.

2265

896.101 (5) (a) 3rd Money laundering,  
financial transactions  
exceeding \$300 but less  
than \$20,000.

2266

896.104 (4) (a) 1. 3rd Structuring transactions  
to evade reporting or  
registration  
requirements, financial  
transactions exceeding  
\$300 but less than  
\$20,000.

2267

943.0435 (4) (c) 2nd Sexual offender vacating  
permanent residence;  
failure to comply with



2268			reporting requirements.
	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
2269			
	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
2270			
	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
2271			
	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
2272			
	944.607 (9)	3rd	Sexual offender; failure to

2273	944.607(10) (a)	3rd	<p>comply with reporting requirements.</p> <p>Sexual offender; failure to submit to the taking of a digitized photograph.</p>
2274	944.607(12)	3rd	<p>Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.</p>
2275	944.607(13)	3rd	<p>Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.</p>
2276	985.4815(10)	3rd	<p>Sexual offender; failure to submit to the taking of a digitized photograph.</p>
2277	985.4815(12)	3rd	<p>Failure to report or</p>

providing false  
information about a  
sexual offender; harbor  
or conceal a sexual  
offender.

2278

985.4815(13)

3rd

Sexual offender; failure to  
report and reregister;  
failure to respond to  
address verification;  
providing false registration  
information.

2279

2280

Section 20. For the purpose of incorporating the  
amendments made by this act to sections 775.21, 943.0435,  
944.606, 944.607, 985.481, and 985.4815, Florida Statutes, in  
references thereto, paragraph (b) of subsection (6) of section  
985.04, Florida Statutes, is reenacted to read:

2285

985.04 Oaths; records; confidential information.—

2286

(6)

2287

(b) Sexual offender and predator registration information  
as required in ss. 775.21, 943.0435, 944.606, 944.607, 985.481,  
and 985.4815 is a public record pursuant to s. 119.07(1) and as  
otherwise provided by law.

2291

Section 21. For the purpose of incorporating the  
amendments made by this act to sections 775.21, 943.0435, and

2292

2293 944.607, Florida Statutes, in references thereto, subsections  
 2294 (3) and (4) of section 322.141, Florida Statutes, are reenacted  
 2295 to read:

2296 322.141 Color or markings of certain licenses or  
 2297 identification cards.—

2298 (3) All licenses for the operation of motor vehicles or  
 2299 identification cards originally issued or reissued by the  
 2300 department to persons who are designated as sexual predators  
 2301 under s. 775.21 or subject to registration as sexual offenders  
 2302 under s. 943.0435 or s. 944.607, or who have a similar  
 2303 designation or are subject to a similar registration under the  
 2304 laws of another jurisdiction, shall have on the front of the  
 2305 license or identification card the following:

2306 (a) For a person designated as a sexual predator under s.  
 2307 775.21 or who has a similar designation under the laws of  
 2308 another jurisdiction, the marking "SEXUAL PREDATOR."

2309 (b) For a person subject to registration as a sexual  
 2310 offender under s. 943.0435 or s. 944.607, or subject to a  
 2311 similar registration under the laws of another jurisdiction, the  
 2312 marking "943.0435, F.S."

2313 (4) Unless previously secured or updated, each sexual  
 2314 offender and sexual predator shall report to the department  
 2315 during the month of his or her reregistration as required under  
 2316 s. 775.21(8), s. 943.0435(14), or s. 944.607(13) in order to  
 2317 obtain an updated or renewed driver license or identification  
 2318 card as required by subsection (3).

2319 Section 22. For the purpose of incorporating the  
2320 amendments made by this act to sections 775.21, 943.0435, and  
2321 944.607, Florida Statutes, in references thereto, subsection (4)  
2322 of section 948.06, Florida Statutes, is reenacted to read:

2323 948.06 Violation of probation or community control;  
2324 revocation; modification; continuance; failure to pay  
2325 restitution or cost of supervision.—

2326 (4) Notwithstanding any other provision of this section, a  
2327 felony probationer or an offender in community control who is  
2328 arrested for violating his or her probation or community control  
2329 in a material respect may be taken before the court in the  
2330 county or circuit in which the probationer or offender was  
2331 arrested. That court shall advise him or her of the charge of a  
2332 violation and, if such charge is admitted, shall cause him or  
2333 her to be brought before the court that granted the probation or  
2334 community control. If the violation is not admitted by the  
2335 probationer or offender, the court may commit him or her or  
2336 release him or her with or without bail to await further  
2337 hearing. However, if the probationer or offender is under  
2338 supervision for any criminal offense proscribed in chapter 794,  
2339 s. 800.04(4), (5), (6), s. 827.071, or s. 847.0145, or is a  
2340 registered sexual predator or a registered sexual offender, or  
2341 is under supervision for a criminal offense for which he or she  
2342 would meet the registration criteria in s. 775.21, s. 943.0435,  
2343 or s. 944.607 but for the effective date of those sections, the  
2344 court must make a finding that the probationer or offender is

2345 not a danger to the public prior to release with or without  
2346 bail. In determining the danger posed by the offender's or  
2347 probationer's release, the court may consider the nature and  
2348 circumstances of the violation and any new offenses charged; the  
2349 offender's or probationer's past and present conduct, including  
2350 convictions of crimes; any record of arrests without conviction  
2351 for crimes involving violence or sexual crimes; any other  
2352 evidence of allegations of unlawful sexual conduct or the use of  
2353 violence by the offender or probationer; the offender's or  
2354 probationer's family ties, length of residence in the community,  
2355 employment history, and mental condition; his or her history and  
2356 conduct during the probation or community control supervision  
2357 from which the violation arises and any other previous  
2358 supervisions, including disciplinary records of previous  
2359 incarcerations; the likelihood that the offender or probationer  
2360 will engage again in a criminal course of conduct; the weight of  
2361 the evidence against the offender or probationer; and any other  
2362 facts the court considers relevant. The court, as soon as is  
2363 practicable, shall give the probationer or offender an  
2364 opportunity to be fully heard on his or her behalf in person or  
2365 by counsel. After the hearing, the court shall make findings of  
2366 fact and forward the findings to the court that granted the  
2367 probation or community control and to the probationer or  
2368 offender or his or her attorney. The findings of fact by the  
2369 hearing court are binding on the court that granted the  
2370 probation or community control. Upon the probationer or offender

2371 being brought before it, the court that granted the probation or  
 2372 community control may revoke, modify, or continue the probation  
 2373 or community control or may place the probationer into community  
 2374 control as provided in this section. However, the probationer or  
 2375 offender shall not be released and shall not be admitted to  
 2376 bail, but shall be brought before the court that granted the  
 2377 probation or community control if any violation of felony  
 2378 probation or community control other than a failure to pay costs  
 2379 or fines or make restitution payments is alleged to have been  
 2380 committed by:

2381 (a) A violent felony offender of special concern, as  
 2382 defined in this section;

2383 (b) A person who is on felony probation or community  
 2384 control for any offense committed on or after the effective date  
 2385 of this act and who is arrested for a qualifying offense as  
 2386 defined in this section; or

2387 (c) A person who is on felony probation or community  
 2388 control and has previously been found by a court to be a  
 2389 habitual violent felony offender as defined in s. 775.084(1)(b),  
 2390 a three-time violent felony offender as defined in s.  
 2391 775.084(1)(c), or a sexual predator under s. 775.21, and who is  
 2392 arrested for committing a qualifying offense as defined in this  
 2393 section on or after the effective date of this act.

2394 Section 23. For the purpose of incorporating the  
 2395 amendments made by this act to sections 775.21, 943.0435, and  
 2396 944.607, Florida Statutes, in references thereto, section

2397 948.063, Florida Statutes, is reenacted to read:

2398 948.063 Violations of probation or community control by  
2399 designated sexual offenders and sexual predators.—

2400 (1) If probation or community control for any felony  
2401 offense is revoked by the court pursuant to s. 948.06(2)(e) and  
2402 the offender is designated as a sexual offender pursuant to s.  
2403 943.0435 or s. 944.607 or as a sexual predator pursuant to s.  
2404 775.21 for unlawful sexual activity involving a victim 15 years  
2405 of age or younger and the offender is 18 years of age or older,  
2406 and if the court imposes a subsequent term of supervision  
2407 following the revocation of probation or community control, the  
2408 court must order electronic monitoring as a condition of the  
2409 subsequent term of probation or community control.

2410 (2) If the probationer or offender is required to register  
2411 as a sexual predator under s. 775.21 or as a sexual offender  
2412 under s. 943.0435 or s. 944.607 for unlawful sexual activity  
2413 involving a victim 15 years of age or younger and the  
2414 probationer or offender is 18 years of age or older and has  
2415 violated the conditions of his or her probation or community  
2416 control, but the court does not revoke the probation or  
2417 community control, the court shall nevertheless modify the  
2418 probation or community control to include electronic monitoring  
2419 for any probationer or offender not then subject to electronic  
2420 monitoring.

2421 Section 24. For the purpose of incorporating the amendment  
2422 made by this act to section 943.0435, Florida Statutes, in a



2423 reference thereto, paragraph (c) of subsection (10) of section  
 2424 944.607, Florida Statutes, is reenacted to read:

2425 944.607 Notification to Department of Law Enforcement of  
 2426 information on sexual offenders.—

2427 (10)

2428 (c) An arrest on charges of failure to register when the  
 2429 offender has been provided and advised of his or her statutory  
 2430 obligations to register under s. 943.0435(2), the service of an  
 2431 information or a complaint for a violation of this section, or  
 2432 an arraignment on charges for a violation of this section  
 2433 constitutes actual notice of the duty to register. A sexual  
 2434 offender's failure to immediately register as required by this  
 2435 section following such arrest, service, or arraignment  
 2436 constitutes grounds for a subsequent charge of failure to  
 2437 register. A sexual offender charged with the crime of failure to  
 2438 register who asserts, or intends to assert, a lack of notice of  
 2439 the duty to register as a defense to a charge of failure to  
 2440 register shall immediately register as required by this section.  
 2441 A sexual offender who is charged with a subsequent failure to  
 2442 register may not assert the defense of a lack of notice of the  
 2443 duty to register.

2444 Section 25. For the purpose of incorporating the amendment  
 2445 made by this act to section 943.04354, Florida Statutes, in a  
 2446 reference thereto, subsection (2) of section 397.4872, Florida  
 2447 Statutes, is reenacted to read:

2448 397.4872 Exemption from disqualification; publication.—

2449 (2) The department may exempt a person from ss. 397.487(6)  
 2450 and 397.4871(5) if it has been at least 3 years since the person  
 2451 has completed or been lawfully released from confinement,  
 2452 supervision, or sanction for the disqualifying offense. An  
 2453 exemption from the disqualifying offenses may not be given under  
 2454 any circumstances for any person who is a:

- 2455 (a) Sexual predator pursuant to s. 775.21;
- 2456 (b) Career offender pursuant to s. 775.261; or
- 2457 (c) Sexual offender pursuant to s. 943.0435, unless the  
 2458 requirement to register as a sexual offender has been removed  
 2459 pursuant to s. 943.04354.

2460 Section 26. For the purpose of incorporating the amendment  
 2461 made by this act to section 943.04354, Florida Statutes, in a  
 2462 reference thereto, paragraph (b) of subsection (4) of section  
 2463 435.07, Florida Statutes, is reenacted to read:

2464 435.07 Exemptions from disqualification.—Unless otherwise  
 2465 provided by law, the provisions of this section apply to  
 2466 exemptions from disqualification for disqualifying offenses  
 2467 revealed pursuant to background screenings required under this  
 2468 chapter, regardless of whether those disqualifying offenses are  
 2469 listed in this chapter or other laws.

- 2470 (4)
- 2471 (b) Disqualification from employment under this chapter  
 2472 may not be removed from, nor may an exemption be granted to, any  
 2473 person who is a:

- 2474 1. Sexual predator as designated pursuant to s. 775.21;

- 2475           2. Career offender pursuant to s. 775.261; or  
 2476           3. Sexual offender pursuant to s. 943.0435, unless the  
 2477 requirement to register as a sexual offender has been removed  
 2478 pursuant to s. 943.04354.

2479           Section 27. For the purpose of incorporating the  
 2480 amendments made by this act to sections 944.606 and 944.607,  
 2481 Florida Statutes, in references thereto, section 775.25, Florida  
 2482 Statutes, is reenacted to read:

2483           775.25 Prosecutions for acts or omissions.—A sexual  
 2484 predator or sexual offender who commits any act or omission in  
 2485 violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s.  
 2486 944.607, or former s. 947.177 may be prosecuted for the act or  
 2487 omission in the county in which the act or omission was  
 2488 committed, in the county of the last registered address of the  
 2489 sexual predator or sexual offender, in the county in which the  
 2490 conviction occurred for the offense or offenses that meet the  
 2491 criteria for designating a person as a sexual predator or sexual  
 2492 offender, in the county where the sexual predator or sexual  
 2493 offender was released from incarceration, or in the county of  
 2494 the intended address of the sexual predator or sexual offender  
 2495 as reported by the predator or offender prior to his or her  
 2496 release from incarceration. In addition, a sexual predator may  
 2497 be prosecuted for any such act or omission in the county in  
 2498 which he or she was designated a sexual predator.

2499           Section 28. For the purpose of incorporating the amendment  
 2500 made by this act to section 944.607, Florida Statutes, in a

2501 reference thereto, subsection (2) of section 775.24, Florida  
2502 Statutes, is reenacted to read:

2503 775.24 Duty of the court to uphold laws governing sexual  
2504 predators and sexual offenders.—

2505 (2) If a person meets the criteria in this chapter for  
2506 designation as a sexual predator or meets the criteria in s.  
2507 943.0435, s. 944.606, s. 944.607, or any other law for  
2508 classification as a sexual offender, the court may not enter an  
2509 order, for the purpose of approving a plea agreement or for any  
2510 other reason, which:

2511 (a) Exempts a person who meets the criteria for  
2512 designation as a sexual predator or classification as a sexual  
2513 offender from such designation or classification, or exempts  
2514 such person from the requirements for registration or community  
2515 and public notification imposed upon sexual predators and sexual  
2516 offenders;

2517 (b) Restricts the compiling, reporting, or release of  
2518 public records information that relates to sexual predators or  
2519 sexual offenders; or

2520 (c) Prevents any person or entity from performing its  
2521 duties or operating within its statutorily conferred authority  
2522 as such duty or authority relates to sexual predators or sexual  
2523 offenders.

2524 Section 29. For the purpose of incorporating the amendment  
2525 made by this act to section 944.607, Florida Statutes, in a  
2526 reference thereto, subsection (7) of section 944.608, Florida

2527 Statutes, is reenacted to read:

2528           944.608 Notification to Department of Law Enforcement of  
2529 information on career offenders.—

2530           (7) A career offender who is under the supervision of the  
2531 department but who is not incarcerated shall, in addition to the  
2532 registration requirements provided in subsection (3), register  
2533 in the manner provided in s. 775.261(4)(c), unless the career  
2534 offender is a sexual predator, in which case he or she shall  
2535 register as required under s. 775.21, or is a sexual offender,  
2536 in which case he or she shall register as required in s.

2537 944.607. A career offender who fails to comply with the  
2538 requirements of s. 775.261(4) is subject to the penalties  
2539 provided in s. 775.261(8).

2540           Section 30. This act shall take effect October 1, 2016.