

Amendment No. 7

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WITHDRAWN	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>	

1 Committee/Subcommittee hearing PCB: Criminal Justice
2 Subcommittee

3 Representative Gaetz offered the following:

Amendment (with title amendment)

6 Remove lines 943-963 and insert:

7 Section 14. Subsection (13) is added to section 947.1405,
8 Florida Statutes, to read:

9 947.1405 Conditional release program.—

10 (13) Effective for a releasee whose crime was committed on
11 or after October 1, 2014, in violation of chapter 794, s.
12 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition
13 to any other provision of this section, the commission must
14 impose a condition prohibiting the releasee from viewing,
15 accessing, owning, or possessing any obscene, pornographic, or
16 sexually stimulating visual or auditory material, unless
17 otherwise indicated in the treatment plan provided by a

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18 qualified practitioner in the sexual offender treatment program.
19 Visual or auditory material includes, but is not limited to,
20 telephone, electronic media, computer programs, and computer
21 services.

22 Section 15. Subsection (5) is added to section 948.30,
23 Florida Statutes, to read:

24 948.30 Additional terms and conditions of probation or
25 community control for certain sex offenses.—Conditions imposed
26 pursuant to this section do not require oral pronouncement at
27 the time of sentencing and shall be considered standard
28 conditions of probation or community control for offenders
29 specified in this section.

30 (5) Effective for a probationer or community controllee
31 whose crime was committed on or after October 1, 2014, and who
32 is placed on probation or community control for a violation of
33 chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s.
34 847.0145, in addition to all other conditions imposed, the court
35 must impose a condition prohibiting the probationer or community
36 controllee from viewing, accessing, owning, or possessing any
37 obscene, pornographic, or sexually stimulating visual or
38 auditory material, unless otherwise indicated in the treatment
39 plan provided by a qualified practitioner in the sexual offender
40 treatment program. Visual or auditory material includes, but is
41 not limited to, telephone, electronic media, computer programs,
42 and computer services.

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T I T L E A M E N D M E N T

Between lines 36 and 37, insert:

s. 947.1405, F.S.; prohibiting certain conditional releasees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material, regardless of such material's relevance to the offender's deviant behavior pattern; amending