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Section 1. Section 810.145, Florida Statutes, is amended to read:

810.145 Digital ~~Video~~ voyeurism.—

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

(a) "Broadcast" means electronically transmitting a visual image or visual recording with the intent that it be viewed by another person.

(b) "Family or household member" has the same meaning as in s. 741.28.

~~(c)~~ (b) "Imaging device" means any mechanical, digital, or electronic viewing device; still camera; camcorder; motion picture camera; or any other instrument, equipment, or format capable of recording, storing, or transmitting visual images of another person.

(d) "Position of authority or trust" means a position occupied by a person 18 years of age or older who is:

1. Employed by, volunteering at, or under contract with a school, as defined in s. 775.0862(1), when the victim is a person younger than 18 years of age who is enrolled at the school; or

2. A relative, caregiver, coach, employer, or other person who, by reason of his or her relationship with the victim, is able to exercise undue influence over him or her or exploit his or her trust.

51 ~~(e)-(d)~~ "Privately exposing the body" means exposing a
52 sexual organ.

53 ~~(f)-(e)~~ "Place and time when a person has a Reasonable
54 expectation of privacy" means circumstances under which a place
55 ~~and time when~~ a reasonable person would believe that he or she
56 could fully disrobe in privacy, without being concerned that the
57 person's undressing was being viewed, recorded, or broadcasted
58 by another, including, but not limited to, the interior of a
59 residential dwelling, bathroom, changing room, fitting room,
60 dressing room, or tanning booth.

61 (2) (a) A person commits the offense of digital video
62 voyeurism if that person:

63 1.-(a) For his or her own amusement, entertainment, sexual
64 arousal, gratification, or profit, or for the purpose of
65 degrading, exploiting, or abusing another person, intentionally
66 uses or installs an imaging device to secretly view, broadcast,
67 or record a person, without that person's knowledge and consent,
68 who is dressing, undressing, or privately exposing the body, at
69 a place and time when that person has a reasonable expectation
70 of privacy;

71 2.-(b) For the amusement, entertainment, sexual arousal,
72 gratification, or profit of another, or on behalf of another,
73 intentionally permits the use or installation of an imaging
74 device to secretly view, broadcast, or record a person, without
75 that person's knowledge and consent, who is dressing,

76 | undressing, or privately exposing the body, at a place and time
 77 | when that person has a reasonable expectation of privacy; or

78 | 3.(e) For the amusement, entertainment, sexual arousal,
 79 | gratification, or profit of oneself or another, or on behalf of
 80 | oneself or another, intentionally uses an imaging device to
 81 | secretly view, broadcast, or record under or through the
 82 | clothing being worn by another person, without that person's
 83 | knowledge and consent, for the purpose of viewing the body of,
 84 | or the undergarments worn by, that person.

85 | (b)1. A person who is under 19 years of age and who
 86 | violates this subsection commits:

87 | a. For a first offense, a misdemeanor of the first degree,
 88 | punishable as provided in s. 775.082 or s. 775.083.

89 | b. For a second or subsequent offense, a felony of the
 90 | third degree, punishable as provided in s. 775.082, s. 775.083,
 91 | or s. 775.084.

92 | 2. A person who is 19 years of age or older and who
 93 | violates this subsection commits a felony of the third degree,
 94 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

95 | (3)(a) A person commits the offense of digital vide
 96 | voyeurism dissemination if that person, knowing or having reason
 97 | to believe that an image or recording was created in a manner
 98 | described in subsection (2) ~~this section~~, intentionally
 99 | disseminates, distributes, or transfers the image or recording
 100 | to another person:

101 1. For the purpose of the amusement, entertainment, sexual
 102 arousal, or gratification of any person, ~~or profit,~~ or for the
 103 purpose of degrading, exploiting, or abusing another person; or

104 2. For a commercial purpose or pecuniary gain.

105 (b)1. A person who is under 19 years of age and who
 106 violates this subsection commits:

107 a. For a first offense, a misdemeanor of the first degree,
 108 punishable as provided in s. 775.082 or s. 775.083.

109 b. For a second or subsequent offense, a felony of the
 110 third degree, punishable as provided in s. 775.082, s. 775.083,
 111 or s. 775.084.

112 2. A person who is 19 years of age or older and who
 113 violates this subsection commits a felony of the second degree,
 114 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

115 (4) Each instance of the viewing, broadcasting, recording,
 116 disseminating, distributing, or transferring of an image or
 117 recording made in violation of this section is a separate
 118 offense for which a separate penalty is authorized ~~A person~~
 119 ~~commits the offense of commercial video voyeurism dissemination~~
 120 ~~if that person:~~

121 ~~(a) Knowing or having reason to believe that an image was~~
 122 ~~created in a manner described in this section, sells the image~~
 123 ~~for consideration to another person; or~~

124 ~~(b) Having created the image in a manner described in this~~
 125 ~~section, disseminates, distributes, or transfers the image to~~

126 ~~another person for that person to sell the image to others.~~

127 (5) This section does not apply to any:

128 (a) Law enforcement agency conducting surveillance for a
129 law enforcement purpose;

130 (b) Security system when a written notice is conspicuously
131 posted on the premises stating that a video surveillance system
132 has been installed for the purpose of security for the premises;

133 (c) Video surveillance device that is installed in such a
134 manner that the presence of the device is clearly and
135 immediately obvious; or

136 (d) Dissemination, distribution, or transfer of images
137 subject to this section by a provider of an electronic
138 communication service as defined in 18 U.S.C. s. 2510(15), or a
139 provider of a remote computing service as defined in 18 U.S.C.
140 s. 2711(2). For purposes of this section, the exceptions to the
141 definition of "electronic communication" set forth in 18 U.S.C.
142 s. 2510(12)(a), (b), (c), and (d) do not apply, but are included
143 within the definition of the term.

144 (6) If a person who is 19 years or age or older is
145 convicted of committing digital voyeurism or digital voyeurism
146 dissemination and is a family or household member of the victim,
147 holds a position of authority or trust with the victim, or has
148 previously been convicted or adjudicated delinquent for a
149 violation of this section, the court shall reclassify the felony
150 to the next higher degree as follows:

151 (a) A felony of the third degree is reclassified as a
152 felony of the second degree.

153 (b) A felony of the second degree is reclassified as a
154 felony of the first degree.

155
156 For purposes of sentencing under chapter 921 and incentive gain-
157 time eligibility under chapter 944, a felony that is
158 reclassified under this subsection is ranked one level above the
159 ranking under s. 921.0022 of the felony offense committed.

160 ~~(6) Except as provided in subsections (7) and (8):~~

161 ~~(a) A person who is under 19 years of age and who violates~~
162 ~~this section commits a misdemeanor of the first degree,~~
163 ~~punishable as provided in s. 775.082 or s. 775.083.~~

164 ~~(b) A person who is 19 years of age or older and who~~
165 ~~violates this section commits a felony of the third degree,~~
166 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

167 ~~(7) A person who violates this section and who has~~
168 ~~previously been convicted of or adjudicated delinquent for any~~
169 ~~violation of this section commits a felony of the second degree,~~
170 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

171 ~~(8)(a) A person who is:~~

172 ~~1. Eighteen years of age or older who is responsible for~~
173 ~~the welfare of a child younger than 16 years of age, regardless~~
174 ~~of whether the person knows or has reason to know the age of the~~
175 ~~child, and who commits an offense under this section against~~

176 ~~that child;~~

177 ~~2. Eighteen years of age or older who is employed at a~~
 178 ~~private school as defined in s. 1002.01; a school as defined in~~
 179 ~~s. 1003.01; or a voluntary prekindergarten education program as~~
 180 ~~described in s. 1002.53(3)(a), (b), or (c) and who commits an~~
 181 ~~offense under this section against a student of the private~~
 182 ~~school, school, or voluntary prekindergarten education program;~~
 183 ~~or~~

184 ~~3. Twenty-four years of age or older who commits an~~
 185 ~~offense under this section against a child younger than 16 years~~
 186 ~~of age, regardless of whether the person knows or has reason to~~
 187 ~~know the age of the child~~

188
 189 ~~commits a felony of the second degree, punishable as provided in~~
 190 ~~s. 775.082, s. 775.083, or s. 775.084.~~

191 ~~(b) A person who violates this subsection and who has~~
 192 ~~previously been convicted of or adjudicated delinquent for any~~
 193 ~~violation of this section commits a felony of the second degree,~~
 194 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

195 ~~(7)-(9)~~ For purposes of this section, a person has
 196 previously been convicted of or adjudicated delinquent for a
 197 violation of this section if the violation resulted in a
 198 conviction that was sentenced separately, or an adjudication of
 199 delinquency entered separately, before ~~prior to~~ the current
 200 offense.

201 Section 2. Paragraphs (d), (e), and (f) of subsection (3)
 202 of section 921.0022, Florida Statutes, are amended to read:

203 921.0022 Criminal Punishment Code; offense severity
 204 ranking chart.—

205 (3) OFFENSE SEVERITY RANKING CHART

206 (d) LEVEL 4

207

Florida Statute	Felony Degree	Description
316.1935(3)(a)	2nd	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.
499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.

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210

HB 1389

2024

211	517.07(1)	3rd	Failure to register securities.
212	517.12(1)	3rd	Failure of dealer or associated person of a dealer of securities to register.
213	784.031	3rd	Battery by strangulation.
214	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
215	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
216	784.075	3rd	Battery on detention or commitment facility staff.
217	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
218	784.08(2)(c)	3rd	Battery on a person 65 years of age or older.
219			

HB 1389

2024

220	784.081 (3)	3rd	Battery on specified official or employee.
221	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
222	784.083 (3)	3rd	Battery on code inspector.
223	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
224	787.03 (1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
225	787.04 (2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
	787.04 (3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at

HB 1389

2024

			custody hearing or delivering to designated person.
226	787.07	3rd	Human smuggling.
227	790.115 (1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
228	790.115 (2) (b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
229	790.115 (2) (c)	3rd	Possessing firearm on school property.
230	794.051 (1)	3rd	Indecent, lewd, or lascivious touching of certain minors.
231	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
232	806.135	2nd	Destroying or demolishing a memorial or historic property.
233			

HB 1389

2024

234	810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
235	810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
236	810.06	3rd	Burglary; possession of tools.
237	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
238	<u>810.145(2)(b)1.b.</u> <u>or 2.</u>	<u>3rd</u>	<u>Digital voyeurism; under age 19, second or subsequent offense; or 19 or older.</u>
239	<u>810.145(3)(b)1.b.</u>	<u>3rd</u>	<u>Digital voyeurism dissemination; under 19 years of age, second or subsequent offense.</u>

HB 1389

2024

240	812.014 (2) (c) 3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
241	812.014 (2) (c) 4. & 6.-10.	3rd	Grand theft, 3rd degree; specified items.
242	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
243	817.505 (4) (a)	3rd	Patient brokering.
244	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
245	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
246	817.5695(3) (c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.

HB 1389

2024

247	817.625 (2) (a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
248	817.625 (2) (c)	3rd	Possess, sell, or deliver skimming device.
249	828.125 (1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
250	836.14 (2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
251	836.14 (3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
252	837.02 (1)	3rd	Perjury in official proceedings.
	837.021 (1)	3rd	Make contradictory statements

in official proceedings.

253

838.022 3rd Official misconduct.

254

839.13(2) (a) 3rd Falsifying records of an individual in the care and custody of a state agency.

255

839.13(2) (c) 3rd Falsifying records of the Department of Children and Families.

256

843.021 3rd Possession of a concealed handcuff key by a person in custody.

257

843.025 3rd Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.

258

843.15(1) (a) 3rd Failure to appear while on bail for felony (bond estreature or bond jumping).

259

HB 1389

2024

260	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
261	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
262	870.01(3)	2nd	Aggravated rioting.
263	870.01(5)	2nd	Aggravated inciting a riot.
264	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
265	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)5. drugs).
266	914.14(2)	3rd	Witnesses accepting bribes.
	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.

HB 1389

2024

267	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
268	916.1085 (2) (c) 1.	3rd	Introduction of specified contraband into certain DCF facilities.
269	918.12	3rd	Tampering with jurors.
270	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
271	944.47(1) (a) 6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.
272	951.22(1) (h) , (j) & (k)	3rd	Intoxicating drug, instrumentality or other device to aid escape, or cellular telephone or other portable communication device introduced

into county detention facility.

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(e) LEVEL 5

Florida Statute	Felony Degree	Description
316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.

HB 1389

2024

379.365 (2) (c) 1. 3rd Violation of rules relating to:
willful molestation of stone
crab traps, lines, or buoys;
illegal bartering, trading, or
sale, conspiring or aiding in
such barter, trade, or sale, or
supplying, agreeing to supply,
aiding in supplying, or giving
away stone crab trap tags or
certificates; making, altering,
forging, counterfeiting, or
reproducing stone crab trap
tags; possession of forged,
counterfeit, or imitation stone
crab trap tags; and engaging in
the commercial harvest of stone
crabs while license is
suspended or revoked.

282

379.367 (4) 3rd Willful molestation of a
commercial harvester's spiny
lobster trap, line, or buoy.

283

379.407 (5) (b) 3. 3rd Possession of 100 or more
undersized spiny lobsters.

HB 1389

2024

284	381.0041(11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
285	440.10(1) (g)	2nd	Failure to obtain workers' compensation coverage.
286	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
287	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
288	624.401(4) (b)2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
289	626.902(1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
290			

HB 1389

2024

291	790.01(3)	3rd	Unlawful carrying of a concealed firearm.
292	790.162	2nd	Threat to throw or discharge destructive device.
293	790.163(1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
294	790.221(1)	2nd	Possession of short-barreled shotgun or machine gun.
295	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
296	796.05(1)	2nd	Live on earnings of a prostitute; 1st offense.
297	800.04(6)(c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.

HB 1389

2024

298	800.04(7)(b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
299	806.111(1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
300	<u>810.145(3)(a)1.</u>	<u>2nd</u>	<u>Digital voyeurism dissemination; 19 years of age or older; for amusement, etc.</u>
301	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
302	812.015 (8)(a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
303	812.015(8)(f)	3rd	Retail theft; multiple thefts within specified period.
	812.019(1)	2nd	Stolen property; dealing in or

HB 1389

2024

trafficking in.

304

812.081 (3) 2nd Trafficking in trade secrets.

305

812.131 (2) (b) 3rd Robbery by sudden snatching.

306

812.16 (2) 3rd Owning, operating, or
conducting a chop shop.

307

817.034 (4) (a) 2. 2nd Communications fraud, value
\$20,000 to \$50,000.

308

817.234 (11) (b) 2nd Insurance fraud; property value
\$20,000 or more but less than
\$100,000.

309

817.2341 (1), 3rd Filing false financial
(2) (a) & statements, making false
(3) (a) entries of material fact or
false statements regarding
property values relating to the
solvency of an insuring entity.

310

817.568 (2) (b) 2nd Fraudulent use of personal
identification information;

value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more persons.

311

817.611 (2) (a) 2nd Traffic in or possess 5 to 14 counterfeit credit cards or related documents.

312

817.625 (2) (b) 2nd Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.

313

825.1025 (4) 3rd Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.

314

827.071 (4) 2nd Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.

315

HB 1389

2024

316	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
317	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
318	836.14 (4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.
319	839.13 (2) (b)	2nd	Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.
	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with

HB 1389

2024

violence.

320

847.0135(5)(b) 2nd Lewd or lascivious exhibition
using computer; offender 18
years or older.

321

847.0137 3rd Transmission of pornography by
(2) & (3) electronic device or equipment.

322

847.0138 3rd Transmission of material
(2) & (3) harmful to minors to a minor by
electronic device or equipment.

323

874.05(1)(b) 2nd Encouraging or recruiting
another to join a criminal
gang; second or subsequent
offense.

324

874.05(2)(a) 2nd Encouraging or recruiting
person under 13 years of age to
join a criminal gang.

325

893.13(1)(a)1. 2nd Sell, manufacture, or deliver
cocaine (or other s.
893.03(1)(a), (1)(b), (1)(d),

(2) (a), (2) (b), or (2) (c) 5. drugs).

326

893.13(1) (c) 2. 2nd Sell, manufacture, or deliver cannabis (or other s. 893.03(1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

327

893.13(1) (d) 1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 5. drugs) within 1,000 feet of university.

328

893.13(1) (e) 2. 2nd Sell, manufacture, or deliver cannabis or other drug

prohibited under s.
 893.03(1)(c), (2)(c)1.,
 (2)(c)2., (2)(c)3., (2)(c)6.,
 (2)(c)7., (2)(c)8., (2)(c)9.,
 (2)(c)10., (3), or (4) within
 1,000 feet of property used for
 religious services or a
 specified business site.

329

893.13(1)(f)1. 1st Sell, manufacture, or deliver
 cocaine (or other s.
 893.03(1)(a), (1)(b), (1)(d),
 or (2)(a), (2)(b), or (2)(c)5.
 drugs) within 1,000 feet of
 public housing facility.

330

893.13(4)(b) 2nd Use or hire of minor; deliver
 to minor other controlled
 substance.

331

893.1351(1) 3rd Ownership, lease, or rental for
 trafficking in or manufacturing
 of controlled substance.

332

333 (f) LEVEL 6

HB 1389

2024

334	Florida Statute	Felony Degree	Description
335	316.027 (2) (b)	2nd	Leaving the scene of a crash involving serious bodily injury.
336	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
337	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
338	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
339	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
340	499.0051 (4)	2nd	Knowing sale or transfer of

HB 1389

2024

prescription drug to
unauthorized person.

341

775.0875(1) 3rd Taking firearm from law
enforcement officer.

342

784.021(1)(a) 3rd Aggravated assault; deadly
weapon without intent to kill.

343

784.021(1)(b) 3rd Aggravated assault; intent to
commit felony.

344

784.041 3rd Felony battery; domestic
battery by strangulation.

345

784.048(3) 3rd Aggravated stalking; credible
threat.

346

784.048(5) 3rd Aggravated stalking of person
under 16.

347

784.07(2)(c) 2nd Aggravated assault on law
enforcement officer.

348

784.074(1)(b) 2nd Aggravated assault on sexually

violent predators facility
staff.

349

784.08 (2) (b) 2nd Aggravated assault on a person
65 years of age or older.

350

784.081 (2) 2nd Aggravated assault on specified
official or employee.

351

784.082 (2) 2nd Aggravated assault by detained
person on visitor or other
detainee.

352

784.083 (2) 2nd Aggravated assault on code
inspector.

353

787.02 (2) 3rd False imprisonment; restraining
with purpose other than those
in s. 787.01.

354

790.115 (2) (d) 2nd Discharging firearm or weapon
on school property.

355

790.161 (2) 2nd Make, possess, or throw
destructive device with intent

to do bodily harm or damage
property.

356

790.164 (1) 2nd False report concerning bomb,
explosive, weapon of mass
destruction, act of arson or
violence to state property, or
use of firearms in violent
manner.

357

790.19 2nd Shooting or throwing deadly
missiles into dwellings,
vessels, or vehicles.

358

794.011 (8) (a) 3rd Solicitation of minor to
participate in sexual activity
by custodial adult.

359

794.05 (1) 2nd Unlawful sexual activity with
specified minor.

360

800.04 (5) (d) 3rd Lewd or lascivious molestation;
victim 12 years of age or older
but less than 16 years of age;
offender less than 18 years.

361	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
362	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
363	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
364	<u>810.145(3)(a)2.</u> 810.145(8)(b)	2nd	<u>Digital Video voyeurism</u> <u>dissemination; commercial</u> <u>purpose or pecuniary gain; 19</u> <u>years of age or older; certain</u> minor victims; 2nd or subsequent offense.
365	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
366	812.014(2)(c)5.	3rd	Grand theft; third degree; firearm.

HB 1389

2024

367	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
368	812.015 (9) (a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.
369	812.015 (9) (b)	2nd	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.
370	812.015 (9) (d)	2nd	Retail theft; multiple thefts within specified period.
371	812.13 (2) (c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
372	817.4821 (5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
373	817.49 (2) (b) 2.	2nd	Willful making of a false

HB 1389

2024

report of a crime resulting in death.

374

817.505 (4) (b) 2nd Patient brokering; 10 or more patients.

375

817.5695 (3) (b) 2nd Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.

376

825.102 (1) 3rd Abuse of an elderly person or disabled adult.

377

825.102 (3) (c) 3rd Neglect of an elderly person or disabled adult.

378

825.1025 (3) 3rd Lewd or lascivious molestation of an elderly person or disabled adult.

379

825.103 (3) (c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.

380

827.03 (2) (c) 3rd Abuse of a child.

381	827.03(2)(d)	3rd	Neglect of a child.
382	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
383	828.126(3)	3rd	Sexual activities involving animals.
384	836.05	2nd	Threats; extortion.
385	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
386	843.12	3rd	Aids or assists person to escape.
387	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
388			

HB 1389

2024

389	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
390	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
391	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily injury.
392	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
393	918.13(2)(b)	2nd	Tampering with or fabricating physical evidence relating to a capital felony.
	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community

supervision, resulting in great
bodily harm.

394

944.40 2nd Escapes.

395

944.46 3rd Harboring, concealing, aiding
escaped prisoners.

396

944.47(1) (a) 5. 2nd Introduction of contraband
(firearm, weapon, or explosive)
into correctional facility.

397

951.22(1) (i) 3rd Firearm or weapon introduced
into county detention facility.

398

399 Section 3. Paragraph (e) of subsection (4) of section
400 397.417, Florida Statutes, is amended to read:

401 397.417 Peer specialists.—

402 (4) BACKGROUND SCREENING.—

403 (e) The background screening conducted under this
404 subsection must ensure that a peer specialist has not been
405 arrested for and is awaiting final disposition of, found guilty
406 of, regardless of adjudication, or entered a plea of nolo
407 contendere or guilty to, or been adjudicated delinquent and the
408 record has not been sealed or expunged for, any offense

409 prohibited under any of the following state laws or similar laws
410 of another jurisdiction:

411 1. Section 393.135, relating to sexual misconduct with
412 certain developmentally disabled clients and reporting of such
413 sexual misconduct.

414 2. Section 394.4593, relating to sexual misconduct with
415 certain mental health patients and reporting of such sexual
416 misconduct.

417 3. Section 409.920, relating to Medicaid provider fraud,
418 if the offense was a felony of the first or second degree.

419 4. Section 415.111, relating to abuse, neglect, or
420 exploitation of vulnerable adults.

421 5. Any offense that constitutes domestic violence as
422 defined in s. 741.28.

423 6. Section 777.04, relating to attempts, solicitation, and
424 conspiracy to commit an offense listed in this paragraph.

425 7. Section 782.04, relating to murder.

426 8. Section 782.07, relating to manslaughter; aggravated
427 manslaughter of an elderly person or a disabled adult;
428 aggravated manslaughter of a child; or aggravated manslaughter
429 of an officer, a firefighter, an emergency medical technician,
430 or a paramedic.

431 9. Section 782.071, relating to vehicular homicide.

432 10. Section 782.09, relating to killing an unborn child by
433 injury to the mother.

- 434 11. Chapter 784, relating to assault, battery, and
 435 culpable negligence, if the offense was a felony.
- 436 12. Section 787.01, relating to kidnapping.
- 437 13. Section 787.02, relating to false imprisonment.
- 438 14. Section 787.025, relating to luring or enticing a
 439 child.
- 440 15. Section 787.04(2), relating to leading, taking,
 441 enticing, or removing a minor beyond state limits, or concealing
 442 the location of a minor, with criminal intent pending custody
 443 proceedings.
- 444 16. Section 787.04(3), relating to leading, taking,
 445 enticing, or removing a minor beyond state limits, or concealing
 446 the location of a minor, with criminal intent pending dependency
 447 proceedings or proceedings concerning alleged abuse or neglect
 448 of a minor.
- 449 17. Section 790.115(1), relating to exhibiting firearms or
 450 weapons within 1,000 feet of a school.
- 451 18. Section 790.115(2) (b), relating to possessing an
 452 electric weapon or device, a destructive device, or any other
 453 weapon on school property.
- 454 19. Section 794.011, relating to sexual battery.
- 455 20. Former s. 794.041, relating to prohibited acts of
 456 persons in familial or custodial authority.
- 457 21. Section 794.05, relating to unlawful sexual activity
 458 with certain minors.

- 459 22. Section 794.08, relating to female genital mutilation.
- 460 23. Section 796.07, relating to procuring another to
- 461 commit prostitution, except for those offenses expunged pursuant
- 462 to s. 943.0583.
- 463 24. Section 798.02, relating to lewd and lascivious
- 464 behavior.
- 465 25. Chapter 800, relating to lewdness and indecent
- 466 exposure.
- 467 26. Section 806.01, relating to arson.
- 468 27. Section 810.02, relating to burglary, if the offense
- 469 was a felony of the first degree.
- 470 28. Section 810.14, relating to voyeurism, if the offense
- 471 was a felony.
- 472 29. Section 810.145, relating to digital ~~video~~ voyeurism,
- 473 if the offense was a felony.
- 474 30. Section 812.13, relating to robbery.
- 475 31. Section 812.131, relating to robbery by sudden
- 476 snatching.
- 477 32. Section 812.133, relating to carjacking.
- 478 33. Section 812.135, relating to home-invasion robbery.
- 479 34. Section 817.034, relating to communications fraud, if
- 480 the offense was a felony of the first degree.
- 481 35. Section 817.234, relating to false and fraudulent
- 482 insurance claims, if the offense was a felony of the first or
- 483 second degree.

HB 1389

2024

484 36. Section 817.50, relating to fraudulently obtaining
485 goods or services from a health care provider and false reports
486 of a communicable disease.

487 37. Section 817.505, relating to patient brokering.

488 38. Section 817.568, relating to fraudulent use of
489 personal identification, if the offense was a felony of the
490 first or second degree.

491 39. Section 825.102, relating to abuse, aggravated abuse,
492 or neglect of an elderly person or a disabled adult.

493 40. Section 825.1025, relating to lewd or lascivious
494 offenses committed upon or in the presence of an elderly person
495 or a disabled person.

496 41. Section 825.103, relating to exploitation of an
497 elderly person or a disabled adult, if the offense was a felony.

498 42. Section 826.04, relating to incest.

499 43. Section 827.03, relating to child abuse, aggravated
500 child abuse, or neglect of a child.

501 44. Section 827.04, relating to contributing to the
502 delinquency or dependency of a child.

503 45. Former s. 827.05, relating to negligent treatment of
504 children.

505 46. Section 827.071, relating to sexual performance by a
506 child.

507 47. Section 831.30, relating to fraud in obtaining
508 medicinal drugs.

509 48. Section 831.31, relating to the sale; manufacture;
 510 delivery; or possession with intent to sell, manufacture, or
 511 deliver of any counterfeit controlled substance, if the offense
 512 was a felony.

513 49. Section 843.01, relating to resisting arrest with
 514 violence.

515 50. Section 843.025, relating to depriving a law
 516 enforcement, correctional, or correctional probation officer of
 517 the means of protection or communication.

518 51. Section 843.12, relating to aiding in an escape.

519 52. Section 843.13, relating to aiding in the escape of
 520 juvenile inmates of correctional institutions.

521 53. Chapter 847, relating to obscenity.

522 54. Section 874.05, relating to encouraging or recruiting
 523 another to join a criminal gang.

524 55. Chapter 893, relating to drug abuse prevention and
 525 control, if the offense was a felony of the second degree or
 526 greater severity.

527 56. Section 895.03, relating to racketeering and
 528 collection of unlawful debts.

529 57. Section 896.101, relating to the Florida Money
 530 Laundering Act.

531 58. Section 916.1075, relating to sexual misconduct with
 532 certain forensic clients and reporting of such sexual
 533 misconduct.

534 59. Section 944.35(3), relating to inflicting cruel or
535 inhuman treatment on an inmate resulting in great bodily harm.

536 60. Section 944.40, relating to escape.

537 61. Section 944.46, relating to harboring, concealing, or
538 aiding an escaped prisoner.

539 62. Section 944.47, relating to introduction of contraband
540 into a correctional institution.

541 63. Section 985.701, relating to sexual misconduct in
542 juvenile justice programs.

543 64. Section 985.711, relating to introduction of
544 contraband into a detention facility.

545 Section 4. Paragraph (ff) of subsection (2) of section
546 435.04, Florida Statutes, as amended by s. 2, ch. 2023-220, Laws
547 of Florida, is amended to read:

548 435.04 Level 2 screening standards.—

549 (2) The security background investigations under this
550 section must ensure that no persons subject to the provisions of
551 this section have been arrested for and are awaiting final
552 disposition of, have been found guilty of, regardless of
553 adjudication, or entered a plea of nolo contendere or guilty to,
554 or have been adjudicated delinquent and the record has not been
555 sealed or expunged for, any offense prohibited under any of the
556 following provisions of state law or similar law of another
557 jurisdiction:

558 (ff) Section 810.145, relating to digital ~~vide~~ voyeurism,

559 | if the offense is a felony.

560 | Section 5. Paragraph (s) of subsection (5) of section
561 | 456.074, Florida Statutes, is amended to read:

562 | 456.074 Certain health care practitioners; immediate
563 | suspension of license.—

564 | (5) The department shall issue an emergency order
565 | suspending the license of any health care practitioner who is
566 | arrested for committing or attempting, soliciting, or conspiring
567 | to commit any act that would constitute a violation of any of
568 | the following criminal offenses in this state or similar
569 | offenses in another jurisdiction:

570 | (s) Former section 810.145(8), relating to video voyeurism
571 | of a minor.

572 | Section 6. Subsection (2) of section 775.0862, Florida
573 | Statutes, is amended to read:

574 | 775.0862 Sexual offenses against students by authority
575 | figures; reclassification.—

576 | (2) The felony degree of a violation of an offense listed
577 | in s. 943.0435(1)(h)1.a., unless the offense is a violation of
578 | s. 794.011(4)(e)7. or former s. 810.145(8)(a)2., shall be
579 | reclassified as provided in this section if the offense is
580 | committed by an authority figure of a school against a student
581 | of the school.

582 | Section 7. Subsection (17) of section 775.15, Florida
583 | Statutes, is amended to read:

584 775.15 Time limitations; general time limitations;
 585 exceptions.—

586 (17) In addition to the time periods prescribed in this
 587 section, a prosecution for digital ~~video~~ voyeurism in violation
 588 of s. 810.145 may be commenced within 1 year after the date on
 589 which the victim of digital ~~video~~ voyeurism obtains actual
 590 knowledge of the existence of such a recording or the date on
 591 which the recording is confiscated by a law enforcement agency,
 592 whichever occurs first. Any dissemination of such a recording
 593 before the victim obtains actual knowledge thereof or before its
 594 confiscation by a law enforcement agency does not affect any
 595 provision of this subsection.

596 Section 8. Paragraph (a) of subsection (4) of section
 597 775.21, Florida Statutes, is amended to read:

598 775.21 The Florida Sexual Predators Act.—

599 (4) SEXUAL PREDATOR CRITERIA.—

600 (a) For a current offense committed on or after October 1,
 601 1993, upon conviction, an offender shall be designated as a
 602 "sexual predator" under subsection (5), and subject to
 603 registration under subsection (6) and community and public
 604 notification under subsection (7) if:

605 1. The felony is:

606 a. A capital, life, or first degree felony violation, or
 607 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
 608 is a minor, or s. 794.011, s. 800.04, or s. 847.0145, or a

609 violation of a similar law of another jurisdiction; or
610 b. Any felony violation, or any attempt thereof, of s.
611 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
612 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
613 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
614 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
615 s. 800.04; former s. 810.145(8)(b); s. 825.1025; s. 827.071; s.
616 847.0135, excluding s. 847.0135(6); s. 847.0145; s. 895.03, if
617 the court makes a written finding that the racketeering activity
618 involved at least one sexual offense listed in this sub-
619 subparagraph or at least one offense listed in this sub-
620 subparagraph with sexual intent or motive; s. 916.1075(2); or s.
621 985.701(1); or a violation of a similar law of another
622 jurisdiction, and the offender has previously been convicted of
623 or found to have committed, or has pled nolo contendere or
624 guilty to, regardless of adjudication, any violation of s.
625 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
626 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
627 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
628 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
629 s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
630 excluding s. 847.0135(6); s. 847.0145; s. 895.03, if the court
631 makes a written finding that the racketeering activity involved
632 at least one sexual offense listed in this sub-subparagraph or
633 at least one offense listed in this sub-subparagraph with sexual

634 intent or motive; s. 916.1075(2); or s. 985.701(1); or a
 635 violation of a similar law of another jurisdiction;

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

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

642 Section 9. Paragraph (h) of subsection (1) of section
 643 943.0435, Florida Statutes, is amended to read:

644 943.0435 Sexual offenders required to register with the
 645 department; penalty.—

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

647 (h)1. "Sexual offender" means a person who meets the
 648 criteria in sub-subparagraph a., sub-subparagraph b., sub-
 649 subparagraph c., or sub-subparagraph d., as follows:

650 a.(I) Has been convicted of committing, or attempting,
 651 soliciting, or conspiring to commit, any of the criminal
 652 offenses proscribed in the following statutes in this state or
 653 similar offenses in another jurisdiction: s. 393.135(2); s.
 654 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where
 655 the victim is a minor; s. 787.06(3)(b), (d), (f), or (g); former
 656 s. 787.06(3)(h); s. 794.011, excluding s. 794.011(10); s.
 657 794.05; former s. 796.03; former s. 796.035; s. 800.04; former
 658 s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s.

HB 1389

2024

659 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s.
660 847.0145; s. 895.03, if the court makes a written finding that
661 the racketeering activity involved at least one sexual offense
662 listed in this sub-sub-subparagraph or at least one offense
663 listed in this sub-sub-subparagraph with sexual intent or
664 motive; s. 916.1075(2); or s. 985.701(1); or any similar offense
665 committed in this state which has been redesignated from a
666 former statute number to one of those listed in this sub-sub-
667 subparagraph; and

668 (II) Has been released on or after October 1, 1997, from a
669 sanction imposed for any conviction of an offense described in
670 sub-sub-subparagraph (I) and does not otherwise meet the
671 criteria for registration as a sexual offender under chapter 944
672 or chapter 985. For purposes of this sub-sub-subparagraph, a
673 sanction imposed in this state or in any other jurisdiction
674 means probation, community control, parole, conditional release,
675 control release, or incarceration in a state prison, federal
676 prison, private correctional facility, or local detention
677 facility. If no sanction is imposed, the person is deemed to be
678 released upon conviction;

679 b. Establishes or maintains a residence in this state and
680 who has not been designated as a sexual predator by a court of
681 this state but who has been designated as a sexual predator, as
682 a sexually violent predator, or by another sexual offender
683 designation in another state or jurisdiction and was, as a

684 result of such designation, subjected to registration or
685 community or public notification, or both, or would be if the
686 person were a resident of that state or jurisdiction, without
687 regard to whether the person otherwise meets the criteria for
688 registration as a sexual offender;

689 c. Establishes or maintains a residence in this state who
690 is in the custody or control of, or under the supervision of,
691 any other state or jurisdiction as a result of a conviction for
692 committing, or attempting, soliciting, or conspiring to commit,
693 any of the criminal offenses proscribed in the following
694 statutes or similar offense in another jurisdiction: s.
695 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
696 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
697 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
698 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
699 s. 800.04; former s. 810.145(8); s. 825.1025; s. 827.071; s.
700 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.
701 847.0138; s. 847.0145; s. 895.03, if the court makes a written
702 finding that the racketeering activity involved at least one
703 sexual offense listed in this sub-subparagraph or at least one
704 offense listed in this sub-subparagraph with sexual intent or
705 motive; s. 916.1075(2); or s. 985.701(1); or any similar offense
706 committed in this state which has been redesignated from a
707 former statute number to one of those listed in this sub-
708 subparagraph; or

709 d. On or after July 1, 2007, has been adjudicated
710 delinquent for committing, or attempting, soliciting, or
711 conspiring to commit, any of the criminal offenses proscribed in
712 the following statutes in this state or similar offenses in
713 another jurisdiction when the juvenile was 14 years of age or
714 older at the time of the offense:

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

716 (II) Section 800.04(4)(a)2. where the victim is under 12
717 years of age or where the court finds sexual activity by the use
718 of force or coercion;

719 (III) Section 800.04(5)(c)1. where the court finds
720 molestation involving unclothed genitals;

721 (IV) Section 800.04(5)(d) where the court finds the use of
722 force or coercion and unclothed genitals; or

723 (V) Any similar offense committed in this state which has
724 been redesignated from a former statute number to one of those
725 listed in this sub-subparagraph.

726 2. For all qualifying offenses listed in sub-subparagraph
727 1.d., the court shall make a written finding of the age of the
728 offender at the time of the offense.

729

730 For each violation of a qualifying offense listed in this
731 subsection, except for a violation of s. 794.011, the court
732 shall make a written finding of the age of the victim at the
733 time of the offense. For a violation of s. 800.04(4), the court

734 shall also make a written finding indicating whether the offense
 735 involved sexual activity and indicating whether the offense
 736 involved force or coercion. For a violation of s. 800.04(5), the
 737 court shall also make a written finding that the offense did or
 738 did not involve unclothed genitals or genital area and that the
 739 offense did or did not involve the use of force or coercion.

740 Section 10. Paragraph (q) of subsection (2) of section
 741 943.0584, Florida Statutes, is amended to read:

742 943.0584 Criminal history records ineligible for court-
 743 ordered expunction or court-ordered sealing.—

744 (2) A criminal history record is ineligible for a
 745 certificate of eligibility for expunction or a court-ordered
 746 expunction pursuant to s. 943.0585 or a certificate of
 747 eligibility for sealing or a court-ordered sealing pursuant to
 748 s. 943.059 if the record is a conviction for any of the
 749 following offenses:

750 (r) Voyeurism or digital ~~video~~ voyeurism, as defined in
 751 ss. 810.14 and 810.145, respectively;

752 Section 11. Paragraph (f) of subsection (1) of section
 753 944.606, Florida Statutes, is amended to read:

754 944.606 Sexual offenders; notification upon release.—

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

756 (f) "Sexual offender" means a person who has been
 757 convicted of committing, or attempting, soliciting, or
 758 conspiring to commit, any of the criminal offenses proscribed in

759 the following statutes in this state or similar offenses in
 760 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
 761 s. 787.02, or s. 787.025(2)(c), where the victim is a minor; s.
 762 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.
 763 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;
 764 former s. 796.035; s. 800.04; former s. 810.145(8); s. 825.1025;
 765 s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6);
 766 s. 847.0137; s. 847.0138; s. 847.0145; s. 895.03, if the court
 767 makes a written finding that the racketeering activity involved
 768 at least one sexual offense listed in this paragraph or at least
 769 one offense listed in this paragraph with sexual intent or
 770 motive; s. 916.1075(2); or s. 985.701(1); or any similar offense
 771 committed in this state which has been redesignated from a
 772 former statute number to one of those listed in this subsection,
 773 when the department has received verified information regarding
 774 such conviction; an offender's computerized criminal history
 775 record is not, in and of itself, verified information.

776 Section 12. Paragraph (f) of subsection (1) of section
 777 944.607, Florida Statutes, is amended to read:

778 944.607 Notification to Department of Law Enforcement of
 779 information on sexual offenders.—

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

781 (f) "Sexual offender" means a person who is in the custody
 782 or control of, or under the supervision of, the department or is
 783 in the custody of a private correctional facility:

784 1. On or after October 1, 1997, as a result of a
 785 conviction for committing, or attempting, soliciting, or
 786 conspiring to commit, any of the criminal offenses proscribed in
 787 the following statutes in this state or similar offenses in
 788 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
 789 s. 787.02, or s. 787.025(2)(c), where the victim is a minor; s.
 790 787.06(3)(b), (d), (f), or (g); former s. 787.06(3)(h); s.
 791 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03;
 792 former s. 796.035; s. 800.04; former s. 810.145(8); s. 825.1025;
 793 s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6);
 794 s. 847.0137; s. 847.0138; s. 847.0145; s. 895.03, if the court
 795 makes a written finding that the racketeering activity involved
 796 at least one sexual offense listed in this subparagraph or at
 797 least one offense listed in this subparagraph with sexual intent
 798 or motive; s. 916.1075(2); or s. 985.701(1); or any similar
 799 offense committed in this state which has been redesignated from
 800 a former statute number to one of those listed in this
 801 paragraph; or

802 2. Who establishes or maintains a residence in this state
 803 and who has not been designated as a sexual predator by a court
 804 of this state but who has been designated as a sexual predator,
 805 as a sexually violent predator, or by another sexual offender
 806 designation in another state or jurisdiction and was, as a
 807 result of such designation, subjected to registration or
 808 community or public notification, or both, or would be if the

809 person were a resident of that state or jurisdiction, without
 810 regard as to whether the person otherwise meets the criteria for
 811 registration as a sexual offender.

812 Section 13. Paragraph (y) of subsection (1) of section
 813 1012.315, Florida Statutes, is amended to read:

814 1012.315 Screening standards.—A person is ineligible for
 815 educator certification or employment in any position that
 816 requires direct contact with students in a district school
 817 system, a charter school, or a private school that participates
 818 in a state scholarship program under chapter 1002 if the person
 819 is on the disqualification list maintained by the department
 820 pursuant to s. 1001.10(4)(b), is registered as a sex offender as
 821 described in 42 U.S.C. s. 9858f(c)(1)(C), would be ineligible
 822 for an exemption under s. 435.07(4)(c), or has been convicted or
 823 found guilty of, has had adjudication withheld for, or has pled
 824 guilty or nolo contendere to:

825 (1) Any felony offense prohibited under any of the
 826 following statutes:

827 (y) Section 810.145, relating to digital ~~video~~ voyeurism.

828 Section 14. This act shall take effect October 1, 2024.