

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Tendrich offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 156 and 157, insert:

5 **Section 4. Section 741.2906, Florida Statutes, is created**
6 **to read:**

7 741.2906 Felony Domestic Violence and Violation of
8 Protective Injunction Electronic Monitoring Pilot Program.-

9 (1) As used in this section, the term "department" means
10 the Department of Corrections.

11 (2) An electronic monitoring pilot program is established
12 in the Sixth Judicial Circuit beginning on July 1, 2026, and
13 ending on June 30, 2028.

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14 (3) For an offense committed on or after July 1, 2026, if
15 a person who is 18 years of age or older is found guilty of, has
16 adjudication withheld on, or pleads nolo contendere to a felony
17 crime of domestic violence as defined in s. 741.28, a felony
18 violation of an injunction for protection against domestic
19 violence under s. 741.31, or a felony violation of an injunction
20 for protection against sexual violence or dating violence under
21 s. 784.047, and a court enters a no contact order with the
22 victim as a condition of the person's probation, the court in
23 the judicial circuit:

24 (a) May order the person to have electronic monitoring
25 supervision as a condition of his or her probation.

26 (b) Must order the person to have electronic monitoring
27 supervision as a condition of his or her probation if the court
28 finds that there is clear and convincing evidence that the
29 defendant poses a threat of violence or physical harm to the
30 victim. In making such determination, the court must consider
31 whether the defendant has previously been convicted for
32 violating an injunction for protection against domestic
33 violence, dating violence, sexual violence, or stalking.

34 (4) The pilot program must comply with the following:

35 (a) A person designated by the department must meet with
36 any person ordered to electronic monitoring supervision under
37 this section, and he or she must explain the conditions of
38 electronic monitoring supervision, including identifying

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39 prohibited locations, and the consequences for noncompliance
40 with such conditions.

41 (b) A person ordered to electronic monitoring supervision
42 under this section must pay the costs for such supervision as
43 provided in s. 948.09.

44 (c) A court may not order electronic monitoring
45 supervision in lieu of any other mandatory term or condition of
46 probation, including participation in a batterers' intervention
47 program required under s. 741.281.

48 (d) The department must specify a procedure by which a
49 person ordered to electronic monitoring supervision under this
50 section may petition a court to remove such order.

51 (5) The department must complete an evaluation of the
52 pilot program's effectiveness and provide to the President of
53 the Senate and the Speaker of the House of Representatives an
54 initial report by March 1, 2027, a subsequent report by January
55 1, 2028, and a final report by September 1, 2028. Each report
56 must include all of the following information:

57 (a) The number of persons placed on electronic monitoring
58 supervision.

59 (b) The number of violations of electronic monitoring
60 supervision, including the reason for each violation.

61 (c) The cost of providing electronic monitoring
62 supervision and how much money the department received to pay
63 for such supervision.

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64 (d) Recommendations on how to improve the efficacy of the
65 pilot program and any difficulties with implementing the pilot
66 program.

67 (e) Any other relevant information.

68 (6) The department may adopt rules to implement this
69 section.

70 (7) This section is repealed July 1, 2028.

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73 **T I T L E A M E N D M E N T**

74 Remove line 24 and insert:

75 the pilot program; creating s. 741.2906, F.S.;

76 defining the term "department"; establishing an

77 electronic monitoring pilot program in a specified

78 judicial circuit; authorizing, and in certain

79 circumstances requiring, a court to order electronic

80 monitoring supervision if certain conditions are met;

81 providing requirements for the pilot program;

82 requiring the Department of Corrections to complete an

83 evaluation and provide specified reports to the

84 Legislature; providing requirements for such reports;

85 requiring an order for electronic monitoring

86 supervision to terminate on a specified date;

87 providing for repeal of the pilot program; amending s.

88 741.30, F.S.; revising

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