

HB 1503

2012

1 A bill to be entitled
2 An act relating to material harmful to minors;
3 amending s. 847.012, F.S.; prohibiting certain acts
4 involving specified material harmful to minors on
5 school property with specified intent; providing a
6 definition; providing criminal penalties; providing an
7 effective date.

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

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11 Section 1. Subsections (5) through (9) of section 847.012,
12 Florida Statutes, are renumbered as subsections (6) through
13 (10), respectively, a new subsection (5) is added to that
14 section, and subsection (3) and current subsection (5) of that
15 section are republished, to read:

16 847.012 Harmful materials; sale or distribution to minors
17 or using minors in production prohibited; penalty.—

18 (3) A person may not knowingly sell, rent, or loan for
19 monetary consideration to a minor:

20 (a) Any picture, photograph, drawing, sculpture, motion
21 picture film, videocassette, or similar visual representation or
22 image of a person or portion of the human body which depicts
23 nudity or sexual conduct, sexual excitement, sexual battery,
24 bestiality, or sadomasochistic abuse and which is harmful to
25 minors; or

26 (b) Any book, pamphlet, magazine, printed matter however
27 reproduced, or sound recording that contains any matter defined
28 in s. 847.001, explicit and detailed verbal descriptions or

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29 narrative accounts of sexual excitement, or sexual conduct and
30 that is harmful to minors.

31 (5) An adult may not knowingly distribute, position, or
32 situate material described in subsection (3) on school property
33 with the intent of corrupting minors. As used in this
34 subsection, the term "school property" means the grounds or
35 facility of any kindergarten, elementary school, middle school,
36 junior high school, secondary school, career center, or
37 postsecondary school, whether public or nonpublic.

38 (6)~~(5)~~ Any person violating any provision of this section
39 commits a felony of the third degree, punishable as provided in
40 s. 775.082, s. 775.083, or s. 775.084.

41 Section 2. This act shall take effect October 1, 2012.