



Justice Appropriations Subcommittee

**Monday, March 20, 2017
12:00 PM – 3:00 PM**

Meeting Packet



The Florida House of Representatives

Appropriations Committee

Justice Appropriations Subcommittee

Richard Corcoran
Speaker

Bill Hager
Chair

Meeting Agenda

Monday, March 20, 2017

Morris Hall (17 HOB)

12:00 PM – 3:00 PM

- I. Call to Order / Roll Call**
- II. Opening Remarks**
- III. Consideration of the following bill(s):**
 - CS/HB 165 Sexually Transmissible Diseases by Criminal Justice Subcommittee, McGhee**
 - CS/HB 175 Florida Court Educational Council by Civil Justice & Claims Subcommittee, Byrd**
 - CS/HB 699 Internet Identifiers by Criminal Justice Subcommittee, Mariano**
 - HB 2703 City of Jacksonville - Shotspotter 2 Year Pilot Program by Daniels**
 - HB 3185 City of Lauderdale Lakes Crime Prevention Equipment by Williams**
 - HB 3415 RESTORE Ex-Offender Re-entry Program by Berman**
 - HB 4223 Seminole County Juvenile Detention Center by Plakon**
- IV. Closing Remarks / Meeting Adjourned**

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 165 Sexually Transmissible Diseases
SPONSOR(S): Criminal Justice Subcommittee, McGhee
TIED BILLS: IDEN./SIM. **BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Criminal Justice Subcommittee	14 Y, 0 N, As CS	Hall	White
2) Justice Appropriations Subcommittee		Smith <i>SS</i>	Gusky <i>KPS</i>
3) Judiciary Committee			

SUMMARY ANALYSIS

Section 384.24, F.S., prohibits a person from having "sexual intercourse" if the person:

- Knows he or she is infected with one or more specified sexually transmissible diseases (STDs);
- Has been informed that the STD is transmissible to another person through sexual intercourse; and
- Has not first informed the other person of the presence of the STD and gained the person's consent to the sexual intercourse.

The specified STDs are: (1) chancroid; (2) gonorrhea; (3) granuloma inguinale; (4) lymphogranuloma venereum; (5) genital herpes simplex; (6) chlamydia; (7) nongonococcal urethritis (NGU); (8) pelvic inflammatory disease (PID)/acute salpingitis; (9) syphilis; and (10) human immunodeficiency virus (HIV) infection.

A violation of the prohibition is punishable as a first degree misdemeanor for any specified STD except HIV infection. If HIV infection is present, a first-time violation is punishable as a third degree felony and a second or subsequent violation is punishable as a second degree felony.

Currently, the term "sexual intercourse" is not statutorily defined, and, as a result, criminal defendants have challenged the term's meaning on appeal. The Third and Fifth District Courts of Appeals (DCAs) have held that the term includes sexual conduct between persons regardless of gender, while the Second DCA has held that the term only describes the placement of a male's sex organ inside a female's sex organ. The Florida Supreme Court released an opinion approving the decision by the Third DCA and disapproving the decision by the Second DCA.

The bill s. 384.24, F.S., to substitute the term "sexual conduct" for the term "sexual intercourse." The bill defines "sexual conduct" to mean conduct between persons, regardless of gender, which is capable of transmitting a STD, including but not limited to contact between a: (a) penis and a vulva or an anus; or (b) mouth and a penis, a vulva, or an anus. Accordingly, under the bill, the scope of prohibited conduct for persons with specified STDs is expanded beyond the interpretation set forth by the Second DCA. Additionally, the bill adds human papillomavirus and hepatitis to the list of specified STDs for which certain sexual conduct is prohibited.

The Criminal Justice Impact Conference met on March 2, 2017 and determined the bill would increase the prison population by an insignificant amount. "Insignificant" means the impact would be less than 10 prison beds.

The bill has an effective date of October 1, 2017.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Present Situation

Chapter 384, F.S., is entitled the, "Control of Sexually Transmissible Disease Act" (hereinafter referred to as "the Act"). Section 384.22, F.S., specifies that the intent of the Act is to "provide a program that is sufficiently flexible to meet emerging needs, [that] deals efficiently and effectively with reducing the incidence of sexually transmissible diseases, and [that] provides patients with a secure knowledge that information they provide will remain private and confidential."

Under the Act, certain sexual behavior is prohibited for persons infected with specified sexually transmissible diseases (STDs). Specifically, s. 384.24, F.S., makes it unlawful for a person to have "sexual intercourse" if the person:

- Knows he or she is infected with one or more specified STDs;
- Has been informed that the STD is transmissible to another person through sexual intercourse; and
- Has not first informed the other person of the presence of the STD and gained the person's consent to the sexual intercourse.

The specified STDs are: (1) chancroid; (2) gonorrhea; (3) granuloma inguinale; (4) lymphogranuloma venereum; (5) genital herpes simplex; (6) chlamydia; (7) nongonococcal urethritis (NGU); (8) pelvic inflammatory disease (PID)/acute salpingitis; (9) syphilis; and (10) human immunodeficiency virus (HIV) infection.¹ This list of STDs has not been statutorily updated since 1988.² Since that time, human papillomavirus (HPV)³ and hepatitis types A through E⁴ have been identified as sexually transmissible diseases.⁵

A violation of the prohibition is punishable as a first degree misdemeanor⁶ for any specified STD, except HIV infection.⁷ If HIV infection is present, a first-time violation is punishable as a third degree felony⁸ and a second or subsequent violation is punishable as a second degree felony.^{9, 10}

¹ s. 384.24(1) and (2), F.S.

² See Ch. 88-80, s. 27 (1988).

³ CENTERS FOR DISEASE CONTROL AND PREVENTION, *Human Papillomavirus (HPV)*, <https://www.cdc.gov/hpv/parents/whatishpv.html> (last visited January 29, 2017)(stating "HPV is transmitted through intimate skin-to-skin contact. You can get HPV by having vaginal, anal, or oral sex with someone who has the virus. It is most commonly spread during vaginal or anal sex.").

⁴ NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND KIDNEY DISEASES, *Hepatitis A through E (Viral Hepatitis)*, <https://www.niddk.nih.gov/health-information/liver-disease/viral-hepatitis> (last visited January 29, 2017)(indicating that hepatitis A through E is transmissible through sexual conduct and other means).

⁵ See also Rule 64D-3.028(23), F.A.C. (last amended November 24, 2008)(Florida Department of Health rule defining "Sexually Transmissible Disease" as "Acquired Immune Deficiency Syndrome (AIDS), Chancroid, Chlamydia trachomatis, Gonorrhea, Granuloma Inguinale, Hepatitis A through D, Herpes simplex virus (HSV), Human immunodeficiency virus Infection (HIV), Human papillomavirus (HPV), Lymphogranuloma Venereum (LGV), and Syphilis.").

⁶ A first degree misdemeanor is punishable by up to one year imprisonment and a \$1,000 fine. ss. 775.082 and 775.083, F.S.

⁷ s. 384.34(1), F.S.

⁸ A third degree felony is punishable by up to five years imprisonment and a \$5,000 fine. ss. 775.082, 775.083, and 775.084, F.S.

⁹ A second degree felony is punishable by up to 15 years imprisonment and a \$10,000 fine. ss. 775.082, 775.083, and 775.084, F.S.

¹⁰ Other Florida Statutes criminalize additional behavior that could result in the transmission of STDs. See, e.g., s. 381.0041, F.S. (makes it a third degree felony for a person who knows he or she is infected with HIV and who has been informed that they may communicate the disease by donating blood, plasma, organs, skin, or other human tissue, to donate blood, plasma, organs, skin, or other human tissue); s. 775.0877, F.S. (makes it a third degree felony for a person, who has previously undergone HIV testing pursuant to a court order and to whom positive test results have been disclosed, to commit a subsequent enumerated offense involving the transmission of bodily fluids from one person to another; and s. 796.08, F.S. (makes it a third degree felony for a person with HIV

Currently, the term "sexual intercourse" is not statutorily defined for purposes of the aforementioned offenses. As a result, criminal defendants charged with the offenses have argued on appeal that the term's meaning should be limited to heterosexual penetration of the female sex organ by the male sex organ. Two District Courts of Appeal (DCAs) have rejected this argument:

- The Third DCA has held that "sexual intercourse" describes "more than just penetration of the female sex organ by the male sex organ and includes ...fellatio and penile-anal penetration...." Further, the term embraces such conduct regardless of gender.¹¹
- The Fifth DCA has held that, "'sexual intercourse" includes "vaginal, anal, and oral intercourse between persons, regardless of their gender."¹²

In contrast, the Second DCA has held that, "sexual intercourse" is an act where a male's penis is placed inside a female's vagina and, therefore, s. 384.24(2), F.S., did not apply to the conduct in the case, i.e., oral sex and digital penetration between two women.¹³

On March 16, 2017, the Supreme Court released an opinion on case No.SC13-2336, approving the decision by the Third DCA and disapproving the decision by the Second DCA.¹⁴

Effect of Bill

The bill amends s. 384.24, F.S., to substitute the term "sexual conduct" for the term "sexual intercourse." In s. 384.23(3), the bill defines "sexual conduct" to mean conduct between persons, regardless of gender, which is capable of transmitting a STD, including but not limited to contact between a:

- Penis and a vulva¹⁵ or an anus; or
- Mouth and a penis, a vulva, or an anus.

Accordingly, under the bill, the scope of prohibited sexual conduct for persons with specified STDs is expanded beyond the interpretation set forth by the Second DCA.

The bill also updates the list of specified STDs to add human papillomavirus and hepatitis.

Finally, the bill reenacts s. 384.34(1) and (5), F.S., to incorporate amendments made by the bill to s. 384.24, F.S.

The bill takes effect on October 1, 2017.

B. SECTION DIRECTORY:

Section 1. Amends s. 384.23, F.S., defining the term "sexual conduct".

Section 2. Amends s. 384.24, F.S., expanding the scope of unlawful acts by a person infected with a STD.

Section 3. Reenacts s. 384.34(1) and (5), F.S., relating to penalties pertaining to transmission of STDs.

and a first degree misdemeanor for a person with other STDs to commit or procure prostitution if the person knew he or she had a positive test result and that it was possible to communicate the disease through sexual activity).

¹¹ *State v. Debaun*, 129 So. 3d 1089, 1090, 1095 (Fla. 3d DCA 2013).

¹² *State v. D.C.*, 114 So. 3d 440, 442 (Fla. 5th DCA 2013).

¹³ *L.A.P. v. State*, 62 So. 3d 693, 694 (Fla. 2d DCA 2011).

¹⁴ *Debaun v State*, No. SC13-2336, (Fla. SC 2017).

¹⁵ "Vulva" is defined as "the external parts of the female sex organs considered as a whole. Included are the labia majora, the labia minora, the clitoris, the entrance to the vagina, the opening of the urethra, the vestibule, and the mons pubis (mons veneris)."

ATTORNEY'S DICTIONARY OF MEDICINE (2016).

STORAGE NAME: h0165a.JUA.DOCX

DATE: 3/16/2017

Section 4. Provides an effective date of October 1, 2017.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues: The bill does not appear to have any impact on state revenues.
2. Expenditures: The Criminal Justice Impact Conference met on March 2, 2017, and determined the bill would increase the prison population by an insignificant amount. "Insignificant" means the impact would be less than 10 prison beds.

"Per DOC, in FY 15-16, there were 4 offenders sentenced under the unranked, 3rd degree felony, and 1 of these offenders was sentenced to prison. There was 1 offender sentenced under the unranked, 1st degree felony, and that offender was sentenced to prison. It is unknown how many additional offenders would be affected by this law."¹⁶

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues: The bill does not appear to have any impact on local government revenues.
2. Expenditures: The bill may increase the need for jail beds due to its expansion of prohibited sexual conduct and the list of STDs which are subject to first degree misdemeanor penalties.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR: None.

D. FISCAL COMMENTS: None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

This bill appears to be exempt from the requirements of article VII, section 18 of the Florida Constitution because it is a criminal law.

2. Other: None.

B. RULE-MAKING AUTHORITY: This bill does not appear to create the need for rulemaking or rulemaking authority.

C. DRAFTING ISSUES OR OTHER COMMENTS: None.

¹⁶ Department of Economic and Demographic Research, *CS/HB 165 – Sexually Transmissible Diseases*, "Criminal Justice Impact Conference", March 2, 2017, <http://edr.state.fl.us/Content/conferences/criminaljusticeimpact/CSHB165.pdf>

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On February 8, 2017, the Criminal Justice Subcommittee adopted a proposed committee substitute and reported the bill favorably as a committee substitute (CS). The CS differs from the bill as filed in that the CS:

- Broadened the definition of "sexual conduct" in s. 384.23, F.S., to include conduct between persons that is capable of transmitting a STD; and
- Expanded the list of STDs in s. 384.24, F.S., to include human papillomavirus and hepatitis.

This analysis is drafted to the CS as passed by the Criminal Justice Subcommittee.

1 A bill to be entitled
 2 An act relating to sexually transmissible diseases;
 3 amending s. 384.23, F.S.; defining the term "sexual
 4 conduct"; amending s. 384.24, F.S.; expanding the
 5 scope of unlawful acts by a person infected with a
 6 sexually transmissible disease; expanding the list of
 7 sexually transmissible diseases; reenacting s.
 8 384.34(1) and (5), F.S., relating to penalties
 9 pertaining to transmission of sexually transmissible
 10 diseases, to incorporate the amendments made by the
 11 act; providing an effective date.

12
 13 Be It Enacted by the Legislature of the State of Florida:

14
 15 Section 1. Section 384.23, Florida Statutes, is amended to
 16 read:

17 384.23 Definitions.—As used in this chapter, the term:

18 (1) "Department" means the Department of Health.

19 (2) "County health department" means agencies and entities
 20 as designated in chapter 154.

21 (3) "Sexual conduct" means conduct between persons,
 22 regardless of gender, which is capable of transmitting a
 23 sexually transmissible disease, including, but not limited to,
 24 contact between a:

25 (a) Penis and a vulva or an anus; or

26 (b) Mouth and a penis, a vulva, or an anus.

27 (4)~~(3)~~ "Sexually transmissible disease" means a bacterial,
 28 viral, fungal, or parasitic disease determined by rule of the
 29 department to be sexually transmissible, to be a threat to the
 30 public health and welfare, and to be a disease for which a
 31 legitimate public interest will be served by providing for
 32 prevention, elimination, control, and treatment. The department
 33 must, by rule, determine which diseases are to be designated as
 34 sexually transmissible diseases and shall consider the
 35 recommendations and classifications of the Centers for Disease
 36 Control and Prevention and other nationally recognized medical
 37 authorities in that determination. Not all diseases that are
 38 sexually transmissible need be designated for the purposes of
 39 this act.

40 Section 2. Section 384.24, Florida Statutes, is amended to
 41 read:

42 384.24 Unlawful acts.—

43 (1) It is unlawful for a ~~any~~ person who has chancroid,
 44 gonorrhea, granuloma inguinale, lymphogranuloma venereum,
 45 genital herpes simplex, chlamydia, nongonococcal urethritis
 46 (NGU), pelvic inflammatory disease (PID)/acute salpingitis,
 47 human papillomavirus, hepatitis, or syphilis, when the ~~such~~
 48 person knows he or she is infected with one or more of these
 49 diseases and when the ~~such~~ person has been informed that he or
 50 she may communicate this disease to another person through

51 | sexual conduct intercourse, to engage in ~~have~~ sexual conduct
 52 | ~~intercourse~~ with another ~~any other~~ person, unless the ~~such~~ other
 53 | person has been informed of the presence of the sexually
 54 | transmissible disease and has consented to the sexual conduct
 55 | intercourse.

56 | (2) It is unlawful for a ~~any~~ person who has human
 57 | immunodeficiency virus infection, when the ~~such~~ person knows he
 58 | or she is infected with this disease and when the ~~such~~ person
 59 | has been informed that he or she may communicate this disease to
 60 | another person through sexual conduct intercourse, to engage in
 61 | ~~have~~ sexual conduct intercourse with another ~~any other~~ person,
 62 | unless the ~~such~~ other person has been informed of the presence
 63 | of the sexually transmissible disease and has consented to the
 64 | sexual conduct intercourse.

65 | Section 3. For the purpose of incorporating the amendment
 66 | made by this act to section 384.24, Florida Statutes, in
 67 | references thereto, subsections (1) and (5) of section 384.34,
 68 | Florida Statutes, are reenacted to read:

69 | 384.34 Penalties.—

70 | (1) Any person who violates the provisions of s. 384.24(1)
 71 | commits a misdemeanor of the first degree, punishable as
 72 | provided in s. 775.082 or s. 775.083.

73 | (5) Any person who violates s. 384.24(2) commits a felony
 74 | of the third degree, punishable as provided in s. 775.082, s.
 75 | 775.083, or s. 775.084. Any person who commits multiple

76 | violations of s. 384.24(2) commits a felony of the first degree,
77 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

78 | Section 4. This act shall take effect October 1, 2017.

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 175 Florida Court Educational Council
SPONSOR(S): Civil Justice & Claims Subcommittee; Byrd and others
TIED BILLS: None **IDEN./SIM. BILLS:** SB 748

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Civil Justice & Claims Subcommittee	11 Y, 5 N, As CS	MacNamara	Bond
2) Justice Appropriations Subcommittee		Smith <i>sd</i>	Gusky <i>YR</i>
3) Judiciary Committee			

SUMMARY ANALYSIS

In 1978, the Supreme Court established the Florida Court Education Council ("FCEC" or "Council") to oversee educational programs for Florida judges and certain court personnel. The Council also makes budget, program and policy recommendations to the Supreme Court regarding continuing education. The Chief Justice of the Supreme Court selects the members of the Council, with representation from all levels of trial and appellate courts and others involved with the judicial branch. The Office of the State Courts Administrator ("OSCA") provides staff support to the FCEC through its Court Education section.

In 1982, the Legislature established the Court Education Trust Fund, which is the primary funding source for training provided to judges and other court personnel. The trust fund's sole revenue source is statutorily authorized fees assessed in specified civil actions. Current law directs the Supreme Court to administer the fund through the FCEC.

The bill establishes the Florida Court Educational Council in law and transfers responsibility for the administration of the Court Education Trust Fund directly to the FCEC. The bill provides that membership of the FCEC is composed of the 20 chief judges of the circuit courts and the 5 chief judges of the District Courts of Appeal. The bill also establishes the Council's administrative duties, establishes a headquarters in the Ninth Judicial Circuit, limits administrative costs and the number of employees, and requires the Council to submit an annual report to the President of the Senate and the Speaker of the House of Representatives.

The bill provides that if any provisions of the bill are declared invalid for any reason, the fees that would be distributed to the Court Education Trust Fund may not be assessed, any unencumbered balance in the trust fund shall revert to the General Revenue Fund, and the trust fund shall be terminated.

The bill has an indeterminate fiscal impact on revenues and expenditures. See Section II.

The effective date of the bill is July 1, 2017.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Background and Current Law

Florida Court Education Council

In 1978, the Supreme Court established the Florida Court Education Council ("FCEC"). The FCEC was originally created to oversee educational programs for Florida judges and certain court support personnel;¹ and make budgetary, programmatic, and policy recommendations to the Supreme Court regarding continuing education.² The Council is currently comprised of 20 members, chosen by the Chief Justice, and selected from the following entities:

- The Supreme Court (1)
- The Appellate Courts (2)
- The Circuit Courts (4)
- The County Courts (4)
- Deans and Associate Deans (4)
- Trial Court Administrators (1)
- Florida Court Personnel (2)
- The Universal Planning Committee (2)³

The Office of the State Court Administrator ("OSCA") provides staffing for the FCEC through its Court Education section. There are currently 16 full-time equivalent (FTE) positions funded through the Court Education Trust Fund, of which 11.5 positions are "fully engaged in direct service delivery."⁴ The staff supplied to the Council assists with budgeting, record keeping, and processing travel reimbursements and other budgetary items.⁵ Staff also assists in planning and developing training and works with other entities to help judges meet their educational requirements.

Pursuant to s. 25.385, F.S., the FCEC is also required to establish standards for providing periodic and timely instruction to circuit and county court judges who have responsibility for domestic violence cases.

Continuing Judicial Education

Rule 2.320 of the Florida Rules of Judicial Administration requires all county, circuit, and appellate judges and Supreme Court justices to comply with continuing education requirements. Each judge and justice is required to complete a minimum of 30 credits hours of approved judicial education programs every three years.⁶

In addition to the 30-hour continuing education requirement, every new judge must complete the Florida Judicial College program. This program, organized by the FCEC, includes an in-depth trial skills

¹ See e.g., Fla. R. Jud. Admin. 2.320(c-e). The FCEC develops the educational programs for the Florida Judicial College. See generally *In Re 2015 Florida Judicial College*, Fla. Admin. Order No. AOSC14-57 (October 2, 2014) (on file with the Clerk, Fla. Sup. Ct.).

² See *In Re Florida Court Education Council*, Fla. Admin. Order No. AOSC16-42 (June 30, 2016) (on file with Clerk, Fla. Sup. Ct.).

³ *Id.* at p.3-5.

⁴ OSCA 2017 Judicial Impact Statement Draft, HB 175 (Created January 16, 2017) (Received by the Civil Justice & Claims Subcommittee on February 2, 2017).

⁵ Office of Program Policy Analysis & Government Accountability ("OPPAGA") Report, No. 15-13, p. 18 (December 2015). Available at oppaga.state.fl.us/MonitorDocs/Reports/pdf/1513rpt.pdf.

⁶ Fla. R. Jud. Admin. 2.320(b)(2). These requirements are similar to the continuing legal education (CLE) credits attorneys in the state are required to obtain every 3 years. See Fla. Bar Reg. R. 6-10.3.

workshop, a mock trial experience, intensive substantive law courses, and a mentoring program providing one-on-one guidance from experienced judges. The FCEC also provides educational opportunities to magistrates, staff, and other court personnel.⁷

Last year, approximately 3,200 judges and court staff received in-person training, and an additional 142 individuals attended distance learning sessions. In addition to these in-person training sessions, 28 publications were maintained online.⁸

Court Education Trust Fund

In 1982, the Legislature created s. 25.384, F.S., establishing the Court Education Trust Fund.⁹ The funds are used to provide education and training for judges and other court personnel as defined and determined by the FCEC.¹⁰ The Legislature directed the Supreme Court, through the FCEC, to administer the fund.¹¹ The moneys credited to the trust fund include filing fees from circuit civil cases,¹² service charges and filing fees in probate matters,¹³ and filing fees from civil proceedings in county court.¹⁴

The statute requires the Supreme Court, through the FCEC, to adopt a comprehensive plan for the operation of the trust fund and the expenditure of moneys deposited in the trust fund. The comprehensive plan must provide for travel, per diem, tuition, educational materials, and other related costs incurred for educational programs that will benefit the state.

In addition to managing funds and adopting a comprehensive plan, the Supreme Court, through the FCEC, is required to provide a report to the President of the Senate and the Speaker of the House of Representatives detailing the fees deposited in the fund and the costs incurred in providing education and training for judges.

For Fiscal Year 2015-2016, the Court Education Trust Fund had a nonrecurring cash balance on July 1, 2015 of \$1,204,003¹⁵, revenues totaling \$2,585,010¹⁶ and cash disbursements totaling \$2,019,300.¹⁷ According to the OSCA, the administrative expenses associated with providing court education and training was approximately \$255,000 for Fiscal Year 2015-2016.¹⁸

Effect of the Bill

The bill amends s. 25.384, F.S., to remove the Supreme Court as the administrator of the Court Education Trust Fund and transfers that responsibility to the FCEC. The Council is required to adopt a comprehensive plan to operate the fund similar to the comprehensive plan required under current law. The fund will continue to be funded by the same fees and will continue providing training and education for judges and other court personnel.

⁷ See e.g., note 5, p.23 Exhibit 9.

⁸ See note 4, Section III.

⁹ ch. 82-168, L.O.F.

¹⁰ s. 25.384(2), F.S.

¹¹ The statute refers to the Supreme Court and the Florida Court Educational Council. As such, the statute as written references a council with a slightly different name than the "Florida Court Education Council" established by the Supreme Court. However, in operation, the Council has acted pursuant to s. 25.384, F.S. since its adoption.

¹² ss. 28.241(1)(a)1.c., and 28.241(1)(a)2.e., F.S. (\$3.50).

¹³ s. 28.2401(3), F.S., (\$3.50).

¹⁴ s. 34.041(1)(b), F.S., (\$3.50).

¹⁵ Transparency Florida website: <http://www.transparencyflorida.gov/Reports/TrustFundsDetailReport> (Last accessed February 19, 2017).

¹⁶ /d, at <http://www.transparencyflorida.gov/Reports/TrustFundRevReport>; (Last accessed February 19, 2017).

¹⁷ /d, at <http://www.transparencyflorida.gov/Reports/TrustFundsDetailReport> (Last accessed February 19, 2017).

¹⁸ See note 4, Section III. This total was calculated using the definition of administrative costs consistent with the definition utilized by the US Department of Labor: "the allocable portion of necessary and reasonable costs that are not related to the direct provision of services."

The bill amends s. 25.385, F.S., to statutorily establish the Florida Court Educational Council. The bill specifies that the Council consists of 25 members: the chief judge of each judicial circuit (20 members) and the chief judge of each district court of appeal (5 members). The Council must elect a chair from its membership to serve a 1-year term and may also elect other offices from its membership as it deems necessary. The Council must be headquartered in the Ninth Judicial Circuit (Orange and Osceola counties). The bill allows the Council to employ up to three full-time employees.

The bill requires the FCEC to:

- Adopt guidelines for administrative expenses, capping the total amount at 15% of the previous fiscal year's deposited funds.
- Adopt policies related to the selection and approval of education and training programs.
- Submit a report each year to the President of the Senate and the Speaker of the House of Representatives in substantially the same form as current law.

The bill repeals a definition of "family or household member" that is related to the term "domestic violence" as the term "family or household member" is not used in s. 25.385, F.S.

The bill requires that the Court Education Trust Fund be terminated, with all remaining unencumbered funds reverting to the General Revenue Fund, in the event that any provision contained in sections 1 or 2 of the bill is declared invalid for any reason. In such circumstance, the \$3.50 additional fee pursuant to ss. 28.2401(3), 28.241(1)(a)1.c., 28.241(1)(a)2.e., and 34.041(1)(b), F.S. (probate, general circuit civil, foreclosure, and general county civil, respectively) would no longer be collected.

B. SECTION DIRECTORY:

Section 1 amends s. 25.384, F.S., relating to the Court Education Trust Fund.

Section 2 substantially amends and retitles s. 25.385, F.S., relating to the standards for instruction of circuit and county court judges.

Section 3 includes provisions that address if any provision of section 1 or 2 is declared invalid.

Section 4 provides an effective date of July 1, 2017.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

The bill has an indeterminate impact on state revenues. If any provision in Section 1 or 2 of the bill is declared invalid for any reason, the additional filing fee of \$3.50 pursuant to ss. 28.2401(3), 28.241(1)(a)1.c., 28.241(1)(a)2.e., and 34.041(1)(b), F.S. would no longer be collected.

If any provision in section 1 or 2 of the bill is declared invalid, there would be a non-recurring increase the General Revenue Fund as any remaining unencumbered funds from the Court Education Trust Fund would revert to that fund.

2. Expenditures:

The fiscal impact on state expenditures is indeterminate. The costs to establish the FCEC and its staff in the Ninth Judicial Circuit are unknown. While the bill limits positions dedicated to the council and administrative overhead, presumably the costs to provide court education and training will still be incurred.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

The bill does not appear to have an impact on local government revenues.

2. Expenditures:

The bill does not appear to have an impact on local government expenditures.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

The bill does not appear to have a direct economic impact on the private sector.

D. FISCAL COMMENTS:

In OSCA's 2017 Judicial Impact Statement draft for the bill, the Office stated that "[i]t is unclear if an FCEC-controlled Court Education unit staffed by a maximum of three employees would be able to continue to produce meaningful, high-quality education to meet [the judicial education] requirements." "It is possible that the production and facilitation of judicial education would need to be outsourced."¹⁹

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

The bill does not appear to require counties or municipalities to take action requiring the expenditure of funds, reduce the authority that counties or municipalities have to raise revenue in the aggregate, nor reduce the percentage of sales tax shared with counties or municipalities.

2. Other:

Article V, s. 2(a) of the state Constitution provides that "[t]he supreme court shall adopt rules for the practice and procedure in all courts... [and] the administrative supervision of all courts[.]" Article V, s. 14(d) of the state Constitution provides that "[t]he judiciary shall have no power to fix appropriations."

B. RULE-MAKING AUTHORITY:

The bill does not appear to create a need for rulemaking or rulemaking authority.

C. DRAFTING ISSUES OR OTHER COMMENTS:

At lines 69-70 of the bill, it places a cap on administrative expenses at 15%. There is no definition of "administrative expense."

The bill also contains the original language from ss. 25.384, F.S., and 25.385, F.S., that refers to the FCEC as the Florida Court Educational Council. The Council, as established by the Supreme Court, is called the Florida Court Education Council.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On February 9, 2017, the Civil Justice & Claims Subcommittee adopted a proposed committee substitute and reported the bill favorably as a committee substitute. The committee substitute differs from the bill as filed by adding cross-references to filing fees that may be affected by the bill. This analysis is drafted to the committee substitute as passed by the Civil Justice & Claims Subcommittee.

¹⁹ See note 4, Section V.
STORAGE NAME: h0175a.JUA.DOCX
DATE: 2/16/2017

1 A bill to be entitled
 2 An act relating to the Florida Court Educational
 3 Council; amending s. 25.384, F.S.; specifying that the
 4 Court Education Trust Fund shall be administered by
 5 the Florida Court Educational Council; deleting a
 6 provision requiring the council to provide an annual
 7 report; amending s. 25.385, F.S.; specifying the
 8 membership, voting procedures, and duties of the
 9 council; specifying the location of the council
 10 headquarters; requiring the council to submit an
 11 annual report; providing for nonseverability;
 12 providing an effective date.

13
 14 Be It Enacted by the Legislature of the State of Florida:

15
 16 Section 1. Subsections (1), (2), and (4) of section
 17 25.384, Florida Statutes, are amended to read:

18 25.384 Court Education Trust Fund.—

19 (1) There is created a Court Education Trust Fund to be
 20 administered by ~~the Supreme Court through~~ the Florida Court
 21 Educational Council as set forth in s. 25.385.

22 (2)(a) The Florida Court Educational Council shall adopt a
 23 comprehensive plan for the operation of the Court Education
 24 Trust Fund and the expenditure of the moneys deposited in the
 25 trust fund.

26 (b) The plan shall provide for travel, per diem, tuition,
 27 educational materials, and other related costs incurred for in-
 28 state and out-of-state education and training programs for
 29 judges and other court personnel to benefit the judiciary of the
 30 state. Such ~~The trust fund moneys shall be used to provide~~
 31 ~~education and training programs shall be for judges and other~~
 32 ~~court personnel as defined and determined by the Florida Court~~
 33 ~~Educational council as set forth in s. 25.385.~~

34 ~~(b) The Supreme Court, through its Florida Court~~
 35 ~~Educational Council, shall adopt a comprehensive plan for the~~
 36 ~~operation of the trust fund and the expenditure of the moneys~~
 37 ~~deposited in the trust fund. The plan shall provide for travel,~~
 38 ~~per diem, tuition, educational materials, and other related~~
 39 ~~costs incurred for educational programs, in and out of state,~~
 40 ~~which will be of benefit to the judiciary of the state.~~

41 ~~(4) The Supreme Court, through the Florida Court~~
 42 ~~Educational Council, shall submit a report each year, on October~~
 43 ~~1, to the President of the Senate and the Speaker of the House~~
 44 ~~of Representatives, which report shall include the total number~~
 45 ~~of judges and other court personnel attending each training or~~
 46 ~~educational program, the educational program attended and the~~
 47 ~~location of the program, and the costs incurred. In addition,~~
 48 ~~the report shall identify the judges and other court personnel~~
 49 ~~attending out-of-state programs and the costs associated with~~
 50 ~~such programs. The report shall also show the total dollars~~

51 ~~deposited in the fund for the fiscal year and the balance at the~~
 52 ~~end of the fiscal year.~~

53 Section 2. Section 25.385, Florida Statutes, is amended to
 54 read:

55 25.385 Florida Court Educational Council; composition;
 56 duties; reports standards for instruction of circuit and county
 57 court judges in handling domestic violence cases.-

58 (1)(a) The Florida Court Educational Council shall consist
 59 of the chief judge of each district court of appeal and the
 60 chief judge of each judicial circuit. The council shall elect a
 61 chair from its membership for a 1-year term to preside at all
 62 council meetings. The council shall also elect other officers
 63 from its membership as it deems necessary.

64 (b) A majority of the council members shall constitute a
 65 quorum, and the affirmative vote of a majority of the members
 66 present shall be necessary for any action to be taken by the
 67 council.

68 (c) The administrative duties of the council include:

69 1. Adopting guidelines on permissible administrative
 70 expenses, which may not exceed 15 percent of the funds deposited
 71 into the previous fiscal year's Court Education Trust Fund.

72 2. Adopting policies and guidelines related to the
 73 selection of education and training programs, approval of
 74 courses for such programs, and selection of participants. The
 75 council shall also develop and fund appropriate education and

76 training programs for new trial judges, appellate judges, child
 77 support hearing officers, and magistrates.

78 3. Adopting reporting formats.

79 4. Supervising council employees. However, the council may
 80 not employ more than three full-time employees.

81 (d) The council and its employees shall be headquartered
 82 in the ninth circuit.

83 (2) (a) (1) The Florida Court Educational council shall
 84 establish standards for instruction of circuit and county court
 85 judges who have responsibility for domestic violence cases, and
 86 the council shall provide such instruction on a periodic and
 87 timely basis.

88 (b) (2) As used in this subsection, section:

89 (a) the term "domestic violence" has the meaning set forth
 90 in s. 741.28.

91 (b) "Family or household member" has the meaning set forth
 92 in s. 741.28.

93 (3) The council shall submit a report each year, on
 94 October 1, to the President of the Senate and the Speaker of the
 95 House of Representatives that includes the total number of
 96 judges and other court personnel attending each in-state
 97 training or educational program, the training or educational
 98 program attended and the location of the program, and the costs
 99 incurred. The report shall also identify the judges and other
 100 court personnel attending out-of-state training or educational

101 programs and the costs associated with such programs. The report
102 shall identify the total dollars deposited into the trust fund
103 for the fiscal year and the balance in the trust fund at the end
104 of the fiscal year.

105 Section 3. If any provision contained in sections 1 or 2
106 of this act is declared invalid for any reason, then sections 1
107 and 2 of this act shall be declared invalid, the fees that would
108 be directed to the Court Education Trust Fund may not be
109 assessed pursuant to ss. 28.2401(3), 28.241(1)(a)1.c.,
110 28.241(1)(a)2.e., and 34.041(1)(b), the remaining unencumbered
111 funds in the Court Education Trust Fund shall revert to the
112 General Revenue Fund, and the trust fund shall be terminated.

113 Section 4. This act shall take effect July 1, 2017.

Amendment No.

17 ending on December 31 of each odd-numbered year and the other
18 council member shall be elected for a term ending on December
19 31, 2020, and subsequently for 2-year terms ending on December
20 31 of each even-numbered year.

21 2. Ten members of the council shall be elected to
22 staggered terms by the Florida Conference of Circuit Court
23 Judges from its membership pursuant to conference adopted
24 procedures. Five council members shall each be elected for a
25 term ending December 31, 2019, and subsequently for 2-year terms
26 ending on December 31 of each odd-numbered year. The five
27 remaining council members shall each be elected for a term
28 ending on December 31, 2020, and subsequently for 2-year terms
29 ending on December 31 of each even-numbered year.

30 3. Five members of the council shall be elected to
31 staggered terms by the Florida Conference of County Court Judges
32 from its membership pursuant to conference adopted procedures.
33 Three council members shall each be elected for a term ending
34 December 31, 2019, and subsequently for 2-year terms ending on
35 December 31 of each odd-numbered year. The two remaining council
36 members shall each be elected for a term ending on December 31,
37 2020, and subsequently for 2-year terms ending on December 31 of
38 each even-numbered year.

39 4. Each vacancy shall be filled for the remainder of an
40 unexpired term in the same manner as the original appointment.

41 5. Council members may serve consecutive terms.

Amendment No.

42 6. The council shall elect a chair from its membership
43 for a 1-year term to preside at all council meetings. The
44 council shall also elect other officers from its membership as
45 it deems necessary.

46 (b) A majority of the council members shall constitute a
47 quorum, and the affirmative vote of a majority of the members
48 present shall be necessary for any action to be taken by the
49 council.

50 (c) The administrative duties of the council include:

51 1. Adopting guidelines on permissible administrative
52 expenses. The council shall minimize administrative expenses and
53 maximize educational opportunities for judges and judicial
54 staff.

55 a. Administrative expenses include office space expenses;
56 salaries for full-time employees, or the equivalent, unless such
57 employees teach judges or judicial staff on a full-time basis;
58 compensation for part-time assistance, unless such individuals
59 are retained to teach judges or judicial staff; and equipment
60 and supplies purchased or leased by the council. Upon approval
61 of the council, any employee who documents time spent teaching
62 judges or judicial staff on a less than a full-time basis may
63 have the pro-rata portion of his or her salary deducted from the
64 calculation of administrative expenses.

65 b. As part of the report required by subsection (3), the
66 council shall provide a description of all efforts the council

Amendment No.

67 has made to reduce administrative expenses below 44 percent.
68 This part of the report is not required for any year that the
69 council spends less than 25 percent of the previous year's gross
70 receipts on administrative expenses.

71 2. Adopting policies and guidelines related to the
72 selection of continuing judicial and judicial staff education
73 and training programs, approval of courses for such programs,
74 and selection of participants. The council shall also develop
75 and fund appropriate education and training programs for new
76 trial judges, appellate judges, child support hearing officers,
77 and magistrates.

78 3. Adopting reporting formats.

79 4. Employing and supervising all council employees.
80 Council employees shall report only to the chair of the council
81 and may not be assigned any duties except those dealing directly
82 with court education. It is unlawful to require a counsel
83 employee to perform duties unrelated to judicial or judicial
84 staff education if such duties are not authorized by the
85 council. The council may not employ more than 15 full-time
86 employees. The council must employ less than 15 full-time
87 employees if the council determines that the judicial and
88 judicial staff education training objectives of the council can
89 be accomplished with fewer than 15 employees.

90 (d) The council and its employees shall be headquartered
91 at the First District Court of Appeal.

Amendment No.

92 (2) (a) (1) The Florida Court Educational council shall
93 establish standards for instruction of circuit and county court
94 judges who have responsibility for domestic violence cases, and
95 the council shall provide such instruction on a periodic and
96 timely basis.

97 (b) (2) As used in this subsection, ~~section:~~

98 ~~(a)~~ the term "domestic violence" has the meaning set forth
99 in s. 741.28.

100 ~~(b)~~ "Family or household member" has the meaning set forth
101 in s. 741.28.

102 (3) The council shall submit a report each year, on
103 October 1, to the President of the Senate and the Speaker of the
104 House of Representatives that includes the total number of
105 judges and other court personnel attending each in-state
106 training or educational program, the training or educational
107 program attended and the location of the program, and the costs
108 incurred. The report shall also identify the judges and other
109 court personnel attending out-of-state training or educational
110 programs and the costs associated with such programs. The report
111 shall identify the total dollars deposited into the trust fund
112 for the fiscal year and the balance in the trust fund at the end
113 of the fiscal year.

114 Section 3. If any provision contained in sections 1 or 2
115 of this act is declared invalid for any reason, then sections 1
116 and 2 of this act shall be declared invalid, the fees that would

Amendment No.

117 be directed to the Court Education Trust Fund may not be
118 assessed pursuant to ss. 28.2401(3), 28.241(1)(a)1.c.,
119 28.241(1)(a)2.e., and 34.041(1)(b), the remaining unencumbered
120 funds in the Court Education Trust Fund shall revert to the
121 General Revenue Fund, and the trust fund shall be terminated.

122 Section 4. This act shall take effect January 1, 2018.

123

124

125

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

126

Remove line 11 and insert:

127

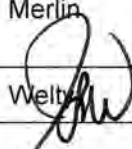

annual report concerning educational and training programs for

128

judges and other personnel; providing for

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 699 Internet Identifiers
SPONSOR(S): Criminal Justice Subcommittee, Mariano
TIED BILLS: HB 701 **IDEN./SIM. BILLS:** SB 684

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Criminal Justice Subcommittee	12 Y, 0 N, As CS	Merlin	White
2) Justice Appropriations Subcommittee		Welt 	Gusky 
3) Judiciary Committee			

SUMMARY ANALYSIS

Florida law currently requires sexual offenders and sexual predators to register their names, addresses, and other personal information, such as electronic mail addresses and Internet identifiers with the Florida Department of Law Enforcement ("FDLE"), through the local sheriff's office.

The 2016 Legislature passed HB 1333/SB 1662, which included an expanded definition of Internet identifiers in s. 775.21, F.S., and also required the collection of Internet identifiers associated with website or URL or software applications. The amended definition of "Internet identifier" had an effective date of October 1, 2016. However, before the amended definition took effect, a group of plaintiffs in Florida filed a lawsuit against the Commissioner of FDLE in federal court. The court determined:

- The 2016 language regarding Internet identifiers was overbroad and vague and required an individual to either forego protected speech or run the risk of criminal prosecution.
- The injunction did not preclude enforcement of the prior definition of Internet identifier.

The bill amends s. 775.21, F.S., revising the definition of "Internet identifier" and creating a definition for "social Internet communication." The bill requires sexual predators and sexual offenders to register each Internet identifier's corresponding website homepage or application software name with FDLE. The bill also requires sexual predators and sexual offenders to update any changes to the Internet identifier's corresponding website homepage or application software name within 48 hours of using the Internet identifier.

The bill clarifies the sexual predator registration is a public record unless otherwise made exempt or confidential and exempt from s. 119.07(1), F.S., and the state constitution.

The Criminal Justice Impact Conference considered the bill on March 2, 2017, and determined the bill would increase the prison population by an indeterminate amount. An "indeterminate amount" means an unquantifiable increase in the need for prison beds.

The bill takes effect upon becoming a law.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Sexual Predators, Sexual Offenders, Social Networking, and the Internet

Currently, there are more than 3 billion people worldwide that have access to the Internet.¹ As of 2015, nearly two thirds of American adults use social networking sites (“SNS”) such as Facebook and similar sites to exchange information or communicate.² “Roughly eight-in-ten online Americans (79%) now use Facebook, a 7-percentage-point increase from a survey conducted at a similar point in 2015.”³

In the past several years, reports have indicated that sexual offenders and sexual predators use SNS to gain information about victims and make contact with them.⁴ In one study published in 2010 by the University of New Hampshire, researchers noted that there had been 503 arrests involving victims and the use of SNS by offenders. Of that number, an estimated 360 arrests (or 72%) involved the use of SNS to communicate with the victim.⁵ Further, an estimated 346 arrests (or 69%) were made in cases where offenders were using the victim’s SNS to access information about them.⁶

Registration of Sexual Predators and Sexual Offenders: General Information

Florida law requires registration of any person who has been convicted or adjudicated delinquent of a specified sexual offense or offenses and who meets other statutory criteria that qualify the person for designation as a sexual predator or classification as a sexual offender. The registration laws, which also require reregistration and provide for public and community notification of certain information about sexual predators and sexual offenders, span several different chapters and numerous statutes,⁷ and are implemented through the combined efforts of the Florida Department of Law Enforcement (“FDLE”), all Florida sheriffs, the Department of Corrections (“DOC”), the Department of Juvenile Justice (“DJJ”), the Department of Highway Safety and Motor Vehicles (“DHSMV”), and the Department of Children and Families (“DCF”).

A person is designated as a sexual predator by a court if the person:

- has been convicted of a current qualifying capital, life, or first degree felony sex offense committed on or after October 1, 1993;
- has been convicted of a current qualifying sex offense committed on or after October 1, 1993, and has a prior conviction for a qualifying sex offense; or
- was found to be a sexually violent predator in a civil commitment proceeding.⁸

A person is classified as a sexual offender if the person:

¹ Jacob Davidson, *Here’s How Many Internet Users There Are*, TIME MAGAZINE, May 26, 2015, available at <http://time.com/money/3896219/internet-users-worldwide/> (last viewed Mar. 3, 2017).

² Andrew Perrin, *Social Media Usage: 2005-2015, 65% of Adults Now Use Social Networking Sites – A Nearly Tenfold Jump in the Past Decade*, Pew Research Center, Oct. 8, 2015, available at <http://www.pewinternet.org/2015/10/08/social-networking-usage-2005-2015/> (last viewed Mar. 3, 2017).

³ Shannon Greenwood, Andrew Perrin, and Maeve Duggan, *Social Media Update 2016, Facebook Usage and Engagement is on the Rise, While Adoption of Other Platforms Holds Steady*, Pew Research Center, Nov. 11, 2016, available at <http://www.pewinternet.org/2016/11/11/social-media-update-2016/> (last viewed Mar. 3, 2016).

⁴ Byron Acohido, *Sex Predators Target Children Using Social Media*, USA TODAY, Mar. 1, 2011, available at http://usatoday30.usatoday.com/tech/news/2011-02-28-online-pedophiles_N.htm (last viewed Mar. 4, 2017).

⁵ Kimberly J. Mitchell, Ph.D., David Finkelhor, Ph.D., Lisa M. Jones, Ph.D., and Janis Wolak, J.D., *Use of Social Networking Sites in Online Sex Crimes Against Minors: An Examination of National Incidence and Means of Utilization*, Journal of Adolescent Health, Jan. 2010, at 3, available at <http://www.unh.edu/ccrc/pdf/CV174.pdf> (last viewed Mar. 4, 2017).

⁶ *Id.*

⁷ ss. 775.21–775.25, 943.043–943.0437, 944.606–944.607, and 985.481–985.4815, F.S.

⁸ s. 775.21, F.S. (“The Florida Sexual Predators Act”).

- has been convicted of a qualifying sex offense and has been released on or after October 1, 1997 (the date the modern registry became effective) from the sanction imposed for that offense;
- establishes or maintains a Florida residence and is subject to registration or community or public notification in another state or jurisdiction or is in the custody or control of, or under the supervision of, another state or jurisdiction as a result of a conviction for a qualifying sex offense; or
- on or after July 1, 2007, has been adjudicated delinquent of a qualifying sexual battery or lewd offense committed when the person was 14 years of age or older.^{9, 10}

Requirements for in-person registration and reregistration are similar for sexual predators and sexual offenders, but the frequency of reregistration depends on the qualifying offense. Registration requirements may also differ based on a special status, e.g., the sexual predator or sexual offender is in the DOC's control or custody, under DOC or DJJ supervision, or in residential commitment under the DJJ. The DOC and DJJ are required to report certain information on sexual predators and sexual offenders to the FDLE and other persons or entities.

FDLE, through its agency website, provides a searchable database that contains information about sexual predators and sexual offenders.¹¹ Further, local law enforcement agencies provide access to this information, typically through a link to the state public registry webpage.¹²

Florida's registry laws meet minimum federal requirements. The federal Sex Offender Registration and Notification Act ("SORNA"), which is Title I of the Adam Walsh Protection and Safety Act of 2006 ("AWA"),¹³ attempts to make all states' laws uniform with respect to requirements (or minimum standards) that Congress has judged to be necessary to be included in states' registry laws. The United States Department of Justice ("DOJ") maintains the Dru Sjodin National Sex Offender Public Website.¹⁴ States are free to choose not to substantially implement SORNA. However, the AWA penalizes noncompliance by partially reducing Byrne Justice Assistance Grant funding.¹⁵ The DOJ has determined that Florida has substantially implemented SORNA.¹⁶ Florida was the third state to do so.¹⁷

⁹ ss. 943.0435 and 985.4815, F.S.

¹⁰ Sections 944.606 and 944.607, F.S., which contain provisions relating to sexual offenders in the custody of or under the supervision of the Department of Corrections ("DOC"), also contain definitions of the term "sexual offender" along with qualifying offenses.

¹¹ FDLE is the central repository for registration information. It also maintains the state public registry and ensures Florida's compliance with federal laws. The Florida sheriff's handle in-person registration and reregistration. See Florida Department of Law Enforcement, *About Us*, Updated Oct. 1, 2016, available at <http://offender.fdle.state.fl.us/offender/About.jsp> (last viewed Feb. 20, 2017). FDLE maintains a database which allows members of the public to search for sexual offenders and sexual predators through a variety of search options, including name, neighborhood, and enrollment, employment, or volunteer status at a institute of higher education. Members of the public may also check whether an electronic mail address or Internet identifier belongs to a registered sexual offender or sexual predator. See FDLE Website at <http://offender.fdle.state.fl.us/offender/Search.jsp> (last viewed on Mar. 2, 2017).

¹² Link to FDLE's Public Offender Homepage, available at <http://offender.fdle.state.fl.us/offender/homepage.do;jsessionid=Te-Tt1GRPwWASHTSbLUQVw> (last visited on Feb. 20, 2017).

¹³ Adam Walsh Child Protection and Safety Act of 2006, Public Law 109-248, 42 U.S.C. § 16911 et seq.

¹⁴ United States Department of Justice, Dru Sjodin National Sex Offender Public Website, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking ("SMART"), available at <http://www.nsopw.gov/Core/Portal.aspx> (last visited on Feb. 20, 2017).

¹⁵ *Edward Byrne Justice Assistance Grant (JAG) Program Fact Sheet*, Bureau of Justice Assistance ("JAG Program Sheet"), United States Department of Justice, available at http://www.asca.net/system/assets/attachments/4390/JAG_Fact_Sheet.pdf (last viewed Feb. 20, 2017).

¹⁶ This standard is satisfied if a jurisdiction carries out SORNA requirements (as interpreted and explained by DOJ guidelines). Substantial implementation does not necessarily mean full implementation. Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking, United States Department of Justice, *Jurisdictions that have substantially implemented SORNA*, available at http://www.ojp.usdoj.gov/smart/newsroom_jurisdictions_sorna.htm (last visited on Feb. 20, 2017); see also Office of Justice Programs, United States Department of Justice, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking ("SMART"), *SORNA Implementation Status*, available at <https://ojp.gov/smart/sorna-map.htm> (last viewed Feb. 20, 2017).

Specified Information at Time of Registration, Electronic Mail Addresses, and Internet Identifiers

Reporting requirements and time periods for reporting differ depending upon whether the registrant (sexual predator or sexual offender) is in or out of custody or supervision. Generally, the registrant must initially report in person to the local sheriff's office within 48 hours after:

- establishing a residence in Florida (sexual predators and sexual offenders);
- being designated by the court as a sexual predator;
- being released from custody or supervision (sexual offenders); or
- being convicted, if the registrant is not under the control, custody, or supervision of the DOC or the custody of a private correctional facility (sexual offenders).¹⁸

Sections 775.21 and 943.0435, F.S., require sexual predators and sexual offenders to provide specified information at the time of initial registration. This includes:

- name;
- social security number;
- age;
- race;
- sex;
- date of birth;
- height;
- weight;
- tattoos or other identifying marks;
- hair and eye color;
- photograph;
- address of legal residences, including current, known, temporary, transient, or future;
- electronic mail addresses and all Internet identifiers;
- home and cellular telephone numbers;
- employment information and other additional information;
- vehicle information - make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned;
- dates and places of conviction and related information such as fingerprints; palm prints; and a brief description of the crime or crimes committed by the offender;
- information regarding alien immigration status;
- information regarding whether the offender is enrolled or employed by an institution of higher education; and
- changes of status (change of address, change of employment, etc.)¹⁹

Among these requirements, s. 775.21(6)(g)5.a., F.S., provides: "A sexual predator shall register all electronic mail addresses and Internet identifiers with the department through the department's online system or in person at the sheriff's office before using such electronic mail addresses and Internet identifiers." Similarly, s. 943.0435(4)(e), F.S., provides: "A sexual offender shall register all electronic mail addresses and Internet identifiers with the department through the department's online system or in person at the sheriff's office before using such electronic mail addresses and Internet identifiers."

Section 943.0437(2), F.S., in turn, indicates, "the department may provide information relating to electronic mail addresses and Internet identifiers, maintained as part of the sexual offender registry to commercial social networking websites or third parties designated by commercial social networking websites. The commercial social networking website may use this information for the purpose of

¹⁷ Elysa Batista, *Florida Becomes Third State to Comply with Sex Offender Tracking Law*, NAPLES DAILY NEWS, June 19, 2010, available at <http://archive.naplesnews.com/news/state/florida-becomes-third-state-to-comply-with-sex-offender-tracking-law-ep-394657717-343306372.html> (last viewed Feb. 20, 2017).

¹⁸ ss. 775.21(6)(e) and 943.0435(2)(a), F.S.

¹⁹ ss. 775.21(6)(a) and (6)(g)(5), and 943.0435(2)(a), (2)(b), and (4)(e), F.S.

comparing registered users and screening potential users of the commercial social networking website against the list of electronic mail addresses and Internet identifiers provided by the department.”

Section 943.0437(1), F.S., defines the term commercial social networking website as a “commercially operated Internet website that allows users to create web pages or profiles that provide information about themselves and are available publicly or to other users and that offers a mechanism for communication with other users, such as a forum, chat room, electronic mail, or instant messenger.”

Section 775.21(6)(i), F.S., requires a sexual predator who intends to establish a permanent, temporary, or transient residence in another state or jurisdiction other than Florida to report in person to the local sheriff’s office within 48 hours before the date he or she intends to leave the state, or at least 21 days if the intended residence of 5 days or more is outside of the United States, along with other travel details.

Section 775.21(6)(k)2., F.S., provides that the sexual predator registration list compiled by FDLE is a public record.²⁰ FDLE may disseminate this public information by any means deemed appropriate, including operating a toll-free telephone number for this purpose.²¹

The requirement to register electronic mail addresses and instant messaging names has been in place since 2007.²² The requirement to register Internet identifiers was added in 2014.²³ In 2016, the Florida Legislature amended the definition of “Internet identifier.” The prior definition provides:

“ ‘Internet identifier’ means all electronic mail, chat, instant messenger, social networking, application software, or similar names used for Internet communication, but does not include a date of birth, social security number, or personal identification number (PIN).”^{24, 25}

The 2016 Legislature passed HB 1333/SB 1662, which included an expanded definition of Internet identifiers and also required the collection of Internet identifiers associated with website or URL²⁶ or software applications. The amended definition of “Internet identifier,” which had an effective date of October 1, 2016, provides:

- “Internet identifier” includes, but is not limited to, all website uniform resource locators (URLs) and application software, whether mobile or nonmobile, used for Internet communication, including anonymous communication, through electronic mail, chat, instant messages, social networking, social gaming, or other similar programs and all corresponding usernames, logins, screen names, and screen identifiers associated with each URL or application software. Internet identifier does not include a date of birth, Social Security number, personal identification number (PIN), URL, or application software used for utility, banking, retail, or medical purposes.²⁷

Shortly before the amended definition of “Internet identifier” was slated to take effect, a group of plaintiffs in Florida, who had been convicted as sexual offenders, filed a lawsuit against the Commissioner of FDLE in federal court.²⁸ The plaintiffs argued that the requirement to register all Internet identifiers violated the First Amendment. The plaintiffs also argued that the definition of an

²⁰ s. 775.21(6)(k)2., F.S.

²¹ *Id.*

²² Ch. 2007-143, Laws of Fla.

²³ Ch. 2014-5, Laws of Fla.

²⁴ s. 775.21(2)(i), F.S. (2015).

²⁵ Section 943.0435(1)(e), F.S., provides that “‘Internet identifier’ has the same meaning as provided in s. 775.21.”

²⁶ “URL stands for Uniform Resource Locator, and is used to specify addresses on the World Wide Web. A URL is the fundamental network identification for any resource connected to the web (e.g., hypertext pages, images, and sound files).” See Indiana University Information Technology Knowledge Base Repository, available at <https://kb.iu.edu/d/adnz> (last viewed Feb. 17, 2017).

²⁷ Ch. 2016-104, Laws of Fla. (amending s. 775.21(2)(i), F.S. and renumbering it s. 775.21(2)(j), F.S.).

²⁸ The current Commissioner of FDLE is Richard “Rick” L. Swearingen, and the lawsuit was filed against the Commissioner acting in his official capacity, in the United States District Court for the Northern District of Florida, Tallahassee Division. The style of the case is *Doe v. Swearingen*, Case No. 4:16-00501-RH-CAS (N.D. Fla. Sept. 27, 2016).

Internet identifier was unconstitutionally vague and sought a preliminary injunction. On September 27, 2016, the federal court issued a preliminary injunction regarding the definition of Internet identifiers. The court determined that the language regarding Internet identifiers was overbroad and vague and required an individual to either forego protected speech or run the risk of criminal prosecution.²⁹ However, the court noted that the injunction did not preclude enforcement of the prior definition of Internet identifier.³⁰

Effect of the Bill

The bill amends s. 775.21(2)(j), F.S., providing a new definition of "Internet identifier." Under the bill:

"Internet Identifier" means any designation, moniker, screen name, username, or other name used for self-identification to send or receive social Internet communication. Internet identifier does not include a date of birth, social security number, personal identification number (PIN), or password. A sexual offender's or sexual predator's use of an Internet identifier that discloses his or her date of birth, social security number, PIN, password, or other information that would reveal the identity of the sexual offender or sexual predator waives the disclosure exemption in this paragraph and in 119.071(5)(l) for such personal information.

The bill also amends s. 775.21(2)(m), F.S., redesignating other subsections and paragraphs to create a definition for "Social Internet communication." Under the bill:

"Social Internet communication" means any communication through a commercial social networking website, as defined in s. 943.0437, or application software. The term "social Internet communication" does not include any of the following: communication for which the primary purpose is the facilitation of commercial transactions involving goods or services; communication on an Internet website for which the primary purpose of the website is the dissemination of news; or communication with a governmental entity. For purposes of this paragraph, the term "application software" means any computer program designed to run on mobile devices such as smartphones and tablet computers which allows users to create web pages or profiles that provide information about themselves and are available publicly or to other users and that offers a mechanism for communication with other users through a forum, a chatroom, electronic mail, or an instant messenger.

The bill amends ss. 775.21 and 943.0435, F.S., to conform these provisions to changes made by the act. The bill also requires sexual predators and sexual offenders to update any changes to the Internet identifier's corresponding website homepage or application software name within 48 hours of using the Internet identifier.

The bill amends s. 775.21(6)(k)2., F.S., clarifying that FDLE's sexual predator registration is a public record unless otherwise made exempt or confidential and exempt from s. 119.07(1), F.S., and s. 24(a) of Art. I of the State Constitution.

Finally, the bill reenacts sections of law to incorporate amendments by the bill to statutes that are cross-referenced in the reenacted sections.

B. SECTION DIRECTORY:

Section 1. Amends s. 775.21, F.S., relating to The Florida Sexual Predators Act.

²⁹ Order Granting Preliminary Injunction, issued in *Doe v. Swearingen*. Case No. 4:16-00501-RH-CAS, at 6-11 (N.D. Fla. Sept. 27, 2016). The Order noted, in part, that the amended definition of Internet identifier "trenches on First Amendment rights and is unconstitutionally vague." *Id.* at 11.

³⁰ *Id.* at 12.

Section 2. Amends s. 943.0435, F.S., relating to sexual offenders required to register with the department; penalty.

Section 3. Reenacts s. 943.0437, F.S., relating to commercial social networking sites.

Section 4. Reenacts s. 944.606, F.S., relating to sexual offenders; notification upon release.

Section 5. Reenacts s. 944.607, F.S., relating to notification to Department of Law Enforcement of information on sexual offenders.

Section 6. Reenacts s. 985.481, F.S., relating to sexual offenders adjudicated delinquent; notification upon release.

Section 7. Reenacts s. 985.4815, F.S., relating to notification to Department of Law Enforcement of information on juvenile sex offenders.

Section 8. Reenacts s. 944.606, F.S., relating to sexual offenders; notification upon release.

Section 9. Reenacts s. 944.607, F.S., relating to notification to Department of Law Enforcement of information on sexual offenders.

Section 10. Reenacts s. 985.481, F.S., relating to sexual offenders adjudicated delinquent; notification upon release.

Section 11. Reenacts s. 985.4815, F.S., relating to notification to Department of Law Enforcement of information on juvenile sex offenders.

Section 12. Reenacts s. 794.056, F.S., relating to Rape Crisis Program Trust Fund.

Section 13. Reenacts s. 921.0022, F.S., relating to Criminal Punishment Code; offense severity ranking chart.

Section 14. Reenacts s. 938.085, F.S., relating to additional cost to fund rape crisis centers.

Section 15. Provides that the bill takes effect on becoming a law.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues: This bill does not appear to have an impact on state government revenues.
2. Expenditures: The Criminal Justice Impact Conference considered the bill on March 2, 2017, and determined the bill would increase the prison population by an indeterminate amount. An "indeterminate amount" means an unquantifiable increase in the need for prison beds.³¹

According to the Department of Corrections, in FY 15-16, there were 1,001 adjudicated offenders sentenced for registration/false information offenses related to sexual offenders and sexual predators. Of those adjudicated, 503 offenders received a sentence to prison with a mean sentence length of 40.2 months. It is unknown how many additional prison beds would be necessary for offenders violating the changes made in this bill.

³¹2017 Criminal Justice Impact Conference, Conference Results, HB699, available at <http://edr.state.fl.us/Content/conferences/criminaljusticeimpact/HB699.pdf> (last visited March 17, 2017).

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues: This bill does not appear to have an impact on local government revenues.
2. Expenditures: This bill does not appear to have an impact on local government expenditures.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR: None.

D. FISCAL COMMENTS: None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision: None.
2. Other: None.

B. RULE-MAKING AUTHORITY: This bill does not appear to create a need for rulemaking or rulemaking authority.

C. DRAFTING ISSUES OR OTHER COMMENTS: None.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On March 8, 2017, the Criminal Justice Subcommittee adopted a proposed committee substitute and reported the bill favorably as a committee substitute ("CS"). The CS differs from the bill as filed in that the CS:

- Revised the definition of "social Internet communication" to incorporate an existing statutory reference and include the term "application software" for clarification and consistency.
- Made technical changes to conform to other parts of the act.

This analysis is drafted to the CS as passed by the Criminal Justice Subcommittee.

1 A bill to be entitled
2 An act relating to Internet identifiers; amending s.
3 775.21, F.S.; revising the definition of the term
4 "Internet identifier"; defining the term "social
5 Internet communication"; requiring a sexual predator
6 to register each Internet identifier's corresponding
7 website homepage or application software name with the
8 Department of Law Enforcement through the sheriff's
9 office; requiring a sexual predator to report any
10 change to certain information after initial in-person
11 registration in a specified manner; providing that the
12 department's sexual predator registration list is a
13 public record, unless otherwise made exempt or
14 confidential and exempt; providing penalties; making
15 technical changes; amending s. 943.0435, F.S.;
16 requiring a sexual offender, upon initial
17 registration, to report in person at the sheriff's
18 office; requiring the sexual offender to report any
19 change to each Internet identifier's corresponding
20 website homepage or application software name in
21 person at the sheriff's office in a specified manner;
22 requiring a sexual offender to report any change to
23 certain information after initial in-person
24 registration in a specified manner; making technical
25 changes; reenacting ss. 943.0437(2), 944.606(1)(c),

26 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e),
 27 F.S., relating to the definition of the term "Internet
 28 identifier," to incorporate the amendment made to s.
 29 775.21, F.S., in references thereto; reenacting ss.
 30 944.606(3)(a), 944.607(4)(a), (9), and (13)(c),
 31 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b),
 32 F.S., relating to sexual offenders, notification to
 33 the Department of Law Enforcement of information on
 34 sexual offenders, notification to the department upon
 35 release of sexual offenders adjudicated delinquent,
 36 and notification to the department of information on
 37 juvenile sexual offenders, respectively, to
 38 incorporate the amendment made to s. 943.0435, F.S.,
 39 in references thereto; reenacting ss. 794.056(1),
 40 921.0022(3)(g), and 938.085, F.S., relating to the
 41 Rape Crisis Program Trust Fund, the Criminal
 42 Punishment Code offense severity ranking chart, and
 43 additional costs to fund rape crisis centers,
 44 respectively, to incorporate the amendments made to
 45 ss. 775.21 and 943.0435, F.S., in references thereto;
 46 providing an effective date.

47
 48 Be It Enacted by the Legislature of the State of Florida:

49
 50 Section 1. Paragraphs (m), (n), and (o) of subsection (2)

51 of section 775.21, Florida Statutes, are redesignated as
 52 paragraphs (n), (o), and (p), respectively, a new paragraph (m)
 53 is added to that subsection, and paragraph (j) of that
 54 subsection is amended, paragraphs (a) and (d) of subsection (4)
 55 are republished, paragraph (d) of subsection (5) is republished,
 56 paragraphs (a), (e), (g), and (k) of subsection (6) are amended
 57 and paragraph (i) of that subsection is republished, paragraph
 58 (a) of subsection (8) is amended, paragraph (a) of subsection
 59 (10) of that section is amended, and paragraph (e) of that
 60 subsection is republished, to read:

61 775.21 The Florida Sexual Predators Act.—
 62 (2) DEFINITIONS.—As used in this section, the term:
 63 (j) "Internet identifier" means any designation, moniker,
 64 screen name, username, or other name used for self-
 65 identification to send or receive social Internet communication
 66 includes, but is not limited to, all website uniform resource
 67 locators (URLs) and application software, whether mobile or
 68 nonmobile, used for Internet communication, including anonymous
 69 communication, through electronic mail, chat, instant messages,
 70 social networking, social gaming, or other similar programs and
 71 all corresponding usernames, logins, screen names, and screen
 72 identifiers associated with each URL or application software.
 73 Internet identifier does not include a date of birth, social
 74 security ~~Social Security~~ number, personal identification number
 75 (PIN), or password. A sexual offender's or sexual predator's use

76 of an Internet identifier that discloses his or her date of
77 birth, social security number, personal identification number
78 (PIN), password, or other information that would reveal the
79 identity of the sexual offender or sexual predator URL, or
80 application software used for utility, banking, retail, or
81 medical purposes. Voluntary disclosure by a sexual predator or
82 sexual offender of his or her date of birth, Social Security
83 number, or PIN as an Internet identifier waives the disclosure
84 exemption in this paragraph and in s. 119.071(5)(1) for such
85 personal information.

86 (m) "Social Internet communication" means any
87 communication through a commercial social networking website as
88 defined in s. 943.0437, or application software. The term does
89 not include any of the following:

- 90 1. Communication for which the primary purpose is the
91 facilitation of commercial transactions involving goods or
92 services;
- 93 2. Communication on an Internet website for which the
94 primary purpose of the website is the dissemination of news; or
- 95 3. Communication with a governmental entity.

96
97 For purposes of this paragraph, the term "application software"
98 means any computer program designed to run on a mobile device
99 such as a smartphone or tablet computer, that allows users to
100 create web pages or profiles that provide information about

101 themselves and are available publicly or to other users, and
 102 that offers a mechanism for communication with other users
 103 through a forum, a chatroom, electronic mail, or an instant
 104 messenger.

105 (4) SEXUAL PREDATOR CRITERIA.—

106 (a) For a current offense committed on or after October 1,
 107 1993, upon conviction, an offender shall be designated as a
 108 "sexual predator" under subsection (5), and subject to
 109 registration under subsection (6) and community and public
 110 notification under subsection (7) if:

111 1. The felony is:

112 a. A capital, life, or first degree felony violation, or
 113 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
 114 is a minor, or s. 794.011, s. 800.04, or s. 847.0145, or a
 115 violation of a similar law of another jurisdiction; or

116 b. Any felony violation, or any attempt thereof, of s.
 117 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 118 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
 119 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
 120 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
 121 s. 800.04; s. 810.145(8)(b); s. 825.1025; s. 827.071; s.
 122 847.0135, excluding s. 847.0135(6); s. 847.0145; s. 895.03, if
 123 the court makes a written finding that the racketeering activity
 124 involved at least one sexual offense listed in this sub-
 125 subparagraph or at least one offense listed in this sub-

126 | subparagraph with sexual intent or motive; s. 916.1075(2); or s.
 127 | 985.701(1); or a violation of a similar law of another
 128 | jurisdiction, and the offender has previously been convicted of
 129 | or found to have committed, or has pled nolo contendere or
 130 | guilty to, regardless of adjudication, any violation of s.
 131 | 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
 132 | 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
 133 | (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
 134 | s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
 135 | s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
 136 | excluding s. 847.0135(6); s. 847.0145; s. 895.03, if the court
 137 | makes a written finding that the racketeering activity involved
 138 | at least one sexual offense listed in this sub-subparagraph or
 139 | at least one offense listed in this sub-subparagraph with sexual
 140 | intent or motive; s. 916.1075(2); or s. 985.701(1); or a
 141 | violation of a similar law of another jurisdiction;

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

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

148 | (d) An offender who has been determined to be a sexually
 149 | violent predator pursuant to a civil commitment proceeding under
 150 | chapter 394 shall be designated as a "sexual predator" under

151 subsection (5) and subject to registration under subsection (6)
 152 and community and public notification under subsection (7).

153 (5) SEXUAL PREDATOR DESIGNATION.—An offender is designated
 154 as a sexual predator as follows:

155 (d) A person who establishes or maintains a residence in
 156 this state and who has not been designated as a sexual predator
 157 by a court of this state but who has been designated as a sexual
 158 predator, as a sexually violent predator, or by another sexual
 159 offender designation in another state or jurisdiction and was,
 160 as a result of such designation, subjected to registration or
 161 community or public notification, or both, or would be if the
 162 person was a resident of that state or jurisdiction, without
 163 regard to whether the person otherwise meets the criteria for
 164 registration as a sexual offender, shall register in the manner
 165 provided in s. 943.0435 or s. 944.607 and shall be subject to
 166 community and public notification as provided in s. 943.0435 or
 167 s. 944.607. A person who meets the criteria of this section is
 168 subject to the requirements and penalty provisions of s.

169 943.0435 or s. 944.607 until the person provides the department
 170 with an order issued by the court that designated the person as
 171 a sexual predator, as a sexually violent predator, or by another
 172 sexual offender designation in the state or jurisdiction in
 173 which the order was issued which states that such designation
 174 has been removed or demonstrates to the department that such
 175 designation, if not imposed by a court, has been removed by

176 operation of law or court order in the state or jurisdiction in
 177 which the designation was made, and provided such person no
 178 longer meets the criteria for registration as a sexual offender
 179 under the laws of this state.

180 (6) REGISTRATION.—

181 (a) A sexual predator shall register with the department
 182 through the sheriff's office by providing the following
 183 information to the department:

184 1. Name; social security number; age; race; sex; date of
 185 birth; height; weight; tattoos or other identifying marks; hair
 186 and eye color; photograph; address of legal residence and
 187 address of any current temporary residence, within the state or
 188 out of state, including a rural route address and a post office
 189 box; if no permanent or temporary address, any transient
 190 residence within the state; address, location or description,
 191 and dates of any current or known future temporary residence
 192 within the state or out of state; ~~all~~ electronic mail addresses;
 193 ~~and all~~ Internet identifiers and each Internet identifier's
 194 corresponding website homepage or application software name
 195 ~~required to be provided pursuant to subparagraph (g)5.~~; ~~all~~ home
 196 telephone numbers and cellular telephone numbers ~~required to be~~
 197 ~~provided pursuant to subparagraph (g)5.~~; employment information
 198 ~~required to be provided pursuant to subparagraph (g)5.~~; the
 199 make, model, color, vehicle identification number (VIN), and
 200 license tag number of all vehicles owned; date and place of each

201 conviction; fingerprints; palm prints; and a brief description
202 of the crime or crimes committed by the offender. A post office
203 box may not be provided in lieu of a physical residential
204 address. The sexual predator shall produce his or her passport,
205 if he or she has a passport, and, if he or she is an alien,
206 shall produce or provide information about documents
207 establishing his or her immigration status. The sexual predator
208 shall also provide information about any professional licenses
209 he or she has.

210 a. Any change that occurs after the sexual predator
211 registers in person at the sheriff's office as provided in
212 subparagraph 1. in any of the following information related to
213 the sexual predator must be reported as provided in paragraphs
214 (g), (i), and (j): permanent, temporary, or transient residence;
215 name; electronic mail addresses; Internet identifiers and each
216 Internet identifier's corresponding website homepage or
217 application software name; home and cellular telephone numbers;
218 employment information; and status at an institution of higher
219 education.

220 ~~b.a.~~ If the sexual predator's place of residence is a
221 motor vehicle, trailer, mobile home, or manufactured home, as
222 defined in chapter 320, the sexual predator shall also provide
223 to the department written notice of the vehicle identification
224 number; the license tag number; the registration number; and a
225 description, including color scheme, of the motor vehicle,

226 | trailer, mobile home, or manufactured home. If a sexual
227 | predator's place of residence is a vessel, live-aboard vessel,
228 | or houseboat, as defined in chapter 327, the sexual predator
229 | shall also provide to the department written notice of the hull
230 | identification number; the manufacturer's serial number; the
231 | name of the vessel, live-aboard vessel, or houseboat; the
232 | registration number; and a description, including color scheme,
233 | of the vessel, live-aboard vessel, or houseboat.

234 | ~~c.b.~~ If the sexual predator is enrolled or employed,
235 | whether for compensation or as a volunteer, at an institution of
236 | higher education in this state, the sexual predator shall also
237 | provide to the department ~~pursuant to subparagraph (g) 5.~~ the
238 | name, address, and county of each institution, including each
239 | campus attended, and the sexual predator's enrollment,
240 | volunteer, or employment status. The sheriff, the Department of
241 | Corrections, or the Department of Juvenile Justice shall
242 | promptly notify each institution of higher education of the
243 | sexual predator's presence and any change in the sexual
244 | predator's enrollment, volunteer, or employment status.

245 | ~~d.e.~~ A sexual predator shall report in person to the
246 | sheriff's office within 48 hours after any change in vehicles
247 | owned to report those vehicle information changes.

248 | 2. Any other information determined necessary by the
249 | department, including criminal and corrections records;
250 | nonprivileged personnel and treatment records; and evidentiary

251 genetic markers when available.

252 (e)1. If the sexual predator is not in the custody or
 253 control of, or under the supervision of, the Department of
 254 Corrections or is not in the custody of a private correctional
 255 facility, the sexual predator shall register in person:

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

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

262 2. Any change that occurs after the sexual predator
 263 registers in person at the sheriff's office as provided in
 264 subparagraph 1. in any of the following information related to
 265 in the sexual predator must be reported as provided in
 266 paragraphs (g), (i), and (j): predator's permanent, temporary,
 267 or transient residence; name; vehicles owned; electronic mail
 268 addresses; Internet identifiers and each Internet identifier's
 269 corresponding website homepage or application software name;
 270 home ~~telephone numbers~~ and cellular telephone numbers; and
 271 employment information; and any change in status at an
 272 institution of higher education, ~~required to be provided~~
 273 ~~pursuant to subparagraph (g)5., after the sexual predator~~
 274 ~~registers in person at the sheriff's office as provided in~~
 275 ~~subparagraph 1. must be accomplished in the manner provided in~~

276 | ~~paragraphs (g), (i), and (j)~~. When a sexual predator registers
277 | with the sheriff's office, the sheriff shall take a photograph,
278 | a set of fingerprints, and palm prints of the predator and
279 | forward the photographs, palm prints, and fingerprints to the
280 | department, along with the information that the predator is
281 | required to provide pursuant to this section.

282 | (g)1. Each time a sexual predator's driver license or
283 | identification card is subject to renewal, and, without regard
284 | to the status of the predator's driver license or identification
285 | card, within 48 hours after any change of the predator's
286 | residence or change in the predator's name by reason of marriage
287 | or other legal process, the predator shall report in person to a
288 | driver license office and is subject to the requirements
289 | specified in paragraph (f). The Department of Highway Safety and
290 | Motor Vehicles shall forward to the department and to the
291 | Department of Corrections all photographs and information
292 | provided by sexual predators. Notwithstanding the restrictions
293 | set forth in s. 322.142, the Department of Highway Safety and
294 | Motor Vehicles may release a reproduction of a color-photograph
295 | or digital-image license to the Department of Law Enforcement
296 | for purposes of public notification of sexual predators as
297 | provided in this section. A sexual predator who is unable to
298 | secure or update a driver license or an identification card with
299 | the Department of Highway Safety and Motor Vehicles as provided
300 | in paragraph (f) and this paragraph shall also report any change

301 of the predator's residence or change in the predator's name by
302 reason of marriage or other legal process within 48 hours after
303 the change to the sheriff's office in the county where the
304 predator resides or is located and provide confirmation that he
305 or she reported such information to the Department of Highway
306 Safety and Motor Vehicles. The reporting requirements under this
307 subparagraph do not negate the requirement for a sexual predator
308 to obtain a Florida driver license or identification card as
309 required by this section.

310 2.a. A sexual predator who vacates a permanent, temporary,
311 or transient residence and fails to establish or maintain
312 another permanent, temporary, or transient residence shall,
313 within 48 hours after vacating the permanent, temporary, or
314 transient residence, report in person to the sheriff's office of
315 the county in which he or she is located. The sexual predator
316 shall specify the date upon which he or she intends to or did
317 vacate such residence. The sexual predator shall provide or
318 update all of the registration information required under
319 paragraph (a). The sexual predator shall provide an address for
320 the residence or other place that he or she is or will be
321 located during the time in which he or she fails to establish or
322 maintain a permanent or temporary residence.

323 b. A sexual predator shall report in person at the
324 sheriff's office in the county in which he or she is located
325 within 48 hours after establishing a transient residence and

326 thereafter must report in person every 30 days to the sheriff's
327 office in the county in which he or she is located while
328 maintaining a transient residence. The sexual predator must
329 provide the addresses and locations where he or she maintains a
330 transient residence. Each sheriff's office shall establish
331 procedures for reporting transient residence information and
332 provide notice to transient registrants to report transient
333 residence information as required in this sub-subparagraph.
334 Reporting to the sheriff's office as required by this sub-
335 subparagraph does not exempt registrants from any reregistration
336 requirement. The sheriff may coordinate and enter into
337 agreements with police departments and other governmental
338 entities to facilitate additional reporting sites for transient
339 residence registration required in this sub-subparagraph. The
340 sheriff's office shall, within 2 business days, electronically
341 submit and update all information provided by the sexual
342 predator to the department.

343 3. A sexual predator who remains at a permanent,
344 temporary, or transient residence after reporting his or her
345 intent to vacate such residence shall, within 48 hours after the
346 date upon which the predator indicated he or she would or did
347 vacate such residence, report in person to the sheriff's office
348 to which he or she reported pursuant to subparagraph 2. for the
349 purpose of reporting his or her address at such residence. When
350 the sheriff receives the report, the sheriff shall promptly

351 convey the information to the department. An offender who makes
352 a report as required under subparagraph 2. but fails to make a
353 report as required under this subparagraph commits a felony of
354 the second degree, punishable as provided in s. 775.082, s.
355 775.083, or s. 775.084.

356 4. The failure of a sexual predator who maintains a
357 transient residence to report in person to the sheriff's office
358 every 30 days as required by sub-subparagraph 2.b. is punishable
359 as provided in subsection (10).

360 5.a. A sexual predator shall register all electronic mail
361 addresses and Internet identifiers, and each Internet
362 identifier's corresponding website homepage or application
363 software name, with the department through the department's
364 online system or in person at the sheriff's office within 48
365 hours after ~~before~~ using such electronic mail addresses and
366 Internet identifiers. If the sexual predator is in the custody
367 or control, or under the supervision, of the Department of
368 Corrections, he or she must report all electronic mail addresses
369 and Internet identifiers, and each Internet identifier's
370 corresponding website homepage or application software name, to
371 the Department of Corrections before using such electronic mail
372 addresses or Internet identifiers. If the sexual predator is in
373 the custody or control, or under the supervision, of the
374 Department of Juvenile Justice, he or she must report all
375 electronic mail addresses and Internet identifiers, and each

376 | Internet identifier's corresponding website homepage or
 377 | application software name, to the Department of Juvenile Justice
 378 | before using such electronic mail addresses or Internet
 379 | identifiers.

380 | b. A sexual predator shall register all changes to home
 381 | telephone numbers and cellular telephone numbers, including
 382 | added and deleted numbers, all changes to employment
 383 | information, and all changes in status related to enrollment,
 384 | volunteering, or employment at institutions of higher education,
 385 | through the department's online system; in person at the
 386 | sheriff's office; in person at the Department of Corrections if
 387 | the sexual predator is in the custody or control, or under the
 388 | supervision, of the Department of Corrections; or in person at
 389 | the Department of Juvenile Justice if the sexual predator is in
 390 | the custody or control, or under the supervision, of the
 391 | Department of Juvenile Justice. All changes required to be
 392 | reported in this sub-subparagraph shall be reported within 48
 393 | hours after the change.

394 | c. The department shall establish an online system through
 395 | which sexual predators may securely access, submit, and update
 396 | all electronic mail addresses; ~~address and~~ Internet identifiers
 397 | and each Internet identifier's corresponding website homepage or
 398 | application software name; ~~identifier information,~~ home
 399 | telephone numbers and cellular telephone numbers;~~;~~ employment
 400 | information;~~;~~ and institution of higher education information.

401 (i) A sexual predator who intends to establish a
402 permanent, temporary, or transient residence in another state or
403 jurisdiction other than the State of Florida shall report in
404 person to the sheriff of the county of current residence within
405 48 hours before the date he or she intends to leave this state
406 to establish residence in another state or jurisdiction or at
407 least 21 days before the date he or she intends to travel if the
408 intended residence of 5 days or more is outside of the United
409 States. Any travel that is not known by the sexual predator 21
410 days before the departure date must be reported to the sheriff's
411 office as soon as possible before departure. The sexual predator
412 shall provide to the sheriff the address, municipality, county,
413 state, and country of intended residence. For international
414 travel, the sexual predator shall also provide travel
415 information, including, but not limited to, expected departure
416 and return dates, flight number, airport of departure, cruise
417 port of departure, or any other means of intended travel. The
418 sheriff shall promptly provide to the department the information
419 received from the sexual predator. The department shall notify
420 the statewide law enforcement agency, or a comparable agency, in
421 the intended state, jurisdiction, or country of residence of the
422 sexual predator's intended residence. The failure of a sexual
423 predator to provide his or her intended place of residence is
424 punishable as provided in subsection (10).

425 (k)1. The department is responsible for the online

426 maintenance of current information regarding each registered
427 sexual predator. The department shall maintain hotline access
428 for state, local, and federal law enforcement agencies to obtain
429 instantaneous locator file and offender characteristics
430 information on all released registered sexual predators for
431 purposes of monitoring, tracking, and prosecution. The
432 photograph, palm prints, and fingerprints do not have to be
433 stored in a computerized format.

434 2. The department's sexual predator registration list,
435 containing the information described in subparagraph (a)1., is a
436 public record, unless otherwise made exempt or confidential and
437 exempt from s. 119.07(1) and s. 24(a) of Art. I of the State
438 Constitution. The department may disseminate this public
439 information by any means deemed appropriate, including operating
440 a toll-free telephone number for this purpose. When the
441 department provides information regarding a registered sexual
442 predator to the public, department personnel shall advise the
443 person making the inquiry that positive identification of a
444 person believed to be a sexual predator cannot be established
445 unless a fingerprint comparison is made, and that it is illegal
446 to use public information regarding a registered sexual predator
447 to facilitate the commission of a crime.

448 3. The department shall adopt guidelines as necessary
449 regarding the registration of sexual predators and the
450 dissemination of information regarding sexual predators as

451 | required by this section.

452 | (8) VERIFICATION.—The department and the Department of
 453 | Corrections shall implement a system for verifying the addresses
 454 | of sexual predators. The system must be consistent with the
 455 | federal Adam Walsh Child Protection and Safety Act of 2006 and
 456 | any other federal standards applicable to such verification or
 457 | required to be met as a condition for the receipt of federal
 458 | funds by the state. The Department of Corrections shall verify
 459 | the addresses of sexual predators who are not incarcerated but
 460 | who reside in the community under the supervision of the
 461 | Department of Corrections and shall report to the department any
 462 | failure by a sexual predator to comply with registration
 463 | requirements. County and local law enforcement agencies, in
 464 | conjunction with the department, shall verify the addresses of
 465 | sexual predators who are not under the care, custody, control,
 466 | or supervision of the Department of Corrections, and may verify
 467 | the addresses of sexual predators who are under the care,
 468 | custody, control, or supervision of the Department of
 469 | Corrections. Local law enforcement agencies shall report to the
 470 | department any failure by a sexual predator to comply with
 471 | registration requirements.

472 | (a) A sexual predator shall report in person each year
 473 | during the month of the sexual predator's birthday and during
 474 | every third month thereafter to the sheriff's office in the
 475 | county in which he or she resides or is otherwise located to

476 reregister. The sheriff's office may determine the appropriate
 477 times and days for reporting by the sexual predator, which must
 478 be consistent with the reporting requirements of this paragraph.
 479 Reregistration must include any changes to the following
 480 information:

481 1. Name; social security number; age; race; sex; date of
 482 birth; height; weight; tattoos or other identifying marks; hair
 483 and eye color; address of any permanent residence and address of
 484 any current temporary residence, within the state or out of
 485 state, including a rural route address and a post office box; if
 486 no permanent or temporary address, any transient residence
 487 within the state including the address, location or description
 488 of the transient residences, and dates of any current or known
 489 future temporary residence within the state or out of state; all
 490 electronic mail addresses; all ~~or~~ Internet identifiers and each
 491 Internet identifier's corresponding website homepage or
 492 application software name ~~required to be provided pursuant to~~
 493 ~~subparagraph (6)(g)5.~~; all home telephone numbers and cellular
 494 telephone numbers ~~required to be provided pursuant to~~
 495 ~~subparagraph (6)(g)5.~~; date and place of any employment ~~required~~
 496 ~~to be provided pursuant to subparagraph (6)(g)5.~~; the make,
 497 model, color, vehicle identification number (VIN), and license
 498 tag number of all vehicles owned; fingerprints; palm prints; and
 499 photograph. A post office box may not be provided in lieu of a
 500 physical residential address. The sexual predator shall also

501 produce his or her passport, if he or she has a passport, and,
502 if he or she is an alien, shall produce or provide information
503 about documents establishing his or her immigration status. The
504 sexual predator shall also provide information about any
505 professional licenses he or she has.

506 2. If the sexual predator is enrolled or employed, whether
507 for compensation or as a volunteer, at an institution of higher
508 education in this state, the sexual predator shall also provide
509 to the department the name, address, and county of each
510 institution, including each campus attended, and the sexual
511 predator's enrollment, volunteer, or employment status.

512 3. If the sexual predator's place of residence is a motor
513 vehicle, trailer, mobile home, or manufactured home, as defined
514 in chapter 320, the sexual predator shall also provide the
515 vehicle identification number; the license tag number; the
516 registration number; and a description, including color scheme,
517 of the motor vehicle, trailer, mobile home, or manufactured
518 home. If the sexual predator's place of residence is a vessel,
519 live-aboard vessel, or houseboat, as defined in chapter 327, the
520 sexual predator shall also provide the hull identification
521 number; the manufacturer's serial number; the name of the
522 vessel, live-aboard vessel, or houseboat; the registration
523 number; and a description, including color scheme, of the
524 vessel, live-aboard vessel, or houseboat.

525 (10) PENALTIES.—

526 (a) Except as otherwise specifically provided, a sexual
527 predator who fails to register; who fails, after registration,
528 to maintain, acquire, or renew a driver license or an
529 identification card; who fails to provide required location
530 information; who fails to provide, electronic mail addresses
531 ~~address information before use~~, Internet identifiers, and each
532 Internet identifier's corresponding website homepage or
533 application software name; who fails to provide identifier
534 ~~information before use~~, all home telephone numbers and cellular
535 telephone numbers, employment information, change in status at
536 an institution of higher education, or change-of-name
537 information; who fails to make a required report in connection
538 with vacating a permanent residence; who fails to reregister as
539 required; who fails to respond to any address verification
540 correspondence from the department within 3 weeks of the date of
541 the correspondence; who knowingly provides false registration
542 information by act or omission; or who otherwise fails, by act
543 or omission, to comply with the requirements of this section
544 commits a felony of the third degree, punishable as provided in
545 s. 775.082, s. 775.083, or s. 775.084.

546 (e) An arrest on charges of failure to register, the
547 service of an information or a complaint for a violation of this
548 section, or an arraignment on charges for a violation of this
549 section constitutes actual notice of the duty to register when
550 the predator has been provided and advised of his or her

551 | statutory obligation to register under subsection (6). A sexual
 552 | predator's failure to immediately register as required by this
 553 | section following such arrest, service, or arraignment
 554 | constitutes grounds for a subsequent charge of failure to
 555 | register. A sexual predator charged with the crime of failure to
 556 | register who asserts, or intends to assert, a lack of notice of
 557 | the duty to register as a defense to a charge of failure to
 558 | register shall immediately register as required by this section.
 559 | A sexual predator who is charged with a subsequent failure to
 560 | register may not assert the defense of a lack of notice of the
 561 | duty to register.

562 | Section 2. Paragraph (e) of subsection (1) of section
 563 | 943.0435, Florida Statutes, is republished, and subsection (2),
 564 | paragraph (e) of subsection (4), and paragraph (c) of subsection
 565 | (14) of that section, are amended, to read:

566 | 943.0435 Sexual offenders required to register with the
 567 | department; penalty.—

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

569 | (e) "Internet identifier" has the same meaning as provided
 570 | in s. 775.21.

571 | (2) Upon initial registration, a sexual offender shall:

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

573 | 1. In the county in which the offender establishes or
 574 | maintains a permanent, temporary, or transient residence within
 575 | 48 hours after:

576 a. Establishing permanent, temporary, or transient
 577 residence in this state; or
 578 b. Being released from the custody, control, or
 579 supervision of the Department of Corrections or from the custody
 580 of a private correctional facility; or

581 2. In the county where he or she was convicted within 48
 582 hours after being convicted for a qualifying offense for
 583 registration under this section if the offender is not in the
 584 custody or control of, or under the supervision of, the
 585 Department of Corrections, or is not in the custody of a private
 586 correctional facility.

587
 588 Any change in the information required to be provided pursuant
 589 to paragraph (b), including, but not limited to, any change in
 590 the sexual offender's permanent, temporary, or transient
 591 residence; name; electronic mail addresses; Internet identifiers
 592 and each Internet identifier's corresponding website homepage or
 593 application software name; home telephone numbers and cellular
 594 telephone numbers; ~~and~~ employment information; and any change in
 595 status at an institution of higher education, ~~required to be~~
 596 ~~provided pursuant to paragraph (4)(e)~~, after the sexual offender
 597 reports in person at the sheriff's office must be reported
 598 ~~accomplished~~ in the manner provided in subsections (4), (7), and
 599 (8).

600 (b) Provide his or her name; date of birth; social

601 security number; race; sex; height; weight; hair and eye color;
 602 tattoos or other identifying marks; fingerprints; palm prints;
 603 photograph; employment information ~~required to be provided~~
 604 ~~pursuant to paragraph (4)(e)~~; address of permanent or legal
 605 residence or address of any current temporary residence, within
 606 the state or out of state, including a rural route address and a
 607 post office box; if no permanent or temporary address, any
 608 transient residence within the state, address, location or
 609 description, and dates of any current or known future temporary
 610 residence within the state or out of state; the make, model,
 611 color, vehicle identification number (VIN), and license tag
 612 number of all vehicles owned; ~~all~~ home telephone numbers and
 613 cellular telephone numbers ~~required to be provided pursuant to~~
 614 ~~paragraph (4)(e)~~; ~~all~~ electronic mail addresses; ~~and all~~
 615 Internet identifiers and each Internet identifier's
 616 corresponding website homepage or application software name
 617 ~~required to be provided pursuant to paragraph (4)(e)~~; date and
 618 place of each conviction; and a brief description of the crime
 619 or crimes committed by the offender. A post office box may not
 620 be provided in lieu of a physical residential address. The
 621 sexual offender shall also produce his or her passport, if he or
 622 she has a passport, and, if he or she is an alien, shall produce
 623 or provide information about documents establishing his or her
 624 immigration status. The sexual offender shall also provide
 625 information about any professional licenses he or she has.

626 1. If the sexual offender's place of residence is a motor
627 vehicle, trailer, mobile home, or manufactured home, as defined
628 in chapter 320, the sexual offender shall also provide to the
629 department through the sheriff's office written notice of the
630 vehicle identification number; the license tag number; the
631 registration number; and a description, including color scheme,
632 of the motor vehicle, trailer, mobile home, or manufactured
633 home. If the sexual offender's place of residence is a vessel,
634 live-aboard vessel, or houseboat, as defined in chapter 327, the
635 sexual offender shall also provide to the department written
636 notice of the hull identification number; the manufacturer's
637 serial number; the name of the vessel, live-aboard vessel, or
638 houseboat; the registration number; and a description, including
639 color scheme, of the vessel, live-aboard vessel, or houseboat.

640 2. If the sexual offender is enrolled or employed, whether
641 for compensation or as a volunteer, at an institution of higher
642 education in this state, the sexual offender shall also provide
643 to the department ~~pursuant to paragraph (4)(e)~~ the name,
644 address, and county of each institution, including each campus
645 attended, and the sexual offender's enrollment, volunteer, or
646 employment status. The sheriff, the Department of Corrections,
647 or the Department of Juvenile Justice shall promptly notify each
648 institution of higher education of the sexual offender's
649 presence and any change in the sexual offender's enrollment,
650 volunteer, or employment status.

651 3. A sexual offender shall report in person to the
 652 sheriff's office within 48 hours after any change in vehicles
 653 owned to report those vehicle information changes.

654 (c) Provide any other information determined necessary by
 655 the department, including criminal and corrections records;
 656 nonprivileged personnel and treatment records; and evidentiary
 657 genetic markers, when available.

658
 659 When a sexual offender reports at the sheriff's office, the
 660 sheriff shall take a photograph, a set of fingerprints, and palm
 661 prints of the offender and forward the photographs, palm prints,
 662 and fingerprints to the department, along with the information
 663 provided by the sexual offender. The sheriff shall promptly
 664 provide to the department the information received from the
 665 sexual offender.

666 (4)

667 (e)1. A sexual offender shall register all electronic mail
 668 addresses and Internet identifiers, and each Internet
 669 identifier's corresponding website homepage or application
 670 software name, with the department through the department's
 671 online system or in person at the sheriff's office within 48
 672 hours after ~~before~~ using such electronic mail addresses and
 673 Internet identifiers. If the sexual offender is in the custody
 674 or control, or under the supervision, of the Department of
 675 Corrections, he or she must report all electronic mail addresses

676 and Internet identifiers, and each Internet identifier's
677 corresponding website homepage or application software name, to
678 the Department of Corrections before using such electronic mail
679 addresses or Internet identifiers. If the sexual offender is in
680 the custody or control, or under the supervision, of the
681 Department of Juvenile Justice, he or she must report all
682 electronic mail addresses and Internet identifiers, and each
683 Internet identifier's corresponding website homepage or
684 application software name, to the Department of Juvenile Justice
685 before using such electronic mail addresses or Internet
686 identifiers.

687 2. A sexual offender shall register all changes to home
688 telephone numbers and cellular telephone numbers, including
689 added and deleted numbers, all changes to employment
690 information, and all changes in status related to enrollment,
691 volunteering, or employment at institutions of higher education,
692 through the department's online system; in person at the
693 sheriff's office; in person at the Department of Corrections if
694 the sexual offender is in the custody or control, or under the
695 supervision, of the Department of Corrections; or in person at
696 the Department of Juvenile Justice if the sexual offender is in
697 the custody or control, or under the supervision, of the
698 Department of Juvenile Justice. All changes required to be
699 reported under this subparagraph must be reported within 48
700 hours after the change.

701 3. The department shall establish an online system through
 702 which sexual offenders may securely access, submit, and update
 703 all changes in status to electronic mail addresses; ~~address and~~
 704 Internet identifiers and each Internet identifier's
 705 corresponding website homepage or application software name;
 706 ~~identifier information,~~ home telephone numbers and cellular
 707 telephone numbers;; ~~employment information;~~ and institution of
 708 higher education information.

709 (14)

710 (c) The sheriff's office may determine the appropriate
 711 times and days for reporting by the sexual offender, which must
 712 be consistent with the reporting requirements of this
 713 subsection. Reregistration must include any changes to the
 714 following information:

715 1. Name; social security number; age; race; sex; date of
 716 birth; height; weight; tattoos or other identifying marks; hair
 717 and eye color; address of any permanent residence and address of
 718 any current temporary residence, within the state or out of
 719 state, including a rural route address and a post office box; if
 720 no permanent or temporary address, any transient residence
 721 within the state; address, location or description, and dates of
 722 any current or known future temporary residence within the state
 723 or out of state; all electronic mail addresses or Internet
 724 identifiers and each Internet identifier's corresponding website
 725 homepage or application software name ~~required to be provided~~

726 ~~pursuant to paragraph (4)(e);~~ all home telephone numbers and
727 cellular telephone numbers ~~required to be provided pursuant to~~
728 ~~paragraph (4)(e);~~ employment information ~~required to be provided~~
729 ~~pursuant to paragraph (4)(e);~~ the make, model, color, vehicle
730 identification number (VIN), and license tag number of all
731 vehicles owned; fingerprints; palm prints; and photograph. A
732 post office box may not be provided in lieu of a physical
733 residential address. The sexual offender shall also produce his
734 or her passport, if he or she has a passport, and, if he or she
735 is an alien, shall produce or provide information about
736 documents establishing his or her immigration status. The sexual
737 offender shall also provide information about any professional
738 licenses he or she has.

739 2. If the sexual offender is enrolled or employed, whether
740 for compensation or as a volunteer, at an institution of higher
741 education in this state, the sexual offender shall also provide
742 to the department the name, address, and county of each
743 institution, including each campus attended, and the sexual
744 offender's enrollment, volunteer, or employment status.

745 3. If the sexual offender's place of residence is a motor
746 vehicle, trailer, mobile home, or manufactured home, as defined
747 in chapter 320, the sexual offender shall also provide the
748 vehicle identification number; the license tag number; the
749 registration number; and a description, including color scheme,
750 of the motor vehicle, trailer, mobile home, or manufactured

751 | home. If the sexual offender's place of residence is a vessel,
752 | live-aboard vessel, or houseboat, as defined in chapter 327, the
753 | sexual offender shall also provide the hull identification
754 | number; the manufacturer's serial number; the name of the
755 | vessel, live-aboard vessel, or houseboat; the registration
756 | number; and a description, including color scheme, of the
757 | vessel, live-aboard vessel, or houseboat.

758 | 4. Any sexual offender who fails to report in person as
759 | required at the sheriff's office, who fails to respond to any
760 | address verification correspondence from the department within 3
761 | weeks of the date of the correspondence, who fails to report all
762 | electronic mail addresses and all Internet identifiers, and each
763 | Internet identifier's corresponding website homepage or
764 | application software name ~~before use~~, or who knowingly provides
765 | false registration information by act or omission commits a
766 | felony of the third degree, punishable as provided in s.
767 | 775.082, s. 775.083, or s. 775.084.

768 | Section 3. For the purpose of incorporating the amendment
769 | made by this act to section 775.21, Florida Statutes, in a
770 | reference thereto, subsection (2) of section 943.0437, Florida
771 | Statutes, is reenacted to read:

772 | 943.0437 Commercial social networking websites.—

773 | (2) The department may provide information relating to
774 | electronic mail addresses and Internet identifiers, as defined
775 | in s. 775.21, maintained as part of the sexual offender registry

776 to commercial social networking websites or third parties
777 designated by commercial social networking websites. The
778 commercial social networking website may use this information
779 for the purpose of comparing registered users and screening
780 potential users of the commercial social networking website
781 against the list of electronic mail addresses and Internet
782 identifiers provided by the department.

783 Section 4. For the purpose of incorporating the amendment
784 made by this act to section 775.21, Florida Statutes, in a
785 reference thereto, paragraph (c) of subsection (1) of section
786 944.606, Florida Statutes, is reenacted to read:

787 944.606 Sexual offenders; notification upon release.—

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

789 (c) "Internet identifier" has the same meaning as provided
790 in s. 775.21.

791 Section 5. For the purpose of incorporating the amendment
792 made by this act to section 775.21, Florida Statutes, in a
793 reference thereto, paragraph (e) of subsection (1) of section
794 944.607, Florida Statutes, is reenacted to read:

795 944.607 Notification to Department of Law Enforcement of
796 information on sexual offenders.—

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

798 (e) "Internet identifier" has the same meaning as provided
799 in s. 775.21.

800 Section 6. For the purpose of incorporating the amendment

801 made by this act to section 775.21, Florida Statutes, in a
 802 reference thereto, paragraph (c) of subsection (1) of section
 803 985.481, Florida Statutes, is reenacted to read:

804 985.481 Sexual offenders adjudicated delinquent;
 805 notification upon release.—

806 (1) As used in this section:

807 (c) "Internet identifier" has the same meaning as provided
 808 in s. 775.21.

809 Section 7. For the purpose of incorporating the amendment
 810 made by this act to section 775.21, Florida Statutes, in a
 811 reference thereto, paragraph (e) of subsection (1) of section
 812 985.4815, Florida Statutes, is reenacted to read:

813 985.4815 Notification to Department of Law Enforcement of
 814 information on juvenile sexual offenders.—

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

816 (e) "Internet identifier" has the same meaning as provided
 817 in s. 775.21.

818 Section 8. For the purpose of incorporating the amendment
 819 made by this act to section 943.0435, Florida Statutes, in a
 820 reference thereto, paragraph (a) of subsection (3) of section
 821 944.606, Florida Statutes, is reenacted to read:

822 944.606 Sexual offenders; notification upon release.—

823 (3) (a) The department shall provide information regarding
 824 any sexual offender who is being released after serving a period
 825 of incarceration for any offense, as follows:

826 1. The department shall provide: the sexual offender's
827 name, any change in the offender's name by reason of marriage or
828 other legal process, and any alias, if known; the correctional
829 facility from which the sexual offender is released; the sexual
830 offender's social security number, race, sex, date of birth,
831 height, weight, and hair and eye color; tattoos or other
832 identifying marks; address of any planned permanent residence or
833 temporary residence, within the state or out of state, including
834 a rural route address and a post office box; if no permanent or
835 temporary address, any transient residence within the state;
836 address, location or description, and dates of any known future
837 temporary residence within the state or out of state; date and
838 county of sentence and each crime for which the offender was
839 sentenced; a copy of the offender's fingerprints, palm prints,
840 and a digitized photograph taken within 60 days before release;
841 the date of release of the sexual offender; all electronic mail
842 addresses and all Internet identifiers required to be provided
843 pursuant to s. 943.0435(4)(e); employment information, if known,
844 provided pursuant to s. 943.0435(4)(e); all home telephone
845 numbers and cellular telephone numbers required to be provided
846 pursuant to s. 943.0435(4)(e); information about any
847 professional licenses the offender has, if known; and passport
848 information, if he or she has a passport, and, if he or she is
849 an alien, information about documents establishing his or her
850 immigration status. The department shall notify the Department

851 of Law Enforcement if the sexual offender escapes, absconds, or
 852 dies. If the sexual offender is in the custody of a private
 853 correctional facility, the facility shall take the digitized
 854 photograph of the sexual offender within 60 days before the
 855 sexual offender's release and provide this photograph to the
 856 Department of Corrections and also place it in the sexual
 857 offender's file. If the sexual offender is in the custody of a
 858 local jail, the custodian of the local jail shall register the
 859 offender within 3 business days after intake of the offender for
 860 any reason and upon release, and shall notify the Department of
 861 Law Enforcement of the sexual offender's release and provide to
 862 the Department of Law Enforcement the information specified in
 863 this paragraph and any information specified in subparagraph 2.
 864 that the Department of Law Enforcement requests.

865 2. The department may provide any other information deemed
 866 necessary, including criminal and corrections records,
 867 nonprivileged personnel and treatment records, when available.

868 Section 9. For the purpose of incorporating the amendment
 869 made by this act to section 943.0435, Florida Statutes, in
 870 references thereto, paragraph (a) of subsection (4), subsection
 871 (9), and paragraph (c) of subsection (13) of section 944.607,
 872 Florida Statutes, are reenacted to read:

873 944.607 Notification to Department of Law Enforcement of
 874 information on sexual offenders.—

875 (4) A sexual offender, as described in this section, who

876 | is under the supervision of the Department of Corrections but is
877 | not incarcerated shall register with the Department of
878 | Corrections within 3 business days after sentencing for a
879 | registrable offense and otherwise provide information as
880 | required by this subsection.

881 | (a) The sexual offender shall provide his or her name;
882 | date of birth; social security number; race; sex; height;
883 | weight; hair and eye color; tattoos or other identifying marks;
884 | all electronic mail addresses and Internet identifiers required
885 | to be provided pursuant to s. 943.0435(4)(e); employment
886 | information required to be provided pursuant to s.
887 | 943.0435(4)(e); all home telephone numbers and cellular
888 | telephone numbers required to be provided pursuant to s.
889 | 943.0435(4)(e); the make, model, color, vehicle identification
890 | number (VIN), and license tag number of all vehicles owned;
891 | permanent or legal residence and address of temporary residence
892 | within the state or out of state while the sexual offender is
893 | under supervision in this state, including any rural route
894 | address or post office box; if no permanent or temporary
895 | address, any transient residence within the state; and address,
896 | location or description, and dates of any current or known
897 | future temporary residence within the state or out of state. The
898 | sexual offender shall also produce his or her passport, if he or
899 | she has a passport, and, if he or she is an alien, shall produce
900 | or provide information about documents establishing his or her

901 immigration status. The sexual offender shall also provide
902 information about any professional licenses he or she has. The
903 Department of Corrections shall verify the address of each
904 sexual offender in the manner described in ss. 775.21 and
905 943.0435. The department shall report to the Department of Law
906 Enforcement any failure by a sexual predator or sexual offender
907 to comply with registration requirements.

908 (9) A sexual offender, as described in this section, who
909 is under the supervision of the Department of Corrections but
910 who is not incarcerated shall, in addition to the registration
911 requirements provided in subsection (4), register and obtain a
912 distinctive driver license or identification card in the manner
913 provided in s. 943.0435(3), (4), and (5), unless the sexual
914 offender is a sexual predator, in which case he or she shall
915 register and obtain a distinctive driver license or
916 identification card as required under s. 775.21. A sexual
917 offender who fails to comply with the requirements of s.
918 943.0435 is subject to the penalties provided in s. 943.0435(9).

919 (13)

920 (c) The sheriff's office may determine the appropriate
921 times and days for reporting by the sexual offender, which must
922 be consistent with the reporting requirements of this
923 subsection. Reregistration must include any changes to the
924 following information:

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

926 birth; height; weight; tattoos or other identifying marks; hair
927 and eye color; address of any permanent residence and address of
928 any current temporary residence, within the state or out of
929 state, including a rural route address and a post office box; if
930 no permanent or temporary address, any transient residence;
931 address, location or description, and dates of any current or
932 known future temporary residence within the state or out of
933 state; all electronic mail addresses and Internet identifiers
934 required to be provided pursuant to s. 943.0435(4)(e); all home
935 telephone numbers and cellular telephone numbers required to be
936 provided pursuant to s. 943.0435(4)(e); employment information
937 required to be provided pursuant to s. 943.0435(4)(e); the make,
938 model, color, vehicle identification number (VIN), and license
939 tag number of all vehicles owned; fingerprints; palm prints; and
940 photograph. A post office box may not be provided in lieu of a
941 physical residential address. The sexual offender shall also
942 produce his or her passport, if he or she has a passport, and,
943 if he or she is an alien, shall produce or provide information
944 about documents establishing his or her immigration status. The
945 sexual offender shall also provide information about any
946 professional licenses he or she has.

947 2. If the sexual offender is enrolled or employed, whether
948 for compensation or as a volunteer, at an institution of higher
949 education in this state, the sexual offender shall also provide
950 to the department the name, address, and county of each

951 institution, including each campus attended, and the sexual
952 offender's enrollment, volunteer, or employment status.

953 3. If the sexual offender's place of residence is a motor
954 vehicle, trailer, mobile home, or manufactured home, as defined
955 in chapter 320, the sexual offender shall also provide the
956 vehicle identification number; the license tag number; the
957 registration number; and a description, including color scheme,
958 of the motor vehicle, trailer, mobile home, or manufactured
959 home. If the sexual offender's place of residence is a vessel,
960 live-aboard vessel, or houseboat, as defined in chapter 327, the
961 sexual offender shall also provide the hull identification
962 number; the manufacturer's serial number; the name of the
963 vessel, live-aboard vessel, or houseboat; the registration
964 number; and a description, including color scheme, of the
965 vessel, live-aboard vessel or houseboat.

966 4. Any sexual offender who fails to report in person as
967 required at the sheriff's office, who fails to respond to any
968 address verification correspondence from the department within 3
969 weeks of the date of the correspondence, who fails to report all
970 electronic mail addresses or Internet identifiers before use, or
971 who knowingly provides false registration information by act or
972 omission commits a felony of the third degree, punishable as
973 provided in s. 775.082, s. 775.083, or s. 775.084.

974 Section 10. For the purpose of incorporating the amendment
975 made by this act to section 943.0435, Florida Statutes, in a

976 reference thereto, paragraph (a) of subsection (3) of section
 977 985.481, Florida Statutes, is reenacted to read:

978 985.481 Sexual offenders adjudicated delinquent;
 979 notification upon release.—

980 (3)(a) The department shall provide information regarding
 981 any sexual offender who is being released after serving a period
 982 of residential commitment under the department for any offense,
 983 as follows:

984 1. The department shall provide the sexual offender's
 985 name, any change in the offender's name by reason of marriage or
 986 other legal process, and any alias, if known; the correctional
 987 facility from which the sexual offender is released; the sexual
 988 offender's social security number, race, sex, date of birth,
 989 height, weight, and hair and eye color; tattoos or other
 990 identifying marks; the make, model, color, vehicle
 991 identification number (VIN), and license tag number of all
 992 vehicles owned; address of any planned permanent residence or
 993 temporary residence, within the state or out of state, including
 994 a rural route address and a post office box; if no permanent or
 995 temporary address, any transient residence within the state;
 996 address, location or description, and dates of any known future
 997 temporary residence within the state or out of state; date and
 998 county of disposition and each crime for which there was a
 999 disposition; a copy of the offender's fingerprints, palm prints,
 1000 and a digitized photograph taken within 60 days before release;

1001 the date of release of the sexual offender; all home telephone
1002 numbers and cellular telephone numbers required to be provided
1003 pursuant to s. 943.0435(4)(e); all electronic mail addresses and
1004 Internet identifiers required to be provided pursuant to s.
1005 943.0435(4)(e); information about any professional licenses the
1006 offender has, if known; and passport information, if he or she
1007 has a passport, and, if he or she is an alien, information about
1008 documents establishing his or her immigration status. The
1009 department shall notify the Department of Law Enforcement if the
1010 sexual offender escapes, absconds, or dies. If the sexual
1011 offender is in the custody of a private correctional facility,
1012 the facility shall take the digitized photograph of the sexual
1013 offender within 60 days before the sexual offender's release and
1014 also place it in the sexual offender's file. If the sexual
1015 offender is in the custody of a local jail, the custodian of the
1016 local jail shall register the offender within 3 business days
1017 after intake of the offender for any reason and upon release,
1018 and shall notify the Department of Law Enforcement of the sexual
1019 offender's release and provide to the Department of Law
1020 Enforcement the information specified in this subparagraph and
1021 any information specified in subparagraph 2. which the
1022 Department of Law Enforcement requests.

1023 2. The department may provide any other information
1024 considered necessary, including criminal and delinquency
1025 records, when available.

1026 Section 11. For the purpose of incorporating the amendment
 1027 made by this act to section 943.0435, Florida Statutes, in
 1028 references thereto, paragraph (a) of subsection (4), subsection
 1029 (9), and paragraph (b) of subsection (13) of section 985.4815,
 1030 Florida Statutes, are reenacted to read:

1031 985.4815 Notification to Department of Law Enforcement of
 1032 information on juvenile sexual offenders.-

1033 (4) A sexual offender, as described in this section, who
 1034 is under the supervision of the department but who is not
 1035 committed shall register with the department within 3 business
 1036 days after adjudication and disposition for a registrable
 1037 offense and otherwise provide information as required by this
 1038 subsection.

1039 (a) The sexual offender shall provide his or her name;
 1040 date of birth; social security number; race; sex; height;
 1041 weight; hair and eye color; tattoos or other identifying marks;
 1042 the make, model, color, vehicle identification number (VIN), and
 1043 license tag number of all vehicles owned; permanent or legal
 1044 residence and address of temporary residence within the state or
 1045 out of state while the sexual offender is in the care or custody
 1046 or under the jurisdiction or supervision of the department in
 1047 this state, including any rural route address or post office
 1048 box; if no permanent or temporary address, any transient
 1049 residence; address, location or description, and dates of any
 1050 current or known future temporary residence within the state or

1051 out of state; all home telephone numbers and cellular telephone
1052 numbers required to be provided pursuant to s. 943.0435(4)(e);
1053 all electronic mail addresses and Internet identifiers required
1054 to be provided pursuant to s. 943.0435(4)(e); and the name and
1055 address of each school attended. The sexual offender shall also
1056 produce his or her passport, if he or she has a passport, and,
1057 if he or she is an alien, shall produce or provide information
1058 about documents establishing his or her immigration status. The
1059 offender shall also provide information about any professional
1060 licenses he or she has. The department shall verify the address
1061 of each sexual offender and shall report to the Department of
1062 Law Enforcement any failure by a sexual offender to comply with
1063 registration requirements.

1064 (9) A sexual offender, as described in this section, who
1065 is under the care, jurisdiction, or supervision of the
1066 department but who is not incarcerated shall, in addition to the
1067 registration requirements provided in subsection (4), register
1068 in the manner provided in s. 943.0435(3), (4), and (5), unless
1069 the sexual offender is a sexual predator, in which case he or
1070 she shall register as required under s. 775.21. A sexual
1071 offender who fails to comply with the requirements of s.
1072 943.0435 is subject to the penalties provided in s. 943.0435(9).

1073 (13)

1074 (b) The sheriff's office may determine the appropriate
1075 times and days for reporting by the sexual offender, which must

1076 be consistent with the reporting requirements of this
 1077 subsection. Reregistration must include any changes to the
 1078 following information:

1079 1. Name; social security number; age; race; sex; date of
 1080 birth; height; weight; hair and eye color; tattoos or other
 1081 identifying marks; fingerprints; palm prints; address of any
 1082 permanent residence and address of any current temporary
 1083 residence, within the state or out of state, including a rural
 1084 route address and a post office box; if no permanent or
 1085 temporary address, any transient residence; address, location or
 1086 description, and dates of any current or known future temporary
 1087 residence within the state or out of state; passport
 1088 information, if he or she has a passport, and, if he or she is
 1089 an alien, information about documents establishing his or her
 1090 immigration status; all home telephone numbers and cellular
 1091 telephone numbers required to be provided pursuant to s.
 1092 943.0435(4)(e); all electronic mail addresses and Internet
 1093 identifiers required to be provided pursuant to s.
 1094 943.0435(4)(e); name and address of each school attended;
 1095 employment information required to be provided pursuant to s.
 1096 943.0435(4)(e); the make, model, color, vehicle identification
 1097 number (VIN), and license tag number of all vehicles owned; and
 1098 photograph. A post office box may not be provided in lieu of a
 1099 physical residential address. The offender shall also provide
 1100 information about any professional licenses he or she has.

1101 2. If the sexual offender is enrolled or employed, whether
1102 for compensation or as a volunteer, at an institution of higher
1103 education in this state, the sexual offender shall also provide
1104 to the department the name, address, and county of each
1105 institution, including each campus attended, and the sexual
1106 offender's enrollment, volunteer, or employment status.

1107 3. If the sexual offender's place of residence is a motor
1108 vehicle, trailer, mobile home, or manufactured home, as defined
1109 in chapter 320, the sexual offender shall also provide the
1110 vehicle identification number; the license tag number; the
1111 registration number; and a description, including color scheme,
1112 of the motor vehicle, trailer, mobile home, or manufactured
1113 home. If the sexual offender's place of residence is a vessel,
1114 live-aboard vessel, or houseboat, as defined in chapter 327, the
1115 sexual offender shall also provide the hull identification
1116 number; the manufacturer's serial number; the name of the
1117 vessel, live-aboard vessel, or houseboat; the registration
1118 number; and a description, including color scheme, of the
1119 vessel, live-aboard vessel, or houseboat.

1120 4. Any sexual offender who fails to report in person as
1121 required at the sheriff's office, who fails to respond to any
1122 address verification correspondence from the department within 3
1123 weeks after the date of the correspondence, or who knowingly
1124 provides false registration information by act or omission
1125 commits a felony of the third degree, punishable as provided in

1126 | ss. 775.082, 775.083, and 775.084.

1127 | Section 12. For the purpose of incorporating the
 1128 | amendments made by this act to sections 775.21 and 943.0435,
 1129 | Florida Statutes, in references thereto, subsection (1) of
 1130 | section 794.056, Florida Statutes, is reenacted to read:

1131 | 794.056 Rape Crisis Program Trust Fund.—

1132 | (1) The Rape Crisis Program Trust Fund is created within
 1133 | the Department of Health for the purpose of providing funds for
 1134 | rape crisis centers in this state. Trust fund moneys shall be
 1135 | used exclusively for the purpose of providing services for
 1136 | victims of sexual assault. Funds credited to the trust fund
 1137 | consist of those funds collected as an additional court
 1138 | assessment in each case in which a defendant pleads guilty or
 1139 | nolo contendere to, or is found guilty of, regardless of
 1140 | adjudication, an offense provided in s. 775.21(6) and (10)(a),
 1141 | (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.
 1142 | 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.
 1143 | 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.
 1144 | 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;
 1145 | former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.
 1146 | 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s.
 1147 | 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.
 1148 | 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.
 1149 | 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),
 1150 | (13), and (14)(c); or s. 985.701(1). Funds credited to the trust

1151 fund also shall include revenues provided by law, moneys
 1152 appropriated by the Legislature, and grants from public or
 1153 private entities.

1154 Section 13. For the purpose of incorporating the amendment
 1155 made by this act to sections 775.21 and 943.0435, Florida
 1156 Statutes, in references thereto, paragraph (g) of subsection (3)
 1157 of section 921.0022, Florida Statutes, is reenacted to read:

1158 921.0022 Criminal Punishment Code; offense severity
 1159 ranking chart.-

1160 (3) OFFENSE SEVERITY RANKING CHART

1161 (g) LEVEL 7

1162

Florida Statute	Felony Degree	Description
316.027(2)(c)	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

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1166	327.35(3)(c)2.	3rd	while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
1167	402.319(2)	2nd	Vessel BUI resulting in serious bodily injury.
1168	409.920 (2)(b)1.a.	3rd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1169	409.920 (2)(b)1.b.	3rd	Medicaid provider fraud; \$10,000 or less.
1170	456.065(2)	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1171	456.065(2)	3rd	Practicing a health care profession without a license.
	456.065(2)	2nd	Practicing a health care

			profession without a license which results in serious bodily injury.
1172	458.327(1)	3rd	Practicing medicine without a license.
1173	459.013(1)	3rd	Practicing osteopathic medicine without a license.
1174	460.411(1)	3rd	Practicing chiropractic medicine without a license.
1175	461.012(1)	3rd	Practicing podiatric medicine without a license.
1176	462.17	3rd	Practicing naturopathy without a license.
1177	463.015(1)	3rd	Practicing optometry without a license.
1178	464.016(1)	3rd	Practicing nursing without a license.
1179			

1180	465.015(2)	3rd	Practicing pharmacy without a license.
1181	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.
1182	467.201	3rd	Practicing midwifery without a license.
1183	468.366	3rd	Delivering respiratory care services without a license.
1184	483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.
1185	483.901(7)	3rd	Practicing medical physics without a license.
1186	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
1187	484.053	3rd	Dispensing hearing aids without a license.

1188	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
1189	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
1190	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1191	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew

			driver license or identification card; other registration violations.
1192	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
1193	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1194	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1195	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1196	782.071	2nd	Killing of a human being or unborn child by the operation

			of a motor vehicle in a reckless manner (vehicular homicide).
1197	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1198	784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1199	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
1200	784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1201	784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
1202	784.048(7)	3rd	Aggravated stalking; violation of court order.
1203			

1204	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
1205	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
1206	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
1207	784.081(1)	1st	Aggravated battery on specified official or employee.
1208	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
1209	784.083(1)	1st	Aggravated battery on code inspector.
1210	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
	787.06(3)(e)2.	1st	Human trafficking using

			coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.
1211	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1212	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1213	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1214	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1215	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
1216			

1217	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1218	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1219	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.
1220	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
1221	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;

			victim younger than 12 years of age; offender younger than 18 years of age.
1222	800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
1223	800.04(5)(e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
1224	806.01(2)	2nd	Maliciously damage structure by fire or explosive.
1225	810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
1226	810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault

			or battery.
1227	810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1228	810.02(3)(e)	2nd	Burglary of authorized emergency vehicle.
1229	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.
1230	812.014(2)(b)2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
1231	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
1232			

1233	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1234	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1235	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1236	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1237	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1238	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
1239	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
	817.234 (9)	2nd	Organizing, planning, or

			participating in an intentional motor vehicle collision.
1240	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1241	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.
1242	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
1243	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
1244	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

1245	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
1246	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
1247	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1248	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1249	838.015	2nd	Bribery.
1250	838.016	2nd	Unlawful compensation or reward for official behavior.
1251	838.021 (3) (a)	2nd	Unlawful harm to a public servant.

1252	838.22	2nd	Bid tampering.
1253	843.0855(2)	3rd	Impersonation of a public officer or employee.
1254	843.0855(3)	3rd	Unlawful simulation of legal process.
1255	843.0855(4)	3rd	Intimidation of a public officer or employee.
1256	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1257	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1258	872.06	2nd	Abuse of a dead human body.
1259	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

1260

874.10 1st, PBL Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

1261

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.

1262

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.
1263	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.
1264	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1265	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1266	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1267	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
1268	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.

1269	893.135 (1)(c)3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
1270	893.135 (1)(c)3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
1271	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
1272	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
1273	893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1274	893.135 (1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1275			

1276	893.135 (1)(h)1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
1277	893.135 (1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1278	893.135 (1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
1279	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1280	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but

			less than \$20,000.
1281	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1282	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
1283	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
1284	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1285	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false

1286			registration information.
	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
1287			
	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1288			
	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1289			
	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1290			
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1291			

1292 985.4815(12) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

1293 985.4815(13) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

1294 Section 14. For the purpose of incorporating the
1295 amendments made by this act to sections 775.21 and 943.0435,
1296 Florida Statutes, in references thereto, section 938.085,
1297 Florida Statutes, is reenacted to read:

1298 938.085 Additional cost to fund rape crisis centers.—In
1299 addition to any sanction imposed when a person pleads guilty or
1300 nolo contendere to, or is found guilty of, regardless of
1301 adjudication, a violation of s. 775.21(6) and (10)(a), (b), and
1302 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;
1303 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.
1304 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.
1305 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.
1306 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.
1307 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.

1308 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.
 1309 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.
 1310 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and
 1311 (14)(c); or s. 985.701(1), the court shall impose a surcharge of
 1312 \$151. Payment of the surcharge shall be a condition of
 1313 probation, community control, or any other court-ordered
 1314 supervision. The sum of \$150 of the surcharge shall be deposited
 1315 into the Rape Crisis Program Trust Fund established within the
 1316 Department of Health by chapter 2003-140, Laws of Florida. The
 1317 clerk of the court shall retain \$1 of each surcharge that the
 1318 clerk of the court collects as a service charge of the clerk's
 1319 office.

1320 Section 15. This act shall take effect upon becoming a
 1321 law.

Appropriations Project Request - Fiscal Year 2017-18

For projects meeting the Definition of House Rule 5.14

1. Title of Project: City of Jacksonville - Shotspotter 2 Year Pilot Program
2. Date of Submission: 02/02/2017
3. House Member Sponsor: Kimberly Daniels
Members Copied:

4. DETAILS OF AMOUNT REQUESTED:

- a. Has funding been provided in a previous state budget for this activity? No
If answer to 4a is ?NO? skip 4b and 4c and proceed to 4d
- b. What is the most recent fiscal year the project was funded?
- c. Were the funds provided in the most recent fiscal year subsequently vetoed?
- d. Complete the following Project Request Worksheet to develop your request (Note that column E will be the total of Recurring funds requested and Column F will be the total Nonrecurring funds requested, the sum of which is the Total of the Funds you are requesting in column G):

FY:	Input Prior Year Appropriation for this project for FY 2016-17 (If appropriated in 2016-17 enter the appropriated amount, even if vetoed.)			Develop New Funds Request for FY 2017-18 (Requests for additional RECURRING funds are prohibited. Any additional Nonrecurring funding requested to supplement recurring funds in the base will result in the base recurring amount being converted to Nonrecurring .)		
	Column:	A	B	C	D	E
Funds Description:	Prior Year Recurring Funds	Prior Year Nonrecurring Funds	Total Funds Appropriated (Recurring plus Nonrecurring: column A + column B)	Recurring Base Budget (Will equal non-vetoed amounts provided in Column A)	Additional Nonrecurring Request	TOTAL Nonrecurring Request (Will equal the amount from the Recurring base in Column D to be CONVERTED to Nonrecurring plus the Additional Nonrecurring Request in Column E. These funds will be appropriated non-recurring if funded in the House Budget or the Final Conference Report on the budget.)
Input Amounts:					325,000	325,000

5. Are funds for this issue requested in a state agency?s Legislative Budget Request submitted for FY 2017-18? No
5a. If yes, which state agency?

5b. If no, which is the most appropriate state agency to place an appropriation for the issue being requested? For example, if the requested issue pertains to services provided to inmates at correctional facilities, the Department of Corrections would be the most appropriate state agency. **Department of Law Enforcement**

6. Requester:

- a. Name: Ali Korman
- b. Organization: City of Jacksonville
- c. Email: akshelton@coj.net
- d. Phone #: (904)718-4276

7. Contact for questions about specific technical or financial details about the project (Please retype if same as Requester):

- a. Name: Jessica Baker
- b. Organization: City of Jacksonville
- c. Email: jibaker@coj.net
- d. Phone #: (904)738-0794

8. If there is a registered lobbyist, fill out the lobbyist information below.

- a. Name: Brian Ballard
- b. Firm: Ballard Partners
- c. Email: ballard@ballardfl.com
- d. Phone #: (850)577-0444

9. Organization or Name of Entity Receiving Funds(Please retype if same as Requestor or Contact):

- a. Name: City of Jacksonville
- b. County (County where funds are to be expended): Duval
- c. Service Area (Counties being served by the service(s) provided with funding): Duval

10. What type of organization is the entity that will receive the funds? (Select one)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government

- University or College
- Other (Please describe)

11. What is the specific purpose or goal that will be achieved by the funds being requested?

ShotSpotter is a sensor-based technology that detects, locates and alerts on all outdoor urban gunfire on a real time and precise basis. Within seconds, these alerts are analyzed by an acoustic reviewer in a 24/7 Incident Review Center and then sent to a Jacksonville Sheriff Officer's (JSO) laptop or mobile device.

The alerts will show a precise dot on a map with the real recording of the actual gunfire event. At JSO's level, it will provide for an efficient and effective way to respond to a

12. Provide specific details on how funds will be spent. (Select all that apply)

Spending Category	Description	Nonrecurring (Should equal 4d, Col. F) Enter ?? if request is zero for the category
Administrative Costs:		
<input type="checkbox"/> a. Executive Director/Project Head Salary and Benefits		
<input type="checkbox"/> b. Other Salary and Benefits		
<input type="checkbox"/> c. Expense/Equipment/Travel/Supplies/Other		
<input checked="" type="checkbox"/> d. Consultants/Contracted Services/Study	Cost for contract with company	325,000
Operational Costs:		
<input type="checkbox"/> e. Salaries and Benefits		
<input type="checkbox"/> f. Expenses/Equipment/Travel/Supplies/Other		
<input type="checkbox"/> g. Consultants/Contracted Services/Study		
Fixed Capital Construction/Major Renovation:		
<input type="checkbox"/> h. Construction/Renovation/Land/Planning Engineering		

TOTAL	325,000
-------	---------

13. For the Fixed Capital Costs requested with this issue, what type of ownership will the facility be under when complete? (In Question 12, if ?h. Fixed Capital Outlay? was not selected, question 13 is not applicable)

N/A

14. Is the project request an information technology project?

No

15. Is there any documented show of support for the requested project in the community including public hearings, letters of support, major organizational backing, or other expressions of support?

Yes

15a. Please Describe:

The ShotSpotter Pilot Program is located in Council Districts 7, 8, 9 and 10. The four Council Members that represent these districts, Councilwoman Katrina Brown, Councilman Gaffney, Councilman Reggie Brown and Councilman Dennis, have all written letters of support of this project. All four are concerned about the level of gun violence in their respective communities and believe there is a need to deploy the ShotSpotter system.

16. Has the need for the funds been documented by a study, completed by an independent 3rd party, for the area to be served?

No

17. Will the requested funds be used directly for services to citizens?

Yes

17a. Describe the target population to be served. Select all that apply to the target population:

- Elderly persons
- Persons with poor mental health
- Persons with poor physical health
- Jobless persons
- Economically disadvantaged persons
- At-risk youth
- Homeless
- Developmentally disabled
- Physically disabled

- Drug users (in health services)
- Preschool students
- Grade school students
- High school students
- University/college students
- Currently or formerly incarcerated persons
- Drug offenders (in criminal Justice)
- Victims of crime
- Other (Please describe): Shot Spotter will bring police services to several challenged neighborhoods affected by gun violence

17b. How many in the target population are expected to be served?

- < 25
- 25-50
- 51-100
- 101-200
- 201-400
- 401-800
- >800

18. What benefits or outcomes will be realized by the expenditure of funds requested? (Select all that applies)

Benefit or Outcome	Provide a specific measure of the benefit or outcome	Describe the method for measuring level of benefit
<input type="checkbox"/> Improve physical health		
<input type="checkbox"/> Improve mental health		
<input type="checkbox"/> Enrich cultural experience		
<input type="checkbox"/> Improve agricultural production/promotion/education		
<input type="checkbox"/> Improve quality of education		
<input type="checkbox"/> Enhance/preserve/improve environmental or fish and wildlife quality		
<input checked="" type="checkbox"/> Protect the general public from harm (environmental,	Increased police presence following	Investigations will determine if a

criminal, etc.)	gunfire	crime has occurred, and if so a police team will begin the field investigation. This will occur as a result of the report of gunfire, whether a citizen calls police or not. These instances will also be used by police managers to assess staffing needs in identified areas.
<input type="checkbox"/> Improve transportation conditions		
<input type="checkbox"/> Increase or improve economic activity		
<input type="checkbox"/> Increase tourism		
<input type="checkbox"/> Create specific immediate job opportunities		
<input type="checkbox"/> Enhance specific individual's economic self sufficiency		
<input type="checkbox"/> Reduce recidivism		
<input type="checkbox"/> Reduce substance abuse		
<input type="checkbox"/> Divert from Criminal/Juvenile justice system		
<input type="checkbox"/> Improve wastewater management		
<input type="checkbox"/> Improve stormwater management		
<input type="checkbox"/> Improve groundwater quality		
<input type="checkbox"/> Improve drinking water quality		
<input type="checkbox"/> Improve surface water quality		
<input type="checkbox"/> Other (Please describe):		

19. Provide the total cost of the project for FY 2017-18 from all sources of funding (Enter 0 if amount is zero):

Type of Funding	Amount	Percent of Total (Automatically Calculates)	Are the other sources of funds guaranteed in writing?
1. Amount Requested from the State in this Appropriations Project Request:	325,000	42.8%	N/A
2. Federal:	0	0.0%	No
3. State: (Excluding the requested Total Amount in #4d, Column F)	0	0.0%	No
4. Local:	435,000	57.2%	Yes
5. Other:	0	0.0%	No
TOTAL	760,000	100%	

20. Is this a multi-year project requiring funding from the state for more than one year?

No

1 A bill to be entitled
 2 An act relating to the Appropriations Project titled
 3 City of Jacksonville - Shotspotter 2 Year Pilot
 4 Program; providing an appropriation; providing an
 5 effective date.

6
 7 Be It Enacted by the Legislature of the State of Florida:

8
 9 Section 1. City of Jacksonville - Shotspotter 2 Year Pilot
 10 Program is an Appropriations Project as defined in The Rules of
 11 The Florida House of Representatives and is described in
 12 Appropriations Project Request 406, herein incorporated by
 13 reference.

14 Section 2. For fiscal year 2017-2018 the nonrecurring sum
 15 of \$325,000 from the General Revenue Fund is appropriated to the
 16 Department of Law Enforcement to fund the City of Jacksonville -
 17 Shotspotter 2 Year Pilot Program as described in Appropriations
 18 Project Request 406. Notwithstanding any law to the contrary,
 19 there shall be no recurring funding provided for this
 20 Appropriations Project.

21 Section 3. This act shall take effect July 1, 2017.

Appropriations Project Request - Fiscal Year 2017-18

For projects meeting the Definition of House Rule 5.14

1. Title of Project: City of Lauderdale Lakes Crime Prevention Equipment
2. Date of Submission: 02/07/2017
3. House Member Sponsor: Patricia Hawkins-Williams
Members Copied:

4. DETAILS OF AMOUNT REQUESTED:

- a. Has funding been provided in a previous state budget for this activity? No
If answer to 4a is ?NO? skip 4b and 4c and proceed to 4d
- b. What is the most recent fiscal year the project was funded?
- c. Were the funds provided in the most recent fiscal year subsequently vetoed?
- d. Complete the following Project Request Worksheet to develop your request (Note that column E will be the total of Recurring funds requested and Column F will be the total Nonrecurring funds requested, the sum of which is the Total of the Funds you are requesting in column G):

FY:	Input Prior Year Appropriation for this project for FY 2016-17 (If appropriated in 2016-17 enter the appropriated amount, even if vetoed.)			Develop New Funds Request for FY 2017-18 (Requests for additional RECURRING funds are prohibited. Any additional Nonrecurring funding requested to supplement recurring funds in the base will result in the base recurring amount being converted to Nonrecurring .)		
	Column:	A	B	C	D	E
Funds Description:	Prior Year Recurring Funds	Prior Year Nonrecurring Funds	Total Funds Appropriated (Recurring plus Nonrecurring: column A + column B)	Recurring Base Budget (Will equal non-vetoed amounts provided in Column A)	Additional Nonrecurring Request	TOTAL Nonrecurring Request (Will equal the amount from the Recurring base in Column D to be CONVERTED to Nonrecurring plus the Additional Nonrecurring Request in Column E. These funds will be appropriated non-recurring if funded in the House Budget or the Final Conference Report on the budget.)
Input Amounts:					300,000	300,000

5. Are funds for this issue requested in a state agency?s Legislative Budget Request submitted for FY 2017-18? No
5a. If yes, which state agency?

5b. If no, which is the most appropriate state agency to place an appropriation for the issue being requested? For example, if the requested issue pertains to services provided to inmates at correctional facilities, the Department of Corrections would be the most appropriate state agency. Department of Law Enforcement

6. Requester:

- a. Name: Phil Alleyne City Manager
- b. Organization: City of Lauderdale Lakes
- c. Email: phila@lauderdalelakes.org
- d. Phone #: (954)535-2740

7. Contact for questions about specific technical or financial details about the project (Please retype if same as Requester):

- a. Name: Robin Soodeen
- b. Organization: City of Lauderdale Lakes
- c. Email: Robin@Lauderdalelakes.org
- d. Phone #: (954)535-2758

8. If there is a registered lobbyist, fill out the lobbyist information below.

- a. Name: Mario Bailey
- b. Firm: Becker & Poliakoff
- c. Email: mbailey@bplegal
- d. Phone #: (850)412-1115

9. Organization or Name of Entity Receiving Funds(Please retype if same as Requestor or Contact):

- a. Name: City of Lauderdale Lakes
- b. County (County where funds are to be expended): Broward
- c. Service Area (Counties being served by the service(s) provided with funding): Broward

10. What type of organization is the entity that will receive the funds? (Select one)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government

- University or College
- Other (Please describe)

11. What is the specific purpose or goal that will be achieved by the funds being requested?

The specific purpose for the funds requested is to acquire technology as part of a public safety initiative to identify priority areas, develop crime reduction strategies and disseminate information to the public.

12. Provide specific details on how funds will be spent. (Select all that apply)

Spending Category	Description	Nonrecurring (Should equal 4d, Col. F) Enter ?0? if request is zero for the category
Administrative Costs:		
<input type="checkbox"/> a. Executive Director/Project Head Salary and Benefits		
<input type="checkbox"/> b. Other Salary and Benefits		
<input type="checkbox"/> c. Expense/Equipment/Travel/Supplies/Other		
<input type="checkbox"/> d. Consultants/Contracted Services/Study		
Operational Costs:		
<input type="checkbox"/> e. Salaries and Benefits		
<input type="checkbox"/> f. Expenses/Equipment/Travel/Supplies/Other		
<input type="checkbox"/> g. Consultants/Contracted Services/Study		
Fixed Capital Construction/Major Renovation:		
<input checked="" type="checkbox"/> h. Construction/Renovation/Land/Planning Engineering	High resolution cameras and digital video recorders	300,000
TOTAL		300,000

13. For the Fixed Capital Costs requested with this issue, what type of ownership will the facility be under when complete? (In Question 12, if ?h. Fixed Capital Outlay? was not selected, question 13 is not applicable)
- For Profit
 - Non Profit 501(c) (3)
 - Non Profit 501(c) (4)
 - Local Government (e.g., police, fire or local government buildings, local roads, etc.)
 - State agency owned facility (For example: college or university facility, buildings for public schools, roads in the state transportation system, etc.)
 - Other (Please describe)

14. Is the project request an information technology project?
No

15. Is there any documented show of support for the requested project in the community including public hearings, letters of support, major organizational backing, or other expressions of support?
Yes

15a. Please Describe:

The City of Lauderdale Lakes has gained support from the public at Commission Meetings, Community Redevelopment Agency Meetings and other public meetings to implement innovative programs and develop crime reduction strategies that will enhance public safety by using technology, such as cameras.

16. Has the need for the funds been documented by a study, completed by an independent 3rd party, for the area to be served?
Yes

16a. Please Describe:

In lieu of a study, the City maintains statistical information to monitor law enforcement activity and identify priority areas.

17. Will the requested funds be used directly for services to citizens?
Yes

17a. Describe the target population to be served. Select all that apply to the target population:

- Elderly persons
- Persons with poor mental health
- Persons with poor physical health

- Jobless persons
- Economically disadvantaged persons
- At-risk youth
- Homeless
- Developmentally disabled
- Physically disabled
- Drug users (in health services)
- Preschool students
- Grade school students
- High school students
- University/college students
- Currently or formerly incarcerated persons
- Drug offenders (in criminal Justice)
- Victims of crime
- Other (Please describe): Public

17b. How many in the target population are expected to be served?

- < 25
- 25-50
- 51-100
- 101-200
- 201-400
- 401-800
- >800

18. What benefits or outcomes will be realized by the expenditure of funds requested? (Select all that applies)

Benefit or Outcome	Provide a specific measure of the benefit or outcome	Describe the method for measuring level of benefit
<input type="checkbox"/> Improve physical health		
<input type="checkbox"/> Improve mental health		
<input type="checkbox"/> Enrich cultural experience		
<input type="checkbox"/> Improve agricultural production/promotion/education		

<input type="checkbox"/> Improve quality of education		
<input type="checkbox"/> Enhance/preserve/improve environmental or fish and wildlife quality		
<input checked="" type="checkbox"/> Protect the general public from harm (environmental, criminal, etc.)	number of incidents	annual comparison of recorded incidents
<input type="checkbox"/> Improve transportation conditions		
<input type="checkbox"/> Increase or improve economic activity		
<input type="checkbox"/> Increase tourism		
<input type="checkbox"/> Create specific immediate job opportunities		
<input type="checkbox"/> Enhance specific individual's economic self sufficiency		
<input type="checkbox"/> Reduce recidivism		
<input type="checkbox"/> Reduce substance abuse		
<input type="checkbox"/> Divert from Criminal/Juvenile justice system		
<input type="checkbox"/> Improve wastewater management		
<input type="checkbox"/> Improve stormwater management		
<input type="checkbox"/> Improve groundwater quality		
<input type="checkbox"/> Improve drinking water quality		
<input type="checkbox"/> Improve surface water quality		
<input type="checkbox"/> Other (Please describe):		

19. Provide the total cost of the project for FY 2017-18 from all sources of funding (Enter ?0? if amount is zero):

Type of Funding	Amount	Percent of Total (Automatically Calculates)	Are the other sources of funds guaranteed in
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			writing?
1. Amount Requested from the State in this Appropriations Project Request:	300,000	75.0%	N/A
2. Federal:	0	0.0%	No
3. State: (Excluding the requested Total Amount in #4d, Column F)	0	0.0%	No
4. Local:	100,000	25.0%	Yes
5. Other:	0	0.0%	No
TOTAL	400,000	100%	

20. Is this a multi-year project requiring funding from the state for more than one year?

No

1 A bill to be entitled
 2 An act relating to the Appropriations Project titled
 3 City of Lauderdale Lakes Crime Prevention Equipment;
 4 providing an appropriation; providing an effective
 5 date.

6
 7 Be It Enacted by the Legislature of the State of Florida:

8
 9 Section 1. City of Lauderdale Lakes Crime Prevention
 10 Equipment is an Appropriations Project as defined in The Rules
 11 of The Florida House of Representatives and is described in
 12 Appropriations Project Request 1010, herein incorporated by
 13 reference.

14 Section 2. For fiscal year 2017-2018 the nonrecurring sum
 15 of \$300,000 from the General Revenue Fund is appropriated to the
 16 Department of Law Enforcement to fund the City of Lauderdale
 17 Lakes Crime Prevention Equipment as described in Appropriations
 18 Project Request 1010. Notwithstanding any law to the contrary,
 19 there shall be no recurring funding provided for this
 20 Appropriations Project.

21 Section 3. This act shall take effect July 1, 2017.

Appropriations Project Request - Fiscal Year 2017-18

For projects meeting the Definition of House Rule 5.14

1. Title of Project: RESTORE Ex-Offender Re-entry Program
2. Date of Submission: 02/03/2017
3. House Member Sponsor: Lori Berman
Members Copied:

4. DETAILS OF AMOUNT REQUESTED:

- a. Has funding been provided in a previous state budget for this activity? Yes
If answer to 4a is ?NO? skip 4b and 4c and proceed to 4d
- b. What is the most recent fiscal year the project was funded? 2016-17
- c. Were the funds provided in the most recent fiscal year subsequently vetoed? No
- d. Complete the following Project Request Worksheet to develop your request (Note that column E will be the total of Recurring funds requested and Column F will be the total Nonrecurring funds requested, the sum of which is the Total of the Funds you are requesting in column G):

FY:	Input Prior Year Appropriation for this project for FY 2016-17 (If appropriated in 2016-17 enter the appropriated amount, even if vetoed.)			Develop New Funds Request for FY 2017-18 (Requests for additional RECURRING funds are prohibited. Any additional Nonrecurring funding requested to supplement recurring funds in the base will result in the base recurring amount being converted to Nonrecurring .)		
	Column:	A	B	C	D	E
Funds Description:	Prior Year Recurring Funds	Prior Year Nonrecurring Funds	Total Funds Appropriated (Recurring plus Nonrecurring: column A + column B)	Recurring Base Budget (Will equal non-vetoed amounts provided in Column A)	Additional Nonrecurring Request	TOTAL Nonrecurring Request (Will equal the amount from the Recurring base in Column D to be CONVERTED to Nonrecurring plus the Additional Nonrecurring Request in Column E. These funds will be appropriated non-recurring if funded in the House Budget or the Final Conference Report on the budget.)
Input Amounts:		500,000	500,000		500,000	500,000

5. Are funds for this issue requested in a state agency's Legislative Budget Request submitted for FY 2017-18? No
5a. If yes, which state agency?

5b. If no, which is the most appropriate state agency to place an appropriation for the issue being requested? For example, if the requested issue pertains to services provided to inmates at correctional facilities, the Department of Corrections would be the most appropriate state agency. Department of Corrections

6. Requester:

- a. Name: Nicole Bishop
- b. Organization: Palm Beach County Board of County Commissioners
- c. Email: NBishop@pbcgov.org
- d. Phone #: (561)355-1723

7. Contact for questions about specific technical or financial details about the project (Please retype if same as Requester):

- a. Name: Craig Spatara
- b. Organization: Palm Beach County Public Safety Department
- c. Email: CSpatara@pbcgov.org
- d. Phone #: (561)355-2326

8. If there is a registered lobbyist, fill out the lobbyist information below.

- a. Name: None
- b. Firm: None
- c. Email:
- d. Phone #:

9. Organization or Name of Entity Receiving Funds(Please retype if same as Requestor or Contact):

- a. Name: Palm Beach County Board of County Commissioners
- b. County (County where funds are to be expended): Palm Beach
- c. Service Area (Counties being served by the service(s) provided with funding): Palm Beach

10. What type of organization is the entity that will receive the funds? (Select one)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government

- University or College
- Other (Please describe)

11. What is the specific purpose or goal that will be achieved by the funds being requested?

Palm Beach County (PBC) in collaboration with the Florida Department of Corrections (FDC) and community-based reentry partners facilitate the successful reintegration of ex-offenders returning to PBC. The Regional and State Transitional Offender Reentry (RESTORE) Initiative, established in 2011, provides inmates with pre- and post-release services to assist in their transition back into the community in order to reduce recidivism and improve public safety.

12. Provide specific details on how funds will be spent. (Select all that apply)

Spending Category	Description	Nonrecurring (Should equal 4d, Col. F) Enter ?0? if request is zero for the category
Administrative Costs:		
<input type="checkbox"/> a. Executive Director/Project Head Salary and Benefits		
<input checked="" type="checkbox"/> b. Other Salary and Benefits	Salaries will be used to fund a Program Coordinator position.	63,560
<input checked="" type="checkbox"/> c. Expense/Equipment/Travel/Supplies/Other	Funds will be used for Staff Travel, Staff Mileage, Training, a Copier Lease and Public Relations.	15,900
<input type="checkbox"/> d. Consultants/Contracted Services/Study		
Operational Costs:		
<input type="checkbox"/> e. Salaries and Benefits		
<input type="checkbox"/> f. Expenses/Equipment/Travel/Supplies/Other		
<input checked="" type="checkbox"/> g. Consultants/Contracted Services/Study	Funds will be used to fund numerous reentry positions in the community through four contracted agencies and for ex offender reentry support	420,540

	services to include: bus passes, job training, housing, educational services, substance abuse and mental health treatment.	
Fixed Capital Construction/Major Renovation:		
<input type="checkbox"/> h. Construction/Renovation/Land/Planning Engineering		
TOTAL		500,000

13. For the Fixed Capital Costs requested with this issue, what type of ownership will the facility be under when complete? (In Question 12, if ?h. Fixed Capital Outlay? was not selected, question 13 is not applicable)

N/A

14. Is the project request an information technology project?

No

15. Is there any documented show of support for the requested project in the community including public hearings, letters of support, major organizational backing, or other expressions of support?

Yes

15a. Please Describe:

In 2016, letters of support were received from the Florida Department of Corrections, the Chief Judge for Circuit 15, Palm Beach County Sheriff's Office and Palm Beach County CareerSource.

16. Has the need for the funds been documented by a study, completed by an independent 3rd party, for the area to be served?

Yes

16a. Please Describe:

At the request of Palm Beach County, program evaluations have been completed by the University of South Florida, RTI International and the Urban Institute verifying the success of the project.

17. Will the requested funds be used directly for services to citizens?

Yes

17a. Describe the target population to be served. Select all that apply to the target population:

- Elderly persons
- Persons with poor mental health
- Persons with poor physical health
- Jobless persons
- Economically disadvantaged persons
- At-risk youth
- Homeless
- Developmentally disabled
- Physically disabled
- Drug users (in health services)
- Preschool students
- Grade school students
- High school students
- University/college students
- Currently or formerly incarcerated persons
- Drug offenders (in criminal Justice)
- Victims of crime
- Other (Please describe)

17b. How many in the target population are expected to be served?

- < 25
- 25-50
- 51-100
- 101-200
- 201-400
- 401-800
- >800

18. What benefits or outcomes will be realized by the expenditure of funds requested? (Select all that applies)

Benefit or Outcome	Provide a specific measure of the benefit or outcome	Describe the method for measuring level of benefit
<input checked="" type="checkbox"/> Improve physical health	Increase number of clients gaining	Clients connected to the local Health Care District will be tracked in the

	access to health insurance	RENEW database
<input checked="" type="checkbox"/> Improve mental health	Increase number of clients connected the mental health treatment	Clients connected to mental health treatment will be tracked in the RENEW database
<input type="checkbox"/> Enrich cultural experience		
<input type="checkbox"/> Improve agricultural production/promotion/education		
<input checked="" type="checkbox"/> Improve quality of education	Increase number of clients that obtain GED or post-graduate degrees	Clients that obtain GEDs or college degrees will be tracked in the RENEW database
<input type="checkbox"/> Enhance/preserve/improve environmental or fish and wildlife quality		
<input checked="" type="checkbox"/> Protect the general public from harm (environmental, criminal, etc.)	Increase number of clients that do not commit new crimes	Recidivism rates are tracked in the RENEW database
<input type="checkbox"/> Improve transportation conditions		
<input type="checkbox"/> Increase or improve economic activity		
<input type="checkbox"/> Increase tourism		
<input checked="" type="checkbox"/> Create specific immediate job opportunities	Increase number of clients that are connected to employment	Clients connected to employment will be tracked in the RENEW database
<input checked="" type="checkbox"/> Enhance specific individual's economic self sufficiency	Increase number of clients that are connected to employment	Clients connected to employment will be tracked in the RENEW database
<input checked="" type="checkbox"/> Reduce recidivism	Decrease number of clients that are rearrested Decrease number of clients that return to the Florida Department of Corrections	Clients rearrested or returned to FDC will be tracked in the RENEW database
<input checked="" type="checkbox"/> Reduce substance abuse	Increase number of clients that	Clients connected to substance abuse treatment will be tracked in the

	receive substance abuse treatment	RENEW database
<input checked="" type="checkbox"/> Divert from Criminal/Juvenile justice system	Decrease number of clients that are rearrested Decrease number of clients that return to the Florida Department of Corrections	Clients rearrested or returned to FDC will be tracked in the RENEW database
<input type="checkbox"/> Improve wastewater management		
<input type="checkbox"/> Improve stormwater management		
<input type="checkbox"/> Improve groundwater quality		
<input type="checkbox"/> Improve drinking water quality		
<input type="checkbox"/> Improve surface water quality		
<input type="checkbox"/> Other (Please describe):		

19. Provide the total cost of the project for FY 2017-18 from all sources of funding (Enter ?0? if amount is zero):

Type of Funding	Amount	Percent of Total (Automatically Calculates)	Are the other sources of funds guaranteed in writing?
1. Amount Requested from the State in this Appropriations Project Request:	500,000	43.7%	N/A
2. Federal:	160,148	14.0%	No
3. State: (Excluding the requested Total Amount in #4d, Column F)	233,395	20.4%	No
4. Local:	250,000	21.9%	No
5. Other:	0	0.0%	No
TOTAL	1,143,543	100%	

20. Is this a multi-year project requiring funding from the state for more than one year?

No

1 A bill to be entitled
 2 An act relating to the Appropriations Project titled
 3 RESTORE Ex-Offender Re-entry Program; providing an
 4 appropriation; providing an effective date.

5
 6 Be It Enacted by the Legislature of the State of Florida:

7
 8 Section 1. RESTORE Ex-Offender Re-entry Program is an
 9 Appropriations Project as defined in The Rules of The Florida
 10 House of Representatives and is described in Appropriations
 11 Project Request 583, herein incorporated by reference.

12 Section 2. For fiscal year 2017-2018 the nonrecurring sum
 13 of \$500,000 from the General Revenue Fund is appropriated to the
 14 Department of Corrections to fund the RESTORE Ex-Offender Re-
 15 entry Program as described in Appropriations Project Request
 16 583. Notwithstanding any law to the contrary, there shall be no
 17 recurring funding provided for this Appropriations Project.

18 Section 3. This act shall take effect July 1, 2017.

Appropriations Project Request - Fiscal Year 2017-18

For projects meeting the Definition of House Rule 5.14

1. Title of Project: Seminole County Juvenile Detention Center
2. Date of Submission: 02/06/2017
3. House Member Sponsor: Scott Plakon
Members Copied:

4. DETAILS OF AMOUNT REQUESTED:

- a. Has funding been provided in a previous state budget for this activity? No
If answer to 4a is ?NO? skip 4b and 4c and proceed to 4d
- b. What is the most recent fiscal year the project was funded?
- c. Were the funds provided in the most recent fiscal year subsequently vetoed?
- d. Complete the following Project Request Worksheet to develop your request (Note that column E will be the total of Recurring funds requested and Column F will be the total Nonrecurring funds requested, the sum of which is the Total of the Funds you are requesting in column G):

FY:	Input Prior Year Appropriation for this project for FY 2016-17 (If appropriated in 2016-17 enter the appropriated amount, even if vetoed.)			Develop New Funds Request for FY 2017-18 (Requests for additional RECURRING funds are prohibited. Any additional Nonrecurring funding requested to supplement recurring funds in the base will result in the base recurring amount being converted to Nonrecurring .)		
	Column:	A	B	C	D	E
Funds Description:	Prior Year Recurring Funds	Prior Year Nonrecurring Funds	Total Funds Appropriated (Recurring plus Nonrecurring: column A + column B)	Recurring Base Budget (Will equal non-vetoed amounts provided in Column A)	Additional Nonrecurring Request	TOTAL Nonrecurring Request (Will equal the amount from the Recurring base in Column D to be CONVERTED to Nonrecurring plus the Additional Nonrecurring Request in Column E. These funds will be appropriated non-recurring if funded in the House Budget or the Final Conference Report on the budget.)
Input Amounts:					2,000,000	2,000,000

5. Are funds for this issue requested in a state agency?s Legislative Budget Request submitted for FY 2017-18? No
5a. If yes, which state agency?

5b. If no, which is the most appropriate state agency to place an appropriation for the issue being requested? For example, if the requested issue pertains to services provided to inmates at correctional facilities, the Department of Corrections would be the most appropriate state agency. Department of Juvenile Justice

6. Requester:

- a. Name: John Horan
- b. Organization: Seminole County
- c. Email: Jhoran@seminolecountyfl.us
- d. Phone #: (407)221-1842

7. Contact for questions about specific technical or financial details about the project (Please retype if same as Requester):

- a. Name: John Horan
- b. Organization: Seminole County
- c. Email: Jhoran@seminolecountyfl.us
- d. Phone #: (407)221-1842

8. If there is a registered lobbyist, fill out the lobbyist information below.

- a. Name: Jonathan Alexander
- b. Firm: Southern Strategy Group
- c. Email: Setzer@sostrategy.com
- d. Phone #: (407)709-2324

9. Organization or Name of Entity Receiving Funds(Please retype if same as Requestor or Contact):

- a. Name: Seminole County
- b. County (County where funds are to be expended): Seminole
- c. Service Area (Counties being served by the service(s) provided with funding): Seminole

10. What type of organization is the entity that will receive the funds? (Select one)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government

- University or College
- Other (Please describe)

11. What is the specific purpose or goal that will be achieved by the funds being requested?

The Juvenile Assessment Center (JAC) and the Juvenile Detention Center (JDC). These facilities are currently located separately from each other. This proposed project will combine the two operations by adding the Juvenile Assessment Center onto the existing Juvenile Detention Center and will expand space for our school board partners that provide instruction to detained juveniles.

12. Provide specific details on how funds will be spent. (Select all that apply)

Spending Category	Description	Nonrecurring (Should equal 4d, Col. F) Enter ?0? if request is zero for the category
Administrative Costs:		
<input type="checkbox"/> a. Executive Director/Project Head Salary and Benefits		
<input type="checkbox"/> b. Other Salary and Benefits		
<input type="checkbox"/> c. Expense/Equipment/Travel/Supplies/Other		
<input type="checkbox"/> d. Consultants/Contracted Services/Study		
Operational Costs:		
<input type="checkbox"/> e. Salaries and Benefits		
<input type="checkbox"/> f. Expenses/Equipment/Travel/Supplies/Other		
<input type="checkbox"/> g. Consultants/Contracted Services/Study		
Fixed Capital Construction/Major Renovation:		
<input checked="" type="checkbox"/> h. Construction/Renovation/Land/Planning Engineering	For capital to build a new facility and locate with existing	2,000,000
TOTAL		2,000,000

13. For the Fixed Capital Costs requested with this issue, what type of ownership will the facility be under when complete? (In Question 12, if ?h. Fixed Capital Outlay? was not selected, question 13 is not applicable)
- For Profit
 - Non Profit 501(c) (3)
 - Non Profit 501(c) (4)
 - Local Government (e.g., police, fire or local government buildings, local roads, etc.)
 - State agency owned facility (For example: college or university facility, buildings for public schools, roads in the state transportation system, etc.)
 - Other (Please describe)

14. Is the project request an information technology project?

No

15. Is there any documented show of support for the requested project in the community including public hearings, letters of support, major organizational backing, or other expressions of support?

Yes

15a. Please Describe:

Seminole County Public Schools and Seminole County Sheriff office

16. Has the need for the funds been documented by a study, completed by an independent 3rd party, for the area to be served?

No

17. Will the requested funds be used directly for services to citizens?

Yes

17a. Describe the target population to be served. Select all that apply to the target population:

- Elderly persons
- Persons with poor mental health
- Persons with poor physical health
- Jobless persons
- Economically disadvantaged persons
- At-risk youth
- Homeless
- Developmentally disabled

- Physically disabled
- Drug users (in health services)
- Preschool students
- Grade school students
- High school students
- University/college students
- Currently or formerly incarcerated persons
- Drug offenders (in criminal Justice)
- Victims of crime
- Other (Please describe)

17b. How many in the target population are expected to be served?

- < 25
- 25-50
- 51-100
- 101-200
- 201-400
- 401-800
- >800

18. What benefits or outcomes will be realized by the expenditure of funds requested? (Select all that applies)

Benefit or Outcome	Provide a specific measure of the benefit or outcome	Describe the method for measuring level of benefit
<input type="checkbox"/> Improve physical health		
<input checked="" type="checkbox"/> Improve mental health	Many juvenile offenders have mental health issues. Teaming with schools helps advance	Offenders leaving facilities and getting help
<input type="checkbox"/> Enrich cultural experience		
<input type="checkbox"/> Improve agricultural production/promotion/education		
<input checked="" type="checkbox"/> Improve quality of education	These students will have opportunity for better education	Children graduating from this facility

<input type="checkbox"/> Enhance/preserve/improve environmental or fish and wildlife quality		
<input checked="" type="checkbox"/> Protect the general public from harm (environmental, criminal, etc.)	Removing these children from streets for help they need	Sheriff has metric to track progress of those in facility
<input type="checkbox"/> Improve transportation conditions		
<input checked="" type="checkbox"/> Increase or improve economic activity	Putting these offenders back into workforce	Sheriff tracks
<input type="checkbox"/> Increase tourism		
<input checked="" type="checkbox"/> Create specific immediate job opportunities	Students can leave system with workforce certificates	Placement of students in workforce and colleges after completion
<input checked="" type="checkbox"/> Enhance specific individual's economic self sufficiency	Career path and jobs	Placement of students in workforce
<input checked="" type="checkbox"/> Reduce recidivism	Provides better opportunities upon leaving facilities	Sheriff can track
<input checked="" type="checkbox"/> Reduce substance abuse	Drug treatment and education in facility	Sheriff can track
<input type="checkbox"/> Divert from Criminal/Juvenile justice system		
<input type="checkbox"/> Improve wastewater management		
<input type="checkbox"/> Improve stormwater management		
<input type="checkbox"/> Improve groundwater quality		
<input type="checkbox"/> Improve drinking water quality		
<input type="checkbox"/> Improve surface water quality		
<input type="checkbox"/> Other (Please describe):		

19. Provide the total cost of the project for FY 2017-18 from all sources of funding (Enter ?0? if amount is zero):

Type of Funding	Amount	Percent of Total (Automatically Calculates)	Are the other sources of funds guaranteed in writing?
1. Amount Requested from the State in this Appropriations Project Request:	2,000,000	66.7%	N/A
2. Federal:	0	0.0%	No
3. State: (Excluding the requested Total Amount in #4d, Column F)	0	0.0%	No
4. Local:	1,000,000	33.3%	Yes
5. Other:	0	0.0%	No
TOTAL	3,000,000	100%	

20. Is this a multi-year project requiring funding from the state for more than one year?

No

1 A bill to be entitled
 2 An act relating to the Appropriations Project titled
 3 Seminole County Juvenile Detention Center; providing
 4 an appropriation; providing an effective date.

5
 6 Be It Enacted by the Legislature of the State of Florida:

7
 8 Section 1. Seminole County Juvenile Detention Center is an
 9 Appropriations Project as defined in The Rules of The Florida
 10 House of Representatives and is described in Appropriations
 11 Project Request 799, herein incorporated by reference.

12 Section 2. For fiscal year 2017-2018 the nonrecurring sum
 13 of \$2,000,000 from the General Revenue Fund is appropriated to
 14 the Department of Juvenile Justice to fund the Seminole County
 15 Juvenile Detention Center as described in Appropriations Project
 16 Request 799. Notwithstanding any law to the contrary, there
 17 shall be no recurring funding provided for this Appropriations
 18 Project.

19 Section 3. This act shall take effect July 1, 2017.