

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

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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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 appropriation; providing an

79 effective date.

80

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

82

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

89 775.21 The Florida Sexual Predators Act.—

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

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

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

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

105 such personal information.

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

111 (4) SEXUAL PREDATOR CRITERIA.—

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

117 1. The felony is:

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

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

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

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

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

149 (6) REGISTRATION.—

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

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

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

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

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

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

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

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

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

234 (d) If the sexual predator is under federal supervision,

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

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

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

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

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

261 prints of the predator and forward the photographs, palm prints,
262 and fingerprints to the department, along with the information
263 that the predator is required to provide pursuant to this
264 section.

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

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

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

299 2. Pay the costs assessed by the Department of Highway
 300 Safety and Motor Vehicles for issuing or renewing a driver
 301 ~~driver's~~ license or identification card as required by this
 302 section. The driver ~~driver's~~ license or identification card
 303 issued to the sexual predator must be in compliance with s.
 304 322.141(3).

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

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

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

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

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

347 3. A sexual predator who remains at a permanent,
348 temporary, or transient residence after reporting his or her
349 intent to vacate such residence shall, within 48 hours after the
350 date upon which the predator indicated he or she would or did
351 vacate such residence, report in person to the sheriff's office
352 to which he or she reported pursuant to subparagraph 2. for the
353 purpose of reporting his or her address at such residence. When
354 the sheriff receives the report, the sheriff shall promptly
355 convey the information to the department. An offender who makes
356 a report as required under subparagraph 2. but fails to make a
357 report as required under this subparagraph commits a felony of
358 the second degree, punishable as provided in s. 775.082, s.
359 775.083, or s. 775.084.

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

365 establish an online system through which sexual predators may
366 securely access and update all electronic mail address and
367 Internet identifier ~~instant message name~~ information.

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

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

390 (j) A sexual predator who indicates his or her intent to

391 establish a permanent, temporary, or transient residence in
392 another state, a ~~or~~ jurisdiction other than the State of
393 Florida, or another country and later decides to remain in this
394 state shall, within 48 hours after the date upon which the
395 sexual predator indicated he or she would leave this state,
396 report in person to the sheriff to which the sexual predator
397 reported the intended change of residence~~7~~ and report his or her
398 intent to remain in this state. If the sheriff is notified by
399 the sexual predator that he or she intends to remain in this
400 state, the sheriff shall promptly report this information to the
401 department. A sexual predator who reports his or her intent to
402 establish a permanent, temporary, or transient residence in
403 another state, a ~~or~~ jurisdiction other than the State of
404 Florida, or another country but who remains in this state
405 without reporting to the sheriff in the manner required by this
406 paragraph~~7~~ commits a felony of the second degree, punishable as
407 provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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

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

440 (8) VERIFICATION.—The department and the Department of
441 Corrections shall implement a system for verifying the addresses
442 of sexual predators. The system must be consistent with the

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

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

467 1. Name; social security number; age; race; sex; date of
468 birth; height; weight; tattoos or other identifying marks; hair

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

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

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

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

512 (10) PENALTIES.—

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

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

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

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

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

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

542 a.(I) Has been convicted of committing, or attempting,
 543 soliciting, or conspiring to commit, any of the criminal
 544 offenses proscribed in the following statutes in this state or
 545 similar offenses in another jurisdiction: s. 393.135(2); s.
 546 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where

547 the victim is a minor and the defendant is not the victim's
 548 parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s.
 549 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.
 550 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s.
 551 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s.
 552 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any
 553 similar offense committed in this state which has been
 554 redesignated from a former statute number to one of those listed
 555 in this sub-sub-subparagraph; and

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

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

573 regard to whether the person otherwise meets the criteria for
574 registration as a sexual offender;

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

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

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

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

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

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

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

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

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

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

625 ~~using the Internet.~~

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

631 (2) A sexual offender shall:

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

633 1. In the county in which the offender establishes or
634 maintains a permanent, temporary, or transient residence within
635 48 hours after:

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

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

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

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

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

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

677 about documents establishing his or her immigration status. The
678 sexual offender must also provide information about any
679 professional licenses that he or she may have.

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

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

703 shall promptly notify each institution of the sexual offender's
 704 presence and any change in the sexual offender's enrollment,
 705 volunteer, or employment status.

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

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

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

725 (a) If otherwise qualified, secure a Florida driver
 726 ~~driver's~~ license, renew a Florida driver ~~driver's~~ license, or
 727 secure an identification card. The sexual offender shall
 728 identify himself or herself as a sexual offender who is required

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

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

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

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

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

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

780 (7) A sexual offender who intends to establish a

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

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

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

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

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

826 a. For a violation of s. 787.01 or s. 787.02;

827 b. For a violation of s. 794.011, excluding s.
828 794.011(10);

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

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

833 e. For a violation of s. 800.04(5)(c)2. ~~800.04(5)e.2.~~
834 where the court finds the offense involved the use of force or
835 coercion and unclothed genitals or genital area;

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

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

840 h. For a violation of a similar offense committed in this
841 state which has been redesignated from a former statute number
842 to one of those listed in this paragraph,
843

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

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

859 is filed must be given notice of the petition at least 3 weeks
860 before the hearing on the matter. The state attorney may present
861 evidence in opposition to the requested relief or may otherwise
862 demonstrate the reasons why the petition should be denied. If
863 the court denies the petition, the court may set a future date
864 at which the sexual offender may again petition the court for
865 relief, subject to the standards for relief provided in this
866 subsection.

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

873 4. For purposes of this paragraph:

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

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

883 (14)

884 (b) However, a sexual offender who is required to register

885 as a result of a conviction for:

886 1. Section 787.01 or s. 787.02 where the victim is a minor

887 and the offender is not the victim's parent or guardian;

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

889 3. Section 800.04(4)(b) where the court finds the offense

890 involved a victim under 12 years of age or sexual activity by

891 the use of force or coercion;

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

893 5. Section 800.04(5)(c)1. where the court finds

894 molestation involving unclothed genitals or genital area;

895 6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court

896 finds molestation involving the use of force or coercion and

897 unclothed genitals or genital area;

898 7. Section 800.04(5)(d) where the court finds the use of

899 force or coercion and unclothed genitals or genital area;

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

901 9. A violation of a similar law of another jurisdiction;

902 or

903 10. A violation of a similar offense committed in this

904 state which has been redesignated from a former statute number

905 to one of those listed in this paragraph,

906

907 must reregister each year during the month of the sexual

908 offender's birthday and every third month thereafter.

909 (c) The sheriff's office may determine the appropriate

910 times and days for reporting by the sexual offender, which shall

911 be consistent with the reporting requirements of this
 912 subsection. Reregistration shall include any changes to the
 913 following information:

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

936 2. If the sexual offender is enrolled, employed,

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

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

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

963 provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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

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

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

986 2. Was convicted, regardless of adjudication, or
 987 adjudicated delinquent of an offense in another jurisdiction
 988 that is similar to an offense listed in paragraph (a) and no

989 longer meets the criteria for registration as a sexual offender
 990 or sexual predator under the laws of the jurisdiction where the
 991 similar offense occurred; and

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

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

1015 before the date of sentencing, ~~or~~ disposition of the ~~this~~
 1016 violation, or hearing on the motion and may present evidence in
 1017 opposition to the requested relief or may otherwise demonstrate
 1018 why the motion should be denied. At sentencing, ~~or~~ disposition
 1019 of the ~~this~~ violation, or hearing on the motion, the court shall
 1020 rule on the ~~this~~ motion and, if the court determines the person
 1021 meets the criteria in subsection (1) and the removal of the
 1022 registration requirement will not conflict with federal law, ~~it~~
 1023 may grant the motion and order the removal of the registration
 1024 requirement. The court shall instruct the person to provide the
 1025 department a certified copy of the order granting relief. If the
 1026 court denies the motion, the person is not authorized under this
 1027 section to file another motion ~~petition~~ for removal of the
 1028 registration requirement.

1029 ~~(3)(a) This subsection applies to a person who:~~
 1030 ~~1. Is not a person described in subsection (2) because the~~
 1031 ~~violation of s. 794.011, s. 800.04, or s. 827.071 was not~~
 1032 ~~committed on or after July 1, 2007;~~
 1033 ~~2. Is subject to registration as a sexual offender or~~
 1034 ~~sexual predator for a violation of s. 794.011, s. 800.04, or s.~~
 1035 ~~827.071; and~~
 1036 ~~3. Meets the criteria in subsection (1).~~
 1037 ~~(b) A person may petition the court in which the sentence~~
 1038 ~~or disposition for the violation of s. 794.011, s. 800.04, or s.~~
 1039 ~~827.071 occurred for removal of the requirement to register as a~~
 1040 ~~sexual offender or sexual predator. The person must allege in~~

1041 ~~the petition that he or she meets the criteria in subsection (1)~~
1042 ~~and removal of the registration requirement will not conflict~~
1043 ~~with federal law. The state attorney must be given notice of the~~
1044 ~~petition at least 21 days before the hearing on the petition and~~
1045 ~~may present evidence in opposition to the requested relief or~~
1046 ~~may otherwise demonstrate why the petition should be denied. The~~
1047 ~~court shall rule on the petition and, if the court determines~~
1048 ~~the person meets the criteria in subsection (1) and removal of~~
1049 ~~the registration requirement will not conflict with federal law,~~
1050 ~~it may grant the petition and order the removal of the~~
1051 ~~registration requirement. If the court denies the petition, the~~
1052 ~~person is not authorized under this section to file any further~~
1053 ~~petition for removal of the registration requirement.~~

1054 (3)~~(4)~~ If a person provides to the Department of Law
1055 Enforcement a certified copy of the court's order removing the
1056 requirement that the person register as a sexual offender or
1057 sexual predator for the violation of s. 794.011, s. 800.04, s.
1058 827.071, or s. 847.0135(5), or a similar offense in another
1059 jurisdiction, the registration requirement will not apply to the
1060 person and the department shall remove all information about the
1061 person from the public registry of sexual offenders and sexual
1062 predators maintained by the department. However, the removal of
1063 this information from the public registry does not mean that the
1064 public is denied access to information about the person's
1065 criminal history or record that is otherwise available as a
1066 public record.

1067 Section 4. Subsection (2) and paragraph (a) of subsection
 1068 (3) of section 943.0437, Florida Statutes, are amended to read:

1069 943.0437 Commercial social networking websites.—

1070 (2) The department may provide information relating to
 1071 electronic mail addresses and Internet identifiers ~~instant~~
 1072 ~~message names~~ maintained as part of the sexual offender registry
 1073 to commercial social networking websites or third parties
 1074 designated by commercial social networking websites. The
 1075 commercial social networking website may use this information
 1076 for the purpose of comparing registered users and screening
 1077 potential users of the commercial social networking website
 1078 against the list of electronic mail addresses and Internet
 1079 identifiers ~~instant message names~~ provided by the department.

1080 (3) This section shall not be construed to impose any
 1081 civil liability on a commercial social networking website for:

1082 (a) Any action voluntarily taken in good faith to remove
 1083 or disable any profile of a registered user associated with an
 1084 electronic mail address or Internet identifier ~~instant message~~
 1085 ~~name~~ contained in the sexual offender registry.

1086 Section 5. Paragraphs (b) and (d) of subsection (1) and
 1087 paragraph (a) of subsection (3) of section 944.606, Florida
 1088 Statutes, are amended to read:

1089 944.606 Sexual offenders; notification upon release.—

1090 (1) As used in this section:

1091 (b) "Sexual offender" means a person who has been
 1092 convicted of committing, or attempting, soliciting, or

1093 conspiring to commit, any of the criminal offenses proscribed in
 1094 the following statutes in this state or similar offenses in
 1095 another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01,
 1096 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
 1097 the defendant is not the victim's parent or guardian; s.
 1098 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
 1099 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
 1100 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
 1101 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
 1102 916.1075(2); or s. 985.701(1); or any similar offense committed
 1103 in this state which has been redesignated from a former statute
 1104 number to one of those listed in this subsection, when the
 1105 department has received verified information regarding such
 1106 conviction; an offender's computerized criminal history record
 1107 is not, in and of itself, verified information.

1108 (d) "Internet identifier ~~Instant message name~~" has the
 1109 same meaning as provided in s. 775.21 ~~means an identifier that~~
 1110 ~~allows a person to communicate in real time with another person~~
 1111 ~~using the Internet.~~

1112 (3)(a) The department must provide information regarding
 1113 any sexual offender who is being released after serving a period
 1114 of incarceration for any offense, as follows:

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

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

1145 offender's file. If the sexual offender is in the custody of a
 1146 local jail, the custodian of the local jail shall register the
 1147 offender within 3 business days after intake of the offender for
 1148 any reason and upon release, and shall notify the Department of
 1149 Law Enforcement of the sexual offender's release and provide to
 1150 the Department of Law Enforcement the information specified in
 1151 this paragraph and any information specified in subparagraph 2.
 1152 that the Department of Law Enforcement requests.

1153 2. The department may provide any other information deemed
 1154 necessary, including criminal and corrections records,
 1155 nonprivileged personnel and treatment records, when available.

1156 Section 6. Paragraphs (a) and (f) of subsection (1),
 1157 subsection (4), and paragraphs (b) and (c) of subsection (13) of
 1158 section 944.607, Florida Statutes, are amended, and paragraph
 1159 (g) is added to subsection (1) of that section, to read:

1160 944.607 Notification to Department of Law Enforcement of
 1161 information on sexual offenders.—

1162 (1) As used in this section, the term:

1163 (a) "Sexual offender" means a person who is in the custody
 1164 or control of, or under the supervision of, the department or is
 1165 in the custody of a private correctional facility:

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

1171 s. 787.02, or s. 787.025(2)(c), where the victim is a minor and
1172 the defendant is not the victim's parent or guardian; s.
1173 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s.
1174 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.
1175 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
1176 excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145;
1177 s. 916.1075(2); or s. 985.701(1); or any similar offense
1178 committed in this state which has been redesignated from a
1179 former statute number to one of those listed in this paragraph;
1180 or

1181 2. Who establishes or maintains a residence in this state
1182 and who has not been designated as a sexual predator by a court
1183 of this state but who has been designated as a sexual predator,
1184 as a sexually violent predator, or by another sexual offender
1185 designation in another state or jurisdiction and was, as a
1186 result of such designation, subjected to registration or
1187 community or public notification, or both, or would be if the
1188 person were a resident of that state or jurisdiction, without
1189 regard as to whether the person otherwise meets the criteria for
1190 registration as a sexual offender.

1191 (f) "Internet identifier ~~Instant message name~~" has the
1192 same meaning as provided in s. 775.21 ~~means an identifier that~~
1193 ~~allows a person to communicate in real time with another person~~
1194 ~~using the Internet.~~

1195 (g) "Vehicles owned" has the same meaning as provided in
1196 s. 943.0435.

1197 (4) A sexual offender, as described in this section, who
1198 is under the supervision of the Department of Corrections but is
1199 not incarcerated must register with the Department of
1200 Corrections within 3 business days after sentencing for a
1201 registrable offense and otherwise provide information as
1202 required by this subsection.

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

1223 that he or she may have. The Department of Corrections shall
1224 verify the address of each sexual offender in the manner
1225 described in ss. 775.21 and 943.0435. The department shall
1226 report to the Department of Law Enforcement any failure by a
1227 sexual predator or sexual offender to comply with registration
1228 requirements.

1229 (b) If the sexual offender is enrolled, employed,
1230 volunteering, or carrying on a vocation at an institution of
1231 higher education in this state, the sexual offender shall
1232 provide the name, address, and county of each institution,
1233 including each campus attended, and the sexual offender's
1234 enrollment, volunteer, or employment status. Each change in
1235 enrollment, volunteer, or employment status shall be reported to
1236 the department within 48 hours after the change in status. The
1237 Department of Corrections shall promptly notify each institution
1238 of the sexual offender's presence and any change in the sexual
1239 offender's enrollment, volunteer, or employment status.

1240 (13)

1241 (b) However, a sexual offender who is required to register
1242 as a result of a conviction for:

1243 1. Section 787.01 or s. 787.02 where the victim is a minor
1244 and the offender is not the victim's parent or guardian;

1245 2. Section 794.011, excluding s. 794.011(10);

1246 3. Section 800.04(4)(b) where the victim is under 12 years
1247 of age or where the court finds sexual activity by the use of
1248 force or coercion;

1249 4. Section 800.04(5)(b);

1250 5. Section 800.04(5)(c)1. where the court finds

1251 molestation involving unclothed genitals or genital area;

1252 6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court

1253 finds molestation involving the use of force or coercion and

1254 unclothed genitals or genital area;

1255 7. Section 800.04(5)(d) where the court finds the use of

1256 force or coercion and unclothed genitals or genital area;

1257 8. Any attempt or conspiracy to commit such offense; ~~or~~

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

1259 or

1260 10. A violation of a similar offense committed in this

1261 state which has been redesignated from a former statute number

1262 to one of those listed in this paragraph,

1263

1264 must reregister each year during the month of the sexual

1265 offender's birthday and every third month thereafter.

1266 (c) The sheriff's office may determine the appropriate

1267 times and days for reporting by the sexual offender, which shall

1268 be consistent with the reporting requirements of this

1269 subsection. Reregistration shall include any changes to the

1270 following information:

1271 1. Name; social security number; age; race; sex; date of

1272 birth; height; weight; tattoos or other identifying marks; hair

1273 and eye color; address of any permanent residence and address of

1274 any current temporary residence, within the state or out of

1275 state, including a rural route address and a post office box; if
 1276 no permanent or temporary address, any transient residence;
 1277 address, location or description, and dates of any current or
 1278 known future temporary residence within the state or out of
 1279 state; all ~~any~~ electronic mail addresses ~~address~~ and all
 1280 Internet identifiers ~~any instant message name~~ required to be
 1281 provided pursuant to s. 943.0435(4)(d); all home telephone
 1282 numbers and cellular telephone numbers; date and place of any
 1283 employment; ~~vehicle~~ make, model, color, vehicle identification
 1284 number (VIN), and license tag number of all vehicles owned;
 1285 fingerprints; palm prints; and photograph. A post office box
 1286 shall not be provided in lieu of a physical residential address.
 1287 The sexual offender must also produce his or her passport, if he
 1288 or she has a passport, and, if he or she is an alien, must
 1289 produce or provide information about documents establishing his
 1290 or her immigration status. The sexual offender must also provide
 1291 information about any professional licenses that he or she may
 1292 have.

1293 2. If the sexual offender is enrolled, employed,
 1294 volunteering, or carrying on a vocation at an institution of
 1295 higher education in this state, the sexual offender shall also
 1296 provide to the department the name, address, and county of each
 1297 institution, including each campus attended, and the sexual
 1298 offender's enrollment, volunteer, or employment status.

1299 3. If the sexual offender's place of residence is a motor
 1300 vehicle, trailer, mobile home, or manufactured home, as defined

1301 in chapter 320, the sexual offender shall also provide the
 1302 vehicle identification number; the license tag number; the
 1303 registration number; and a description, including color scheme,
 1304 of the motor vehicle, trailer, mobile home, or manufactured
 1305 home. If the sexual offender's place of residence is a vessel,
 1306 live-aboard vessel, or houseboat, as defined in chapter 327, the
 1307 sexual offender shall also provide the hull identification
 1308 number; the manufacturer's serial number; the name of the
 1309 vessel, live-aboard vessel, or houseboat; the registration
 1310 number; and a description, including color scheme, of the
 1311 vessel, live-aboard vessel or houseboat.

1312 4. Any sexual offender who fails to report in person as
 1313 required at the sheriff's office, ~~or~~ who fails to respond to any
 1314 address verification correspondence from the department within 3
 1315 weeks after ~~of~~ the date of the correspondence, ~~or~~ who fails to
 1316 report all electronic mail addresses and all Internet
 1317 identifiers before use ~~or instant message names,~~ or who
 1318 knowingly provides false registration information by act or
 1319 omission commits a felony of the third degree, punishable as
 1320 provided in s. 775.082, s. 775.083, or s. 775.084.

1321 Section 7. Section 948.31, Florida Statutes, is amended to
 1322 read:

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

1327 ~~If the court determines that a need therefor is established by~~
 1328 ~~the evaluation process, the court shall require sexual offender~~
 1329 ~~treatment as a term or condition of probation or community~~
 1330 ~~control for any probationer or community controllee person who~~
 1331 is required to register as a sexual predator under s. 775.21 or
 1332 sexual offender under s. 943.0435, s. 944.606, or s. 944.607 to
 1333 undergo an evaluation, at the probationer or community
 1334 controllee's expense, by a qualified practitioner to determine
 1335 whether such probationer or community controllee needs sexual
 1336 offender treatment. If the qualified practitioner determines
 1337 that sexual offender treatment is needed and recommends
 1338 treatment, the probationer or community controllee must
 1339 successfully complete and pay for the treatment. Such treatment
 1340 must ~~shall be required to~~ be obtained from a qualified
 1341 practitioner as defined in s. 948.001. Treatment may not be
 1342 administered by a qualified practitioner who has been convicted
 1343 or adjudicated delinquent of committing, or attempting,
 1344 soliciting, or conspiring to commit, any offense that is listed
 1345 in s. 943.0435(1)(a)1.a.(I). ~~The court shall impose a~~
 1346 ~~restriction against contact with minors if sexual offender~~
 1347 ~~treatment is recommended. The evaluation and recommendations for~~
 1348 ~~treatment of the probationer or community controllee shall be~~
 1349 ~~provided to the court for review.~~

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

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1353 notification upon release.—

1354 (1) As used in this section, the term:

1355 (a) "Convicted" has the same meaning as provided in s.
1356 943.0435.

1357 (b) "Internet identifier" has the same meaning as provided
1358 in s. 775.21.

1359 (c) ~~(b)~~ "Sexual offender" means a person who has been
1360 adjudicated delinquent as provided in s. 943.0435(1)(a)1.d.

1361 (d) "Vehicles owned" has the same meaning as provided in
1362 s. 943.0435.

1363 (3)(a) The department must provide information regarding
1364 any sexual offender who is being released after serving a period
1365 of residential commitment under the department for any offense,
1366 as follows:

1367 1. The department must provide the sexual offender's name,
1368 any change in the offender's name by reason of marriage or other
1369 legal process, and any alias, if known; ~~the~~ correctional
1370 facility from which the sexual offender is released; ~~the sexual~~
1371 ~~offender's~~ social security number, race, sex, date of birth,
1372 height, weight, and hair and eye color; tattoos or other
1373 identifying marks; make, model, color, vehicle identification
1374 number (VIN), and license tag number of all vehicles owned, if
1375 known; address of any planned permanent residence or temporary
1376 residence, within the state or out of state, including a rural
1377 route address and a post office box; if no permanent or
1378 temporary address, any transient residence within the state;

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

1404 2. The department may provide any other information

1405 considered necessary, including criminal and delinquency
 1406 records, when available.

1407 Section 9. Paragraph (d) of subsection (1) of section
 1408 985.4815, Florida Statutes, is redesignated as paragraph (e),
 1409 new paragraphs (d) and (f) are added to subsection (1), and
 1410 subsection (4) and paragraph (b) of subsection (13) of that
 1411 section are amended, to read:

1412 985.4815 Notification to Department of Law Enforcement of
 1413 information on juvenile sexual offenders.—

1414 (1) As used in this section, the term:

1415 (d) "Internet identifier" has the same meaning as provided
 1416 in s. 775.21.

1417 (f) "Vehicles owned" has the same meaning as provided in
 1418 s. 943.0435.

1419 (4) A sexual offender, as described in this section, who
 1420 is under the supervision of the department but who is not
 1421 committed must register with the department within 3 business
 1422 days after adjudication and disposition for a registrable
 1423 offense and otherwise provide information as required by this
 1424 subsection.

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

1431 out of state while the sexual offender is in the care or custody
1432 or under the jurisdiction or supervision of the department in
1433 this state, including any rural route address or post office
1434 box; if no permanent or temporary address, any transient
1435 residence; address, location or description, and dates of any
1436 current or known future temporary residence within the state or
1437 out of state; all home telephone numbers and cellular telephone
1438 numbers; all Internet identifiers; and the name and address of
1439 each school attended. The sexual offender must also produce his
1440 or her passport, if he or she has a passport, and, if he or she
1441 is an alien, must produce or provide information about documents
1442 establishing his or her immigration status. The offender must
1443 also provide information about any professional licenses that he
1444 or she may have. The department shall verify the address of each
1445 sexual offender and shall report to the Department of Law
1446 Enforcement any failure by a sexual offender to comply with
1447 registration requirements.

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

1457 offender's presence and any change in the sexual offender's
 1458 enrollment, volunteer, or employment status.

1459 (13)

1460 (b) The sheriff's office may determine the appropriate
 1461 times and days for reporting by the sexual offender, which shall
 1462 be consistent with the reporting requirements of this
 1463 subsection. Reregistration shall include any changes to the
 1464 following information:

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

1483 information about any professional licenses that he or she may
1484 have.

1485 2. If the sexual offender is enrolled, employed,
1486 volunteering, or carrying on a vocation at an institution of
1487 higher education in this state, the sexual offender shall also
1488 provide to the department the name, address, and county of each
1489 institution, including each campus attended, and the sexual
1490 offender's enrollment, volunteer, or employment status.

1491 3. If the sexual offender's place of residence is a motor
1492 vehicle, trailer, mobile home, or manufactured home, as defined
1493 in chapter 320, the sexual offender shall also provide the
1494 vehicle identification number; the license tag number; the
1495 registration number; and a description, including color scheme,
1496 of the motor vehicle, trailer, mobile home, or manufactured
1497 home. If the sexual offender's place of residence is a vessel,
1498 live-aboard vessel, or houseboat, as defined in chapter 327, the
1499 sexual offender shall also provide the hull identification
1500 number; the manufacturer's serial number; the name of the
1501 vessel, live-aboard vessel, or houseboat; the registration
1502 number; and a description, including color scheme, of the
1503 vessel, live-aboard vessel, or houseboat.

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

1509 commits a felony of the third degree, punishable as provided in
 1510 ss. 775.082, 775.083, and 775.084.

1511 Section 10. Paragraphs (g) and (i) of subsection (3) of
 1512 section 921.0022, Florida Statutes, are amended to read:

1513 921.0022 Criminal Punishment Code; offense severity
 1514 ranking chart.—

1515 (3) OFFENSE SEVERITY RANKING CHART

1516 (g) LEVEL 7

1517

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

1518

1519

1520

1521			siren and lights activated.
	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.
1527			

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1528	458.327 (1)	3rd	Practicing medicine without a license.
1529	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
1530	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
1531	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1532	462.17	3rd	Practicing naturopathy without a license.
1533	463.015 (1)	3rd	Practicing optometry without a license.
1534	464.016 (1)	3rd	Practicing nursing without a license.
1535	465.015 (2)	3rd	Practicing pharmacy without a license.
	466.026 (1)	3rd	Practicing dentistry or dental

			hygiene without a license.
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

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1543	560.123 (8) (b) 1.	3rd	\$50,000 and there were five or more victims.
1544	560.125 (5) (a)	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
1545	655.50 (10) (b) 1.	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1546	775.21 (10) (a)	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1547			Sexual predator; failure to register; failure to renew <u>driver</u> driver's license or identification card; other registration violations.

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1548	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
1549	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1550	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1551	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1552	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).

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1553	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1554	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1555	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1556	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1557	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1558	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1559	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
	784.074 (1) (a)	1st	Aggravated battery on sexually

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			violent predators facility staff.
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.

1566

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1567	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1568	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1569	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1570	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1571	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
1572	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.

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1573	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1574	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.
1575	796.03	2nd	Procuring any person under <u>18</u> 16 years for prostitution.
1576	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
1577	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.
	806.01 (2)	2nd	Maliciously damage structure by

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1578			fire or explosive.
	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.
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

1591			greater than \$50,000.
1592	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1593	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1594	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1595	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
1596	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
	825.102 (3) (b)	2nd	Neglecting an elderly person or

1597			disabled adult causing great bodily harm, disability, or disfigurement.
	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			

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1604	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
1605	838.22	2nd	Bid tampering.
1606	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1607	843.0855 (3)	3rd	Unlawful simulation of legal process.
1608	843.0855 (4)	3rd	Intimidation of a public officer or employee.
1609	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1610	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1611	872.06	2nd	Abuse of a dead human body.
	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a

1612	874.10	1st, PBL	criminal gang; second or subsequent offense. 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.
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			

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1621	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
1622	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1623	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1624	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
1625	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1626	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

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1627	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1628	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1629	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
1630	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1631	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
	943.0435(9)(a)	3rd	Sexual offender; failure to

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

1637			conceal a sexual offender.
	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; <u>providing false registration information.</u>
1638			
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1639			
	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1640			
	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; <u>providing false registration information.</u>
1641			
1642	(i)	LEVEL 9	
1643			

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	Florida Statute	Felony Degree	Description
1644	316.193 (3) (c) 3.b.	1st	DUI manslaughter; failing to 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.
1650			

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1651	655.50(10)(b)3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.
1652	775.0844	1st	Aggravated white collar crime.
1653	782.04(1)	1st	Attempt, conspire, or solicit to commit premeditated murder.
1654	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.
1655	782.051(1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).
	782.07(2)	1st	Aggravated manslaughter of an elderly person or disabled

1656			adult.
1657	787.01 (1) (a) 1.	1st, PBL	Kidnapping; hold for ransom or reward or as a shield or hostage.
1658	787.01 (1) (a) 2.	1st, PBL	Kidnapping with intent to commit or facilitate commission of any felony.
1659	787.01 (1) (a) 4.	1st, PBL	Kidnapping with intent to interfere with performance of any governmental or political function.
1660	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.
1660	787.06 (3) (d)	1st	Human trafficking using coercion for commercial sexual

1661			activity of an unauthorized alien.
1662	787.06(3)(g)	1st, PBL	Human trafficking for commercial sexual activity of a child under the age of 18.
1663	787.06(4)	1st	Selling or buying of minors into human trafficking.
1664	790.161	1st	Attempted capital destructive device offense.
1665	790.166(2)	1st, PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
1666	794.011(2)	1st	Attempted sexual battery; victim less than 12 years of age.
1667	794.011(2)	Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.

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1668	794.011 (4)	1st	Sexual battery; victim 12 years or older, certain circumstances.
1669	794.011 (8) (b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
1670	794.08 (2)	1st	Female genital mutilation; victim younger than 18 years of age.
1671	796.035	1st	Selling or buying of minors into prostitution.
1672	800.04 (5) (b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
1673	812.13 (2) (a)	1st, PBL	Robbery with firearm or other deadly weapon.
1674	812.133 (2) (a)	1st, PBL	Carjacking; firearm or other deadly weapon.

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1675	812.135 (2) (b)	1st	Home-invasion robbery with weapon.
1676	817.535 (3) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.
1677	817.535 (4) (a) 2.	1st	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.
1678	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.
	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

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			guardian, or person exercising 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

1685			than 10,000 lbs.
1686	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
1687	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
1688	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
1689	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
1690	893.135 (1) (f) 1.c.	1st	Trafficking in amphetamine, more than 200 grams.
1691	893.135 (1) (h) 1.c.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.
1692	893.135 (1) (j) 1.c.	1st	Trafficking in 1,4-Butanediol, 10 kilograms or more.

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1693 893.135 1st Trafficking in Phenethylamines,
(1) (k) 2.c. 400 grams or more.

1694 896.101 (5) (c) 1st Money laundering, financial
instruments totaling or
exceeding \$100,000.

1695 896.104 (4) (a) 3. 1st Structuring transactions to
evade reporting or registration
requirements, financial
transactions totaling or
exceeding \$100,000.

1696 Section 11. For fiscal year 2014-2015, the sum of \$150,000
1697 in nonrecurring funds is appropriated from the General Revenue
1698 Fund to the Department of Law Enforcement for implementation of
1699 this act.

1700 Section 12. This act shall take effect October 1, 2014.