

1 A bill to be entitled
2 An act relating to sexual offenders and sexual
3 predators; amending s. 775.215, F.S.; defining the
4 terms "public bathing place" and "public swimming
5 pool"; revising residency restrictions for persons
6 convicted of certain sexual offenses occurring on or
7 after a specified date; providing penalties; providing
8 applicability; amending s. 943.04351, F.S.; revising
9 requirements for a search of sexual predator or sexual
10 offender registration information by a state agency or
11 governmental subdivision before appointing or
12 employing a person to work at specified locations;
13 amending s. 947.005, F.S.; defining the terms "public
14 bathing place" and "public swimming pool"; amending s.
15 947.1405, F.S.; revising special conditions for
16 certain sexual offenders subject to conditional
17 release supervision for offenses committed on or after
18 a specified date; amending s. 948.001, F.S.; defining
19 the terms "public bathing place" and "public swimming
20 pool"; amending s. 948.30, F.S.; revising conditions
21 of probation or community control for certain sexual
22 offenders for offenses committed on or after a
23 specified date; providing an effective date.

24
25 Be It Enacted by the Legislature of the State of Florida:

26
27 **Section 1. Paragraph (d) of subsection (1) of section**
28 **775.215, Florida Statutes, is redesignated as paragraph (f),**
29 **paragraph (c) of subsection (2) and paragraph (c) of subsection**
30 **(3) are amended, new paragraphs (d) and (e) are added to**
31 **subsection (1), and subsection (4) is added to that section, to**
32 **read:**

33 775.215 Residency restriction for persons convicted of
34 certain sex offenses.—

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

36 (d) "Public bathing place" has the same meaning as
37 provided in s. 514.011(4).

38 (e) "Public swimming pool" has the same meaning as
39 provided in s. 514.011(2), and also includes a public spray pool
40 or public splash pad.

41 (2)

42 (c) This subsection applies to any person convicted of a
43 violation of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5),
44 or s. 847.0145 for offenses that occurred ~~occur~~ on or after
45 October 1, 2004, and before July 1, 2026, excluding persons who
46 have been removed from the requirement to register as a sexual
47 offender or sexual predator pursuant to s. 943.04354.

48 (3)

49 (c) This subsection applies to any person convicted of an
50 offense in another jurisdiction that is similar to a violation

51 of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s.
52 847.0145 if such offense occurred on or after May 26, 2010, and
53 before July 1, 2026, excluding persons who have been removed
54 from the requirement to register as a sexual offender or sexual
55 predator pursuant to s. 943.04354.

56 (4) (a) A person who has been convicted of a violation of
57 s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s.
58 847.0145, regardless of whether adjudication has been withheld,
59 in which the victim was less than 16 years of age at the time of
60 the offense, or who has been convicted of a similar offense in
61 another jurisdiction, regardless of whether adjudication has
62 been withheld, in which the victim was less than 16 years of age
63 at the time of the offense, may not reside within 1,000 feet of
64 any school, child care facility, park, public swimming pool,
65 public bathing place, or playground. However, a person does not
66 violate this subsection and may not be forced to relocate if he
67 or she is living in a residence that meets the requirements of
68 this subsection and a school, child care facility, park, public
69 swimming pool, public bathing place, or playground is
70 subsequently established within 1,000 feet of his or her
71 residence.

72 (b) A person who violates this subsection and whose
73 conviction under s. 794.011, s. 800.04, s. 827.071, s.
74 847.0135(5), or s. 847.0145 was classified as a felony of the
75 first degree or higher or whose conviction in another

jurisdiction resulted in a penalty that is substantially similar to a felony of the first degree or higher commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. A person who violates this subsection and whose conviction under s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145 was classified as a felony of the second or third degree or whose conviction in another jurisdiction was substantially similar to a felony of the second or third degree commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(c) This subsection applies to:

1. Any person convicted of a violation described in paragraph (a) for offenses that occur on or after July 1, 2026, excluding persons who have been removed from the requirement to register as a sexual offender or sexual predator pursuant to s. 943.04354.

2. Any person who is subject to the residency restrictions in subsection (2) or subsection (3) who changes his or her place of residence on or after July 1, 2026.

Section 2. Section 943.04351, Florida Statutes, is amended to read:

943.04351 Search of registration information regarding sexual predators and sexual offenders required before appointment or employment.—A state agency or governmental subdivision, before making any decision to appoint or employ a

101 person to work, whether for compensation or as a volunteer, at
102 any park, playground, public swimming pool, public bathing
103 place, child care facility ~~day-care center~~, or other place where
104 children regularly congregate, must conduct a search of that
105 person's name or other identifying information against the
106 registration information regarding sexual predators and sexual
107 offenders through the Dru Sjodin National Sexual Offender Public
108 Website maintained by the United States Department of Justice.
109 If for any reason that site is not available, a search of the
110 registration information regarding sexual predators and sexual
111 offenders maintained by the Department of Law Enforcement under
112 s. 943.043 shall be performed. This section does not apply to
113 those positions or appointments within a state agency or
114 governmental subdivision for which a state and national criminal
115 history background check is conducted.

116 **Section 3. Subsections (10) through (15) of section**
117 **947.005, Florida Statutes, are renumbered as subsections (12)**
118 **through (17), respectively, and new subsections (10) and (11)**
119 **are added to that section, to read:**

120 947.005 Definitions.—As used in this chapter, unless the
121 context clearly indicates otherwise:

122 (10) "Public bathing place" has the same meaning as
123 provided in s. 514.011(4).

124 (11) "Public swimming pool" has the same meaning as
125 provided in s. 514.011(2), and also includes a public spray pool

126 or public splash pad.

127 **Section 4. Subsections (15) and (16) are added to section**
128 **947.1405, Florida Statutes, to read:**

129 947.1405 Conditional release program.—

130 (15) Effective for a releasee who is convicted of a crime
131 committed on or after July 1, 2026, or who has been previously
132 convicted of a crime committed on or after July 1, 2026, in
133 violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5),
134 or s. 847.0145, against a victim who was under 18 years of age
135 at the time of the offense, in addition to any other provision
136 of this section, the commission must impose the following
137 conditions:

138 (a) A prohibition on living within 1,000 feet of any
139 public swimming pool or public bathing place. A releasee who is
140 subject to this paragraph may not be forced to relocate and does
141 not violate his or her conditional release supervision if he or
142 she is living in a residence that meets the requirements of this
143 paragraph and a public swimming pool or public bathing place is
144 subsequently established within 1,000 feet of his or her
145 residence.

146 (b) A prohibition on working for pay or as a volunteer at
147 any public swimming pool or public bathing place.

148 (16) In addition to all other conditions imposed, for a
149 releasee who is subject to conditional release for a crime that
150 was committed on or after July 1, 2026, and who has been

151 convicted at any time of committing, or attempting, soliciting,
152 or conspiring to commit, any of the criminal offenses listed in
153 s. 943.0435(1)(h)1.a.(I), or a similar offense in another
154 jurisdiction against a victim who was under 18 years of age at
155 the time of the offense, if the releasee has not received a
156 pardon for any felony or similar law of another jurisdiction
157 necessary for the operation of this subsection, if a conviction
158 of a felony or similar law of another jurisdiction necessary for
159 the operation of this subsection has not been set aside in any
160 postconviction proceeding, or if the releasee has not been
161 removed from the requirement to register as a sexual offender or
162 sexual predator pursuant to s. 943.04354, the commission must
163 impose a condition prohibiting the releasee from visiting a
164 public swimming pool or public bathing place without prior
165 approval from his or her supervising officer.

166 **Section 5. Subsections (9) through (13) of section**
167 **948.001, Florida Statutes, are renumbered as subsections (11)**
168 **through (15), respectively, and new subsections (9) and (10) are**
169 **added to that section to read:**

170 948.001 Definitions.—As used in this chapter, the term:

171 (9) "Public bathing place" has the same meaning as
172 provided in s. 514.011(4).

173 (10) "Public swimming pool" has the same meaning as
174 provided in s. 514.011(2), and also includes a public spray pool
175 or public splash pad.

176 **Section 6. Subsections (6) and (7) are added to section**
177 **948.30, Florida Statutes, to read:**

178 948.30 Additional terms and conditions of probation or
179 community control for certain sex offenses.—Conditions imposed
180 pursuant to this section do not require oral pronouncement at
181 the time of sentencing and shall be considered standard
182 conditions of probation or community control for offenders
183 specified in this section.

184 (6) In addition to all other conditions imposed, for a
185 probationer or community controllee whose crime was committed on
186 or after July 1, 2026, and who is placed on supervision for
187 committing, or attempting, soliciting, or conspiring to commit a
188 violation of s. 787.06(3)(b), (d), (f), or (g); chapter 794; s.
189 800.04; s. 827.071; s. 847.0135(5); or s. 847.0145 against a
190 victim who was under 18 years of age at the time of the offense,
191 the court must impose the following conditions:

192 (a) A prohibition on living within 1,000 feet of any
193 public swimming pool or public bathing place. A probationer or
194 community controllee who is subject to this paragraph may not be
195 forced to relocate and does not violate his or her probation or
196 community control if he or she is living in a residence that
197 meets the requirements of this paragraph and a public swimming
198 pool or public bathing place is subsequently established within
199 1,000 feet of his or her residence.

200 (b) A prohibition on working for pay or as a volunteer at

201 any public swimming pool or public bathing place.

202 (7) In addition to all other conditions imposed, for a
203 probationer or community controllee who is subject to
204 supervision for a crime that was committed on or after July 1,
205 2026, and who has been convicted at any time of committing, or
206 attempting, soliciting, or conspiring to commit, any of the
207 criminal offenses listed in s. 943.0435(1)(h)1.a.(I), or a
208 similar offense in another jurisdiction, against a victim who
209 was under the age of 18 at the time of the offense, if the
210 offender has not received a pardon for any felony or similar law
211 of another jurisdiction necessary for the operation of this
212 subsection, if a conviction of a felony or similar law of
213 another jurisdiction necessary for the operation of this
214 subsection has not been set aside in any postconviction
215 proceeding, or if the offender has not been removed from the
216 requirement to register as a sexual offender or sexual predator
217 pursuant to s. 943.04354, the court must impose a condition
218 prohibiting the probationer or community controllee from
219 visiting a public swimming pool or public bathing place without
220 prior approval from his or her supervising officer.

221 **Section 7.** This act shall take effect July 1, 2026.