

1                                   A bill to be entitled  
 2           An act relating to law enforcement activities;  
 3           amending s. 683.231, F.S.; authorizing a citizen  
 4           support organization for Florida Missing Children's  
 5           Day to provide grants to law enforcement agencies for  
 6           specified purposes; providing requirements for such  
 7           grants and organizations; amending ss. 775.21 and  
 8           943.0435, F.S.; authorizing sexual predators and  
 9           offenders to report online to the Department of Law  
 10          Enforcement; revising reporting requirements for  
 11          sexual predators and offenders; making technical  
 12          changes; providing for removal of the requirement to  
 13          register as a sexual offender in certain  
 14          circumstances; providing an effective date.

15

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

17

18           Section 1. Subsection (7) of section 683.231, Florida  
 19   Statutes, is renumbered as subsection (10), subsection (1),  
 20   paragraph (b) of subsection (2), and subsection (4) are amended,  
 21   and a new subsection (7) and subsections (8) and (9) are added  
 22   to that section, to read:

23           683.231 Citizen support organization for Florida Missing  
 24   Children's Day.—

25           (1) The Department of Law Enforcement may establish a

26 citizen support organization to provide assistance, funding, and  
 27 promotional support for activities authorized for Florida  
 28 Missing Children's Day under s. 683.23 and to provide financial  
 29 support to law enforcement agencies for missing and unidentified  
 30 persons investigations and specialized training to support the  
 31 resolution of such investigations through the issuance of  
 32 grants.

33 (2) As used in this section, the term "citizen support  
 34 organization" means an organization that is:

35 (b) Organized and operated to conduct programs and  
 36 activities; raise funds; request and receive grants, gifts, and  
 37 bequests of money; acquire, receive, hold, invest, and  
 38 administer, in its own name, securities, funds, objects of  
 39 value, or other property, either real or personal; and make  
 40 expenditures to or for the direct or indirect benefit of the  
 41 department in furtherance of Florida Missing Children's Day and  
 42 missing and unidentified persons investigations and specialized  
 43 training to support the resolution of such investigations.

44 (4) The citizen support organization is specifically  
 45 authorized to collect and expend funds to be used for awards;  
 46 public awareness and awards ceremonies, workshops, and other  
 47 meetings, including distribution materials for public education  
 48 and awareness; grants to assist missing and unidentified persons  
 49 investigations and specialized training to support the  
 50 resolution of such investigations; travel; Internet and web-

51 hosting services; administrative costs, including personnel  
52 costs; costs of audits; and costs of facilities rental.

53 (7) The citizen support organization is authorized to  
54 create a grant program to provide financial support to law  
55 enforcement agencies for missing and unidentified persons  
56 investigations and specialized training to support the  
57 resolution of such investigations through the issuance of  
58 grants. The citizen support organization may raise and accept  
59 funds from any public or private source. The citizen support  
60 organization may establish criteria and set specific time  
61 periods for the acceptance of applications from local and state  
62 law enforcement agencies and for the selection process for  
63 awards. The citizen support organization shall make such  
64 criteria publicly available on its website.

65 (8) The citizen support organization may not award grants  
66 if the president of the citizen support organization or the  
67 staff of the department reasonably believe that the citizen  
68 support organization has not yet met its obligations for funding  
69 Florida Missing Children's Day. The total amount of grants  
70 awarded may not exceed funds available to the citizen support  
71 organization.

72 (9) The citizen support organization shall manage the  
73 assignment and use of grants awarded. The department shall  
74 oversee these activities consistent with subsection (5).

75 Section 2. Paragraphs (a), (g), and (i) of subsection (6)

76 | of section 775.21, Florida Statutes, are amended to read:

77 |       775.21 The Florida Sexual Predators Act.—

78 |       (6) REGISTRATION.—

79 |       (a) A sexual predator shall register with the department  
80 | through the sheriff's office by providing the following  
81 | information to the department:

82 |       1. Name; social security number; age; race; sex; date of  
83 | birth; height; weight; tattoos or other identifying marks; hair  
84 | and eye color; photograph; address of legal residence and  
85 | address of any current temporary residence, within the state or  
86 | out of state, including a rural route address and a post office  
87 | box; if no permanent or temporary address, any transient  
88 | residence within the state; address, location or description,  
89 | and dates of any current or known future temporary residence  
90 | within the state or out of state; electronic mail addresses;  
91 | Internet identifiers and each Internet identifier's  
92 | corresponding website homepage or application software name;  
93 | home telephone numbers and cellular telephone numbers;  
94 | employment information; the make, model, color, vehicle  
95 | identification number (VIN), and license tag number of all  
96 | vehicles owned; date and place of each conviction; fingerprints;  
97 | palm prints; and a brief description of the crime or crimes  
98 | committed by the offender. A post office box may not be provided  
99 | in lieu of a physical residential address. The sexual predator  
100 | shall produce his or her passport, if he or she has a passport,

101 and, if he or she is an alien, shall produce or provide  
102 information about documents establishing his or her immigration  
103 status. The sexual predator shall also provide information about  
104 any professional licenses he or she has.

105 a. Any change that occurs after the sexual predator  
106 registers in person at the sheriff's office as provided in this  
107 subparagraph in any of the following information related to the  
108 sexual predator must be reported as provided in paragraphs (g),  
109 (i), and (j): permanent, temporary, or transient residence;  
110 name; electronic mail addresses; Internet identifiers and each  
111 Internet identifier's corresponding website homepage or  
112 application software name; home and cellular telephone numbers;  
113 employment information; and status at an institution of higher  
114 education.

115 b. If the sexual predator's place of residence is a motor  
116 vehicle, trailer, mobile home, or manufactured home, as defined  
117 in chapter 320, the sexual predator shall also provide to the  
118 department written notice of the vehicle identification number;  
119 the license tag number; the registration number; and a  
120 description, including color scheme, of the motor vehicle,  
121 trailer, mobile home, or manufactured home. If a sexual  
122 predator's place of residence is a vessel, live-aboard vessel,  
123 or houseboat, as defined in chapter 327, the sexual predator  
124 shall also provide to the department written notice of the hull  
125 identification number; the manufacturer's serial number; the

126 name of the vessel, live-aboard vessel, or houseboat; the  
127 registration number; and a description, including color scheme,  
128 of the vessel, live-aboard vessel, or houseboat.

129 c. If the sexual predator is enrolled or employed, whether  
130 for compensation or as a volunteer, at an institution of higher  
131 education in this state, the sexual predator shall also provide  
132 to the department the name, address, and county of each  
133 institution, including each campus attended, and the sexual  
134 predator's enrollment, volunteer, or employment status. The  
135 sheriff, the Department of Corrections, or the Department of  
136 Juvenile Justice shall promptly notify each institution of  
137 higher education of the sexual predator's presence and any  
138 change in the sexual predator's enrollment, volunteer, or  
139 employment status.

140 d. A sexual predator shall report to the department  
141 through the department's online system or in person to the  
142 sheriff's office within 48 hours after any change in vehicles  
143 owned to report those vehicle information changes.

144 2. Any other information determined necessary by the  
145 department, including criminal and corrections records;  
146 nonprivileged personnel and treatment records; and evidentiary  
147 genetic markers when available.

148 (g)1. Each time a sexual predator's driver license or  
149 identification card is subject to renewal, and, without regard  
150 to the status of the predator's driver license or identification

151 card, within 48 hours after any change of the predator's  
152 residence or change in the predator's name by reason of marriage  
153 or other legal process, the predator shall report in person to a  
154 driver license office and is subject to the requirements  
155 specified in paragraph (f). The Department of Highway Safety and  
156 Motor Vehicles shall forward to the department and to the  
157 Department of Corrections all photographs and information  
158 provided by sexual predators. Notwithstanding the restrictions  
159 set forth in s. 322.142, the Department of Highway Safety and  
160 Motor Vehicles may release a reproduction of a color-photograph  
161 or digital-image license to the Department of Law Enforcement  
162 for purposes of public notification of sexual predators as  
163 provided in this section. A sexual predator who is unable to  
164 secure or update a driver license or an identification card with  
165 the Department of Highway Safety and Motor Vehicles as provided  
166 in paragraph (f) and this paragraph shall also report any change  
167 of the predator's residence or change in the predator's name by  
168 reason of marriage or other legal process within 48 hours after  
169 the change to the sheriff's office in the county where the  
170 predator resides or is located and provide confirmation that he  
171 or she reported such information to the Department of Highway  
172 Safety and Motor Vehicles. The reporting requirements under this  
173 subparagraph do not negate the requirement for a sexual predator  
174 to obtain a Florida driver license or identification card as  
175 required by this section.

176           2.a. A sexual predator who vacates a permanent, temporary,  
177 or transient residence and fails to establish or maintain  
178 another permanent, temporary, or transient residence shall,  
179 within 48 hours after vacating the permanent, temporary, or  
180 transient residence, report in person to the sheriff's office of  
181 the county in which he or she is located. The sexual predator  
182 shall specify the date upon which he or she intends to or did  
183 vacate such residence. The sexual predator shall provide or  
184 update all of the registration information required under  
185 paragraph (a). The sexual predator shall provide an address for  
186 the residence or other place that he or she is or will be  
187 located during the time in which he or she fails to establish or  
188 maintain a permanent or temporary residence.

189           b. A sexual predator shall report in person at the  
190 sheriff's office in the county in which he or she is located  
191 within 48 hours after establishing a transient residence and  
192 thereafter must report in person every 30 days to the sheriff's  
193 office in the county in which he or she is located while  
194 maintaining a transient residence. The sexual predator must  
195 provide the addresses and locations where he or she maintains a  
196 transient residence. Each sheriff's office shall establish  
197 procedures for reporting transient residence information and  
198 provide notice to transient registrants to report transient  
199 residence information as required in this sub-subparagraph.  
200 Reporting to the sheriff's office as required by this sub-



201 subparagraph does not exempt registrants from any reregistration  
202 requirement. The sheriff may coordinate and enter into  
203 agreements with police departments and other governmental  
204 entities to facilitate additional reporting sites for transient  
205 residence registration required in this sub-subparagraph. The  
206 sheriff's office shall, within 2 business days, electronically  
207 submit and update all information provided by the sexual  
208 predator to the department.

209 3. A sexual predator who remains at a permanent,  
210 temporary, or transient residence after reporting his or her  
211 intent to vacate such residence shall, within 48 hours after the  
212 date upon which the predator indicated he or she would or did  
213 vacate such residence, report in person to the sheriff's office  
214 to which he or she reported pursuant to subparagraph 2. for the  
215 purpose of reporting his or her address at such residence. When  
216 the sheriff receives the report, the sheriff shall promptly  
217 convey the information to the department. An offender who makes  
218 a report as required under subparagraph 2. but fails to make a  
219 report as required under this subparagraph commits a felony of  
220 the second degree, punishable as provided in s. 775.082, s.  
221 775.083, or s. 775.084.

222 4. The failure of a sexual predator who maintains a  
223 transient residence to report in person to the sheriff's office  
224 every 30 days as required by sub-subparagraph 2.b. is punishable  
225 as provided in subsection (10).

226           5.a. A sexual predator shall register all electronic mail  
227 addresses and Internet identifiers, and each Internet  
228 identifier's corresponding website homepage or application  
229 software name, with the department through the department's  
230 online system or in person at the sheriff's office within 48  
231 hours after using such electronic mail addresses and Internet  
232 identifiers. If the sexual predator is in the custody or  
233 control, or under the supervision, of the Department of  
234 Corrections, he or she must report all electronic mail addresses  
235 and Internet identifiers, and each Internet identifier's  
236 corresponding website homepage or application software name, to  
237 the Department of Corrections before using such electronic mail  
238 addresses or Internet identifiers. If the sexual predator is in  
239 the custody or control, or under the supervision, of the  
240 Department of Juvenile Justice, he or she must report all  
241 electronic mail addresses and Internet identifiers, and each  
242 Internet identifier's corresponding website homepage or  
243 application software name, to the Department of Juvenile Justice  
244 before using such electronic mail addresses or Internet  
245 identifiers.

246           b. A sexual predator shall register all changes to  
247 vehicles owned, all changes to home telephone numbers and  
248 cellular telephone numbers, including added and deleted numbers,  
249 all changes to employment information, and all changes in status  
250 related to enrollment, volunteering, or employment at

251 institutions of higher education, through the department's  
252 online system; in person at the sheriff's office; in person at  
253 the Department of Corrections if the sexual predator is in the  
254 custody or control, or under the supervision, of the Department  
255 of Corrections; or in person at the Department of Juvenile  
256 Justice if the sexual predator is in the custody or control, or  
257 under the supervision, of the Department of Juvenile Justice.  
258 All changes required to be reported in this sub-subparagraph  
259 shall be reported within 48 hours after the change.

260 c. The department shall establish an online system through  
261 which sexual predators may securely access, submit, and update  
262 all vehicles owned; electronic mail addresses; Internet  
263 identifiers and each Internet identifier's corresponding website  
264 homepage or application software name; home telephone numbers  
265 and cellular telephone numbers; employment information; and  
266 institution of higher education information.

267 (i) A sexual predator who intends to establish a  
268 permanent, temporary, or transient residence in another state or  
269 jurisdiction other than the State of Florida or intends to  
270 travel outside of the United States shall report in person to  
271 the sheriff of the county of current residence at least ~~within~~  
272 48 hours before the date he or she intends to leave this state  
273 to establish residence in another state or jurisdiction or at  
274 least 21 days before the date he or she intends to travel ~~if the~~  
275 ~~intended residence of 5 days or more is~~ outside of the United

276 States. Any travel that is not known by the sexual predator 48  
277 hours before he or she intends to establish a residence in  
278 another state or jurisdiction or 21 days before the departure  
279 date for travel outside of the United States must be reported to  
280 the sheriff's office as soon as possible before departure. The  
281 sexual predator shall provide to the sheriff the address,  
282 municipality, county, state, and country of intended residence.  
283 For international travel, the sexual predator shall also provide  
284 travel information, including, but not limited to, expected  
285 departure and return dates, flight numbers ~~number~~, airports  
286 ~~airport~~ of departure and return, cruise ports ~~port~~ of departure  
287 and return, or any other means of intended travel. The sheriff  
288 shall promptly provide to the department the information  
289 received from the sexual predator. The department shall notify  
290 the statewide law enforcement agency, or a comparable agency, in  
291 the intended state, jurisdiction, or country of residence or the  
292 intended country of travel of the sexual predator's intended  
293 residence or intended travel. The failure of a sexual predator  
294 to provide his or her intended place of residence or intended  
295 travel is punishable as provided in subsection (10).

296 Section 3. Paragraph (b) of subsection (2), paragraph (e)  
297 of subsection (4), subsection (7), and paragraph (b) of  
298 subsection (11) of section 943.0435, Florida Statutes, are  
299 amended, and paragraph (c) is added to subsection (11) of that  
300 section, to read:

301           943.0435 Sexual offenders required to register with the  
302 department; penalty.—

303           (2) Upon initial registration, a sexual offender shall:

304           (b) Provide his or her name; date of birth; social  
305 security number; race; sex; height; weight; hair and eye color;  
306 tattoos or other identifying marks; fingerprints; palm prints;  
307 photograph; employment information; address of permanent or  
308 legal residence or address of any current temporary residence,  
309 within the state or out of state, including a rural route  
310 address and a post office box; if no permanent or temporary  
311 address, any transient residence within the state, address,  
312 location or description, and dates of any current or known  
313 future temporary residence within the state or out of state; the  
314 make, model, color, vehicle identification number (VIN), and  
315 license tag number of all vehicles owned; home telephone numbers  
316 and cellular telephone numbers; electronic mail addresses;  
317 Internet identifiers and each Internet identifier's  
318 corresponding website homepage or application software name;  
319 date and place of each conviction; and a brief description of  
320 the crime or crimes committed by the offender. A post office box  
321 may not be provided in lieu of a physical residential address.  
322 The sexual offender shall also produce his or her passport, if  
323 he or she has a passport, and, if he or she is an alien, shall  
324 produce or provide information about documents establishing his  
325 or her immigration status. The sexual offender shall also

326 provide information about any professional licenses he or she  
327 has.

328 1. If the sexual offender's place of residence is a motor  
329 vehicle, trailer, mobile home, or manufactured home, as defined  
330 in chapter 320, the sexual offender shall also provide to the  
331 department through the sheriff's office written notice of the  
332 vehicle identification number; the license tag number; the  
333 registration number; and a description, including color scheme,  
334 of the motor vehicle, trailer, mobile home, or manufactured  
335 home. If the sexual offender's place of residence is a vessel,  
336 live-aboard vessel, or houseboat, as defined in chapter 327, the  
337 sexual offender shall also provide to the department written  
338 notice of the hull identification number; the manufacturer's  
339 serial number; the name of the vessel, live-aboard vessel, or  
340 houseboat; the registration number; and a description, including  
341 color scheme, of the vessel, live-aboard vessel, or houseboat.

342 2. If the sexual offender is enrolled or employed, whether  
343 for compensation or as a volunteer, at an institution of higher  
344 education in this state, the sexual offender shall also provide  
345 to the department the name, address, and county of each  
346 institution, including each campus attended, and the sexual  
347 offender's enrollment, volunteer, or employment status. The  
348 sheriff, the Department of Corrections, or the Department of  
349 Juvenile Justice shall promptly notify each institution of  
350 higher education of the sexual offender's presence and any

351 change in the sexual offender's enrollment, volunteer, or  
352 employment status.

353 3. A sexual offender shall report to the department  
354 through the department's online system or in person to the  
355 sheriff's office within 48 hours after any change in vehicles  
356 owned to report those vehicle information changes.

357  
358 When a sexual offender reports at the sheriff's office, the  
359 sheriff shall take a photograph, a set of fingerprints, and palm  
360 prints of the offender and forward the photographs, palm prints,  
361 and fingerprints to the department, along with the information  
362 provided by the sexual offender. The sheriff shall promptly  
363 provide to the department the information received from the  
364 sexual offender.

365 (4)

366 (e)1. A sexual offender shall register all changes in  
367 vehicles owned, all electronic mail addresses and Internet  
368 identifiers, and each Internet identifier's corresponding  
369 website homepage or application software name, with the  
370 department through the department's online system or in person  
371 at the sheriff's office within 48 hours after using such  
372 electronic mail addresses and Internet identifiers. If the  
373 sexual offender is in the custody or control, or under the  
374 supervision, of the Department of Corrections, he or she must  
375 report all electronic mail addresses and Internet identifiers,

376 and each Internet identifier's corresponding website homepage or  
377 application software name, to the Department of Corrections  
378 before using such electronic mail addresses or Internet  
379 identifiers. If the sexual offender is in the custody or  
380 control, or under the supervision, of the Department of Juvenile  
381 Justice, he or she must report all electronic mail addresses and  
382 Internet identifiers, and each Internet identifier's  
383 corresponding website homepage or application software name, to  
384 the Department of Juvenile Justice before using such electronic  
385 mail addresses or Internet identifiers.

386 2. A sexual offender shall register all changes to home  
387 telephone numbers and cellular telephone numbers, including  
388 added and deleted numbers, all changes to employment  
389 information, and all changes in status related to enrollment,  
390 volunteering, or employment at institutions of higher education,  
391 through the department's online system; in person at the  
392 sheriff's office; in person at the Department of Corrections if  
393 the sexual offender is in the custody or control, or under the  
394 supervision, of the Department of Corrections; or in person at  
395 the Department of Juvenile Justice if the sexual offender is in  
396 the custody or control, or under the supervision, of the  
397 Department of Juvenile Justice. All changes required to be  
398 reported under this subparagraph must be reported within 48  
399 hours after the change.

400 3. The department shall establish an online system through



401 | which sexual offenders may securely access, submit, and update  
402 | all changes in status to vehicles owned; electronic mail  
403 | addresses; Internet identifiers and each Internet identifier's  
404 | corresponding website homepage or application software name;  
405 | home telephone numbers and cellular telephone numbers;  
406 | employment information; and institution of higher education  
407 | information.

408 |       (7) A sexual offender who intends to establish a  
409 | permanent, temporary, or transient residence in another state or  
410 | jurisdiction other than the State of Florida or intends to  
411 | travel outside of the United States shall report in person to  
412 | the sheriff of the county of current residence at least ~~within~~  
413 | 48 hours before the date he or she intends to leave this state  
414 | to establish residence in another state or jurisdiction or at  
415 | least 21 days before the date he or she intends to travel ~~if the~~  
416 | ~~intended residence of 5 days or more is~~ outside of the United  
417 | States. Any travel that is not known by the sexual offender 48  
418 | hours before he or she intends to establish a residence in  
419 | another state or jurisdiction or 21 days before the departure  
420 | date for travel outside of the United States must be reported in  
421 | person to the sheriff's office as soon as possible before  
422 | departure. The sexual offender shall provide to the sheriff the  
423 | address, municipality, county, state, and country of intended  
424 | residence. For international travel, the sexual offender shall  
425 | also provide travel information, including, but not limited to,

426 expected departure and return dates, flight numbers ~~number~~,  
427 airports ~~airport~~ of departure and return, cruise ports ~~port~~ of  
428 departure and return, or any other means of intended travel. The  
429 sheriff shall promptly provide to the department the information  
430 received from the sexual offender. The department shall notify  
431 the statewide law enforcement agency, or a comparable agency, in  
432 the intended state, jurisdiction, or country of residence or the  
433 intended country of travel of the sexual offender's intended  
434 residence or intended travel. The failure of a sexual offender  
435 to provide his or her intended place of residence or intended  
436 travel is punishable as provided in subsection (9).

437 (11) Except as provided in s. 943.04354, a sexual offender  
438 shall maintain registration with the department for the duration  
439 of his or her life unless the sexual offender has received a  
440 full pardon or has had a conviction set aside in a  
441 postconviction proceeding for any offense that meets the  
442 criteria for classifying the person as a sexual offender for  
443 purposes of registration. However, a sexual offender shall be  
444 considered for removal of the requirement to register as a  
445 sexual offender only if the person:

446 (b) Maintains ~~As defined in sub-subparagraph (1)(h)1.b.~~  
447 ~~must maintain~~ registration with the department as described in  
448 sub-subparagraph (1)(h)1.b. for the duration of his or her life  
449 until the person provides the department with an order issued by  
450 the court that designated the person as a sexual predator or, ~~as~~

451 a sexually violent predator, ~~or any other by another~~ sexual  
452 offender designation in the state or jurisdiction in which the  
453 order was issued which states that such designation has been  
454 removed or demonstrates to the department that such designation,  
455 if not imposed by a court, has been removed by operation of law  
456 or court order in the state or jurisdiction in which the  
457 designation was made, ~~and~~ provided that such person no longer  
458 meets the criteria for registration as a sexual offender under  
459 the laws of this state.

460 (c)1. Is required to register as a sexual offender solely  
461 under the requirements of sub-subparagraph (1)(h)1.b. and files  
462 a petition in the circuit court in the jurisdiction in which the  
463 person resides or, for a person who no longer resides in this  
464 state, the court in the jurisdiction in which the person last  
465 resided in this state. The petition must assert that his or her  
466 designation as a sexual predator or sexually violent predator or  
467 any other sexual offender designation in the state or  
468 jurisdiction in which the designation was made is confidential  
469 from public disclosure or that such designation, if not imposed  
470 by a court, is considered confidential from public disclosure by  
471 operation of law or court order in the state or jurisdiction in  
472 which the designation was made, provided that such person does  
473 not meet the criteria for registration as a sexual offender  
474 under the laws of this state.

475 2. If the person meets the criteria in subparagraph 1.,

476 the court may grant the petition and remove the requirement to  
477 register as a sexual offender.

478 3. A petition under this paragraph must document the  
479 person's conviction and include a copy of the order issued by  
480 the court in the state or jurisdiction which made the  
481 designation confidential from public disclosure. If such relief  
482 was not granted by court order, the person must demonstrate to  
483 the court that the designation has been made confidential by  
484 operation of law in the state or jurisdiction in which the  
485 designation was made. The state attorney and the department must  
486 be given notice at least 21 days before the date of the hearing  
487 on the petition and may present evidence in opposition to the  
488 requested relief or may otherwise demonstrate why it should be  
489 denied.

490 4. If a person provides to the department a certified copy  
491 of the circuit court's order granting the person removal of the  
492 requirement to register as a sexual offender, the registration  
493 requirement does not apply to the person and the department must  
494 remove all information about the person from the public registry  
495 of sexual offenders and sexual predators maintained by the  
496 department.

497 Section 4. This act shall take effect July 1, 2020.