By Senator Simmons

1A bill to be entitled2An act relating to electronic monitoring devices;3amending s. 843.23, F.S.; specifying the jurisdictions4under which certain prohibited acts relating to5electronic monitoring devices may be prosecuted;6providing an effective date.788Be It Enacted by the Legislature of the State of Florida:9910Section 1. Section 843.23, Florida Statutes, is amended to11read:12843.23 Tampering with an electronic monitoring device13(1) As used in this section, the term "electronic14monitoring device" includes any device that is used to track the10location of a person.16(2) It is unlawful for a person to intentionally and17without authority:18(a) Remove, destroy, alter, tamper with, damage, or19circumvent the operation of an electronic monitoring device that20to a court order or pursuant to an order by the Florida21(b) Request, authorize, or solicit a person to remove,22(b) Request, authorize, or solicit a person to remove,23(b) Request, authorize, or pursuant to an order by the Florida24commission on Offender Review; or25(b) Request, authorize, or pursuant to an order by the Florida26pursuant to a court order or pursuant to an order by the Florida27Commission on Offender Review.		9-01162-19 20191134
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27 Commission on Offender Review.	26	pursuant to a court order or pursuant to an order by the Florida
	27	Commission on Offender Review.
28 (3) A violation of this section may be prosecuted in:	28	(3) A violation of this section may be prosecuted in:
29 (a) The jurisdiction of the court or authority that entered	29	(a) The jurisdiction of the court or authority that entered

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

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30	the order for electronic monitoring, regardless of where the
31	device is located as a result of any removal, destruction,
32	tampering, or damage;
33	(b) The jurisdiction where the electronic device was
34	located after or upon the discovery of its removal, destruction,
35	tampering, or damage; or
36	(c) The jurisdiction where the actual removal, destruction,
37	tampering, or damage of the electronic device took place.
38	(4) (3) A person who violates this section commits a felony
39	of the third degree, punishable as provided in s. 775.082, s.
40	775.083, or s. 775.084.
41	Section 2. This act shall take effect July 1, 2019.

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