

1                   A bill to be entitled  
2           An act relating to sex offenses; amending s. 90.803,  
3           F.S.; providing that an out-of-court statement by a  
4           child victim with a physical, mental, emotional, or  
5           developmental age of 16 or less rather than 11 or less  
6           describing specified criminal acts is admissible in  
7           evidence in certain instances; amending s. 775.21,  
8           F.S.; replacing the definition of the term "instant  
9           message name" with the definition of the term  
10          "Internet identifier"; providing that voluntary  
11          disclosure of specified information waives a  
12          disclosure exemption for such information; conforming  
13          provisions; adding additional offenses to the list of  
14          sexual predator qualifying offenses; requiring  
15          disclosure of additional information during the sexual  
16          predator registration process; requiring that a sexual  
17          predator who is unable to secure or update a driver  
18          license or identification card within a specified  
19          period must report specified information to the local  
20          sheriff's office within a specified period after such  
21          change with confirmation that he or she also reported  
22          such information to the Department of Highway Safety  
23          and Motor Vehicles; revising reporting requirements if  
24          a sexual predator plans to leave the United States for  
25          more than a specified period; providing criminal  
26          penalties for knowingly providing false registration  
27          information by act or omission; amending s. 800.03,  
28          F.S.; providing enhanced penalties for third or

29 subsequent indecent exposure violations; amending s.  
30 903.046, F.S.; requiring a court considering whether  
31 to release a defendant on bail to determine whether  
32 the defendant is subject to registration as a sexual  
33 offender or sexual predator and, if so, to hold the  
34 defendant without bail until the first appearance on  
35 the case; providing an exception; amending s.  
36 943.0435, F.S.; adding additional offenses to the list  
37 of sexual offender qualifying offenses; replacing the  
38 definition of the term "instant message name" with the  
39 definition of the term "Internet identifier";  
40 conforming provisions; requiring disclosure of  
41 additional sexual offender registration information;  
42 requiring that a sexual offender who is unable to  
43 secure or update a driver license or identification  
44 card within a specified period must report specified  
45 information to the local sheriff's office within a  
46 specified period of such change with confirmation that  
47 he or she also reported such information to the  
48 Department of Highway Safety and Motor Vehicles;  
49 providing additional requirements for sexual offenders  
50 intending to reside outside of the United States;  
51 revising criteria applicable to provisions allowing  
52 removal from the requirement to register as a sexual  
53 offender; providing criminal penalties for knowingly  
54 providing false registration information by act or  
55 omission; amending s. 943.04351, F.S.; requiring a  
56 specified national search of registration information

57 | regarding sexual predators and sexual offenders before  
58 | appointment or employment of persons by state agencies  
59 | and governmental subdivisions; amending s. 943.04354,  
60 | F.S.; revising the criteria applicable to provisions  
61 | allowing removal of the requirement to register as a  
62 | sexual offender or sexual predator; amending s.  
63 | 943.0437, F.S.; replacing the term "instant message  
64 | name" with the term "Internet identifier"; amending  
65 | ss. 944.606 and 944.607, F.S.; adding additional  
66 | offenses to the list of sexual offender qualifying  
67 | offenses; replacing the definition of the term  
68 | "instant message name" with the definition of the term  
69 | "Internet identifier"; conforming provisions;  
70 | requiring disclosure of additional registration  
71 | information; providing criminal penalties for  
72 | knowingly providing false registration information by  
73 | act or omission; amending s. 947.005, F.S.; revising  
74 | the definition of the term "risk assessment"; amending  
75 | s. 948.31, F.S.; authorizing the court to require  
76 | sexual offenders and sexual predators who are on  
77 | probation or community control to undergo an  
78 | evaluation to determine whether the offender or  
79 | predator needs sexual offender treatment; requiring  
80 | the probationer or community controllee to pay for the  
81 | treatment; removing a provision prohibiting contact  
82 | with minors if sexual offender treatment is  
83 | recommended; amending ss. 985.481 and 985.4815, F.S.;  
84 | requiring disclosure of additional registration

85 information by certain sexual offenders adjudicated  
 86 delinquent and certain juvenile sexual offenders;  
 87 providing criminal penalties for knowingly providing  
 88 false registration information by act or omission;  
 89 amending s. 921.0022, F.S.; correcting references;  
 90 providing an effective date.

91  
 92 Be It Enacted by the Legislature of the State of Florida:

93  
 94 Section 1. Paragraph (a) of subsection (23) of section  
 95 90.803, Florida Statutes, is amended to read:

96 90.803 Hearsay exceptions; availability of declarant  
 97 immaterial.—The provision of s. 90.802 to the contrary  
 98 notwithstanding, the following are not inadmissible as evidence,  
 99 even though the declarant is available as a witness:

100 (23) HEARSAY EXCEPTION; STATEMENT OF CHILD VICTIM.—

101 (a) Unless the source of information or the method or  
 102 circumstances by which the statement is reported indicates a  
 103 lack of trustworthiness, an out-of-court statement made by a  
 104 child victim with a physical, mental, emotional, or  
 105 developmental age of 16 ~~11~~ or less describing any act of child  
 106 abuse or neglect, any act of sexual abuse against a child, the  
 107 offense of child abuse, the offense of aggravated child abuse,  
 108 or any offense involving an unlawful sexual act, contact,  
 109 intrusion, or penetration performed in the presence of, with,  
 110 by, or on the declarant child, not otherwise admissible, is  
 111 admissible in evidence in any civil or criminal proceeding if:

112 1. The court finds in a hearing conducted outside the

113 presence of the jury that the time, content, and circumstances  
 114 of the statement provide sufficient safeguards of reliability.  
 115 In making its determination, the court may consider the mental  
 116 and physical age and maturity of the child, the nature and  
 117 duration of the abuse or offense, the relationship of the child  
 118 to the offender, the reliability of the assertion, the  
 119 reliability of the child victim, and any other factor deemed  
 120 appropriate; and

121 2. The child either:

122 a. Testifies; or

123 b. Is unavailable as a witness, provided that there is  
 124 other corroborative evidence of the abuse or offense.

125 Unavailability shall include a finding by the court that the  
 126 child's participation in the trial or proceeding would result in  
 127 a substantial likelihood of severe emotional or mental harm, in  
 128 addition to findings pursuant to s. 90.804(1).

129 Section 2. Paragraph (i) of subsection (2), paragraph (a)  
 130 of subsection (4), paragraph (b) of subsection (5), subsections  
 131 (6) and (8), and paragraph (a) of subsection (10) of section  
 132 775.21, Florida Statutes, are amended to read:

133 775.21 The Florida Sexual Predators Act.—

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

135 (i) "Internet identifier ~~Instant message name~~" means all  
 136 electronic mail, chat, instant messenger, social networking, or  
 137 similar name used for Internet communication, but does not  
 138 include a date of birth, social security number, or personal  
 139 identification number (PIN). Voluntary disclosure by the sexual  
 140 predator of his or her date of birth, social security number, or

141 personal identification number (PIN) as an Internet identifier  
 142 waives the disclosure exemption in this paragraph for such  
 143 personal information ~~an identifier that allows a person to~~  
 144 ~~communicate in real time with another person using the Internet.~~

145 (4) SEXUAL PREDATOR CRITERIA.—

146 (a) For a current offense committed on or after October 1,  
 147 1993, upon conviction, an offender shall be designated as a  
 148 "sexual predator" under subsection (5), and subject to  
 149 registration under subsection (6) and community and public  
 150 notification under subsection (7) if:

151 1. The felony is:

152 a. A capital, life, or first-degree felony violation, or  
 153 any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
 154 is a minor and the defendant is not the victim's parent or  
 155 guardian, or s. 794.011, s. 800.04, or s. 847.0145, or a  
 156 violation of a similar law of another jurisdiction; or

157 b. Any felony violation, or any attempt thereof, of s.  
 158 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
 159 787.025(2)(c), where the victim is a minor and the defendant is  
 160 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),  
 161 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.  
 162 796.03; s. 796.035; s. 800.04; s. 810.145(8)(b); s. 825.1025; s.  
 163 ~~825.1025(2)(b);~~ s. 827.071; s. 847.0135(5), excluding s.  
 164 847.0135(6); s. 847.0145; s. 916.1075(2); or s. 985.701(1); or a  
 165 violation of a similar law of another jurisdiction, and the  
 166 offender has previously been convicted of or found to have  
 167 committed, or has pled nolo contendere or guilty to, regardless  
 168 of adjudication, any violation of s. 393.135(2); s. 394.4593(2);

169 s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a  
170 minor and the defendant is not the victim's parent or guardian;  
171 s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.  
172 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
173 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
174 847.0135(6); s. 847.0145; s. 916.1075(2); or s. 985.701(1); or a  
175 violation of a similar law of another jurisdiction;

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

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

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

184 (b) If a sexual predator is not sentenced to a term of  
185 imprisonment, the clerk of the court shall ensure that the  
186 sexual predator's fingerprints are taken and forwarded to the  
187 department within 48 hours after the court renders its written  
188 sexual predator finding. The fingerprints ~~fingerprint~~ card shall  
189 be clearly marked, "Sexual Predator Registration ~~Card~~." The  
190 clerk of the court that convicts and sentences the sexual  
191 predator for the offense or offenses described in subsection (4)  
192 shall forward to the department and to the Department of  
193 Corrections a certified copy of any order entered by the court  
194 imposing any special condition or restriction on the sexual  
195 predator that ~~which~~ restricts or prohibits access to the victim,  
196 if the victim is a minor, or to other minors.

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197 (6) REGISTRATION.—

198 (a) A sexual predator must register with the department  
199 through the sheriff's office by providing the following  
200 information to the department:

201 1. Name; social security number; age; race; sex; date of  
202 birth; height; weight; tattoos or other identifying marks; hair  
203 and eye color; photograph; address of legal residence and  
204 address of any current temporary residence, within the state or  
205 out of state, including a rural route address and a post office  
206 box; if no permanent or temporary address, any transient  
207 residence within the state; address, location or description,  
208 and dates of any current or known future temporary residence  
209 within the state or out of state; all ~~any~~ electronic mail  
210 addresses ~~address~~ and all Internet identifiers ~~any instant~~  
211 ~~message name~~ required to be provided pursuant to subparagraph  
212 (g)4.; all home telephone numbers ~~number~~ and ~~any~~ cellular  
213 telephone numbers ~~number~~; date and place of any employment; the  
214 make, model, color, registration number, and license tag number  
215 of all vehicles owned; date and place of each conviction;  
216 fingerprints; palm prints; and a brief description of the crime  
217 or crimes committed by the offender. A post office box shall not  
218 be provided in lieu of a physical residential address. The  
219 sexual predator must also produce his or her passport, if he or  
220 she has a passport, and, if he or she is an alien, must produce  
221 or provide information about documents establishing his or her  
222 immigration status. The sexual predator must also provide  
223 information about any professional licenses that he or she may  
224 have.



225 | a. If the sexual predator's place of residence is a motor  
226 | vehicle, trailer, mobile home, or manufactured home, as defined  
227 | in chapter 320, the sexual predator shall also provide to the  
228 | department written notice of the vehicle identification number;  
229 | the license tag number; the registration number; and a  
230 | description, including color scheme, of the motor vehicle,  
231 | trailer, mobile home, or manufactured home. If a sexual  
232 | predator's place of residence is a vessel, live-aboard vessel,  
233 | or houseboat, as defined in chapter 327, the sexual predator  
234 | shall also provide to the department written notice of the hull  
235 | identification number; the manufacturer's serial number; the  
236 | name of the vessel, live-aboard vessel, or houseboat; the  
237 | registration number; and a description, including color scheme,  
238 | of the vessel, live-aboard vessel, or houseboat.

239 | b. If the sexual predator is enrolled, employed,  
240 | volunteering, or carrying on a vocation at an institution of  
241 | higher education in this state, the sexual predator shall also  
242 | provide to the department the name, address, and county of each  
243 | institution, including each campus attended, and the sexual  
244 | predator's enrollment, volunteer, or employment status. Each  
245 | change in enrollment, volunteer, or employment status shall be  
246 | reported in person at the sheriff's office, or the Department of  
247 | Corrections if the sexual predator is in the custody or control  
248 | of or under the supervision of the Department of Corrections,  
249 | within 48 hours after any change in status. The sheriff or the  
250 | Department of Corrections shall promptly notify each institution  
251 | of the sexual predator's presence and any change in the sexual  
252 | predator's enrollment, volunteer, or employment status.

253 2. Any other information determined necessary by the  
254 department, including criminal and corrections records;  
255 nonprivileged personnel and treatment records; and evidentiary  
256 genetic markers when available.

257 (b) If the sexual predator is in the custody or control  
258 of, or under the supervision of, the Department of Corrections,  
259 or is in the custody of a private correctional facility, the  
260 sexual predator must register with the Department of  
261 Corrections. A sexual predator who is under the supervision of  
262 the Department of Corrections but who is not incarcerated must  
263 register with the Department of Corrections within 3 business  
264 days after the court finds the offender to be a sexual predator.  
265 The Department of Corrections shall provide to the department  
266 registration information and the location of, and local  
267 telephone number for, any Department of Corrections office that  
268 is responsible for supervising the sexual predator. In addition,  
269 the Department of Corrections shall notify the department if the  
270 sexual predator escapes or absconds from custody or supervision  
271 or if the sexual predator dies.

272 (c) If the sexual predator is in the custody of a local  
273 jail, the custodian of the local jail shall register the sexual  
274 predator within 3 business days after intake of the sexual  
275 predator for any reason and upon release, and shall forward the  
276 registration information to the department. The custodian of the  
277 local jail shall also take a digitized photograph of the sexual  
278 predator while the sexual predator remains in custody and shall  
279 provide the digitized photograph to the department. The  
280 custodian shall notify the department if the sexual predator

281 escapes from custody or dies.

282 (d) If the sexual predator is under federal supervision,  
283 the federal agency responsible for supervising the sexual  
284 predator may forward to the department any information regarding  
285 the sexual predator which is consistent with the information  
286 provided by the Department of Corrections under this section,  
287 and may indicate whether use of the information is restricted to  
288 law enforcement purposes only or may be used by the department  
289 for purposes of public notification.

290 (e)1. If the sexual predator is not in the custody or  
291 control of, or under the supervision of, the Department of  
292 Corrections or is not in the custody of a private correctional  
293 facility, the sexual predator shall register in person:

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

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

300 2. Any change in the sexual predator's permanent or  
301 temporary residence, name, ~~or any~~ electronic mail addresses, or  
302 Internet identifiers ~~address and any instant message name~~  
303 required to be provided pursuant to subparagraph (g)4., after  
304 the sexual predator registers in person at the sheriff's office  
305 as provided in subparagraph 1., shall be accomplished in the  
306 manner provided in paragraphs (g), (i), and (j). When a sexual  
307 predator registers with the sheriff's office, the sheriff shall  
308 take a photograph, ~~and~~ a set of fingerprints, and palm prints of

309 the predator and forward the photographs, palm prints, and  
310 fingerprints to the department, along with the information that  
311 the predator is required to provide pursuant to this section.

312 (f) Within 48 hours after the registration required under  
313 paragraph (a) or paragraph (e), a sexual predator who is not  
314 incarcerated and who resides in the community, including a  
315 sexual predator under the supervision of the Department of  
316 Corrections, shall register in person at a driver ~~driver's~~  
317 license office of the Department of Highway Safety and Motor  
318 Vehicles and shall present proof of registration. At the driver  
319 ~~driver's~~ license office the sexual predator shall:

320 1. If otherwise qualified, secure a Florida driver  
321 ~~driver's~~ license, renew a Florida driver ~~driver's~~ license, or  
322 secure an identification card. The sexual predator shall  
323 identify himself or herself as a sexual predator who is required  
324 to comply with this section, provide his or her place of  
325 permanent, temporary, or transient residence, including a rural  
326 route address and a post office box, and submit to the taking of  
327 a photograph for use in issuing a driver ~~driver's~~ license,  
328 renewed license, or identification card, and for use by the  
329 department in maintaining current records of sexual predators. A  
330 post office box shall not be provided in lieu of a physical  
331 residential address. If the sexual predator's place of residence  
332 is a motor vehicle, trailer, mobile home, or manufactured home,  
333 as defined in chapter 320, the sexual predator shall also  
334 provide to the Department of Highway Safety and Motor Vehicles  
335 the vehicle identification number; the license tag number; the  
336 registration number; and a description, including color scheme,

337 of the motor vehicle, trailer, mobile home, or manufactured  
338 home. If a sexual predator's place of residence is a vessel,  
339 live-aboard vessel, or houseboat, as defined in chapter 327, the  
340 sexual predator shall also provide to the Department of Highway  
341 Safety and Motor Vehicles the hull identification number; the  
342 manufacturer's serial number; the name of the vessel, live-  
343 aboard vessel, or houseboat; the registration number; and a  
344 description, including color scheme, of the vessel, live-aboard  
345 vessel, or houseboat.

346 2. Pay the costs assessed by the Department of Highway  
347 Safety and Motor Vehicles for issuing or renewing a driver  
348 ~~driver's~~ license or identification card as required by this  
349 section. The driver ~~driver's~~ license or identification card  
350 issued to the sexual predator must be in compliance with s.  
351 322.141(3).

352 3. Provide, upon request, any additional information  
353 necessary to confirm the identity of the sexual predator,  
354 including a set of fingerprints.

355 (g)1. Each time a sexual predator's driver ~~driver's~~  
356 license or identification card is subject to renewal, and,  
357 without regard to the status of the predator's driver ~~driver's~~  
358 license or identification card, within 48 hours after any change  
359 of the predator's residence or change in the predator's name by  
360 reason of marriage or other legal process, the predator shall  
361 report in person to a driver ~~driver's~~ license office and shall  
362 be subject to the requirements specified in paragraph (f). The  
363 Department of Highway Safety and Motor Vehicles shall forward to  
364 the department and to the Department of Corrections all

365 | photographs and information provided by sexual predators.  
366 | Notwithstanding the restrictions set forth in s. 322.142, the  
367 | Department of Highway Safety and Motor Vehicles is authorized to  
368 | release a reproduction of a color-photograph or digital-image  
369 | license to the Department of Law Enforcement for purposes of  
370 | public notification of sexual predators as provided in this  
371 | section. A sexual predator who is unable to secure or update a  
372 | driver license or identification card with the Department of  
373 | Highway Safety and Motor Vehicles as provided in paragraph (f)  
374 | and this paragraph must also report any change of the predator's  
375 | residence or change in the predator's name by reason of marriage  
376 | or other legal process within 48 hours after the change to the  
377 | sheriff's office in the county where the predator resides or is  
378 | located and provide confirmation that he or she reported such  
379 | information to the Department of Highway Safety and Motor  
380 | Vehicles.

381 |       2. A sexual predator who vacates a permanent, temporary,  
382 | or transient residence and fails to establish or maintain  
383 | another permanent, temporary, or transient residence shall,  
384 | within 48 hours after vacating the permanent, temporary, or  
385 | transient residence, report in person to the sheriff's office of  
386 | the county in which he or she is located. The sexual predator  
387 | shall specify the date upon which he or she intends to or did  
388 | vacate such residence. The sexual predator must provide or  
389 | update all of the registration information required under  
390 | paragraph (a). The sexual predator must provide an address for  
391 | the residence or other place that he or she is or will be  
392 | located during the time in which he or she fails to establish or

393 maintain a permanent or temporary residence.

394       3. A sexual predator who remains at a permanent,  
395 temporary, or transient residence after reporting his or her  
396 intent to vacate such residence shall, within 48 hours after the  
397 date upon which the predator indicated he or she would or did  
398 vacate such residence, report in person to the sheriff's office  
399 to which he or she reported pursuant to subparagraph 2. for the  
400 purpose of reporting his or her address at such residence. When  
401 the sheriff receives the report, the sheriff shall promptly  
402 convey the information to the department. An offender who makes  
403 a report as required under subparagraph 2. but fails to make a  
404 report as required under this subparagraph commits a felony of  
405 the second degree, punishable as provided in s. 775.082, s.  
406 775.083, or s. 775.084.

407       4. A sexual predator must register all ~~any~~ electronic mail  
408 addresses and Internet identifiers ~~address or instant message~~  
409 ~~name~~ with the department before ~~prior to~~ using such electronic  
410 mail addresses and Internet identifiers ~~address or instant~~  
411 ~~message name on or after October 1, 2007~~. The department shall  
412 establish an online system through which sexual predators may  
413 securely access and update all electronic mail address and  
414 Internet identifier ~~instant message name~~ information.

415       (h) The department must notify the sheriff and the state  
416 attorney of the county and, if applicable, the police chief of  
417 the municipality, where the sexual predator maintains a  
418 residence.

419       (i) A sexual predator who intends to establish a  
420 permanent, temporary, or transient residence in another state or

421 jurisdiction other than the State of Florida shall report in  
422 person to the sheriff of the county of current residence within  
423 48 hours before the date he or she intends to leave this state  
424 to establish residence in another state or jurisdiction or  
425 within 21 days before his or her planned departure date if the  
426 intended residence of 5 days or more is outside of the United  
427 States. The sexual predator must provide to the sheriff the  
428 address, municipality, county, ~~and~~ state, and country of  
429 intended residence. The sheriff shall promptly provide to the  
430 department the information received from the sexual predator.  
431 The department shall notify the statewide law enforcement  
432 agency, or a comparable agency, in the intended state, ~~or~~  
433 jurisdiction, or country of residence of the sexual predator's  
434 intended residence. The failure of a sexual predator to provide  
435 his or her intended place of residence is punishable as provided  
436 in subsection (10).

437 (j) A sexual predator who indicates his or her intent to  
438 establish a permanent, temporary, or transient residence in  
439 another state, a ~~or~~ jurisdiction other than the State of  
440 Florida, or another country and later decides to remain in this  
441 state shall, within 48 hours after the date upon which the  
442 sexual predator indicated he or she would leave this state,  
443 report in person to the sheriff to which the sexual predator  
444 reported the intended change of residence, and report his or her  
445 intent to remain in this state. If the sheriff is notified by  
446 the sexual predator that he or she intends to remain in this  
447 state, the sheriff shall promptly report this information to the  
448 department. A sexual predator who reports his or her intent to



449 establish a permanent, temporary, or transient residence in  
450 another state, a ~~or~~ jurisdiction other than the State of  
451 Florida, or another country, but who remains in this state  
452 without reporting to the sheriff in the manner required by this  
453 paragraph, commits a felony of the second degree, punishable as  
454 provided in s. 775.082, s. 775.083, or s. 775.084.

455 (k)1. The department is responsible for the online  
456 maintenance of current information regarding each registered  
457 sexual predator. The department must maintain hotline access for  
458 state, local, and federal law enforcement agencies to obtain  
459 instantaneous locator file and offender characteristics  
460 information on all released registered sexual predators for  
461 purposes of monitoring, tracking, and prosecution. The  
462 photograph and fingerprints do not have to be stored in a  
463 computerized format.

464 2. The department's sexual predator registration list,  
465 containing the information described in subparagraph (a)1., is a  
466 public record. The department is authorized to disseminate this  
467 public information by any means deemed appropriate, including  
468 operating a toll-free telephone number for this purpose. When  
469 the department provides information regarding a registered  
470 sexual predator to the public, department personnel must advise  
471 the person making the inquiry that positive identification of a  
472 person believed to be a sexual predator cannot be established  
473 unless a fingerprint comparison is made, and that it is illegal  
474 to use public information regarding a registered sexual predator  
475 to facilitate the commission of a crime.

476 3. The department shall adopt guidelines as necessary

477 regarding the registration of sexual predators and the  
478 dissemination of information regarding sexual predators as  
479 required by this section.

480 (1) A sexual predator must maintain registration with the  
481 department for the duration of his or her life, unless the  
482 sexual predator has received a full pardon or has had a  
483 conviction set aside in a postconviction proceeding for any  
484 offense that met the criteria for the sexual predator  
485 designation.

486 (8) VERIFICATION.—The department and the Department of  
487 Corrections shall implement a system for verifying the addresses  
488 of sexual predators. The system must be consistent with the  
489 provisions of the federal Adam Walsh Child Protection and Safety  
490 Act of 2006 and any other federal standards applicable to such  
491 verification or required to be met as a condition for the  
492 receipt of federal funds by the state. The Department of  
493 Corrections shall verify the addresses of sexual predators who  
494 are not incarcerated but who reside in the community under the  
495 supervision of the Department of Corrections and shall report to  
496 the department any failure by a sexual predator to comply with  
497 registration requirements. County and local law enforcement  
498 agencies, in conjunction with the department, shall verify the  
499 addresses of sexual predators who are not under the care,  
500 custody, control, or supervision of the Department of  
501 Corrections. Local law enforcement agencies shall report to the  
502 department any failure by a sexual predator to comply with  
503 registration requirements.

504 (a) A sexual predator must report in person each year

505 during the month of the sexual predator's birthday and during  
506 every third month thereafter to the sheriff's office in the  
507 county in which he or she resides or is otherwise located to  
508 reregister. The sheriff's office may determine the appropriate  
509 times and days for reporting by the sexual predator, which shall  
510 be consistent with the reporting requirements of this paragraph.  
511 Reregistration shall include any changes to the following  
512 information:

513 1. Name; social security number; age; race; sex; date of  
514 birth; height; weight; tattoos or other identifying marks; hair  
515 and eye color; address of any permanent residence and address of  
516 any current temporary residence, within the state or out of  
517 state, including a rural route address and a post office box; if  
518 no permanent or temporary address, any transient residence  
519 within the state; address, location or description, and dates of  
520 any current or known future temporary residence within the state  
521 or out of state; ~~any~~ electronic mail addresses or Internet  
522 identifiers ~~address and any instant message name~~ required to be  
523 provided pursuant to subparagraph (6)(g)4.; home telephone  
524 numbers or number ~~and any~~ cellular telephone numbers ~~number~~;  
525 date and place of any employment; the ~~vehicle~~ make, model,  
526 color, registration number, and license tag number of any  
527 vehicles owned; fingerprints; palm prints; and photograph. A  
528 post office box shall not be provided in lieu of a physical  
529 residential address. The sexual predator must also produce his  
530 or her passport, if he or she has a passport, and, if he or she  
531 is an alien, must produce or provide information about documents  
532 establishing his or her immigration status. The sexual predator

533 must also provide information about any professional licenses  
534 that he or she may have.

535 2. If the sexual predator is enrolled, employed,  
536 volunteering, or carrying on a vocation at an institution of  
537 higher education in this state, the sexual predator shall also  
538 provide to the department the name, address, and county of each  
539 institution, including each campus attended, and the sexual  
540 predator's enrollment, volunteer, or employment status.

541 3. If the sexual predator's place of residence is a motor  
542 vehicle, trailer, mobile home, or manufactured home, as defined  
543 in chapter 320, the sexual predator shall also provide the  
544 vehicle identification number; the license tag number; the  
545 registration number; and a description, including color scheme,  
546 of the motor vehicle, trailer, mobile home, or manufactured  
547 home. If the sexual predator's place of residence is a vessel,  
548 live-aboard vessel, or houseboat, as defined in chapter 327, the  
549 sexual predator shall also provide the hull identification  
550 number; the manufacturer's serial number; the name of the  
551 vessel, live-aboard vessel, or houseboat; the registration  
552 number; and a description, including color scheme, of the  
553 vessel, live-aboard vessel, or houseboat.

554 (b) The sheriff's office shall, within 2 working days,  
555 electronically submit and update all information provided by the  
556 sexual predator to the department in a manner prescribed by the  
557 department.

558 (10) PENALTIES.—

559 (a) Except as otherwise specifically provided, a sexual  
560 predator who fails to register; who fails, after registration,

561 to maintain, acquire, or renew a driver ~~driver's~~ license or  
 562 identification card; who fails to provide required location  
 563 information, electronic mail address information before use,  
 564 Internet identifier ~~instant message name~~ information before use,  
 565 all home telephone numbers ~~number~~ and ~~any~~ cellular telephone  
 566 numbers ~~number~~, or change-of-name information; who fails to make  
 567 a required report in connection with vacating a permanent  
 568 residence; who fails to reregister as required; who fails to  
 569 respond to any address verification correspondence from the  
 570 department within 3 weeks of the date of the correspondence; who  
 571 knowingly provides false registration information by act or  
 572 omission; or who otherwise fails, by act or omission, to comply  
 573 with the requirements of this section, commits a felony of the  
 574 third degree, punishable as provided in s. 775.082, s. 775.083,  
 575 or s. 775.084.

576 Section 3. Section 800.03, Florida Statutes, is amended to  
 577 read:

578 800.03 Exposure of sexual organs.—

579 (1) It is unlawful to expose or exhibit one's sexual  
 580 organs in public or on the private premises of another, or so  
 581 near thereto as to be seen from such private premises, in a  
 582 vulgar or indecent manner, or to be naked in public except in  
 583 any place provided or set apart for that purpose.

584 (2) (a) Except as provided in paragraph (b), a violation of  
 585 this section is a misdemeanor of the first degree, punishable as  
 586 provided in s. 775.082 or s. 775.083.

587 (b) A third or subsequent violation of this section is a  
 588 felony of the third degree, punishable as provided in s.

589 | 775.082, s. 775.083, or s. 775.084.

590 |       (3) A mother's breastfeeding of her baby does not under  
591 | any circumstance violate this section.

592 |       Section 4. Paragraph (m) is added to subsection (2) of  
593 | section 903.046, Florida Statutes, to read:

594 |       903.046 Purpose of and criteria for bail determination.—

595 |       (2) When determining whether to release a defendant on  
596 | bail or other conditions, and what that bail or those conditions  
597 | may be, the court shall consider:

598 |       (m) Whether the defendant, other than a defendant whose  
599 | only criminal charge is a misdemeanor offense under chapter 316,  
600 | is required to register as a sexual offender under s. 943.0435  
601 | or a sexual predator under s. 775.21; and, if so, he or she is  
602 | not eligible for release on bail or surety bond until the first  
603 | appearance on the case in order to ensure the full participation  
604 | of the prosecutor and the protection of the public.

605 |       Section 5. Paragraphs (a) and (g) of subsection (1),  
606 | subsection (2), paragraphs (a) and (d) of subsection (4),  
607 | subsections (7), (8), and (11), and paragraphs (b) and (c) of  
608 | subsection (14) of section 943.0435, Florida Statutes, are  
609 | amended to read:

610 |       943.0435 Sexual offenders required to register with the  
611 | department; penalty.—

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

613 |       (a)1. "Sexual offender" means a person who meets the  
614 | criteria in sub-subparagraph a., sub-subparagraph b., sub-  
615 | subparagraph c., or sub-subparagraph d., as follows:

616 |       a.(I) Has been convicted of committing, or attempting,

617 | soliciting, or conspiring to commit, any of the criminal  
618 | offenses proscribed in the following statutes in this state or  
619 | similar offenses in another jurisdiction: s. 393.135(2); s.  
620 | 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where  
621 | the victim is a minor and the defendant is not the victim's  
622 | parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s.  
623 | 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.  
624 | 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s.  
625 | 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.  
626 | 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any  
627 | similar offense committed in this state which has been  
628 | redesignated from a former statute number to one of those listed  
629 | in this sub-sub-subparagraph; and

630 |       (II) Has been released on or after October 1, 1997, from  
631 | the sanction imposed for any conviction of an offense described  
632 | in sub-sub-subparagraph (I). For purposes of sub-sub-  
633 | subparagraph (I), a sanction imposed in this state or in any  
634 | other jurisdiction includes, but is not limited to, a fine,  
635 | probation, community control, parole, conditional release,  
636 | control release, or incarceration in a state prison, federal  
637 | prison, private correctional facility, or local detention  
638 | facility;

639 |       b. Establishes or maintains a residence in this state and  
640 | who has not been designated as a sexual predator by a court of  
641 | this state but who has been designated as a sexual predator, as  
642 | a sexually violent predator, or by another sexual offender  
643 | designation in another state or jurisdiction and was, as a  
644 | result of such designation, subjected to registration or

645 community or public notification, or both, or would be if the  
646 person were a resident of that state or jurisdiction, without  
647 regard to whether the person otherwise meets the criteria for  
648 registration as a sexual offender;

649 c. Establishes or maintains a residence in this state who  
650 is in the custody or control of, or under the supervision of,  
651 any other state or jurisdiction as a result of a conviction for  
652 committing, or attempting, soliciting, or conspiring to commit,  
653 any of the criminal offenses proscribed in the following  
654 statutes or similar offense in another jurisdiction: s.  
655 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.  
656 787.025(2)(c), where the victim is a minor and the defendant is  
657 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),  
658 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.  
659 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.  
660 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.  
661 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.  
662 985.701(1); or any similar offense committed in this state which  
663 has been redesignated from a former statute number to one of  
664 those listed in this sub-subparagraph; or

665 d. On or after July 1, 2007, has been adjudicated  
666 delinquent for committing, or attempting, soliciting, or  
667 conspiring to commit, any of the criminal offenses proscribed in  
668 the following statutes in this state or similar offenses in  
669 another jurisdiction when the juvenile was 14 years of age or  
670 older at the time of the offense:

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

672 (II) Section 800.04(4)(b) where the victim is under 12



673 | years of age or where the court finds sexual activity by the use  
 674 | of force or coercion;

675 | (III) Section 800.04(5)(c)1. where the court finds  
 676 | molestation involving unclothed genitals; or

677 | (IV) Section 800.04(5)(d) where the court finds the use of  
 678 | force or coercion and unclothed genitals.

679 | 2. For all qualifying offenses listed in sub-subparagraph  
 680 | (1)(a)1.d., the court shall make a written finding of the age of  
 681 | the offender at the time of the offense.

682 |  
 683 | For each violation of a qualifying offense listed in this  
 684 | subsection, except for a violation of s. 794.011, the court  
 685 | shall make a written finding of the age of the victim at the  
 686 | time of the offense. For a violation of s. 800.04(4), the court  
 687 | shall additionally make a written finding indicating that the  
 688 | offense did or did not involve sexual activity and indicating  
 689 | that the offense did or did not involve force or coercion. For a  
 690 | violation of s. 800.04(5), the court shall additionally make a  
 691 | written finding that the offense did or did not involve  
 692 | unclothed genitals or genital area and that the offense did or  
 693 | did not involve the use of force or coercion.

694 | (g) "Internet identifier ~~Instant message name~~" has the  
 695 | same meaning as provided in s. 775.21 ~~means an identifier that~~  
 696 | ~~allows a person to communicate in real time with another person~~  
 697 | ~~using the Internet.~~

698 | (2) A sexual offender shall:

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

700 | 1. In the county in which the offender establishes or

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701 maintains a permanent, temporary, or transient residence within  
702 48 hours after:

703 a. Establishing permanent, temporary, or transient  
704 residence in this state; or

705 b. Being released from the custody, control, or  
706 supervision of the Department of Corrections or from the custody  
707 of a private correctional facility; or

708 2. In the county where he or she was convicted within 48  
709 hours after being convicted for a qualifying offense for  
710 registration under this section if the offender is not in the  
711 custody or control of, or under the supervision of, the  
712 Department of Corrections, or is not in the custody of a private  
713 correctional facility.

714 Any change in the information required to be provided pursuant  
715 to paragraph (b), including, but not limited to, any change in  
716 the sexual offender's permanent, temporary, or transient  
717 residence, name, ~~any~~ electronic mail addresses, or Internet  
718 identifiers ~~address and any instant message name~~ required to be  
719 provided pursuant to paragraph (4)(d), after the sexual offender  
720 reports in person at the sheriff's office, shall be accomplished  
721 in the manner provided in subsections (4), (7), and (8).

722 (b) Provide his or her name; date of birth; social  
723 security number; race; sex; height; weight; hair and eye color;  
724 tattoos or other identifying marks; fingerprints; photograph;  
725 occupation and place of employment; address of permanent or  
726 legal residence or address of any current temporary residence,  
727 within the state or out of state, including a rural route  
728 address and a post office box; if no permanent or temporary

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729 address, any transient residence within the state, address,  
730 location or description, and dates of any current or known  
731 future temporary residence within the state or out of state; the  
732 make, model, color, registration number, and license tag number  
733 of all vehicles owned; all home telephone numbers ~~number~~ and any  
734 cellular telephone numbers ~~number~~; all ~~any~~ electronic mail  
735 addresses ~~address~~ and all Internet identifiers ~~any instant~~  
736 ~~message name~~ required to be provided pursuant to paragraph  
737 (4) (d); fingerprints; palm prints; photograph; date and place of  
738 each conviction; and a brief description of the crime or crimes  
739 committed by the offender. A post office box shall not be  
740 provided in lieu of a physical residential address. The sexual  
741 offender must also produce his or her passport, if he or she has  
742 a passport, and, if he or she is an alien, must produce or  
743 provide information about documents establishing his or her  
744 immigration status. The sexual offender must also provide  
745 information about any professional licenses that he or she may  
746 have.

747 1. If the sexual offender's place of residence is a motor  
748 vehicle, trailer, mobile home, or manufactured home, as defined  
749 in chapter 320, the sexual offender shall also provide to the  
750 department through the sheriff's office written notice of the  
751 vehicle identification number; the license tag number; the  
752 registration number; and a description, including color scheme,  
753 of the motor vehicle, trailer, mobile home, or manufactured  
754 home. If the sexual offender's place of residence is a vessel,  
755 live-aboard vessel, or houseboat, as defined in chapter 327, the  
756 sexual offender shall also provide to the department written

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757 notice of the hull identification number; the manufacturer's  
758 serial number; the name of the vessel, live-aboard vessel, or  
759 houseboat; the registration number; and a description, including  
760 color scheme, of the vessel, live-aboard vessel, or houseboat.

761 2. If the sexual offender is enrolled, employed,  
762 volunteering, or carrying on a vocation at an institution of  
763 higher education in this state, the sexual offender shall also  
764 provide to the department through the sheriff's office the name,  
765 address, and county of each institution, including each campus  
766 attended, and the sexual offender's enrollment, volunteer, or  
767 employment status. Each change in enrollment, volunteer, or  
768 employment status shall be reported in person at the sheriff's  
769 office, within 48 hours after any change in status. The sheriff  
770 shall promptly notify each institution of the sexual offender's  
771 presence and any change in the sexual offender's enrollment,  
772 volunteer, or employment status.

773 (c) Provide any other information determined necessary by  
774 the department, including criminal and corrections records;  
775 nonprivileged personnel and treatment records; and evidentiary  
776 genetic markers, when available.

777 When a sexual offender reports at the sheriff's office, the  
778 sheriff shall take a photograph, and a set of fingerprints, and  
779 palm prints of the offender and forward the photographs, palm  
780 prints, and fingerprints to the department, along with the  
781 information provided by the sexual offender. The sheriff shall  
782 promptly provide to the department the information received from  
783 the sexual offender.

784 (4) (a) Each time a sexual offender's driver ~~driver's~~

785 license or identification card is subject to renewal, and,  
786 without regard to the status of the offender's driver ~~driver's~~  
787 license or identification card, within 48 hours after any change  
788 in the offender's permanent, temporary, or transient residence  
789 or change in the offender's name by reason of marriage or other  
790 legal process, the offender shall report in person to a driver  
791 ~~driver's~~ license office, and shall be subject to the  
792 requirements specified in subsection (3). The Department of  
793 Highway Safety and Motor Vehicles shall forward to the  
794 department all photographs and information provided by sexual  
795 offenders. Notwithstanding the restrictions set forth in s.  
796 322.142, the Department of Highway Safety and Motor Vehicles is  
797 authorized to release a reproduction of a color-photograph or  
798 digital-image license to the Department of Law Enforcement for  
799 purposes of public notification of sexual offenders as provided  
800 in this section and ss. 943.043 and 944.606. A sexual offender  
801 who is unable to secure or update a driver license or  
802 identification card with the Department of Highway Safety and  
803 Motor Vehicles as provided in subsection (3) and this subsection  
804 must also report any change in the sexual offender's permanent,  
805 temporary, or transient residence or change in the offender's  
806 name by reason of marriage or other legal process within 48  
807 hours after the change to the sheriff's office in the county  
808 where the offender resides or is located and provide  
809 confirmation that he or she reported such information to the  
810 Department of Highway Safety and Motor Vehicles.

811 (d) A sexual offender must register all ~~any~~ electronic  
812 mail addresses and Internet identifiers ~~address or instant~~

813 ~~message name~~ with the department before ~~prior to~~ using such  
814 electronic mail addresses and Internet identifiers ~~address or~~  
815 ~~instant message name on or after October 1, 2007~~. The department  
816 shall establish an online system through which sexual offenders  
817 may securely access and update all electronic mail address and  
818 Internet identifier ~~instant message name~~ information.

819 (7) A sexual offender who intends to establish a  
820 permanent, temporary, or transient residence in another state or  
821 jurisdiction other than the State of Florida shall report in  
822 person to the sheriff of the county of current residence within  
823 48 hours before the date he or she intends to leave this state  
824 to establish residence in another state or jurisdiction or  
825 within 21 days before his or her planned departure date if the  
826 intended residence of 5 days or more is outside of the United  
827 States. The notification must include the address, municipality,  
828 county, ~~and state,~~ and country of intended residence. The  
829 sheriff shall promptly provide to the department the information  
830 received from the sexual offender. The department shall notify  
831 the statewide law enforcement agency, or a comparable agency, in  
832 the intended state, ~~or jurisdiction,~~ or country of residence of  
833 the sexual offender's intended residence. The failure of a  
834 sexual offender to provide his or her intended place of  
835 residence is punishable as provided in subsection (9).

836 (8) A sexual offender who indicates his or her intent to  
837 establish a permanent, temporary, or transient residence in  
838 another state, a ~~or~~ jurisdiction other than the State of  
839 Florida, or another country and later decides to remain in this  
840 state shall, within 48 hours after the date upon which the

841 sexual offender indicated he or she would leave this state,  
842 report in person to the sheriff to which the sexual offender  
843 reported the intended change of permanent, temporary, or  
844 transient residence, and report his or her intent to remain in  
845 this state. The sheriff shall promptly report this information  
846 to the department. A sexual offender who reports his or her  
847 intent to establish a permanent, temporary, or transient  
848 residence in another state, a ~~ex~~ jurisdiction other than the  
849 State of Florida, or another country but who remains in this  
850 state without reporting to the sheriff in the manner required by  
851 this subsection commits a felony of the second degree,  
852 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

853 (11) Except as provided in this subsection and s.  
854 943.04354, a sexual offender must maintain registration with the  
855 department for the duration of his or her life, unless the  
856 sexual offender has received a full pardon or has had a  
857 conviction set aside in a postconviction proceeding for any  
858 offense that meets the criteria for classifying the person as a  
859 sexual offender for purposes of registration. ~~However, a sexual~~  
860 ~~offender:~~

861 (a)1. A sexual offender may petition the criminal division  
862 of the circuit court of the circuit in which the sexual offender  
863 resides for the purpose of removing the requirement for  
864 registration as a sexual offender if ~~Who has been lawfully~~  
865 ~~released from confinement, supervision, or sanction, whichever~~  
866 ~~is later, for at least 25 years and has not been arrested for~~  
867 ~~any felony or misdemeanor offense since release, provided that~~  
868 ~~the sexual offender's requirement to register was not based upon~~

869 ~~an adult conviction:~~

870 a. Twenty-five years have elapsed since the sexual  
871 offender's registration period for the most recent conviction  
872 that required the offender to register began, excluding any  
873 period in which the offender was supervised by the Department of  
874 Corrections.

875 b. The sexual offender has not been convicted or  
876 adjudicated delinquent of any felony offense or of an offense  
877 punishable by more than 1 year of imprisonment during the 25  
878 years preceding the petition to the court.

879 c. The sexual offender has successfully completed all  
880 sanctions imposed for all offenses that required the offender to  
881 register.

882 d. The sexual offender's requirement to register was not  
883 based upon an adult conviction for a violation of ss. 787.01 and  
884 794.011, excluding s. 794.011(10), s. 800.04(4)(b) where the  
885 court finds the offense involved a victim under 12 years of age  
886 or sexual activity by the use of force or coercion, s.  
887 800.04(5)(b) or s. 800.04(5)(c)2. where the court finds the  
888 offense involved the use of force or coercion and unclothed  
889 genitals or genital area; for any attempt or conspiracy to  
890 commit any offense listed in this sub-subparagraph; for a  
891 violation of similar law of another jurisdiction; or for a  
892 violation of a similar offense committed in this state which has  
893 been redesignated from a former statute number to one of those  
894 listed in this sub-subparagraph.

895 e. For sexual offenders whose requirement to register is  
896 based upon a conviction in another state, the sexual offender is



897 not required to register as a sexual offender pursuant to the  
 898 laws of the state where the conviction occurred. Such an  
 899 offender must provide the court written confirmation that he or  
 900 she is not required to register in the state where the  
 901 conviction occurred.

902 ~~a. For a violation of s. 787.01 or s. 787.02;~~

903 ~~b. For a violation of s. 794.011, excluding s.~~  
 904 ~~794.011(10);~~

905 ~~c. For a violation of s. 800.04(4)(b) where the court~~  
 906 ~~finds the offense involved a victim under 12 years of age or~~  
 907 ~~sexual activity by the use of force or coercion;~~

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

909 ~~e. For a violation of s. 800.04(5)c.2. where the court~~  
 910 ~~finds the offense involved unclothed genitals or genital area;~~

911 ~~f. For any attempt or conspiracy to commit any such~~  
 912 ~~offense; or~~

913 ~~g. For a violation of similar law of another jurisdiction,~~  
 914 ~~may petition the criminal division of the circuit court of the~~  
 915 ~~circuit in which the sexual offender resides for the purpose of~~  
 916 ~~removing the requirement for registration as a sexual offender.~~

917 2. A sexual offender whose requirement to register was  
 918 based upon an adult conviction for a violation of s. 787.02 or  
 919 s. 827.071(5), for any attempt or conspiracy to commit any  
 920 offense listed in this subparagraph, or for a violation of  
 921 similar law of another jurisdiction may petition the criminal  
 922 division of the circuit court of the circuit in which the sexual  
 923 offender resides for the purpose of removing the requirement for  
 924 registration as a sexual offender if:

925 a. Fifteen years have elapsed since the sexual offender's  
926 registration period for the most recent conviction that required  
927 the offender to register began, excluding any period in which  
928 the offender was supervised by the Department of Corrections.

929 b. The sexual offender has not been convicted or  
930 adjudicated delinquent of any felony offense or of an offense  
931 punishable by more than 1 year of imprisonment during the 10  
932 years preceding the petition to the court.

933 c. The sexual offender has successfully completed all  
934 sanctions imposed for all offenses that required the offender to  
935 register.

936 d. For sexual offenders whose requirement to register is  
937 based upon a conviction in another state, the sexual offender is  
938 not required to register as a sexual offender pursuant to the  
939 laws of the state where the conviction occurred. Such an  
940 offender must provide the court written confirmation that he or  
941 she is not required to register in the state where the  
942 conviction occurred.

943 3. A sexual offender required to register under sub-  
944 subparagraph (1)(a)1.d. may petition the criminal division of  
945 the circuit court of the circuit in which the sexual offender  
946 resides for the purpose of removing the requirement for  
947 registration as a sexual offender if:

948 a. Twenty-five years have elapsed since the sexual  
949 offender's registration period for the most recent adjudication  
950 that required the offender to register began, excluding any  
951 period in which the offender was supervised by the Department of  
952 Juvenile Justice.

953           b. The sexual offender has not been convicted or  
954 adjudicated delinquent of any felony offense or of an offense  
955 punishable by more than 1 year of imprisonment during the 25  
956 years preceding the petition to the court.

957           c. The sexual offender has successfully completed all  
958 sanctions imposed for all offenses that required the offender to  
959 register.

960           ~~4.2.~~ The court may grant or deny relief if the offender  
961 demonstrates to the court that ~~he or she has not been arrested~~  
962 ~~for any crime since release;~~ the requested relief complies with  
963 this paragraph, the provisions of the federal Adam Walsh Child  
964 Protection and Safety Act of 2006, and any other federal  
965 standards applicable to the removal of registration requirements  
966 for a sexual offender or required to be met as a condition for  
967 the receipt of federal funds by the state; and the court is  
968 otherwise satisfied that the offender is not a current or  
969 potential threat to public safety. The state attorney in the  
970 circuit in which the petition is filed and the department must  
971 be given notice of the petition at least 3 weeks before the  
972 hearing on the matter. The state attorney may present evidence  
973 in opposition to the requested relief or may otherwise  
974 demonstrate the reasons why the petition should be denied. If  
975 the court grants the petition, the court shall instruct the  
976 petitioner to provide the department with a certified copy of  
977 the order granting relief. If the court denies the petition, the  
978 court may set a future date at which the sexual offender may  
979 again petition the court for relief, subject to the standards  
980 for relief provided in this subsection.

981 ~~5.3.~~ The department shall remove an offender from  
982 classification as a sexual offender for purposes of registration  
983 if the offender provides to the department a certified copy of  
984 the court's written findings or order that indicates that the  
985 offender is no longer required to comply with the requirements  
986 for registration as a sexual offender.

987 6. For purposes of this paragraph:

988 a. The registration period of a sexual offender sentenced  
989 to a term of incarceration or committed to a residential program  
990 begins upon the offender's release from incarceration or  
991 commitment for the most recent conviction that required the  
992 offender to register.

993 b. A sexual offender's registration period is tolled  
994 during any period in which the offender is incarcerated, civilly  
995 committed, detained pursuant to chapter 985, or committed to a  
996 residential program.

997 (b) A sexual offender as defined in sub-subparagraph  
998 (1)(a)1.b. must maintain registration with the department for  
999 the duration of his or her life until the person provides the  
1000 department with an order issued by the court that designated the  
1001 person as a sexual predator, as a sexually violent predator, or  
1002 by another sexual offender designation in the state or  
1003 jurisdiction in which the order was issued which states that  
1004 such designation has been removed or demonstrates to the  
1005 department that such designation, if not imposed by a court, has  
1006 been removed by operation of law or court order in the state or  
1007 jurisdiction in which the designation was made, and provided  
1008 such person no longer meets the criteria for registration as a

1009 | sexual offender under the laws of this state.  
 1010 |       (14)  
 1011 |       (b) However, a sexual offender who is required to register  
 1012 | as a result of a conviction for:  
 1013 |       1. Section 787.01 or s. 787.02 where the victim is a minor  
 1014 | and the offender is not the victim's parent or guardian;  
 1015 |       2. Section 794.011, excluding s. 794.011(10);  
 1016 |       3. Section 800.04(4)(b) where the court finds the offense  
 1017 | involved a victim under 12 years of age or sexual activity by  
 1018 | the use of force or coercion;  
 1019 |       4. Section 800.04(5)(b);  
 1020 |       5. Section 800.04(5)(c)1. where the court finds  
 1021 | molestation involving unclothed genitals or genital area;  
 1022 |       6. Section 800.04(5)c.2. where the court finds molestation  
 1023 | involving the use of force or coercion and unclothed genitals or  
 1024 | genital area;  
 1025 |       7. Section 800.04(5)(d) where the court finds the use of  
 1026 | force or coercion and unclothed genitals or genital area;  
 1027 |       8. Any attempt or conspiracy to commit such offense; ~~or~~  
 1028 |       9. A violation of a similar law of another jurisdiction;  
 1029 | or  
 1030 |       10. A violation of a similar offense committed in this  
 1031 | state which has been redesignated from a former statute number  
 1032 | to one of those listed in this paragraph,  
 1033 |  
 1034 | must reregister each year during the month of the sexual  
 1035 | offender's birthday and every third month thereafter.  
 1036 |       (c) The sheriff's office may determine the appropriate

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1037 times and days for reporting by the sexual offender, which shall  
1038 be consistent with the reporting requirements of this  
1039 subsection. Reregistration shall include any changes to the  
1040 following information:

1041 1. Name; social security number; age; race; sex; date of  
1042 birth; height; weight; hair and eye color; address of any  
1043 permanent residence and address of any current temporary  
1044 residence, within the state or out of state, including a rural  
1045 route address and a post office box; if no permanent or  
1046 temporary address, any transient residence within the state;  
1047 address, location or description, and dates of any current or  
1048 known future temporary residence within the state or out of  
1049 state; ~~any~~ electronic mail addresses or Internet identifiers  
1050 ~~address and any instant message name~~ required to be provided  
1051 pursuant to paragraph (4) (d); home telephone numbers or number  
1052 ~~and any~~ cellular telephone numbers number; date and place of any  
1053 employment; the vehicle make, model, color, registration number,  
1054 and license tag number of any vehicles owned; fingerprints; palm  
1055 prints; and photograph. A post office box may ~~shall~~ not be  
1056 provided in lieu of a physical residential address. The sexual  
1057 offender must produce his or her passport, if he or she has a  
1058 passport, and, if he or she is an alien, and must also produce  
1059 or provide information about documents establishing his or her  
1060 immigration status. The sexual offender must also provide  
1061 information about any professional licenses that he or she may  
1062 have.

1063 2. If the sexual offender is enrolled, volunteering,  
1064 employed, or carrying on a vocation at an institution of higher

1065 education in this state, the sexual offender shall also provide  
 1066 to the department the name, address, and county of each  
 1067 institution, including each campus attended, and the sexual  
 1068 offender's enrollment, volunteer, or employment status.

1069 3. If the sexual offender's place of residence is a motor  
 1070 vehicle, trailer, mobile home, or manufactured home, as defined  
 1071 in chapter 320, the sexual offender shall also provide the  
 1072 vehicle identification number; the license tag number; the  
 1073 registration number; and a description, including color scheme,  
 1074 of the motor vehicle, trailer, mobile home, or manufactured  
 1075 home. If the sexual offender's place of residence is a vessel,  
 1076 live-aboard vessel, or houseboat, as defined in chapter 327, the  
 1077 sexual offender shall also provide the hull identification  
 1078 number; the manufacturer's serial number; the name of the  
 1079 vessel, live-aboard vessel, or houseboat; the registration  
 1080 number; and a description, including color scheme, of the  
 1081 vessel, live-aboard vessel or houseboat.

1082 4. Any sexual offender who fails to report in person as  
 1083 required at the sheriff's office, ~~or~~ who fails to respond to any  
 1084 address verification correspondence from the department within 3  
 1085 weeks of the date of the correspondence, ~~or~~ who fails to report  
 1086 all electronic mail addresses and all Internet identifiers  
 1087 before use ~~or instant message names~~, or who knowingly provides  
 1088 false registration information by act or omission commits a  
 1089 felony of the third degree, punishable as provided in s.  
 1090 775.082, s. 775.083, or s. 775.084.

1091 Section 6. Section 943.04351, Florida Statutes, is amended  
 1092 to read:

1093           943.04351 Search of registration information regarding  
 1094 sexual predators and sexual offenders required before ~~prior to~~  
 1095 appointment or employment.—A state agency or governmental  
 1096 subdivision, before ~~prior to~~ making any decision to appoint or  
 1097 employ a person to work, whether for compensation or as a  
 1098 volunteer, at any park, playground, day care center, or other  
 1099 place where children regularly congregate, must conduct a search  
 1100 of that person's name or other identifying information against  
 1101 the registration information regarding sexual predators and  
 1102 sexual offenders through the Dru Sjodin National Sexual Offender  
 1103 Public Website maintained by the United States Department of  
 1104 Justice. If for any reason that website is not available, a  
 1105 search of the registration information regarding sexual  
 1106 predators and offenders maintained by the Department of Law  
 1107 Enforcement under s. 943.043 must be performed. The agency or  
 1108 ~~governmental subdivision may conduct the search using the~~  
 1109 ~~Internet site maintained by the Department of Law Enforcement.~~  
 1110 This section does not apply to those positions or appointments  
 1111 within a state agency or governmental subdivision for which a  
 1112 state and national criminal history background check is  
 1113 conducted.

1114           Section 7. Section 943.04354, Florida Statutes, is amended  
 1115 to read:

1116           943.04354 Removal of the requirement to register as a  
 1117 sexual offender or sexual predator in special circumstances.—

1118           (1) For purposes of this section, a person shall be  
 1119 considered for removal of the requirement to register as a  
 1120 sexual offender or sexual predator only if the person:



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1121 (a) Was ~~or will be~~ convicted, regardless of adjudication,  
1122 or adjudicated delinquent of a violation of s. 794.011, s.  
1123 800.04, s. 827.071, or s. 847.0135(5), or a similar offense in  
1124 another jurisdiction, ~~or the person committed a violation of s.~~  
1125 ~~794.011, s. 800.04, s. 827.071, or s. 847.0135(5) for which~~  
1126 ~~adjudication of guilt was or will be withheld,~~ and the person  
1127 does not have any other conviction, regardless of adjudication,  
1128 or adjudication of delinquency, ~~or withhold of adjudication of~~  
1129 ~~guilt~~ for a violation of s. 794.011, s. 800.04, s. 827.071, or  
1130 s. 847.0135(5), or a similar offense in another jurisdiction;

1131 (b)1. Was convicted, regardless of adjudication, or  
1132 adjudicated delinquent of an offense listed in paragraph (a) and  
1133 is required to register as a sexual offender or sexual predator  
1134 solely on the basis of this conviction or adjudication  
1135 violation; or and

1136 2. Was convicted, regardless of adjudication, or  
1137 adjudicated delinquent of an offense in another jurisdiction  
1138 that is similar to an offense listed in paragraph (a) and no  
1139 longer meets the criteria for registration as a sexual offender  
1140 or sexual predator under the laws of the jurisdiction where the  
1141 similar offense occurred; and

1142 (c) Is not more than 4 years older than the victim of this  
1143 violation who was 13 ~~14~~ years of age or older but less ~~not more~~  
1144 than 18 ~~17~~ years of age at the time the person committed this  
1145 violation.

1146 (2) If a person meets the criteria in subsection (1) ~~and~~  
1147 ~~the violation of s. 794.011, s. 800.04, s. 827.071, or s.~~  
1148 ~~847.0135(5) was committed on or after July 1, 2007,~~ the person

1149 | may move the criminal court of the circuit in which the offense  
 1150 | occurred or the sentencing court or, for persons convicted or  
 1151 | adjudicated delinquent of a qualifying offense in another  
 1152 | jurisdiction, the criminal circuit court of the circuit in which  
 1153 | the person resides ~~court that will sentence or dispose of this~~  
 1154 | ~~violation~~ to remove the requirement that the person register as  
 1155 | a sexual offender or sexual predator. The person must allege in  
 1156 | the motion that he or she meets the criteria in subsection (1)  
 1157 | and that removal of the registration requirement will not  
 1158 | conflict with federal law. Persons convicted or adjudicated  
 1159 | delinquent of an offense in another jurisdiction that is similar  
 1160 | to an offense listed in paragraph (1)(a) must provide the court  
 1161 | written confirmation that he or she is not required to register  
 1162 | in the state where the conviction or adjudication occurred. The  
 1163 | state attorney and the department must be given notice of the  
 1164 | motion at least 21 days before the date of sentencing, ~~or~~  
 1165 | disposition of the this violation, or hearing on the motion and  
 1166 | may present evidence in opposition to the requested relief or  
 1167 | may otherwise demonstrate why the motion should be denied. At  
 1168 | sentencing, ~~or~~ disposition of the this violation, or hearing on  
 1169 | the motion, the court shall rule on this motion and, if the  
 1170 | court determines the person meets the criteria in subsection (1)  
 1171 | and the removal of the registration requirement will not  
 1172 | conflict with federal law, it may grant the motion and order the  
 1173 | removal of the registration requirement. The court shall  
 1174 | instruct the person to provide the department a certified copy  
 1175 | of the order granting relief. If the court denies the motion,  
 1176 | the person is not authorized under this section to file another

1177 motion ~~petition~~ for removal of the registration requirement.

1178 ~~(3)(a) This subsection applies to a person who:~~

1179 ~~1. Is not a person described in subsection (2) because the~~

1180 ~~violation of s. 794.011, s. 800.04, or s. 827.071 was not~~

1181 ~~committed on or after July 1, 2007;~~

1182 ~~2. Is subject to registration as a sexual offender or~~

1183 ~~sexual predator for a violation of s. 794.011, s. 800.04, or s.~~

1184 ~~827.071; and~~

1185 ~~3. Meets the criteria in subsection (1).~~

1186 ~~(b) A person may petition the court in which the sentence~~

1187 ~~or disposition for the violation of s. 794.011, s. 800.04, or s.~~

1188 ~~827.071 occurred for removal of the requirement to register as a~~

1189 ~~sexual offender or sexual predator. The person must allege in~~

1190 ~~the petition that he or she meets the criteria in subsection (1)~~

1191 ~~and removal of the registration requirement will not conflict~~

1192 ~~with federal law. The state attorney must be given notice of the~~

1193 ~~petition at least 21 days before the hearing on the petition and~~

1194 ~~may present evidence in opposition to the requested relief or~~

1195 ~~may otherwise demonstrate why the petition should be denied. The~~

1196 ~~court shall rule on the petition and, if the court determines~~

1197 ~~the person meets the criteria in subsection (1) and removal of~~

1198 ~~the registration requirement will not conflict with federal law,~~

1199 ~~it may grant the petition and order the removal of the~~

1200 ~~registration requirement. If the court denies the petition, the~~

1201 ~~person is not authorized under this section to file any further~~

1202 ~~petition for removal of the registration requirement.~~

1203 (3)(4) If a person provides to the Department of Law

1204 Enforcement a certified copy of the court's order removing the

1205 requirement that the person register as a sexual offender or  
 1206 sexual predator for the violation of s. 794.011, s. 800.04, s.  
 1207 827.071, or s. 847.0135(5), or a similar offense in another  
 1208 jurisdiction, the registration requirement will not apply to the  
 1209 person and the department shall remove all information about the  
 1210 person from the public registry of sexual offenders and sexual  
 1211 predators maintained by the department. However, the removal of  
 1212 this information from the public registry does not mean that the  
 1213 public is denied access to information about the person's  
 1214 criminal history or record that is otherwise available as a  
 1215 public record.

1216 Section 8. Subsection (2) and paragraph (a) of subsection  
 1217 (3) of section 943.0437, Florida Statutes, are amended to read:

1218 943.0437 Commercial social networking websites.—

1219 (2) The department may provide information relating to  
 1220 electronic mail addresses and Internet identifiers ~~instant~~  
 1221 ~~message names~~ maintained as part of the sexual offender registry  
 1222 to commercial social networking websites or third parties  
 1223 designated by commercial social networking websites. The  
 1224 commercial social networking website may use this information  
 1225 for the purpose of comparing registered users and screening  
 1226 potential users of the commercial social networking website  
 1227 against the list of electronic mail addresses and Internet  
 1228 identifiers ~~instant message names~~ provided by the department.

1229 (3) This section shall not be construed to impose any  
 1230 civil liability on a commercial social networking website for:

1231 (a) Any action voluntarily taken in good faith to remove  
 1232 or disable any profile of a registered user associated with an

1233 electronic mail address or Internet identifier ~~instant message~~  
1234 ~~name~~ contained in the sexual offender registry.

1235 Section 9. Paragraphs (b) and (d) of subsection (1) and  
1236 paragraph (a) of subsection (3) of section 944.606, Florida  
1237 Statutes, are amended to read:

1238 944.606 Sexual offenders; notification upon release.—

1239 (1) As used in this section:

1240 (b) "Sexual offender" means a person who has been  
1241 convicted of committing, or attempting, soliciting, or  
1242 conspiring to commit, any of the criminal offenses proscribed in  
1243 the following statutes in this state or similar offenses in  
1244 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1245 s. 787.02, or s. 787.025(2) (c), where the victim is a minor and  
1246 the defendant is not the victim's parent or guardian; s.  
1247 787.06(3) (b), (d), (f), (g), or (h); s. 794.011, excluding s.  
1248 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
1249 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
1250 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;  
1251 916.1075(2); or s. 985.701(1); or any similar offense committed  
1252 in this state which has been redesignated from a former statute  
1253 number to one of those listed in this subsection, when the  
1254 department has received verified information regarding such  
1255 conviction; an offender's computerized criminal history record  
1256 is not, in and of itself, verified information.

1257 (d) "Internet identifier ~~Instant message name~~" has the  
1258 same meaning as provided in s. 775.21 ~~means an identifier that~~  
1259 ~~allows a person to communicate in real time with another person~~  
1260 ~~using the Internet.~~

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1261 (3) (a) The department must provide information regarding  
1262 any sexual offender who is being released after serving a period  
1263 of incarceration for any offense, as follows:

1264 1. The department must provide: the sexual offender's  
1265 name, any change in the offender's name by reason of marriage or  
1266 other legal process, and any alias, if known; the correctional  
1267 facility from which the sexual offender is released; the sexual  
1268 offender's social security number, race, sex, date of birth,  
1269 height, weight, and hair and eye color; address of any planned  
1270 permanent residence or temporary residence, within the state or  
1271 out of state, including a rural route address and a post office  
1272 box; if no permanent or temporary address, any transient  
1273 residence within the state; address, location or description,  
1274 and dates of any known future temporary residence within the  
1275 state or out of state; date and county of sentence and each  
1276 crime for which the offender was sentenced; a copy of the  
1277 offender's fingerprints, palm prints, and a digitized photograph  
1278 taken within 60 days before release; the date of release of the  
1279 sexual offender; all any electronic mail addresses ~~address~~ and  
1280 all Internet identifiers ~~any instant message name~~ required to be  
1281 provided pursuant to s. 943.0435(4) (d); all and home telephone  
1282 numbers ~~number~~ and ~~any~~ cellular telephone numbers; information  
1283 about any professional licenses the offender may have, if known;  
1284 and passport information, if he or she has a passport, and, if  
1285 he or she is an alien, information about documents establishing  
1286 his or her immigration status ~~number~~. The department shall  
1287 notify the Department of Law Enforcement if the sexual offender  
1288 escapes, absconds, or dies. If the sexual offender is in the

1289 custody of a private correctional facility, the facility shall  
 1290 take the digitized photograph of the sexual offender within 60  
 1291 days before the sexual offender's release and provide this  
 1292 photograph to the Department of Corrections and also place it in  
 1293 the sexual offender's file. If the sexual offender is in the  
 1294 custody of a local jail, the custodian of the local jail shall  
 1295 register the offender within 3 business days after intake of the  
 1296 offender for any reason and upon release, and shall notify the  
 1297 Department of Law Enforcement of the sexual offender's release  
 1298 and provide to the Department of Law Enforcement the information  
 1299 specified in this paragraph and any information specified in  
 1300 subparagraph 2. that the Department of Law Enforcement requests.

1301 2. The department may provide any other information deemed  
 1302 necessary, including criminal and corrections records,  
 1303 nonprivileged personnel and treatment records, when available.

1304 Section 10. Paragraphs (a) and (f) of subsection (1),  
 1305 subsections (3) and (4), and paragraphs (b) and (c) of  
 1306 subsection (13) of section 944.607, Florida Statutes, are  
 1307 amended to read:

1308 944.607 Notification to Department of Law Enforcement of  
 1309 information on sexual offenders.-

1310 (1) As used in this section, the term:

1311 (a) "Sexual offender" means a person who is in the custody  
 1312 or control of, or under the supervision of, the department or is  
 1313 in the custody of a private correctional facility:

1314 1. On or after October 1, 1997, as a result of a  
 1315 conviction for committing, or attempting, soliciting, or  
 1316 conspiring to commit, any of the criminal offenses proscribed in

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1317 the following statutes in this state or similar offenses in  
1318 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,  
1319 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and  
1320 the defendant is not the victim's parent or guardian; s.  
1321 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.  
1322 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
1323 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
1324 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;  
1325 s. 916.1075(2); or s. 985.701(1); or any similar offense  
1326 committed in this state which has been redesignated from a  
1327 former statute number to one of those listed in this paragraph;  
1328 or

1329 2. Who establishes or maintains a residence in this state  
1330 and who has not been designated as a sexual predator by a court  
1331 of this state but who has been designated as a sexual predator,  
1332 as a sexually violent predator, or by another sexual offender  
1333 designation in another state or jurisdiction and was, as a  
1334 result of such designation, subjected to registration or  
1335 community or public notification, or both, or would be if the  
1336 person were a resident of that state or jurisdiction, without  
1337 regard as to whether the person otherwise meets the criteria for  
1338 registration as a sexual offender.

1339 (f) "Internet identifier ~~Instant message name~~" has the  
1340 same meaning as provided in s. 775.21 ~~means an identifier that~~  
1341 ~~allows a person to communicate in real time with another person~~  
1342 ~~using the Internet.~~

1343 (3) If a sexual offender is not sentenced to a term of  
1344 imprisonment, the clerk of the court shall ensure that the



1345 sexual offender's fingerprints are taken and forwarded to the  
 1346 Department of Law Enforcement within 48 hours after the court  
 1347 sentences the offender. The fingerprints ~~fingerpr~~~~int~~ ~~card~~ shall  
 1348 be clearly marked "Sexual Offender Registration ~~Card~~."

1349 (4) A sexual offender, as described in this section, who  
 1350 is under the supervision of the Department of Corrections but is  
 1351 not incarcerated must register with the Department of  
 1352 Corrections within 3 business days after sentencing for a  
 1353 registrable offense and otherwise provide information as  
 1354 required by this subsection.

1355 (a) The sexual offender shall provide his or her name;  
 1356 date of birth; social security number; race; sex; height;  
 1357 weight; hair and eye color; tattoos or other identifying marks;  
 1358 all any electronic mail addresses ~~address~~ and all Internet  
 1359 identifiers ~~any instant message name~~ required to be provided  
 1360 pursuant to s. 943.0435(4)(d); all home telephone numbers and  
 1361 cellular telephone numbers; the make, model, color, registration  
 1362 number, and license tag number of all vehicles owned; permanent  
 1363 or legal residence and address of temporary residence within the  
 1364 state or out of state while the sexual offender is under  
 1365 supervision in this state, including any rural route address or  
 1366 post office box; if no permanent or temporary address, any  
 1367 transient residence within the state; and address, location or  
 1368 description, and dates of any current or known future temporary  
 1369 residence within the state or out of state. The sexual offender  
 1370 must also produce his or her passport, if he or she has a  
 1371 passport, and, if he or she is an alien, must produce or provide  
 1372 information about documents establishing his or her immigration

1373 status. The sexual offender must also provide information about  
1374 any professional licenses that he or she may have. The  
1375 Department of Corrections shall verify the address of each  
1376 sexual offender in the manner described in ss. 775.21 and  
1377 943.0435. The department shall report to the Department of Law  
1378 Enforcement any failure by a sexual predator or sexual offender  
1379 to comply with registration requirements.

1380 (b) If the sexual offender is enrolled, employed,  
1381 volunteering, or carrying on a vocation at an institution of  
1382 higher education in this state, the sexual offender shall  
1383 provide the name, address, and county of each institution,  
1384 including each campus attended, and the sexual offender's  
1385 enrollment, volunteer, or employment status. Each change in  
1386 enrollment, volunteer, or employment status shall be reported to  
1387 the department within 48 hours after the change in status. The  
1388 Department of Corrections shall promptly notify each institution  
1389 of the sexual offender's presence and any change in the sexual  
1390 offender's enrollment, volunteer, or employment status.

1391 (13)

1392 (b) However, a sexual offender who is required to register  
1393 as a result of a conviction for:

1394 1. Section 787.01 or s. 787.02 where the victim is a minor  
1395 and the offender is not the victim's parent or guardian;

1396 2. Section 794.011, excluding s. 794.011(10);

1397 3. Section 800.04(4)(b) where the victim is under 12 years  
1398 of age or where the court finds sexual activity by the use of  
1399 force or coercion;

1400 4. Section 800.04(5)(b);

1401           5. Section 800.04(5)(c)1. where the court finds  
 1402 molestation involving unclothed genitals or genital area;  
 1403           6. Section 800.04(5)c.2. where the court finds molestation  
 1404 involving the use of force or coercion and unclothed genitals or  
 1405 genital area;  
 1406           7. Section 800.04(5)(d) where the court finds the use of  
 1407 force or coercion and unclothed genitals or genital area;  
 1408           8. Any attempt or conspiracy to commit such offense; ~~or~~  
 1409           9. A violation of a similar law of another jurisdiction;  
 1410 or  
 1411           10. A violation of a similar offense committed in this  
 1412 state which has been redesignated from a former statute number  
 1413 to one of those listed in this paragraph,  
 1414  
 1415 must reregister each year during the month of the sexual  
 1416 offender's birthday and every third month thereafter.  
 1417           (c) The sheriff's office may determine the appropriate  
 1418 times and days for reporting by the sexual offender, which shall  
 1419 be consistent with the reporting requirements of this  
 1420 subsection. Reregistration shall include any changes to the  
 1421 following information:  
 1422           1. Name; social security number; age; race; sex; date of  
 1423 birth; height; weight; hair and eye color; address of any  
 1424 permanent residence and address of any current temporary  
 1425 residence, within the state or out of state, including a rural  
 1426 route address and a post office box; if no permanent or  
 1427 temporary address, any transient residence; address, location or  
 1428 description, and dates of any current or known future temporary

1429 residence within the state or out of state; ~~any~~ electronic mail  
1430 addresses or Internet identifiers ~~address and any instant~~  
1431 ~~message name~~ required to be provided pursuant to s.  
1432 943.0435(4)(d); home telephone numbers or cellular telephone  
1433 numbers; date and place of any employment; the ~~vehicle~~ make,  
1434 model, color, registration number, and license tag number of any  
1435 vehicles owned; fingerprints; palm prints; and photograph. A  
1436 post office box shall not be provided in lieu of a physical  
1437 residential address. The sexual offender must also produce his  
1438 or her passport, if he or she has a passport, and, if he or she  
1439 is an alien, must produce or provide information about documents  
1440 establishing his or her immigration status. The sexual offender  
1441 must also provide information about any professional licenses  
1442 that he or she may have.

1443 2. If the sexual offender is enrolled, employed,  
1444 volunteering, or carrying on a vocation at an institution of  
1445 higher education in this state, the sexual offender shall also  
1446 provide to the department the name, address, and county of each  
1447 institution, including each campus attended, and the sexual  
1448 offender's enrollment, volunteer, or employment status.

1449 3. If the sexual offender's place of residence is a motor  
1450 vehicle, trailer, mobile home, or manufactured home, as defined  
1451 in chapter 320, the sexual offender shall also provide the  
1452 vehicle identification number; the license tag number; the  
1453 registration number; and a description, including color scheme,  
1454 of the motor vehicle, trailer, mobile home, or manufactured  
1455 home. If the sexual offender's place of residence is a vessel,  
1456 live-aboard vessel, or houseboat, as defined in chapter 327, the

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1457 sexual offender shall also provide the hull identification  
1458 number; the manufacturer's serial number; the name of the  
1459 vessel, live-aboard vessel, or houseboat; the registration  
1460 number; and a description, including color scheme, of the  
1461 vessel, live-aboard vessel or houseboat.

1462 4. Any sexual offender who fails to report in person as  
1463 required at the sheriff's office, ~~or~~ who fails to respond to any  
1464 address verification correspondence from the department within 3  
1465 weeks of the date of the correspondence, ~~or~~ who fails to report  
1466 all electronic mail addresses or Internet identifiers before use  
1467 or instant message names, or who knowingly provides false  
1468 registration information by act or omission commits a felony of  
1469 the third degree, punishable as provided in s. 775.082, s.  
1470 775.083, or s. 775.084.

1471 Section 11. Subsection (11) of section 947.005, Florida  
1472 Statutes, is amended to read:

1473 947.005 Definitions.—As used in this chapter, unless the  
1474 context clearly indicates otherwise:

1475 (11) "Risk assessment" means an assessment completed by a  
1476 ~~an independent~~ qualified practitioner to evaluate the level of  
1477 risk associated when a sex offender has contact with a child.

1478 Section 12. Section 948.31, Florida Statutes, is amended  
1479 to read:

1480 948.31 Evaluation and treatment of sexual predators and  
1481 offenders on probation or community control.—The court may ~~shall~~  
1482 ~~require an evaluation by a qualified practitioner to determine~~  
1483 ~~the need of a probationer or community controllee for treatment.~~  
1484 ~~If the court determines that a need therefor is established by~~

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1485 ~~the evaluation process, the court shall require sexual offender~~  
1486 ~~treatment as a term or condition of probation or community~~  
1487 ~~control for any probationer or community controllee person who~~  
1488 is required to register as a sexual predator under s. 775.21 or  
1489 sexual offender under s. 943.0435, s. 944.606, or s. 944.607 to  
1490 undergo an evaluation, at the probationer or community  
1491 controllee's expense, by a qualified practitioner to determine  
1492 whether such person needs sexual offender treatment. If the  
1493 qualified practitioner determines that sexual offender treatment  
1494 is needed and recommends treatment, the probationer or community  
1495 controllee must successfully complete and pay for the treatment.  
1496 Such treatment must ~~shall be required to~~ be obtained from a  
1497 qualified practitioner as defined in s. 948.001. Treatment may  
1498 not be administered by a qualified practitioner who has been  
1499 convicted or adjudicated delinquent of committing, or  
1500 attempting, soliciting, or conspiring to commit, any offense  
1501 that is listed in s. 943.0435(1)(a)1.a.(I). ~~The court shall~~  
1502 ~~impose a restriction against contact with minors if sexual~~  
1503 ~~offender treatment is recommended. The evaluation and~~  
1504 ~~recommendations for treatment of the probationer or community~~  
1505 ~~controllee shall be provided to the court for review.~~

1506 Section 13. Paragraph (a) of subsection (3) of section  
1507 985.481, Florida Statutes, is amended to read:

1508 985.481 Sexual offenders adjudicated delinquent;  
1509 notification upon release.—

1510 (3) (a) The department must provide information regarding  
1511 any sexual offender who is being released after serving a period  
1512 of residential commitment under the department for any offense,

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1513 as follows:

1514 1. The department must provide the sexual offender's name,  
1515 any change in the offender's name by reason of marriage or other  
1516 legal process, and any alias, if known; the correctional  
1517 facility from which the sexual offender is released; the sexual  
1518 offender's social security number, race, sex, date of birth,  
1519 height, weight, and hair and eye color; the make, model, color,  
1520 registration number, and license tag number of all vehicles  
1521 owned, if known; address of any planned permanent residence or  
1522 temporary residence, within the state or out of state, including  
1523 a rural route address and a post office box; if no permanent or  
1524 temporary address, any transient residence within the state;  
1525 address, location or description, and dates of any known future  
1526 temporary residence within the state or out of state; date and  
1527 county of disposition and each crime for which there was a  
1528 disposition; a copy of the offender's fingerprints and a  
1529 digitized photograph taken within 60 days before release; the  
1530 date of release of the sexual offender; all ~~and~~ home telephone  
1531 numbers ~~number~~ and ~~any~~ cellular telephone numbers; information  
1532 about any professional licenses the offender may have, if known;  
1533 and passport information, if he or she has a passport, and, if  
1534 he or she is an alien, information about documents establishing  
1535 his or her immigration status ~~number~~. The department shall  
1536 notify the Department of Law Enforcement if the sexual offender  
1537 escapes, absconds, or dies. If the sexual offender is in the  
1538 custody of a private correctional facility, the facility shall  
1539 take the digitized photograph of the sexual offender within 60  
1540 days before the sexual offender's release and also place it in

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1541 the sexual offender's file. If the sexual offender is in the  
1542 custody of a local jail, the custodian of the local jail shall  
1543 register the offender within 3 business days after intake of the  
1544 offender for any reason and upon release, and shall notify the  
1545 Department of Law Enforcement of the sexual offender's release  
1546 and provide to the Department of Law Enforcement the information  
1547 specified in this subparagraph and any information specified in  
1548 subparagraph 2. which the Department of Law Enforcement  
1549 requests.

1550 2. The department may provide any other information  
1551 considered necessary, including criminal and delinquency  
1552 records, when available.

1553 Section 14. Subsections (3) and (4) and paragraph (b) of  
1554 subsection (13) of section 985.4815, Florida Statutes, are  
1555 amended to read:

1556 985.4815 Notification to Department of Law Enforcement of  
1557 information on juvenile sexual offenders.—

1558 (3) If a sexual offender is not sentenced to a term of  
1559 residential commitment, the clerk of the court shall ensure that  
1560 the sexual offender's fingerprints are taken and forwarded to  
1561 the Department of Law Enforcement within 48 hours after the  
1562 court sentences the offender. The fingerprints ~~fingerprint card~~  
1563 shall be clearly marked "Sexual Offender Registration ~~Card~~."

1564 (4) A sexual offender, as described in this section, who  
1565 is under the supervision of the department but who is not  
1566 committed must register with the department within 3 business  
1567 days after adjudication and disposition for a registrable  
1568 offense and otherwise provide information as required by this



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1569 subsection.

1570 (a) The sexual offender shall provide his or her name;  
1571 date of birth; social security number; race; sex; height;  
1572 weight; hair and eye color; tattoos or other identifying marks;  
1573 the make, model, color, registration number, and license tag  
1574 number of all vehicles owned; permanent or legal residence and  
1575 address of temporary residence within the state or out of state  
1576 while the sexual offender is in the care or custody or under the  
1577 jurisdiction or supervision of the department in this state,  
1578 including any rural route address or post office box; if no  
1579 permanent or temporary address, any transient residence;  
1580 address, location or description, and dates of any current or  
1581 known future temporary residence within the state or out of  
1582 state; and the name and address of each school attended. The  
1583 sexual offender must also produce his or her passport, if he or  
1584 she has a passport, and, if he or she is an alien, must produce  
1585 or provide information about documents establishing his or her  
1586 immigration status. The offender must also provide information  
1587 about any professional licenses that he or she may have. The  
1588 department shall verify the address of each sexual offender and  
1589 shall report to the Department of Law Enforcement any failure by  
1590 a sexual offender to comply with registration requirements.

1591 (b) If the sexual offender is enrolled, employed,  
1592 volunteering, or carrying on a vocation at an institution of  
1593 higher education in this state, the sexual offender shall  
1594 provide the name, address, and county of each institution,  
1595 including each campus attended, and the sexual offender's  
1596 enrollment, volunteer, or employment status. Each change in

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1597 enrollment, volunteer, or employment status shall be reported to  
1598 the department within 48 hours after the change in status. The  
1599 department shall promptly notify each institution of the sexual  
1600 offender's presence and any change in the sexual offender's  
1601 enrollment, volunteer, or employment status.

1602 (13)

1603 (b) The sheriff's office may determine the appropriate  
1604 times and days for reporting by the sexual offender, which shall  
1605 be consistent with the reporting requirements of this  
1606 subsection. Reregistration shall include any changes to the  
1607 following information:

1608 1. Name; social security number; age; race; sex; date of  
1609 birth; height; weight; hair and eye color; fingerprints; palm  
1610 prints; address of any permanent residence and address of any  
1611 current temporary residence, within the state or out of state,  
1612 including a rural route address and a post office box; if no  
1613 permanent or temporary address, any transient residence;  
1614 address, location or description, and dates of any current or  
1615 known future temporary residence within the state or out of  
1616 state; passport information, if he or she has a passport, and,  
1617 if he or she is an alien, information about documents  
1618 establishing his or her immigration status; name and address of  
1619 each school attended; date and place of any employment; the  
1620 ~~vehicle~~ make, model, color, registration number, and license tag  
1621 number of all vehicles owned; ~~fingerprints;~~ and photograph. A  
1622 post office box shall not be provided in lieu of a physical  
1623 residential address. The offender must also provide information  
1624 about any professional licenses that he or she may have.

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1625           2. If the sexual offender is enrolled, employed,  
1626 volunteering, or carrying on a vocation at an institution of  
1627 higher education in this state, the sexual offender shall also  
1628 provide to the department the name, address, and county of each  
1629 institution, including each campus attended, and the sexual  
1630 offender's enrollment, volunteer, or employment status.

1631           3. If the sexual offender's place of residence is a motor  
1632 vehicle, trailer, mobile home, or manufactured home, as defined  
1633 in chapter 320, the sexual offender shall also provide the  
1634 vehicle identification number; the license tag number; the  
1635 registration number; and a description, including color scheme,  
1636 of the motor vehicle, trailer, mobile home, or manufactured  
1637 home. If the sexual offender's place of residence is a vessel,  
1638 live-aboard vessel, or houseboat, as defined in chapter 327, the  
1639 sexual offender shall also provide the hull identification  
1640 number; the manufacturer's serial number; the name of the  
1641 vessel, live-aboard vessel, or houseboat; the registration  
1642 number; and a description, including color scheme, of the  
1643 vessel, live-aboard vessel, or houseboat.

1644           4. Any sexual offender who fails to report in person as  
1645 required at the sheriff's office, ~~or~~ who fails to respond to any  
1646 address verification correspondence from the department within 3  
1647 weeks after the date of the correspondence, or who knowingly  
1648 provides false registration information by act or omission  
1649 commits a felony of the third degree, punishable as provided in  
1650 ss. 775.082, 775.083, and 775.084.

1651           Section 15. Paragraphs (g) and (i) of subsection (3) of  
1652 section 921.0022, Florida Statutes, are amended to read:

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1653 921.0022 Criminal Punishment Code; offense severity  
 1654 ranking chart.—

1655 (3) OFFENSE SEVERITY RANKING CHART

1656 (g) LEVEL 7

1657

Florida	Felony	
Statute	Degree	Description

1658

316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.
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1659

316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
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1660

316.1935(3)(b)	1st	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.
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1661

327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
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1662

402.319(2)	2nd	Misrepresentation and negligence or intentional act
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1663 resulting in great bodily harm,  
 permanent disfiguration,  
 permanent disability, or death.

1664 409.920 3rd Medicaid provider fraud;  
 (2) (b) 1.a. \$10,000 or less.

1665 409.920 2nd Medicaid provider fraud; more  
 (2) (b) 1.b. than \$10,000, but less than  
 \$50,000.

1666 456.065 (2) 3rd Practicing a health care  
 profession without a license.

1667 456.065 (2) 2nd Practicing a health care  
 profession without a license  
 which results in serious bodily  
 injury.

1668 458.327 (1) 3rd Practicing medicine without a  
 license.

1669 459.013 (1) 3rd Practicing osteopathic medicine  
 without a license.

1670 460.411 (1) 3rd Practicing chiropractic  
 medicine without a license.

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1671	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1672	462.17	3rd	Practicing naturopathy without a license.
1673	463.015 (1)	3rd	Practicing optometry without a license.
1674	464.016 (1)	3rd	Practicing nursing without a license.
1675	465.015 (2)	3rd	Practicing pharmacy without a license.
1676	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
1677	467.201	3rd	Practicing midwifery without a license.
1678	468.366	3rd	Delivering respiratory care services without a license.
1679	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.

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1680	483.901 (9)	3rd	Practicing medical physics without a license.
1681	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1682	484.053	3rd	Dispensing hearing aids without a license.
1683	494.0018 (2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
1684	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.
1685	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
	655.50 (10) (b) 1.	3rd	Failure to report financial

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1686 transactions exceeding \$300 but  
less than \$20,000 by financial  
institution.

1686 775.21 (10) (a) 3rd Sexual predator; failure to  
register; failure to renew  
driver ~~driver's~~ license or  
identification card; other  
registration violations.

1687 775.21 (10) (b) 3rd Sexual predator working where  
children regularly congregate.

1688 775.21 (10) (g) 3rd Failure to report or providing  
false information about a  
sexual predator; harbor or  
conceal a sexual predator.

1689 782.051 (3) 2nd Attempted felony murder of a  
person by a person other than  
the perpetrator or the  
perpetrator of an attempted  
felony.

1690 782.07 (1) 2nd Killing of a human being by the  
act, procurement, or culpable  
negligence of another  
(manslaughter).



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1691	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
1692	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1693	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1694	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1695	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1696	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1697	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1698			

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1699	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
1700	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
1701	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
1702	784.081(1)	1st	Aggravated battery on specified official or employee.
1703	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
1704	784.083(1)	1st	Aggravated battery on code inspector.
1705	787.06(3)(a)	1st	Human trafficking using coercion for labor and services.
	787.06(3)(e)	1st	Human trafficking using coercion for labor and services by the transfer or transport of any individual from outside

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1706			Florida to within the state.
	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1707			
	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1708			
	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1709			
	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1710			
	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
1711			
	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1712			

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1713	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1714	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.
1715	796.03	2nd	Procuring any person under <u>18</u> <del>16</del> years for prostitution.
1716	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
1717	800.04 (5) (c) 2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older.
1718	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
	810.02 (3) (a)	2nd	Burglary of occupied dwelling;

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1719			unarmed; no assault or battery.
1720	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
1721	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1722	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1723	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.
1724	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.

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1725	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1726	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1727	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1728	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1729	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1730	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1731	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1732	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.

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1733	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.
1734	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1735	825.103 (2) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.
1736	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
1737	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1738	837.05 (2)	3rd	Giving false information about

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1739			alleged capital felony to a law enforcement officer.
1740	838.015	2nd	Bribery.
1741	838.016	2nd	Unlawful compensation or reward for official behavior.
1742	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
1743	838.22	2nd	Bid tampering.
1744	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1745	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1746	872.06	2nd	Abuse of a dead human body.
1747	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



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			<p>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 facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.</p>
1748	<p>893.13(1)(e)1.</p>	<p>1st</p>	<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>
1749	<p>893.13(4)(a)</p>	<p>1st</p>	<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>
1750	<p>893.135(1)(a)1.</p>	<p>1st</p>	<p>Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.</p>

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1751	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1752	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1753	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
1754	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
1755	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1756	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1757	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5

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1758			kilograms.
	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1759			
	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
1760			
	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1761			
	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1762			
	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
1763			
	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.

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1764

943.0435 (8) 2nd Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

1765

943.0435 (9) (a) 3rd Sexual offender; failure to comply with reporting requirements.

1766

943.0435 (13) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

1767

943.0435 (14) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification.

1768

944.607 (9) 3rd Sexual offender; failure to comply with reporting requirements.

1769

944.607 (10) (a) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

1770

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1771	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1772	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
1773	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1774	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1775	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
1776	(i) LEVEL 9		
1777	Florida Statute	Felony Degree	Description

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1778	316.193 (3) (c) 3.b.	1st	DUI manslaughter; failing to render aid or give information.
1779	327.35 (3) (c) 3.b.	1st	BUI manslaughter; failing to render aid or give information.
1780	409.920 (2) (b) 1.c.	1st	Medicaid provider fraud; \$50,000 or more.
1781	499.0051 (9)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm.
1782	560.123 (8) (b) 3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter.
1783	560.125 (5) (c)	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000.
1784	655.50 (10) (b) 3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.

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1785	775.0844	1st	Aggravated white collar crime.
1786	782.04 (1)	1st	Attempt, conspire, or solicit to commit premeditated murder.
1787	782.04 (3)	1st,PBL	Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with serious bodily injury or death, and other specified felonies.
1788	782.051 (1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04 (3).
1789	782.07 (2)	1st	Aggravated manslaughter of an elderly person or disabled adult.
1790	787.01 (1) (a) 1.	1st,PBL	Kidnapping; hold for ransom or reward or as a shield or hostage.
1791	787.01 (1) (a) 2.	1st,PBL	Kidnapping with intent to





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1798	790.161	1st	Attempted capital destructive device offense.
1799	790.166 (2)	1st, PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
1800	794.011 (2)	1st	Attempted sexual battery; victim less than 12 years of age.
1801	794.011 (2)	Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.
1802	794.011 (4)	1st	Sexual battery; victim 12 years or older, certain circumstances.
1803	794.011 (8) (b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
	794.08 (2)	1st	Female genital mutilation; victim younger than 18 years of age.

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1804	796.035	1st	Selling or buying of minors into prostitution.
1805	800.04 (5) (b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
1806	812.13 (2) (a)	1st, PBL	Robbery with firearm or other deadly weapon.
1807	812.133 (2) (a)	1st, PBL	Carjacking; firearm or other deadly weapon.
1808	812.135 (2) (b)	1st	Home-invasion robbery with weapon.
1809	817.568 (7)	2nd, PBL	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority.
1810	827.03 (2) (a)	1st	Aggravated child abuse.
1811	847.0145 (1)	1st	Selling, or otherwise transferring custody or

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1812			control, of a minor.
	847.0145 (2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
1813			
	859.01	1st	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure another person.
1814			
	893.135	1st	Attempted capital trafficking offense.
1815			
	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more than 10,000 lbs.
1816			
	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
1817			
	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
1818			

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1819	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
1820	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
1821	893.135 (1) (f) 1.c.	1st	Trafficking in amphetamine, more than 200 grams.
1822	893.135 (1) (h) 1.c.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 10 kilograms or more.
1823	893.135 (1) (j) 1.c.	1st	Trafficking in 1,4-Butanediol, 10 kilograms or more.
1824	893.135 (1) (k) 2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.
1825	896.101 (5) (c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.
	896.104 (4) (a) 3.	1st	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.

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Section 16. This act shall take effect October 1, 2013.