

1 A bill to be entitled

2 An act relating to sexual offenders; amending s.
3 775.21, F.S.; replacing the definition of the term
4 "instant message name" with the definition of the term
5 "Internet identifier"; providing that voluntary
6 disclosure of specified information waives a
7 disclosure exemption for such information; defining
8 the term "vehicles owned"; conforming provisions;
9 adding additional offenses to the list of sexual
10 predator qualifying offenses; requiring disclosure of
11 additional information during the sexual predator
12 registration process; requiring a sexual predator who
13 is unable to secure or update a driver license or
14 identification card within a specified period to
15 report specified information to the local sheriff's
16 office within a specified period after such change
17 with confirmation that he or she also reported such
18 information to the Department of Highway Safety and
19 Motor Vehicles; revising reporting requirements if a
20 sexual predator plans to leave the United States for
21 more than a specified period; providing criminal
22 penalties for knowingly providing false registration
23 information by act or omission; amending s. 943.0435,
24 F.S.; adding additional offenses to the list of sexual
25 offender qualifying offenses; replacing the definition
26 of the term "instant message name" with the definition

27 of the term "Internet identifier"; defining the term
28 "vehicles owned"; conforming provisions; requiring
29 disclosure of additional sexual offender registration
30 information; requiring a sexual offender who is unable
31 to secure or update a driver license or identification
32 card within a specified period to report specified
33 information to the local sheriff's office within a
34 specified period after such change with confirmation
35 that he or she also reported such information to the
36 Department of Highway Safety and Motor Vehicles;
37 providing additional requirements for sexual offenders
38 intending to reside outside of the United States;
39 tolling the registration period during an offender's
40 term of incarceration, commitment to a residential
41 program, civil commitment, or detention pursuant to
42 ch. 985, F.S.; providing criminal penalties for
43 knowingly providing false registration information by
44 act or omission; amending s. 943.04354, F.S.; revising
45 the criteria applicable to provisions allowing removal
46 of the requirement to register as a sexual offender or
47 sexual predator; amending s. 943.0437, F.S.;

48 conforming provisions to changes made by the act;
49 amending s. 944.606, F.S.; adding additional offenses
50 to the list of sexual offender qualifying offenses;
51 replacing the definition of the term "instant message
52 name" with the definition of the term "Internet

53 identifier"; amending s. 944.607, F.S.; adding
54 additional offenses to the list of sexual offender
55 qualifying offenses; defining the term "vehicles
56 owned"; conforming provisions; requiring disclosure of
57 additional registration information; providing
58 criminal penalties for knowingly providing false
59 registration information by act or omission; amending
60 s. 948.31, F.S.; authorizing the court to require a
61 sexual offender or sexual predator who is on probation
62 or community control to undergo an evaluation to
63 determine whether the offender or predator needs
64 sexual offender treatment; requiring the probationer
65 or community controllee to pay for the treatment;
66 removing a provision prohibiting contact with minors
67 if sexual offender treatment is recommended; amending
68 ss. 985.481 and 985.4815, F.S.; providing definitions;
69 requiring disclosure of additional registration
70 information by certain sexual offenders adjudicated
71 delinquent and certain juvenile sexual offenders;
72 providing criminal penalties for knowingly providing
73 false registration information by act or omission;
74 amending s. 921.0022, F.S.; updating provisions of the
75 offense severity ranking chart to reflect prior
76 changes in the law; conforming provisions of the
77 offense severity ranking chart to changes made by the
78 act; providing an effective date.

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

Section 1. Paragraph (i) of subsection (2), paragraph (a) of subsection (4), subsections (6) and (8), and paragraph (a) of subsection (10) of section 775.21, Florida Statutes, are amended, present paragraph (j) of subsection (2) is redesignated as paragraph (i), and new paragraphs (j) and (n) are added to that subsection, to read:

775.21 The Florida Sexual Predators Act.—

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

~~(i) "Instant message name" means an identifier that allows a person to communicate in real time with another person using the Internet.~~

~~(i)-(j)~~ "Institution of higher education" means a career center, community college, college, state university, or independent postsecondary institution.

(j) "Internet identifier" means all electronic mail, chat, instant messenger, social networking, application software ("apps"), or similar names used for Internet communication but does not include a date of birth, social security number, or personal identification number (PIN). Voluntary disclosure by the sexual predator of his or her date of birth, social security number, or personal identification number (PIN) as an Internet identifier waives the disclosure exemption in this paragraph for such personal information.

105 (n) "Vehicles owned" means any motor vehicle, as defined
 106 in s. 320.01, that is registered, coregistered, leased, titled,
 107 or rented by a sexual predator; a rented vehicle with a sexual
 108 predator as an authorized driver; or a vehicle for which a
 109 sexual predator is insured as a driver.

110 (4) SEXUAL PREDATOR CRITERIA.—

111 (a) For a current offense committed on or after October 1,
 112 1993, upon conviction, an offender shall be designated as a
 113 "sexual predator" under subsection (5), and subject to
 114 registration under subsection (6) and community and public
 115 notification under subsection (7) if:

116 1. The felony is:

117 a. A capital, life, or first-degree felony violation, or
 118 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
 119 is a minor and the defendant is not the victim's parent or
 120 guardian, or s. 794.011, s. 800.04, or s. 847.0145, or a
 121 violation of a similar law of another jurisdiction; or

122 b. Any felony violation, or any attempt thereof, of s.
 123 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 124 787.025(2)(c), where the victim is a minor and the defendant is
 125 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
 126 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.
 127 796.03; s. 796.035; s. 800.04; s. 810.145(8)(b); s. 825.1025
 128 825.1025(2)(b); s. 827.071; s. 847.0135, excluding s.
 129 847.0135(6) 847.0135(5); s. 847.0145; s. 916.1075(2); or s.
 130 985.701(1); or a violation of a similar law of another

131 jurisdiction, and the offender has previously been convicted of
 132 or found to have committed, or has pled nolo contendere or
 133 guilty to, regardless of adjudication, any violation of s.
 134 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 135 787.025(2)(c), where the victim is a minor and the defendant is
 136 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
 137 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.
 138 796.03; s. 796.035; s. 800.04; s. 825.1025; s. 827.071; s.
 139 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0145; s.
 140 916.1075(2); or s. 985.701(1); or a violation of a similar law
 141 of another jurisdiction;

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

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

148 (6) REGISTRATION.—

149 (a) A sexual predator must register with the department
 150 through the sheriff's office by providing the following
 151 information to the department:

152 1. Name; social security number; age; race; sex; date of
 153 birth; height; weight; tattoos or other identifying marks; hair
 154 and eye color; photograph; address of legal residence and
 155 address of any current temporary residence, within the state or
 156 out of state, including a rural route address and a post office

157 | box; if no permanent or temporary address, any transient
158 | residence within the state; address, location or description,
159 | and dates of any current or known future temporary residence
160 | within the state or out of state; all ~~any~~ electronic mail
161 | addresses ~~address~~ and all Internet identifiers ~~any instant~~
162 | ~~message name~~ required to be provided pursuant to subparagraph
163 | (g)4.; all home telephone numbers ~~number~~ and ~~any~~ cellular
164 | telephone numbers ~~number~~; date and place of any employment;
165 | make, model, color, vehicle identification number (VIN), and
166 | license tag number of all vehicles owned; date and place of each
167 | conviction; fingerprints; palm prints; and a brief description
168 | of the crime or crimes committed by the offender. A post office
169 | box may ~~shall~~ not be provided in lieu of a physical residential
170 | address. The sexual predator must also produce his or her
171 | passport, if he or she has a passport, and, if he or she is an
172 | alien, must produce or provide information about documents
173 | establishing his or her immigration status. The sexual predator
174 | must also provide information about any professional licenses
175 | that he or she may have.

176 | a. If the sexual predator's place of residence is a motor
177 | vehicle, trailer, mobile home, or manufactured home, as defined
178 | in chapter 320, the sexual predator shall also provide to the
179 | department written notice of the vehicle identification number;
180 | the license tag number; the registration number; and a
181 | description, including color scheme, of the motor vehicle,
182 | trailer, mobile home, or manufactured home. If a sexual

183 predator's place of residence is a vessel, live-aboard vessel,
184 or houseboat, as defined in chapter 327, the sexual predator
185 shall also provide to the department written notice of the hull
186 identification number; the manufacturer's serial number; the
187 name of the vessel, live-aboard vessel, or houseboat; the
188 registration number; and a description, including color scheme,
189 of the vessel, live-aboard vessel, or houseboat.

190 b. If the sexual predator is enrolled, employed,
191 volunteering, or carrying on a vocation at an institution of
192 higher education in this state, the sexual predator shall also
193 provide to the department the name, address, and county of each
194 institution, including each campus attended, and the sexual
195 predator's enrollment, volunteer, or employment status. Each
196 change in enrollment, volunteer, or employment status shall be
197 reported in person at the sheriff's office, or the Department of
198 Corrections if the sexual predator is in the custody or control
199 of or under the supervision of the Department of Corrections,
200 within 48 hours after any change in status. The sheriff or the
201 Department of Corrections shall promptly notify each institution
202 of the sexual predator's presence and any change in the sexual
203 predator's enrollment, volunteer, or employment status.

204 2. Any other information determined necessary by the
205 department, including criminal and corrections records;
206 nonprivileged personnel and treatment records; and evidentiary
207 genetic markers when available.

208 (b) If the sexual predator is in the custody or control

209 of, or under the supervision of, the Department of Corrections,
210 or is in the custody of a private correctional facility, the
211 sexual predator must register with the Department of
212 Corrections. A sexual predator who is under the supervision of
213 the Department of Corrections but who is not incarcerated must
214 register with the Department of Corrections within 3 business
215 days after the court finds the offender to be a sexual predator.
216 The Department of Corrections shall provide to the department
217 registration information and the location of, and local
218 telephone number for, any Department of Corrections office that
219 is responsible for supervising the sexual predator. In addition,
220 the Department of Corrections shall notify the department if the
221 sexual predator escapes or absconds from custody or supervision
222 or if the sexual predator dies.

223 (c) If the sexual predator is in the custody of a local
224 jail, the custodian of the local jail shall register the sexual
225 predator within 3 business days after intake of the sexual
226 predator for any reason and upon release, and shall forward the
227 registration information to the department. The custodian of the
228 local jail shall also take a digitized photograph of the sexual
229 predator while the sexual predator remains in custody and shall
230 provide the digitized photograph to the department. The
231 custodian shall notify the department if the sexual predator
232 escapes from custody or dies.

233 (d) If the sexual predator is under federal supervision,
234 the federal agency responsible for supervising the sexual

235 predator may forward to the department any information regarding
236 the sexual predator which is consistent with the information
237 provided by the Department of Corrections under this section,
238 and may indicate whether use of the information is restricted to
239 law enforcement purposes only or may be used by the department
240 for purposes of public notification.

241 (e)1. If the sexual predator is not in the custody or
242 control of, or under the supervision of, the Department of
243 Corrections or is not in the custody of a private correctional
244 facility, the sexual predator shall register in person:

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

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

251 2. Any change in the sexual predator's permanent or
252 temporary residence, name, ~~or any electronic mail addresses, or~~
253 Internet identifiers ~~address and any instant message name~~
254 required to be provided pursuant to subparagraph (g)4., after
255 the sexual predator registers in person at the sheriff's office
256 as provided in subparagraph 1., shall be accomplished in the
257 manner provided in paragraphs (g), (i), and (j). When a sexual
258 predator registers with the sheriff's office, the sheriff shall
259 take a photograph, ~~and~~ a set of fingerprints, and a set of palm
260 prints of the predator and forward the photographs, palm prints,

261 and fingerprints to the department, along with the information
262 that the predator is required to provide pursuant to this
263 section.

264 (f) Within 48 hours after the registration required under
265 paragraph (a) or paragraph (e), a sexual predator who is not
266 incarcerated and who resides in the community, including a
267 sexual predator under the supervision of the Department of
268 Corrections, shall register in person at a driver ~~driver's~~
269 license office of the Department of Highway Safety and Motor
270 Vehicles and shall present proof of registration. At the driver
271 ~~driver's~~ license office, the sexual predator shall:

272 1. If otherwise qualified, secure a Florida driver
273 ~~driver's~~ license, renew a Florida driver ~~driver's~~ license, or
274 secure an identification card. The sexual predator shall
275 identify himself or herself as a sexual predator who is required
276 to comply with this section, provide his or her place of
277 permanent, temporary, or transient residence, including a rural
278 route address and a post office box, and submit to the taking of
279 a photograph for use in issuing a driver ~~driver's~~ license,
280 renewed license, or identification card, and for use by the
281 department in maintaining current records of sexual predators. A
282 post office box may ~~shall~~ not be provided in lieu of a physical
283 residential address. If the sexual predator's place of residence
284 is a motor vehicle, trailer, mobile home, or manufactured home,
285 as defined in chapter 320, the sexual predator shall also
286 provide to the Department of Highway Safety and Motor Vehicles

287 the vehicle identification number (VIN); the license tag number;
288 the registration number; and a description, including color
289 scheme, of the motor vehicle, trailer, mobile home, or
290 manufactured home. If a sexual predator's place of residence is
291 a vessel, live-aboard vessel, or houseboat, as defined in
292 chapter 327, the sexual predator shall also provide to the
293 Department of Highway Safety and Motor Vehicles the hull
294 identification number; the manufacturer's serial number; the
295 name of the vessel, live-aboard vessel, or houseboat; the
296 registration number; and a description, including color scheme,
297 of the vessel, live-aboard vessel, or houseboat.

298 2. Pay the costs assessed by the Department of Highway
299 Safety and Motor Vehicles for issuing or renewing a driver
300 ~~driver's~~ license or identification card as required by this
301 section. The driver ~~driver's~~ license or identification card
302 issued to the sexual predator must be in compliance with s.
303 322.141(3).

304 3. Provide, upon request, any additional information
305 necessary to confirm the identity of the sexual predator,
306 including a set of fingerprints.

307 (g)1. Each time a sexual predator's driver ~~driver's~~
308 license or identification card is subject to renewal, and,
309 without regard to the status of the predator's driver ~~driver's~~
310 license or identification card, within 48 hours after any change
311 of the predator's residence or change in the predator's name by
312 reason of marriage or other legal process, the predator shall

313 report in person to a driver ~~driver's~~ license office and shall
314 be subject to the requirements specified in paragraph (f). The
315 Department of Highway Safety and Motor Vehicles shall forward to
316 the department and to the Department of Corrections all
317 photographs and information provided by sexual predators.
318 Notwithstanding the restrictions set forth in s. 322.142, the
319 Department of Highway Safety and Motor Vehicles may ~~is~~
320 ~~authorized to~~ release a reproduction of a color-photograph or
321 digital-image license to the Department of Law Enforcement for
322 purposes of public notification of sexual predators as provided
323 in this section. A sexual predator who is unable to secure or
324 update a driver license or identification card with the
325 Department of Highway Safety and Motor Vehicles as provided in
326 paragraph (f) and this paragraph must also report any change in
327 the predator's residence or change in the predator's name by
328 reason of marriage or other legal process to the sheriff's
329 office in the county where the predator resides or is located
330 within 48 hours after the change and provide confirmation that
331 he or she reported such information to the Department of Highway
332 Safety and Motor Vehicles.

333 2. A sexual predator who vacates a permanent, temporary,
334 or transient residence and fails to establish or maintain
335 another permanent, temporary, or transient residence shall,
336 within 48 hours after vacating the permanent, temporary, or
337 transient residence, report in person to the sheriff's office of
338 the county in which he or she is located. The sexual predator

339 shall specify the date upon which he or she intends to or did
340 vacate such residence. The sexual predator must provide or
341 update all of the registration information required under
342 paragraph (a). The sexual predator must provide an address for
343 the residence or other place that he or she is or will be
344 located during the time in which he or she fails to establish or
345 maintain a permanent or temporary residence.

346 3. A sexual predator who remains at a permanent,
347 temporary, or transient residence after reporting his or her
348 intent to vacate such residence shall, within 48 hours after the
349 date upon which the predator indicated he or she would or did
350 vacate such residence, report in person to the sheriff's office
351 to which he or she reported pursuant to subparagraph 2. for the
352 purpose of reporting his or her address at such residence. When
353 the sheriff receives the report, the sheriff shall promptly
354 convey the information to the department. An offender who makes
355 a report as required under subparagraph 2. but fails to make a
356 report as required under this subparagraph commits a felony of
357 the second degree, punishable as provided in s. 775.082, s.
358 775.083, or s. 775.084.

359 4. A sexual predator must register all ~~any~~ electronic mail
360 addresses and Internet identifiers ~~address or instant message~~
361 ~~name~~ with the department before ~~prior to~~ using such electronic
362 mail addresses and Internet identifiers ~~address or instant~~
363 ~~message name on or after October 1, 2007~~. The department shall
364 establish an online system through which sexual predators may

365 securely access and update all electronic mail address and
 366 Internet identifier ~~instant message name~~ information.

367 (h) The department must notify the sheriff and the state
 368 attorney of the county and, if applicable, the police chief of
 369 the municipality, where the sexual predator maintains a
 370 residence.

371 (i) A sexual predator who intends to establish a
 372 permanent, temporary, or transient residence in another state or
 373 jurisdiction other than the State of Florida shall report in
 374 person to the sheriff of the county of current residence within
 375 48 hours before the date he or she intends to leave this state
 376 to establish residence in another state or jurisdiction or
 377 within 21 days before his or her planned departure date if the
 378 intended residence of 5 days or more is outside of the United
 379 States. The sexual predator must provide to the sheriff the
 380 address, municipality, county, ~~and~~ state, and country of
 381 intended residence. The sheriff shall promptly provide to the
 382 department the information received from the sexual predator.
 383 The department shall notify the statewide law enforcement
 384 agency, or a comparable agency, in the intended state, ~~or~~
 385 jurisdiction, or country of residence of the sexual predator's
 386 intended residence. The failure of a sexual predator to provide
 387 his or her intended place of residence is punishable as provided
 388 in subsection (10).

389 (j) A sexual predator who indicates his or her intent to
 390 establish a permanent, temporary, or transient residence in

391 another state, a ~~or~~ jurisdiction other than the State of
392 Florida, or another country and later decides to remain in this
393 state shall, within 48 hours after the date upon which the
394 sexual predator indicated he or she would leave this state,
395 report in person to the sheriff to which the sexual predator
396 reported the intended change of residence, ~~and report his or her~~
397 intent to remain in this state. If the sheriff is notified by
398 the sexual predator that he or she intends to remain in this
399 state, the sheriff shall promptly report this information to the
400 department. A sexual predator who reports his or her intent to
401 establish a permanent, temporary, or transient residence in
402 another state, a ~~or~~ jurisdiction other than the State of
403 Florida, or another country but who remains in this state
404 without reporting to the sheriff in the manner required by this
405 paragraph, ~~commits a felony of the second degree, punishable as~~
406 provided in s. 775.082, s. 775.083, or s. 775.084.

407 (k)1. The department is responsible for the online
408 maintenance of current information regarding each registered
409 sexual predator. The department must maintain hotline access for
410 state, local, and federal law enforcement agencies to obtain
411 instantaneous locator file and offender characteristics
412 information on all released registered sexual predators for
413 purposes of monitoring, tracking, and prosecution. The
414 photograph, palm prints, and fingerprints do not have to be
415 stored in a computerized format.

416 2. The department's sexual predator registration list,

417 containing the information described in subparagraph (a)1., is a
418 public record. The department may ~~is authorized to~~ disseminate
419 this public information by any means deemed appropriate,
420 including operating a toll-free telephone number for this
421 purpose. When the department provides information regarding a
422 registered sexual predator to the public, department personnel
423 must advise the person making the inquiry that positive
424 identification of a person believed to be a sexual predator
425 cannot be established unless a fingerprint comparison is made,
426 and that it is illegal to use public information regarding a
427 registered sexual predator to facilitate the commission of a
428 crime.

429 3. The department shall adopt guidelines as necessary
430 regarding the registration of sexual predators and the
431 dissemination of information regarding sexual predators as
432 required by this section.

433 (1) A sexual predator must maintain registration with the
434 department for the duration of his or her life, unless the
435 sexual predator has received a full pardon or has had a
436 conviction set aside in a postconviction proceeding for any
437 offense that met the criteria for the sexual predator
438 designation.

439 (8) VERIFICATION.—The department and the Department of
440 Corrections shall implement a system for verifying the addresses
441 of sexual predators. The system must be consistent with the
442 provisions of the federal Adam Walsh Child Protection and Safety

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443 Act of 2006 and any other federal standards applicable to such
444 verification or required to be met as a condition for the
445 receipt of federal funds by the state. The Department of
446 Corrections shall verify the addresses of sexual predators who
447 are not incarcerated but who reside in the community under the
448 supervision of the Department of Corrections and shall report to
449 the department any failure by a sexual predator to comply with
450 registration requirements. County and local law enforcement
451 agencies, in conjunction with the department, shall verify the
452 addresses of sexual predators who are not under the care,
453 custody, control, or supervision of the Department of
454 Corrections. Local law enforcement agencies shall report to the
455 department any failure by a sexual predator to comply with
456 registration requirements.

457 (a) A sexual predator must report in person each year
458 during the month of the sexual predator's birthday and during
459 every third month thereafter to the sheriff's office in the
460 county in which he or she resides or is otherwise located to
461 reregister. The sheriff's office may determine the appropriate
462 times and days for reporting by the sexual predator, which shall
463 be consistent with the reporting requirements of this paragraph.
464 Reregistration shall include any changes to the following
465 information:

466 1. Name; social security number; age; race; sex; date of
467 birth; height; weight; tattoos or other identifying marks; hair
468 and eye color; address of any permanent residence and address of

469 any current temporary residence, within the state or out of
470 state, including a rural route address and a post office box; if
471 no permanent or temporary address, any transient residence
472 within the state; address, location or description, and dates of
473 any current or known future temporary residence within the state
474 or out of state; all any electronic mail addresses ~~address~~ and
475 all Internet identifiers ~~any instant message name~~ required to be
476 provided pursuant to subparagraph (6)(g)4.; all home telephone
477 numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~; date
478 and place of any employment; ~~vehicle~~ make, model, color, vehicle
479 identification number (VIN), and license tag number of all
480 vehicles owned; fingerprints; palm prints; and photograph. A
481 post office box may ~~shall~~ not be provided in lieu of a physical
482 residential address. The sexual predator must also produce his
483 or her passport, if he or she has a passport, and, if he or she
484 is an alien, must produce or provide information about documents
485 establishing his or her immigration status. The sexual predator
486 must also provide information about any professional licenses
487 that he or she may have.

488 2. If the sexual predator is enrolled, employed,
489 volunteering, or carrying on a vocation at an institution of
490 higher education in this state, the sexual predator shall also
491 provide to the department the name, address, and county of each
492 institution, including each campus attended, and the sexual
493 predator's enrollment, volunteer, or employment status.

494 3. If the sexual predator's place of residence is a motor

495 vehicle, trailer, mobile home, or manufactured home, as defined
 496 in chapter 320, the sexual predator shall also provide the
 497 vehicle identification number; the license tag number; the
 498 registration number; and a description, including color scheme,
 499 of the motor vehicle, trailer, mobile home, or manufactured
 500 home. If the sexual predator's place of residence is a vessel,
 501 live-aboard vessel, or houseboat, as defined in chapter 327, the
 502 sexual predator shall also provide the hull identification
 503 number; the manufacturer's serial number; the name of the
 504 vessel, live-aboard vessel, or houseboat; the registration
 505 number; and a description, including color scheme, of the
 506 vessel, live-aboard vessel, or houseboat.

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

511 (10) PENALTIES.—

512 (a) Except as otherwise specifically provided, a sexual
 513 predator who fails to register; who fails, after registration,
 514 to maintain, acquire, or renew a driver ~~driver's~~ license or
 515 identification card; who fails to provide required location
 516 information, electronic mail address information before use,
 517 Internet identifier ~~instant message name~~ information before use,
 518 all home telephone numbers ~~number~~ and ~~any~~ cellular telephone
 519 numbers ~~number~~, or change-of-name information; who fails to make
 520 a required report in connection with vacating a permanent

521 residence; who fails to reregister as required; who fails to
522 respond to any address verification correspondence from the
523 department within 3 weeks after ~~of~~ the date of the
524 correspondence; who knowingly provides false registration
525 information by act or omission; or who otherwise fails, by act
526 or omission, to comply with the requirements of this section,
527 commits a felony of the third degree, punishable as provided in
528 s. 775.082, s. 775.083, or s. 775.084.

529 Section 2. Paragraphs (a) and (g) of subsection (1),
530 subsections (2) and (3), paragraphs (a) and (d) of subsection
531 (4), subsections (7), (8), and (11), and paragraphs (b) and (c)
532 of subsection (14) of section 943.0435, Florida Statutes, are
533 amended, and paragraph (h) is added to subsection (1) of that
534 section, to read:

535 943.0435 Sexual offenders required to register with the
536 department; penalty.—

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

538 (a)1. "Sexual offender" means a person who meets the
539 criteria in sub-subparagraph a., sub-subparagraph b., sub-
540 subparagraph c., or sub-subparagraph d., as follows:

541 a.(I) Has been convicted of committing, or attempting,
542 soliciting, or conspiring to commit, any of the criminal
543 offenses proscribed in the following statutes in this state or
544 similar offenses in another jurisdiction: s. 393.135(2); s.
545 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where
546 the victim is a minor and the defendant is not the victim's

547 parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s.
548 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.
549 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s.
550 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.
551 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any
552 similar offense committed in this state which has been
553 redesignated from a former statute number to one of those listed
554 in this sub-sub-subparagraph; and

555 (II) Has been released on or after October 1, 1997, from
556 the sanction imposed for any conviction of an offense described
557 in sub-sub-subparagraph (I). For purposes of sub-sub-
558 subparagraph (I), a sanction imposed in this state or in any
559 other jurisdiction includes, but is not limited to, a fine,
560 probation, community control, parole, conditional release,
561 control release, or incarceration in a state prison, federal
562 prison, private correctional facility, or local detention
563 facility;

564 b. Establishes or maintains a residence in this state and
565 who has not been designated as a sexual predator by a court of
566 this state but who has been designated as a sexual predator, as
567 a sexually violent predator, or by another sexual offender
568 designation in another state or jurisdiction and was, as a
569 result of such designation, subjected to registration or
570 community or public notification, or both, or would be if the
571 person were a resident of that state or jurisdiction, without
572 regard to whether the person otherwise meets the criteria for

573 registration as a sexual offender;

574 c. Establishes or maintains a residence in this state who
 575 is in the custody or control of, or under the supervision of,
 576 any other state or jurisdiction as a result of a conviction for
 577 committing, or attempting, soliciting, or conspiring to commit,
 578 any of the criminal offenses proscribed in the following
 579 statutes or similar offense in another jurisdiction: s.
 580 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 581 787.025(2)(c), where the victim is a minor and the defendant is
 582 not the victim's parent or guardian; s. 787.06(3)(b), (d), (f),
 583 (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s.
 584 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s.
 585 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s.
 586 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s.
 587 985.701(1); or any similar offense committed in this state which
 588 has been redesignated from a former statute number to one of
 589 those listed in this sub-subparagraph; or

590 d. On or after July 1, 2007, has been adjudicated
 591 delinquent for committing, or attempting, soliciting, or
 592 conspiring to commit, any of the criminal offenses proscribed in
 593 the following statutes in this state or similar offenses in
 594 another jurisdiction when the juvenile was 14 years of age or
 595 older at the time of the offense:

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

597 (II) Section 800.04(4)(b) where the victim is under 12
 598 years of age or where the court finds sexual activity by the use

599 of force or coercion;

600 (III) Section 800.04(5)(c)1. where the court finds
601 molestation involving unclothed genitals; or

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

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

607
608 For each violation of a qualifying offense listed in this
609 subsection, except for a violation of s. 794.011, the court
610 shall make a written finding of the age of the victim at the
611 time of the offense. For a violation of s. 800.04(4), the court
612 shall also ~~additionally~~ make a written finding indicating
613 whether that the offense involved ~~did or did not involve~~ sexual
614 activity and indicating whether that the offense involved ~~did or~~
615 ~~did not involve~~ force or coercion. For a violation of s.
616 800.04(5), the court shall also ~~additionally~~ make a written
617 finding indicating whether that the offense involved ~~did or did~~
618 ~~not involve~~ unclothed genitals or genital area and indicating
619 whether that the offense involved ~~did or did not involve~~ the use
620 of force or coercion.

621 (g) "Internet identifier ~~Instant message name~~" has the
622 same meaning as provided in s. 775.21 ~~means an identifier that~~
623 ~~allows a person to communicate in real time with another person~~
624 ~~using the Internet.~~

625 (h) "Vehicles owned" means any motor vehicle, as defined
 626 in s. 320.01, that is registered, coregistered, leased, titled,
 627 or rented by a sexual offender; a rented vehicle with a sexual
 628 offender as an authorized driver; or a vehicle for which a
 629 sexual offender is insured as a driver.

630 (2) A sexual offender shall:

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

632 1. In the county in which the offender establishes or
 633 maintains a permanent, temporary, or transient residence within
 634 48 hours after:

635 a. Establishing permanent, temporary, or transient
 636 residence in this state; or

637 b. Being released from the custody, control, or
 638 supervision of the Department of Corrections or from the custody
 639 of a private correctional facility; or

640 2. In the county where he or she was convicted within 48
 641 hours after being convicted for a qualifying offense for
 642 registration under this section if the offender is not in the
 643 custody or control of, or under the supervision of, the
 644 Department of Corrections, or is not in the custody of a private
 645 correctional facility.

646
 647 Any change in the information required to be provided pursuant
 648 to paragraph (b), including, but not limited to, any change in
 649 the sexual offender's permanent, temporary, or transient
 650 residence, name, ~~any~~ electronic mail addresses, or Internet

651 identifiers ~~address and any instant message name~~ required to be
652 provided pursuant to paragraph (4) (d), after the sexual offender
653 reports in person at the sheriff's office, shall be accomplished
654 in the manner provided in subsections (4), (7), and (8).

655 (b) Provide his or her name; date of birth; social
656 security number; race; sex; height; weight; hair and eye color;
657 tattoos or other identifying marks; fingerprints; palm prints;
658 photograph; occupation and place of employment; address of
659 permanent or legal residence or address of any current temporary
660 residence, within the state or out of state, including a rural
661 route address and a post office box; if no permanent or
662 temporary address, any transient residence within the state,
663 address, location or description, and dates of any current or
664 known future temporary residence within the state or out of
665 state; make, model, color, vehicle identification number (VIN),
666 and license tag number of all vehicles owned; all home telephone
667 numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~; all
668 ~~any~~ electronic mail addresses ~~address~~ and all Internet
669 identifiers ~~any instant message name~~ required to be provided
670 pursuant to paragraph (4) (d); date and place of each conviction;
671 and a brief description of the crime or crimes committed by the
672 offender. A post office box may ~~shall~~ not be provided in lieu of
673 a physical residential address. The sexual offender must also
674 produce his or her passport, if he or she has a passport, and,
675 if he or she is an alien, must produce or provide information
676 about documents establishing his or her immigration status. The

677 sexual offender must also provide information about any
678 professional licenses that he or she may have.

679 1. If the sexual offender's place of residence is a motor
680 vehicle, trailer, mobile home, or manufactured home, as defined
681 in chapter 320, the sexual offender shall also provide to the
682 department through the sheriff's office written notice of the
683 vehicle identification number; the license tag number; the
684 registration number; and a description, including color scheme,
685 of the motor vehicle, trailer, mobile home, or manufactured
686 home. If the sexual offender's place of residence is a vessel,
687 live-aboard vessel, or houseboat, as defined in chapter 327, the
688 sexual offender shall also provide to the department written
689 notice of the hull identification number; the manufacturer's
690 serial number; the name of the vessel, live-aboard vessel, or
691 houseboat; the registration number; and a description, including
692 color scheme, of the vessel, live-aboard vessel, or houseboat.

693 2. If the sexual offender is enrolled, employed,
694 volunteering, or carrying on a vocation at an institution of
695 higher education in this state, the sexual offender shall also
696 provide to the department through the sheriff's office the name,
697 address, and county of each institution, including each campus
698 attended, and the sexual offender's enrollment, volunteer, or
699 employment status. Each change in enrollment, volunteer, or
700 employment status shall be reported in person at the sheriff's
701 office, within 48 hours after any change in status. The sheriff
702 shall promptly notify each institution of the sexual offender's

703 presence and any change in the sexual offender's enrollment,
 704 volunteer, or employment status.

705 (c) Provide any other information determined necessary by
 706 the department, including criminal and corrections records;
 707 nonprivileged personnel and treatment records; and evidentiary
 708 genetic markers, when available.

709
 710 When a sexual offender reports at the sheriff's office, the
 711 sheriff shall take a photograph, ~~and~~ a set of fingerprints, and
 712 a set of palm prints of the offender and forward the
 713 photographs, palm prints, and fingerprints to the department,
 714 along with the information provided by the sexual offender. The
 715 sheriff shall promptly provide to the department the information
 716 received from the sexual offender.

717 (3) Within 48 hours after the report required under
 718 subsection (2), a sexual offender shall report in person at a
 719 driver ~~driver's~~ license office of the Department of Highway
 720 Safety and Motor Vehicles, unless a driver ~~driver's~~ license or
 721 identification card that complies with the requirements of s.
 722 322.141(3) was previously secured or updated under s. 944.607.
 723 At the driver ~~driver's~~ license office the sexual offender shall:

724 (a) If otherwise qualified, secure a Florida driver
 725 ~~driver's~~ license, renew a Florida driver ~~driver's~~ license, or
 726 secure an identification card. The sexual offender shall
 727 identify himself or herself as a sexual offender who is required
 728 to comply with this section and shall provide proof that the

729 sexual offender reported as required in subsection (2). The
730 sexual offender shall provide any of the information specified
731 in subsection (2), if requested. The sexual offender shall
732 submit to the taking of a photograph for use in issuing a driver
733 ~~driver's~~ license, renewed license, or identification card, and
734 for use by the department in maintaining current records of
735 sexual offenders.

736 (b) Pay the costs assessed by the Department of Highway
737 Safety and Motor Vehicles for issuing or renewing a driver
738 ~~driver's~~ license or identification card as required by this
739 section. The driver ~~driver's~~ license or identification card
740 issued must be in compliance with s. 322.141(3).

741 (c) Provide, upon request, any additional information
742 necessary to confirm the identity of the sexual offender,
743 including a set of fingerprints.

744 (4) (a) Each time a sexual offender's driver ~~driver's~~
745 license or identification card is subject to renewal, and,
746 without regard to the status of the offender's driver ~~driver's~~
747 license or identification card, within 48 hours after any change
748 in the offender's permanent, temporary, or transient residence
749 or change in the offender's name by reason of marriage or other
750 legal process, the offender shall report in person to a driver
751 ~~driver's~~ license office, and shall be subject to the
752 requirements specified in subsection (3). The Department of
753 Highway Safety and Motor Vehicles shall forward to the
754 department all photographs and information provided by sexual

755 offenders. Notwithstanding the restrictions set forth in s.
756 322.142, the Department of Highway Safety and Motor Vehicles may
757 ~~is authorized to~~ release a reproduction of a color-photograph or
758 digital-image license to the Department of Law Enforcement for
759 purposes of public notification of sexual offenders as provided
760 in this section and ss. 943.043 and 944.606. A sexual offender
761 who is unable to secure or update a driver license or
762 identification card with the Department of Highway Safety and
763 Motor Vehicles as provided in subsection (3) and this subsection
764 must also report any change in the offender's permanent,
765 temporary, or transient residence or change in the offender's
766 name by reason of marriage or other legal process to the
767 sheriff's office in the county where the offender resides or is
768 located within 48 hours after the change and provide
769 confirmation that he or she reported such information to the
770 Department of Highway Safety and Motor Vehicles.

771 (d) A sexual offender must register all ~~any~~ electronic
772 mail addresses and Internet identifiers ~~address or instant~~
773 ~~message name~~ with the department before using such electronic
774 mail addresses and Internet identifiers ~~address or instant~~
775 ~~message name~~. The department shall establish an online system
776 through which sexual offenders may securely access and update
777 all electronic mail address and Internet identifier ~~instant~~
778 ~~message name~~ information.

779 (7) A sexual offender who intends to establish a
780 permanent, temporary, or transient residence in another state or

781 jurisdiction other than the State of Florida shall report in
782 person to the sheriff of the county of current residence within
783 48 hours before the date he or she intends to leave this state
784 to establish residence in another state or jurisdiction or
785 within 21 days before his or her planned departure date if the
786 intended residence of 5 days or more is outside of the United
787 States. The notification must include the address, municipality,
788 county, ~~and state,~~ and country of intended residence. The
789 sheriff shall promptly provide to the department the information
790 received from the sexual offender. The department shall notify
791 the statewide law enforcement agency, or a comparable agency, in
792 the intended state, ~~or jurisdiction,~~ or country of residence of
793 the sexual offender's intended residence. The failure of a
794 sexual offender to provide his or her intended place of
795 residence is punishable as provided in subsection (9).

796 (8) A sexual offender who indicates his or her intent to
797 establish a permanent, temporary, or transient residence in
798 another state, a ~~or~~ jurisdiction other than the State of
799 Florida, or another country and later decides to remain in this
800 state shall, within 48 hours after the date upon which the
801 sexual offender indicated he or she would leave this state,
802 report in person to the sheriff to which the sexual offender
803 reported the intended change of permanent, temporary, or
804 transient residence, ~~and~~ report his or her intent to remain in
805 this state. The sheriff shall promptly report this information
806 to the department. A sexual offender who reports his or her

807 | intent to establish a permanent, temporary, or transient
808 | residence in another state, a ~~or~~ jurisdiction other than the
809 | State of Florida, or another country but who remains in this
810 | state without reporting to the sheriff in the manner required by
811 | this subsection commits a felony of the second degree,
812 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

813 | (11) Except as provided in s. 943.04354, a sexual offender
814 | must maintain registration with the department for the duration
815 | of his or her life, unless the sexual offender has received a
816 | full pardon or has had a conviction set aside in a
817 | postconviction proceeding for any offense that meets the
818 | criteria for classifying the person as a sexual offender for
819 | purposes of registration. However, a sexual offender:

820 | (a)1. Who has been lawfully released from confinement,
821 | supervision, or sanction, whichever is later, for at least 25
822 | years and has not been arrested for any felony or misdemeanor
823 | offense since release, provided that the sexual offender's
824 | requirement to register was not based upon an adult conviction:

825 | a. For a violation of s. 787.01 or s. 787.02;

826 | b. For a violation of s. 794.011, excluding s.

827 | 794.011(10);

828 | c. For a violation of s. 800.04(4)(b) where the court
829 | finds the offense involved a victim under 12 years of age or
830 | sexual activity by the use of force or coercion;

831 | d. For a violation of s. 800.04(5)(b);

832 | e. For a violation of s. 800.04(5)(c)2. ~~800.04(5)c.2.~~

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833 where the court finds the offense involved the use of force or
834 coercion and unclothed genitals or genital area;

835 f. For any attempt or conspiracy to commit any such
836 offense; ~~or~~

837 g. For a violation of similar law of another jurisdiction;
838 or

839 h. For a violation of a similar offense committed in this
840 state which has been redesignated from a former statute number
841 to one of those listed in this paragraph,

842

843 may petition the criminal division of the circuit court of the
844 circuit in which the sexual offender resides or previously
845 resided or in the county where the conviction or adjudication
846 for the qualifying offense occurred for the purpose of removing
847 the requirement for registration as a sexual offender.

848 2. The court may grant or deny relief if the offender
849 demonstrates to the court that he or she has not been arrested
850 for any crime since release; the requested relief complies with
851 the provisions of the federal Adam Walsh Child Protection and
852 Safety Act of 2006 and any other federal standards applicable to
853 the removal of registration requirements for a sexual offender
854 or required to be met as a condition for the receipt of federal
855 funds by the state; and the court is otherwise satisfied that
856 the offender is not a current or potential threat to public
857 safety. The state attorney in the circuit in which the petition
858 is filed must be given notice of the petition at least 3 weeks

859 before the hearing on the matter. The state attorney may present
860 evidence in opposition to the requested relief or may otherwise
861 demonstrate the reasons why the petition should be denied. If
862 the court denies the petition, the court may set a future date
863 at which the sexual offender may again petition the court for
864 relief, subject to the standards for relief provided in this
865 subsection.

866 3. The department shall remove an offender from
867 classification as a sexual offender for purposes of registration
868 if the offender provides to the department a certified copy of
869 the court's written findings or order that indicates that the
870 offender is no longer required to comply with the requirements
871 for registration as a sexual offender.

872 4. For purposes of this paragraph:

873 a. The registration period of a sexual offender sentenced
874 to a term of incarceration or committed to a residential program
875 begins upon the offender's release from incarceration or
876 commitment for the most recent conviction that required the
877 offender to register.

878 b. A sexual offender's registration period is tolled
879 during any period in which the offender is incarcerated, civilly
880 committed, detained pursuant to chapter 985, or committed to a
881 residential program.

882 (14)

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

- 885 1. Section 787.01 or s. 787.02 where the victim is a minor
 886 and the offender is not the victim's parent or guardian;
 887 2. Section 794.011, excluding s. 794.011(10);
 888 3. Section 800.04(4)(b) where the court finds the offense
 889 involved a victim under 12 years of age or sexual activity by
 890 the use of force or coercion;
 891 4. Section 800.04(5)(b);
 892 5. Section 800.04(5)(c)1. where the court finds
 893 molestation involving unclothed genitals or genital area;
 894 6. Section 800.04(5)(c)2. ~~800.04(5)e.2.~~ where the court
 895 finds molestation involving the use of force or coercion and
 896 unclothed genitals or genital area;
 897 7. Section 800.04(5)(d) where the court finds the use of
 898 force or coercion and unclothed genitals or genital area;
 899 8. Any attempt or conspiracy to commit such offense; ~~or~~
 900 9. A violation of a similar law of another jurisdiction;
 901 or
 902 10. A violation of a similar offense committed in this
 903 state which has been redesignated from a former statute number
 904 to one of those listed in this paragraph,
 905
 906 must reregister each year during the month of the sexual
 907 offender's birthday and every third month thereafter.
 908 (c) The sheriff's office may determine the appropriate
 909 times and days for reporting by the sexual offender, which shall
 910 be consistent with the reporting requirements of this

911 subsection. Reregistration shall include any changes to the
912 following information:

913 1. Name; social security number; age; race; sex; date of
914 birth; height; weight; tattoos or other identifying marks; hair
915 and eye color; address of any permanent residence and address of
916 any current temporary residence, within the state or out of
917 state, including a rural route address and a post office box; if
918 no permanent or temporary address, any transient residence
919 within the state; address, location or description, and dates of
920 any current or known future temporary residence within the state
921 or out of state; all any electronic mail addresses address and
922 all Internet identifiers any instant message name required to be
923 provided pursuant to paragraph (4) (d); all home telephone
924 numbers number and any cellular telephone numbers number; date
925 and place of any employment; ~~vehicle~~ make, model, color, vehicle
926 identification number (VIN), and license tag number of all
927 vehicles owned; fingerprints; palm prints; and photograph. A
928 post office box may shall not be provided in lieu of a physical
929 residential address. The sexual offender must also produce his
930 or her passport, if he or she has a passport, and, if he or she
931 is an alien, must produce or provide information about documents
932 establishing his or her immigration status. The sexual offender
933 must also provide information about any professional licenses
934 that he or she may have.

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

937 higher education in this state, the sexual offender shall also
938 provide to the department the name, address, and county of each
939 institution, including each campus attended, and the sexual
940 offender's enrollment, volunteer, or employment status.

941 3. If the sexual offender's place of residence is a motor
942 vehicle, trailer, mobile home, or manufactured home, as defined
943 in chapter 320, the sexual offender shall also provide the
944 vehicle identification number; the license tag number; the
945 registration number; and a description, including color scheme,
946 of the motor vehicle, trailer, mobile home, or manufactured
947 home. If the sexual offender's place of residence is a vessel,
948 live-aboard vessel, or houseboat, as defined in chapter 327, the
949 sexual offender shall also provide the hull identification
950 number; the manufacturer's serial number; the name of the
951 vessel, live-aboard vessel, or houseboat; the registration
952 number; and a description, including color scheme, of the
953 vessel, live-aboard vessel or houseboat.

954 4. Any sexual offender who fails to report in person as
955 required at the sheriff's office, ~~or~~ who fails to respond to any
956 address verification correspondence from the department within 3
957 weeks after ~~of~~ the date of the correspondence, ~~or~~ who fails to
958 report all electronic mail addresses and all Internet
959 identifiers before use ~~or instant message names~~, or who
960 knowingly provides false registration information by act or
961 omission commits a felony of the third degree, punishable as
962 provided in s. 775.082, s. 775.083, or s. 775.084.

963 Section 3. Section 943.04354, Florida Statutes, is amended
 964 to read:

965 943.04354 Removal of the requirement to register as a
 966 sexual offender or sexual predator in special circumstances.—

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

970 (a) Was or will be convicted, regardless of adjudication,
 971 or adjudicated delinquent of a violation of s. 794.011, s.
 972 800.04, s. 827.071, or s. 847.0135(5), or a similar offense in
 973 another jurisdiction or the person committed a violation of s.
 974 794.011, s. 800.04, s. 827.071, or s. 847.0135(5) for which
 975 adjudication of guilt was or will be withheld, and the person
 976 does not have any other conviction, regardless of adjudication,
 977 or adjudication of delinquency, or withhold of adjudication of
 978 guilt for a violation of s. 794.011, s. 800.04, s. 827.071, or
 979 s. 847.0135(5), or a similar offense in another jurisdiction;

980 (b) 1. Was convicted, regardless of adjudication, or
 981 adjudicated delinquent of an offense listed in paragraph (a) and
 982 is required to register as a sexual offender or sexual predator
 983 solely on the basis of this conviction or adjudication
 984 violation; or

985 2. Was convicted, regardless of adjudication, or
 986 adjudicated delinquent of an offense in another jurisdiction
 987 that is similar to an offense listed in paragraph (a) and no
 988 longer meets the criteria for registration as a sexual offender

989 or sexual predator under the laws of the jurisdiction where the
 990 similar offense occurred; and

991 (c) Is not more than 4 years older than the victim of this
 992 violation who was 13 ~~14~~ years of age or older but less ~~not more~~
 993 than 18 ~~17~~ years of age at the time the person committed this
 994 violation.

995 (2) If a person meets the criteria in subsection (1) ~~and~~
 996 ~~the violation of s. 794.011, s. 800.04, s. 827.071, or s.~~
 997 ~~847.0135(5) was committed on or after July 1, 2007, the person~~
 998 may move the criminal court of the circuit in which the offense
 999 occurred, the sentencing court, or, for persons convicted or
 1000 adjudicated delinquent of a qualifying offense in another
 1001 jurisdiction, the criminal court of the circuit in which the
 1002 person resides or previously resided ~~court that will sentence or~~
 1003 ~~dispose of this violation~~ to remove the requirement that the
 1004 person register as a sexual offender or sexual predator. The
 1005 person must allege in the motion that he or she meets the
 1006 criteria in subsection (1) and that removal of the registration
 1007 requirement will not conflict with federal law. A person
 1008 convicted or adjudicated delinquent of an offense in another
 1009 jurisdiction that is similar to an offense listed in paragraph
 1010 (1) (a) must provide the court written confirmation that he or
 1011 she is not required to register in the state where the
 1012 conviction or adjudication occurred. The state attorney and the
 1013 department must be given notice of the motion at least 21 days
 1014 before the date of sentencing, ~~or~~ disposition of the ~~this~~

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1015 violation, or hearing on the motion and may present evidence in
1016 opposition to the requested relief or may otherwise demonstrate
1017 why the motion should be denied. At sentencing, ~~or~~ disposition
1018 of the ~~this~~ violation, or hearing on the motion, the court shall
1019 rule on the ~~this~~ motion and, if the court determines the person
1020 meets the criteria in subsection (1) and the removal of the
1021 registration requirement will not conflict with federal law, ~~it~~
1022 may grant the motion and order the removal of the registration
1023 requirement. The court shall instruct the person to provide the
1024 department a certified copy of the order granting relief. If the
1025 court denies the motion, the person is not authorized under this
1026 section to file another motion ~~petition~~ for removal of the
1027 registration requirement.

1028 ~~(3) (a) This subsection applies to a person who:~~

1029 ~~1. Is not a person described in subsection (2) because the~~
1030 ~~violation of s. 794.011, s. 800.04, or s. 827.071 was not~~
1031 ~~committed on or after July 1, 2007;~~

1032 ~~2. Is subject to registration as a sexual offender or~~
1033 ~~sexual predator for a violation of s. 794.011, s. 800.04, or s.~~
1034 ~~827.071; and~~

1035 ~~3. Meets the criteria in subsection (1).~~

1036 ~~(b) A person may petition the court in which the sentence~~
1037 ~~or disposition for the violation of s. 794.011, s. 800.04, or s.~~
1038 ~~827.071 occurred for removal of the requirement to register as a~~
1039 ~~sexual offender or sexual predator. The person must allege in~~
1040 ~~the petition that he or she meets the criteria in subsection (1)~~

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1041 ~~and removal of the registration requirement will not conflict~~
1042 ~~with federal law. The state attorney must be given notice of the~~
1043 ~~petition at least 21 days before the hearing on the petition and~~
1044 ~~may present evidence in opposition to the requested relief or~~
1045 ~~may otherwise demonstrate why the petition should be denied. The~~
1046 ~~court shall rule on the petition and, if the court determines~~
1047 ~~the person meets the criteria in subsection (1) and removal of~~
1048 ~~the registration requirement will not conflict with federal law,~~
1049 ~~it may grant the petition and order the removal of the~~
1050 ~~registration requirement. If the court denies the petition, the~~
1051 ~~person is not authorized under this section to file any further~~
1052 ~~petition for removal of the registration requirement.~~

1053 (3) ~~(4)~~ If a person provides to the Department of Law
1054 Enforcement a certified copy of the court's order removing the
1055 requirement that the person register as a sexual offender or
1056 sexual predator for the violation of s. 794.011, s. 800.04, s.
1057 827.071, or s. 847.0135(5), or a similar offense in another
1058 jurisdiction, the registration requirement will not apply to the
1059 person and the department shall remove all information about the
1060 person from the public registry of sexual offenders and sexual
1061 predators maintained by the department. However, the removal of
1062 this information from the public registry does not mean that the
1063 public is denied access to information about the person's
1064 criminal history or record that is otherwise available as a
1065 public record.

1066 Section 4. Subsection (2) and paragraph (a) of subsection

1067 (3) of section 943.0437, Florida Statutes, are amended to read:

1068 943.0437 Commercial social networking websites.—

1069 (2) The department may provide information relating to
 1070 electronic mail addresses and Internet identifiers ~~instant~~
 1071 ~~message names~~ maintained as part of the sexual offender registry
 1072 to commercial social networking websites or third parties
 1073 designated by commercial social networking websites. The
 1074 commercial social networking website may use this information
 1075 for the purpose of comparing registered users and screening
 1076 potential users of the commercial social networking website
 1077 against the list of electronic mail addresses and Internet
 1078 identifiers ~~instant message names~~ provided by the department.

1079 (3) This section shall not be construed to impose any
 1080 civil liability on a commercial social networking website for:

1081 (a) Any action voluntarily taken in good faith to remove
 1082 or disable any profile of a registered user associated with an
 1083 electronic mail address or Internet identifier ~~instant message~~
 1084 ~~name~~ contained in the sexual offender registry.

1085 Section 5. Paragraphs (b) and (d) of subsection (1) and
 1086 paragraph (a) of subsection (3) of section 944.606, Florida
 1087 Statutes, are amended to read:

1088 944.606 Sexual offenders; notification upon release.—

1089 (1) As used in this section:

1090 (b) "Sexual offender" means a person who has been
 1091 convicted of committing, or attempting, soliciting, or
 1092 conspiring to commit, any of the criminal offenses proscribed in

1093 the following statutes in this state or similar offenses in
 1094 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
 1095 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
 1096 the defendant is not the victim's parent or guardian; s.
 1097 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
 1098 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
 1099 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
 1100 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
 1101 916.1075(2); or s. 985.701(1); or any similar offense committed
 1102 in this state which has been redesignated from a former statute
 1103 number to one of those listed in this subsection, when the
 1104 department has received verified information regarding such
 1105 conviction; an offender's computerized criminal history record
 1106 is not, in and of itself, verified information.

1107 (d) "Internet identifier ~~Instant message name~~" has the
 1108 same meaning as provided in s. 775.21 ~~means an identifier that~~
 1109 ~~allows a person to communicate in real time with another person~~
 1110 ~~using the Internet.~~

1111 (3)(a) The department must provide information regarding
 1112 any sexual offender who is being released after serving a period
 1113 of incarceration for any offense, as follows:

1114 1. The department must provide: the sexual offender's
 1115 name, any change in the offender's name by reason of marriage or
 1116 other legal process, and any alias, if known; the correctional
 1117 facility from which the sexual offender is released; the sexual
 1118 offender's social security number, race, sex, date of birth,

1119 height, weight, and hair and eye color; tattoos or other
1120 identifying marks; address of any planned permanent residence or
1121 temporary residence, within the state or out of state, including
1122 a rural route address and a post office box; if no permanent or
1123 temporary address, any transient residence within the state;
1124 address, location or description, and dates of any known future
1125 temporary residence within the state or out of state; date and
1126 county of sentence and each crime for which the offender was
1127 sentenced; a copy of the offender's fingerprints, palm prints,
1128 and a digitized photograph taken within 60 days before release;
1129 the date of release of the sexual offender; all ~~any~~ electronic
1130 mail addresses ~~address~~ and all Internet identifiers ~~any instant~~
1131 ~~message name~~ required to be provided pursuant to s.
1132 943.0435(4)(d); all ~~and~~ home telephone numbers ~~number~~ and ~~any~~
1133 cellular telephone numbers; information about any professional
1134 licenses the offender may have, if known; passport information
1135 if he or she has a passport; and, if he or she is an alien,
1136 information about documents establishing his or her immigration
1137 status ~~number~~. The department shall notify the Department of Law
1138 Enforcement if the sexual offender escapes, absconds, or dies.
1139 If the sexual offender is in the custody of a private
1140 correctional facility, the facility shall take the digitized
1141 photograph of the sexual offender within 60 days before the
1142 sexual offender's release and provide this photograph to the
1143 Department of Corrections and also place it in the sexual
1144 offender's file. If the sexual offender is in the custody of a

1145 local jail, the custodian of the local jail shall register the
 1146 offender within 3 business days after intake of the offender for
 1147 any reason and upon release, and shall notify the Department of
 1148 Law Enforcement of the sexual offender's release and provide to
 1149 the Department of Law Enforcement the information specified in
 1150 this paragraph and any information specified in subparagraph 2.
 1151 that the Department of Law Enforcement requests.

1152 2. The department may provide any other information deemed
 1153 necessary, including criminal and corrections records,
 1154 nonprivileged personnel and treatment records, when available.

1155 Section 6. Paragraphs (a) and (f) of subsection (1),
 1156 subsection (4), and paragraphs (b) and (c) of subsection (13) of
 1157 section 944.607, Florida Statutes, are amended, and paragraph
 1158 (g) is added to subsection (1) of that section, to read:

1159 944.607 Notification to Department of Law Enforcement of
 1160 information on sexual offenders.—

1161 (1) As used in this section, the term:

1162 (a) "Sexual offender" means a person who is in the custody
 1163 or control of, or under the supervision of, the department or is
 1164 in the custody of a private correctional facility:

1165 1. On or after October 1, 1997, as a result of a
 1166 conviction for committing, or attempting, soliciting, or
 1167 conspiring to commit, any of the criminal offenses proscribed in
 1168 the following statutes in this state or similar offenses in
 1169 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
 1170 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and

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1171 the defendant is not the victim's parent or guardian; s.
1172 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
1173 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
1174 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
1175 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
1176 s. 916.1075(2); or s. 985.701(1); or any similar offense
1177 committed in this state which has been redesignated from a
1178 former statute number to one of those listed in this paragraph;
1179 or

1180 2. Who establishes or maintains a residence in this state
1181 and who has not been designated as a sexual predator by a court
1182 of this state but who has been designated as a sexual predator,
1183 as a sexually violent predator, or by another sexual offender
1184 designation in another state or jurisdiction and was, as a
1185 result of such designation, subjected to registration or
1186 community or public notification, or both, or would be if the
1187 person were a resident of that state or jurisdiction, without
1188 regard as to whether the person otherwise meets the criteria for
1189 registration as a sexual offender.

1190 (f) "Internet identifier ~~Instant message name~~" has the
1191 same meaning as provided in s. 775.21 ~~means an identifier that~~
1192 ~~allows a person to communicate in real time with another person~~
1193 ~~using the Internet.~~

1194 (g) "Vehicles owned" has the same meaning as provided in
1195 s. 943.0435.

1196 (4) A sexual offender, as described in this section, who

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1197 is under the supervision of the Department of Corrections but is
1198 not incarcerated must register with the Department of
1199 Corrections within 3 business days after sentencing for a
1200 registrable offense and otherwise provide information as
1201 required by this subsection.

1202 (a) The sexual offender shall provide his or her name;
1203 date of birth; social security number; race; sex; height;
1204 weight; hair and eye color; tattoos or other identifying marks;
1205 all any electronic mail addresses ~~address~~ and all Internet
1206 identifiers ~~any instant message name~~ required to be provided
1207 pursuant to s. 943.0435(4)(d); all home telephone numbers and
1208 cellular telephone numbers; make, model, color, vehicle
1209 identification number (VIN), and license tag number of all
1210 vehicles owned; permanent or legal residence and address of
1211 temporary residence within the state or out of state while the
1212 sexual offender is under supervision in this state, including
1213 any rural route address or post office box; if no permanent or
1214 temporary address, any transient residence within the state; and
1215 address, location or description, and dates of any current or
1216 known future temporary residence within the state or out of
1217 state. The sexual offender must also produce his or her
1218 passport, if he or she has a passport, and, if he or she is an
1219 alien, must produce or provide information about documents
1220 establishing his or her immigration status. The sexual offender
1221 must also provide information about any professional licenses
1222 that he or she may have. The Department of Corrections shall

1223 verify the address of each sexual offender in the manner
1224 described in ss. 775.21 and 943.0435. The department shall
1225 report to the Department of Law Enforcement any failure by a
1226 sexual predator or sexual offender to comply with registration
1227 requirements.

1228 (b) If the sexual offender is enrolled, employed,
1229 volunteering, or carrying on a vocation at an institution of
1230 higher education in this state, the sexual offender shall
1231 provide the name, address, and county of each institution,
1232 including each campus attended, and the sexual offender's
1233 enrollment, volunteer, or employment status. Each change in
1234 enrollment, volunteer, or employment status shall be reported to
1235 the department within 48 hours after the change in status. The
1236 Department of Corrections shall promptly notify each institution
1237 of the sexual offender's presence and any change in the sexual
1238 offender's enrollment, volunteer, or employment status.

1239 (13)

1240 (b) However, a sexual offender who is required to register
1241 as a result of a conviction for:

1242 1. Section 787.01 or s. 787.02 where the victim is a minor
1243 and the offender is not the victim's parent or guardian;

1244 2. Section 794.011, excluding s. 794.011(10);

1245 3. Section 800.04(4)(b) where the victim is under 12 years
1246 of age or where the court finds sexual activity by the use of
1247 force or coercion;

1248 4. Section 800.04(5)(b);

1249 5. Section 800.04(5)(c)1. where the court finds
 1250 molestation involving unclothed genitals or genital area;

1251 6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court
 1252 finds molestation involving the use of force or coercion and
 1253 unclothed genitals or genital area;

1254 7. Section 800.04(5)(d) where the court finds the use of
 1255 force or coercion and unclothed genitals or genital area;

1256 8. Any attempt or conspiracy to commit such offense; ~~or~~

1257 9. A violation of a similar law of another jurisdiction;
 1258 or

1259 10. A violation of a similar offense committed in this
 1260 state which has been redesignated from a former statute number
 1261 to one of those listed in this paragraph,

1262
 1263 must reregister each year during the month of the sexual
 1264 offender's birthday and every third month thereafter.

1265 (c) The sheriff's office may determine the appropriate
 1266 times and days for reporting by the sexual offender, which shall
 1267 be consistent with the reporting requirements of this
 1268 subsection. Reregistration shall include any changes to the
 1269 following information:

1270 1. Name; social security number; age; race; sex; date of
 1271 birth; height; weight; tattoos or other identifying marks; hair
 1272 and eye color; address of any permanent residence and address of
 1273 any current temporary residence, within the state or out of
 1274 state, including a rural route address and a post office box; if

1275 no permanent or temporary address, any transient residence;
1276 address, location or description, and dates of any current or
1277 known future temporary residence within the state or out of
1278 state; all ~~any~~ electronic mail addresses ~~address~~ and all
1279 Internet identifiers ~~any instant message name~~ required to be
1280 provided pursuant to s. 943.0435(4) (d); all home telephone
1281 numbers and cellular telephone numbers; date and place of any
1282 employment; ~~vehicle~~ make, model, color, vehicle identification
1283 number (VIN), and license tag number of all vehicles owned;
1284 fingerprints; palm prints; and photograph. A post office box
1285 shall not be provided in lieu of a physical residential address.
1286 The sexual offender must also produce his or her passport, if he
1287 or she has a passport, and, if he or she is an alien, must
1288 produce or provide information about documents establishing his
1289 or her immigration status. The sexual offender must also provide
1290 information about any professional licenses that he or she may
1291 have.

1292 2. If the sexual offender is enrolled, employed,
1293 volunteering, or carrying on a vocation at an institution of
1294 higher education in this state, the sexual offender shall also
1295 provide to the department the name, address, and county of each
1296 institution, including each campus attended, and the sexual
1297 offender's enrollment, volunteer, or employment status.

1298 3. If the sexual offender's place of residence is a motor
1299 vehicle, trailer, mobile home, or manufactured home, as defined
1300 in chapter 320, the sexual offender shall also provide the

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1301 vehicle identification number; the license tag number; the
1302 registration number; and a description, including color scheme,
1303 of the motor vehicle, trailer, mobile home, or manufactured
1304 home. If the sexual offender's place of residence is a vessel,
1305 live-aboard vessel, or houseboat, as defined in chapter 327, the
1306 sexual offender shall also provide the hull identification
1307 number; the manufacturer's serial number; the name of the
1308 vessel, live-aboard vessel, or houseboat; the registration
1309 number; and a description, including color scheme, of the
1310 vessel, live-aboard vessel or houseboat.

1311 4. Any sexual offender who fails to report in person as
1312 required at the sheriff's office, ~~or~~ who fails to respond to any
1313 address verification correspondence from the department within 3
1314 weeks after ~~of~~ the date of the correspondence, ~~or~~ who fails to
1315 report all electronic mail addresses and all Internet
1316 identifiers before use ~~or instant message names,~~ or who
1317 knowingly provides false registration information by act or
1318 omission commits a felony of the third degree, punishable as
1319 provided in s. 775.082, s. 775.083, or s. 775.084.

1320 Section 7. Section 948.31, Florida Statutes, is amended to
1321 read:

1322 948.31 Evaluation and treatment of sexual predators and
1323 offenders on probation or community control.—The court may ~~shall~~
1324 ~~require an evaluation by a qualified practitioner to determine~~
1325 ~~the need of a probationer or community controllee for treatment.~~
1326 ~~If the court determines that a need therefor is established by~~

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1327 ~~the evaluation process, the court shall require sexual offender~~
1328 ~~treatment as a term or condition of probation or community~~
1329 ~~control for any probationer or community controllee person who~~
1330 is required to register as a sexual predator under s. 775.21 or
1331 sexual offender under s. 943.0435, s. 944.606, or s. 944.607 to
1332 undergo an evaluation, at the probationer or community
1333 controllee's expense, by a qualified practitioner to determine
1334 whether such probationer or community controllee needs sexual
1335 offender treatment. If the qualified practitioner determines
1336 that sexual offender treatment is needed and recommends
1337 treatment, the probationer or community controllee must
1338 successfully complete and pay for the treatment. Such treatment
1339 must ~~shall be required to~~ be obtained from a qualified
1340 practitioner as defined in s. 948.001. Treatment may not be
1341 administered by a qualified practitioner who has been convicted
1342 or adjudicated delinquent of committing, or attempting,
1343 soliciting, or conspiring to commit, any offense that is listed
1344 in s. 943.0435(1)(a)1.a.(I). ~~The court shall impose a~~
1345 ~~restriction against contact with minors if sexual offender~~
1346 ~~treatment is recommended. The evaluation and recommendations for~~
1347 ~~treatment of the probationer or community controllee shall be~~
1348 ~~provided to the court for review.~~

1349 Section 8. Subsection (1) and paragraph (a) of subsection
1350 (3) of section 985.481, Florida Statutes, are amended to read:
1351 985.481 Sexual offenders adjudicated delinquent;
1352 notification upon release.—

1353 (1) As used in this section, the term:

1354 (a) "Convicted" has the same meaning as provided in s.

1355 943.0435.

1356 (b) "Internet identifier" has the same meaning as provided

1357 in s. 775.21.

1358 (c) ~~(b)~~ "Sexual offender" means a person who has been

1359 adjudicated delinquent as provided in s. 943.0435(1)(a)1.d.

1360 (d) "Vehicles owned" has the same meaning as provided in

1361 s. 943.0435.

1362 (3)(a) The department must provide information regarding

1363 any sexual offender who is being released after serving a period

1364 of residential commitment under the department for any offense,

1365 as follows:

1366 1. The department must provide the sexual offender's name,

1367 any change in the offender's name by reason of marriage or other

1368 legal process, and any alias, if known; ~~the~~ correctional

1369 facility from which the sexual offender is released; ~~the sexual~~

1370 ~~offender's~~ social security number, race, sex, date of birth,

1371 height, weight, and hair and eye color; tattoos or other

1372 identifying marks; make, model, color, vehicle identification

1373 number (VIN), and license tag number of all vehicles owned, if

1374 known; address of any planned permanent residence or temporary

1375 residence, within the state or out of state, including a rural

1376 route address and a post office box; if no permanent or

1377 temporary address, any transient residence within the state;

1378 address, location or description, and dates of any known future

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1379 temporary residence within the state or out of state; date and
1380 county of disposition and each crime for which there was a
1381 disposition; a copy of the offender's fingerprints, palm prints,
1382 and a digitized photograph taken within 60 days before release;
1383 the date of release of the sexual offender; all ~~and~~ home
1384 telephone numbers ~~number~~ and ~~any~~ cellular telephone numbers; all
1385 Internet identifiers; information about any professional
1386 licenses the offender may have, if known; passport information,
1387 if he or she has a passport; and, if he or she is an alien,
1388 information about documents establishing his or her immigration
1389 status ~~number~~. The department shall notify the Department of Law
1390 Enforcement if the sexual offender escapes, absconds, or dies.
1391 If the sexual offender is in the custody of a private
1392 correctional facility, the facility shall take the digitized
1393 photograph of the sexual offender within 60 days before the
1394 sexual offender's release and also place it in the sexual
1395 offender's file. If the sexual offender is in the custody of a
1396 local jail, the custodian of the local jail shall register the
1397 offender within 3 business days after intake of the offender for
1398 any reason and upon release, and shall notify the Department of
1399 Law Enforcement of the sexual offender's release and provide to
1400 the Department of Law Enforcement the information specified in
1401 this subparagraph and any information specified in subparagraph
1402 2. which the Department of Law Enforcement requests.
1403 2. The department may provide any other information
1404 considered necessary, including criminal and delinquency

1405 records, when available.

1406 Section 9. Paragraph (d) of subsection (1) of section
 1407 985.4815, Florida Statutes, is redesignated as paragraph (e),
 1408 new paragraphs (d) and (f) are added to subsection (1), and
 1409 subsection (4) and paragraph (b) of subsection (13) of that
 1410 section are amended, to read:

1411 985.4815 Notification to Department of Law Enforcement of
 1412 information on juvenile sexual offenders.—

1413 (1) As used in this section, the term:

1414 (d) "Internet identifier" has the same meaning as provided
 1415 in s. 775.21.

1416 (f) "Vehicles owned" has the same meaning as provided in
 1417 s. 943.0435.

1418 (4) A sexual offender, as described in this section, who
 1419 is under the supervision of the department but who is not
 1420 committed must register with the department within 3 business
 1421 days after adjudication and disposition for a registrable
 1422 offense and otherwise provide information as required by this
 1423 subsection.

1424 (a) The sexual offender shall provide his or her name;
 1425 date of birth; social security number; race; sex; height;
 1426 weight; hair and eye color; tattoos or other identifying marks;
 1427 make, model, color, vehicle identification number (VIN), and
 1428 license tag number of all vehicles owned; permanent or legal
 1429 residence and address of temporary residence within the state or
 1430 out of state while the sexual offender is in the care or custody

1431 or under the jurisdiction or supervision of the department in
1432 this state, including any rural route address or post office
1433 box; if no permanent or temporary address, any transient
1434 residence; address, location or description, and dates of any
1435 current or known future temporary residence within the state or
1436 out of state; all home telephone numbers and cellular telephone
1437 numbers; all Internet identifiers; and the name and address of
1438 each school attended. The sexual offender must also produce his
1439 or her passport, if he or she has a passport, and, if he or she
1440 is an alien, must produce or provide information about documents
1441 establishing his or her immigration status. The offender must
1442 also provide information about any professional licenses that he
1443 or she may have. The department shall verify the address of each
1444 sexual offender and shall report to the Department of Law
1445 Enforcement any failure by a sexual offender to comply with
1446 registration requirements.

1447 (b) If the sexual offender is enrolled, employed,
1448 volunteering, or carrying on a vocation at an institution of
1449 higher education in this state, the sexual offender shall
1450 provide the name, address, and county of each institution,
1451 including each campus attended, and the sexual offender's
1452 enrollment, volunteer, or employment status. Each change in
1453 enrollment, volunteer, or employment status shall be reported to
1454 the department within 48 hours after the change in status. The
1455 department shall promptly notify each institution of the sexual
1456 offender's presence and any change in the sexual offender's

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1457 enrollment, volunteer, or employment status.

1458 (13)

1459 (b) The sheriff's office may determine the appropriate
1460 times and days for reporting by the sexual offender, which shall
1461 be consistent with the reporting requirements of this
1462 subsection. Reregistration shall include any changes to the
1463 following information:

1464 1. Name; social security number; age; race; sex; date of
1465 birth; height; weight; hair and eye color; tattoos or other
1466 identifying marks; fingerprints; palm prints; address of any
1467 permanent residence and address of any current temporary
1468 residence, within the state or out of state, including a rural
1469 route address and a post office box; if no permanent or
1470 temporary address, any transient residence; address, location or
1471 description, and dates of any current or known future temporary
1472 residence within the state or out of state; passport
1473 information, if he or she has a passport; if he or she is an
1474 alien, information about documents establishing his or her
1475 immigration status; home telephone numbers and cellular
1476 telephone numbers; Internet identifiers; name and address of
1477 each school attended; date and place of any employment; ~~vehicle~~
1478 make, model, color, vehicle identification number (VIN), and
1479 license tag number of all vehicles owned; ~~fingerprints;~~ and
1480 photograph. A post office box shall not be provided in lieu of a
1481 physical residential address. The offender must also provide
1482 information about any professional licenses that he or she may

1483 have.

1484 2. If the sexual offender is enrolled, employed,
1485 volunteering, or carrying on a vocation at an institution of
1486 higher education in this state, the sexual offender shall also
1487 provide to the department the name, address, and county of each
1488 institution, including each campus attended, and the sexual
1489 offender's enrollment, volunteer, or employment status.

1490 3. If the sexual offender's place of residence is a motor
1491 vehicle, trailer, mobile home, or manufactured home, as defined
1492 in chapter 320, the sexual offender shall also provide the
1493 vehicle identification number; the license tag number; the
1494 registration number; and a description, including color scheme,
1495 of the motor vehicle, trailer, mobile home, or manufactured
1496 home. If the sexual offender's place of residence is a vessel,
1497 live-aboard vessel, or houseboat, as defined in chapter 327, the
1498 sexual offender shall also provide the hull identification
1499 number; the manufacturer's serial number; the name of the
1500 vessel, live-aboard vessel, or houseboat; the registration
1501 number; and a description, including color scheme, of the
1502 vessel, live-aboard vessel, or houseboat.

1503 4. Any sexual offender who fails to report in person as
1504 required at the sheriff's office, ~~or~~ who fails to respond to any
1505 address verification correspondence from the department within 3
1506 weeks after the date of the correspondence, or who knowingly
1507 provides false registration information by act or omission
1508 commits a felony of the third degree, punishable as provided in

1509 ss. 775.082, 775.083, and 775.084.

1510 Section 10. Paragraphs (g) and (i) of subsection (3) of
 1511 section 921.0022, Florida Statutes, are amended to read:

1512 921.0022 Criminal Punishment Code; offense severity
 1513 ranking chart.—

1514 (3) OFFENSE SEVERITY RANKING CHART

1515 (g) LEVEL 7

1516

Florida Statute	Felony Degree	Description
316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
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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1521	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
1522	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1523	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1524	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1525	456.065 (2)	3rd	Practicing a health care profession without a license.
1526	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
	458.327 (1)	3rd	Practicing medicine without a

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1527			license.
	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
1528			
	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
1529			
	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1530			
	462.17	3rd	Practicing naturopathy without a license.
1531			
	463.015 (1)	3rd	Practicing optometry without a license.
1532			
	464.016 (1)	3rd	Practicing nursing without a license.
1533			
	465.015 (2)	3rd	Practicing pharmacy without a license.
1534			
	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
1535			

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1536	467.201	3rd	Practicing midwifery without a license.
1537	468.366	3rd	Delivering respiratory care services without a license.
1538	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
1539	483.901 (9)	3rd	Practicing medical physics without a license.
1540	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1541	484.053	3rd	Dispensing hearing aids without a license.
1542	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.

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1543	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.
1544	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1545	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1546	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew <u>driver</u> driver's license or identification card; other registration violations.
1547	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.

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1548	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1549	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1550	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1551	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel

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1552			homicide).
	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1553			
	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1554			
	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1555			
	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1556			
	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1557			
	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
1558			
	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
1559			

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1560	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1561	784.081 (1)	1st	Aggravated battery on specified official or employee.
1562	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1563	784.083 (1)	1st	Aggravated battery on code inspector.
1564	787.06 (3) (a)	1st	Human trafficking using coercion for labor and services.
1565	787.06 (3) (e)	1st	Human trafficking using coercion for labor and services by the transfer or transport of any individual from outside Florida to within the state.
	790.07 (4)	1st	Specified weapons violation subsequent to previous

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			conviction of s. 790.07(1) or (2).
1566	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1567	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1568	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1569	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
1570	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1571	790.23	1st, PBL	Possession of a firearm by a

1572			person who qualifies for the penalty enhancements provided for in s. 874.04.
1572	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.
1573	796.03	2nd	Procuring any person under <u>18</u> 16 years for prostitution.
1574	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
1575	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.
1576	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
1577			

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1578	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
1579	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
1580	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1581	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1582	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.
1583	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.

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1584	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
1585	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1586	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1587	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1588	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1589	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1590	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
	817.234 (8) (a)	2nd	Solicitation of motor vehicle

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1591	817.234 (9)	2nd	accident victims with intent to defraud.
1592	817.234 (11) (c)	1st	Organizing, planning, or participating in an intentional motor vehicle collision.
1593	817.2341 (2) (b) & (3) (b)	1st	Insurance fraud; property value \$100,000 or more.
1594	817.535 (2) (a)	3rd	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.
1595	825.102 (3) (b)	2nd	Filing false lien or other unauthorized document.
1596			Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

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1597	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.
1598	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
1599	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1600	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1601	838.015	2nd	Bribery.
1602	838.016	2nd	Unlawful compensation or reward for official behavior.
1603	838.021 (3) (a)	2nd	Unlawful harm to a public servant.

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1604	838.22	2nd	Bid tampering.
1605	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1606	843.0855 (3)	3rd	Unlawful simulation of legal process.
1607	843.0855 (4)	3rd	Intimidation of a public officer or employee.
1608	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1609	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1610	872.06	2nd	Abuse of a dead human body.
1611	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

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1612 874.10 1st,PBL Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

1613 893.13(1)(c)1. 1st 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 a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

1614 893.13(1)(e)1. 1st 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.

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1615	893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).
1616	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1617	893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1618	893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1619	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
1620	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.

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1621	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1622	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1623	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
1624	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1625	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
1626	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.

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1627	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1628	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
1629	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1630	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
1631	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
	943.0435(13)	3rd	Failure to report or providing

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1632	943.0435(14)	3rd	false information about a sexual offender; harbor or conceal a sexual offender. Sexual offender; failure to report and reregister; failure to respond to address verification; <u>providing false registration information.</u>
1633	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
1634	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1635	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1636	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure

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1637			to respond to address verification; <u>providing false registration information.</u>
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1638			
	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1639			
	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; <u>providing false registration information.</u>
1640			
1641	(i)	LEVEL 9	
1642			
	Florida	Felony	
	Statute	Degree	Description
1643			
	316.193	1st	DUI manslaughter; failing to

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1644	(3) (c) 3.b.		render aid or give information.
1645	327.35 (3) (c) 3.b.	1st	BUI manslaughter; failing to render aid or give information.
1646	409.920 (2) (b) 1.c.	1st	Medicaid provider fraud; \$50,000 or more.
1647	499.0051 (9)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm.
1648	560.123 (8) (b) 3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter.
1649	560.125 (5) (c)	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000.
1649	655.50 (10) (b) 3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial

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			institution.
1650	775.0844	1st	Aggravated white collar crime.
1651	782.04(1)	1st	Attempt, conspire, or solicit to commit premeditated murder.
1652	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.
1653	782.051(1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).
1654	782.07(2)	1st	Aggravated manslaughter of an elderly person or disabled adult.
1655	787.01(1)(a)1.	1st, PBL	Kidnapping; hold for ransom or

1656	787.01(1)(a)2.	1st, PBL	reward or as a shield or hostage. Kidnapping with intent to commit or facilitate commission of any felony.
1657	787.01(1)(a)4.	1st, PBL	Kidnapping with intent to interfere with performance of any governmental or political function.
1658	787.02(3)(a)	1st, <u>PBL</u>	False imprisonment; child under age 13; perpetrator also commits aggravated child abuse, sexual battery, or lewd or lascivious battery, molestation, conduct, or exhibition.
1659	787.06(3)(d)	1st	Human trafficking using coercion for commercial sexual activity of an unauthorized alien.

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1661	787.06(3)(g)	1st,PBL	Human trafficking for commercial sexual activity of a child under the age of 18.
1662	787.06(4)	1st	Selling or buying of minors into human trafficking.
1663	790.161	1st	Attempted capital destructive device offense.
1664	790.166(2)	1st,PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
1665	794.011(2)	1st	Attempted sexual battery; victim less than 12 years of age.
1666	794.011(2)	Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.
	794.011(4)	1st	Sexual battery; victim 12 years or older, certain

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1667			circumstances.
	794.011 (8) (b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
1668			
	794.08 (2)	1st	Female genital mutilation; victim younger than 18 years of age.
1669			
	796.035	1st	Selling or buying of minors into prostitution.
1670			
	800.04 (5) (b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
1671			
	812.13 (2) (a)	1st, PBL	Robbery with firearm or other deadly weapon.
1672			
	812.133 (2) (a)	1st, PBL	Carjacking; firearm or other deadly weapon.
1673			
	812.135 (2) (b)	1st	Home-invasion robbery with

1674			weapon.
	817.535 (3) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.
1675			
	817.535 (4) (a) 2.	1st	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.
1676			
	817.535 (5) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument.
1677			
	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

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1678			custodial authority.
1679	827.03 (2) (a)	1st	Aggravated child abuse.
1680	847.0145 (1)	1st	Selling, or otherwise transferring custody or control, of a minor.
1681	847.0145 (2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
1682	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.
1683	893.135	1st	Attempted capital trafficking offense.
1684	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more than 10,000 lbs.

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1685	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
1686	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
1687	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
1688	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
1689	893.135 (1) (f) 1.c.	1st	Trafficking in amphetamine, more than 200 grams.
1690	893.135 (1) (h) 1.c.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.
1691	893.135 (1) (j) 1.c.	1st	Trafficking in 1,4-Butanediol, 10 kilograms or more.
	893.135	1st	Trafficking in Phenethylamines,

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1692

(1) (k) 2.c. 400 grams or more.

1693

896.101 (5) (c) 1st Money laundering, financial instruments totaling or exceeding \$100,000.

1694

896.104 (4) (a) 3. 1st Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.

1695

Section 11. This act shall take effect October 1, 2014.