

1 A bill to be entitled
 2 An act relating to traveling across county lines to
 3 commit criminal offenses; amending s. 843.22, F.S.;
 4 deleting the definition of "burglary"; providing for
 5 reclassification of certain offenses if the person who
 6 commits the offense travels with the intent to commit
 7 the offense in a county other than the person's county
 8 of residence; providing exceptions; providing an
 9 effective date.

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

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13 Section 1. Section 843.22, Florida Statutes, is amended to
 14 read:

15 843.22 Traveling across county lines with intent to commit
 16 certain offenses ~~a burglary~~.

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

18 ~~(a)~~ "county of residence" means the county within this
 19 state in which a person resides. Evidence of a person's county
 20 of residence includes, but is not limited to:

21 (a)1. The address on a person's driver license or state
 22 identification card.

23 (b)2. Records of real property or mobile home ownership.

24 (c)3. Records of a lease agreement for residential
 25 property.

26 (d)4. The county in which a person's motor vehicle is
 27 registered.~~;~~

28 (e)5. The county in which a person is enrolled in an
 29 educational institution.~~;~~ and

30 (f)6. The county in which a person is employed.

31 ~~(b) "Burglary" means burglary as defined in s. 810.02,~~
 32 ~~including an attempt, solicitation, or conspiracy to commit such~~
 33 ~~offense.~~

34 (2) If a person who commits a grand theft or a forcible
 35 felony, as defined in s. 776.08, ~~burglary~~ travels any distance
 36 with the intent to commit the offense ~~burglary~~ in a county in
 37 this state other than the person's county of residence, the
 38 degree of the offense ~~burglary~~ shall be reclassified to the next
 39 higher degree. For purposes of sentencing under chapter 921 and
 40 determining incentive gain-time eligibility under chapter 944,
 41 an offense a ~~burglary~~ that is reclassified under this section is
 42 ranked one level above the ranking specified in s. 921.0022 or
 43 s. 921.0023 for the offense ~~burglary~~ committed.

44 (3) This section does not apply to a first-time offender
 45 or to a person previously convicted of not more than one
 46 nonviolent misdemeanor when he or she is charged with a felony
 47 of the third degree unless he or she is also charged with
 48 conspiracy as defined in s. 777.04(3).

49 Section 2. This act shall take effect upon becoming a law.