

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

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1 Committee/Subcommittee hearing PCB: Judiciary Committee  
 2 Representative Harrell offered the following:

**Amendment (with title amendment)**

Remove lines 88-162 and insert:

6 (d) The multidisciplinary team shall assess and evaluate  
 7 each person referred to the team. The multidisciplinary team  
 8 shall prioritize the assessment and evaluation of persons  
 9 referred under subsection (1) based upon the person's release  
 10 date. The assessment and evaluation must ~~shall~~ include a review  
 11 of the person's institutional history and treatment record, if  
 12 any, the person's criminal background, and any other factor that  
 13 is relevant to the determination of whether the ~~such~~ person is a  
 14 sexually violent predator.

15 (e) ~~(e)~~ Before recommending that a person meets the  
 16 definition of a sexually violent predator, the person must be  
 17 offered a personal interview. If the person agrees to

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18 participate in a personal interview, at least one member of the  
19 team who is a licensed psychiatrist or psychologist must conduct  
20 a personal interview of the person. If the person refuses to  
21 fully participate in a personal interview, the multidisciplinary  
22 team must ~~may~~ proceed with its recommendation without the a  
23 ~~personal~~ interview of the person.

24 (f) The multidisciplinary team shall complete all clinical  
25 evaluations and provide the state attorney a written assessment  
26 and recommendation as to whether the person meets the definition  
27 of a sexually violent predator at least 1 month before the  
28 person's scheduled release date from the Department of  
29 Corrections, the Department of Juvenile Justice, or the  
30 Department of Children and Families. The multidisciplinary team  
31 shall complete all clinical evaluations and provide the state  
32 attorney a written assessment and recommendation as to whether  
33 the person meets the definition of a sexually violent predator  
34 at least 24 hours before the person's scheduled release date  
35 from a county or municipal jail.

36 1. The department must recommend that the state attorney  
37 file a petition for civil commitment if at least two members of  
38 the multidisciplinary team determine that the person meets the  
39 definition of a sexually violent predator.

40 2. When the department determines that a person who has  
41 received a clinical evaluation does or does not meet the  
42 definition of a sexually violent predator, the written  
43 assessment and recommendation shall be sent to the state

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44 attorney. If the state attorney questions, in writing, the  
45 determination that the person does or does not meet the  
46 definition of a sexually violent predator, the multidisciplinary  
47 team must reexamine the case before a final written assessment  
48 and recommendation is provided to the state attorney.

49 (g)(d) The Attorney General's Office shall serve as legal  
50 counsel to the multidisciplinary team.

51 ~~(e)1. Within 180 days after receiving notice, there shall~~  
52 ~~be a written assessment as to whether the person meets the~~  
53 ~~definition of a sexually violent predator and a written~~  
54 ~~recommendation, which shall be provided to the state attorney.~~  
55 ~~The written recommendation shall be provided by the Department~~  
56 ~~of Children and Family Services and shall include the written~~  
57 ~~report of the multidisciplinary team.~~

58 ~~2. Notwithstanding subparagraph 1., in the case of a~~  
59 ~~person for whom the written assessment and recommendation has~~  
60 ~~not been completed at least 365 days before his or her release~~  
61 ~~from total confinement, the department shall prioritize the~~  
62 ~~assessment of that person based upon the person's release date.~~

63 Section 3. Section 1005.10, Florida Statutes, is created  
64 to read:

65 1005.10 Sexual predator and sexual offender notification;  
66 nonpublic colleges, universities, and schools.—Each nonpublic  
67 college, university, and school shall inform students and  
68 employees at orientation and on its website of the existence of  
69 the Department of Law Enforcement sexual predator and sexual

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70 offender registry website and the toll-free telephone number  
71 that gives access to sexual predator and sexual offender public  
72 information pursuant to s. 943.043.

73 Section 4. Section 1006.695, Florida Statutes, is created  
74 to read:

75 1006.695 Sexual predator and sexual offender notification;  
76 Florida College System institutions, state universities, and  
77 career centers.—Each Florida College System institution, as  
78 defined in s. 1000.21, state university, as defined in 1000.21,  
79 and career center, as defined in s. 1001.44, shall inform  
80 students and employees at orientation and on its website of the

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**T I T L E   A M E N D M E N T**

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Remove lines 13-31 and insert:

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requiring the multidisciplinary team to prioritize

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assessments based on release dates; requiring the

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multidisciplinary team to proceed without a personal

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interview under certain circumstances; requiring the

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multidisciplinary team to send to the state attorney a

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written assessment and determination as to whether a person

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meets the definition of a sexually violent predator by

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specified deadlines; requiring the department to recommend

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that the state attorney file a civil commitment petition

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96 | under certain circumstances; requiring the  
97 | multidisciplinary team to reexamine the case under certain  
98 | circumstances; creating s. 1005.10, F.S.; requiring  
99 | nonpublic colleges, universities, and schools to inform  
100 | students and employees of the Florida Department of Law  
101 | Enforcement sexual predator and sexual offender registry  
102 | website and toll-free telephone number; creating s.  
103 | 1006.695, F.S.; requiring Florida College System  
104 | institutions, state universities, and career centers  
105 |

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