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# Justice Council

Thursday, April 20, 2006  
2:45 PM – 4:45 PM  
404 House Office Building

## Council Action

Allan G. Bense  
Speaker

Bruce Kyle  
Chair

# Council Meeting Notice

## HOUSE OF REPRESENTATIVES

Speaker Allan G. Bense

(AMENDED 4/20/2006 1:56:08PM)

Amended(2)

### Justice Council

**Start Date and Time:** Thursday, April 20, 2006 02:45 pm

**End Date and Time:** Thursday, April 20, 2006 04:45 pm

**Location:** 404 HOB

**Duration:** 2.00 hrs

#### Consideration of the following bill(s):

HB 297 CS Driving and Boating Under the Influence by Harrell  
HB 335 CS Juvenile Justice by Culp  
HB 367 CS Accessories to a Crime by Carroll  
HB 391 CS Community Associations by Domino  
HB 469 CS Human Trafficking by Gannon  
HB 595 CS Community Behavioral Health Agencies by Cannon  
HB 651 Secondhand Dealers by Kottkamp  
HB 763 Luring or Enticing a Child by Ambler  
HB 841 CS Supersedeas Bond by Attkisson  
HB 957 CS (IF RECEIVED) -- Community Associations by Anderson  
HB 1169 Vehicular Accidents Involving Death or Personal Injuries by Galvano  
HB 1271 CS (IF RECEIVED) -- Division of Alcoholic Beverages and Tobacco by Cannon  
HB 7029 Juvenile Justice by Juvenile Justice Committee  
HB 7099 CS Land Trusts by Judiciary Committee  
HB 7117 CS Sexual Predators and Offenders by Criminal Justice Committee, Kravitz, Dean  
HB 7187 Criminal Justice by Criminal Justice Committee

By request of the Chair, all members are asked to have amendments to bills on the agenda filed by 5 p.m., Wednesday, April 19, 2006.

NOTICE FINALIZED on 04/20/2006 13:56 by COCHRAN.MARGARET

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

### Summary:

#### Justice Council

Thursday April 20, 2006 02:45 pm

|            |                                     |          |         |
|------------|-------------------------------------|----------|---------|
| HB 297 CS  | Favorable With Committee Substitute | Yeas: 10 | Nays: 0 |
| HB 335 CS  | Favorable                           | Yeas: 9  | Nays: 0 |
| HB 367 CS  | Favorable                           | Yeas: 9  | Nays: 0 |
| HB 391 CS  | Favorable With Committee Substitute | Yeas: 10 | Nays: 0 |
| HB 469 CS  | Favorable With Committee Substitute | Yeas: 10 | Nays: 0 |
| HB 595 CS  | Favorable                           | Yeas: 10 | Nays: 0 |
| HB 651     | Favorable                           | Yeas: 9  | Nays: 0 |
| HB 763     | Favorable With Committee Substitute | Yeas: 10 | Nays: 0 |
| HB 841 CS  | Favorable With Committee Substitute | Yeas: 8  | Nays: 2 |
| HB 957 CS  | Favorable                           | Yeas: 10 | Nays: 0 |
| HB 1169    | Favorable                           | Yeas: 8  | Nays: 0 |
| HB 1271 CS | Favorable                           | Yeas: 10 | Nays: 0 |
| HB 7029    | Favorable                           | Yeas: 9  | Nays: 0 |
| HB 7099 CS | Favorable                           | Yeas: 9  | Nays: 0 |
| HB 7117 CS | Favorable With Committee Substitute | Yeas: 10 | Nays: 0 |
| HB 7187    | Favorable                           | Yeas: 9  | Nays: 0 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

### Attendance:

|                    | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|--------------------|----------------|---------------|----------------|
| Bruce Kyle (Chair) | X              |               |                |
| Faye Culp          | X              |               |                |
| Carl Domino        | X              |               |                |
| Greg Evers         | X              |               |                |
| Arthenia Joyner    | X              |               |                |
| Dick Kravitz       | X              |               |                |
| Marcelo Llorente   | X              |               |                |
| Mark Mahon         | X              |               |                |
| John Quinones      | X              |               |                |
| David Simmons      | X              |               |                |
| Irving Slosberg    | X              |               |                |
| <b>Totals:</b>     | <b>11</b>      | <b>0</b>      | <b>0</b>       |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 297 CS : Driving and Boating Under the Influence

Favorable With Committee Substitute

|                       | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp             |            |                      | X              |                         |                         |
| Carl Domino           | X          |                      |                |                         |                         |
| Greg Evers            | X          |                      |                |                         |                         |
| Arthenia Joyner       | X          |                      |                |                         |                         |
| Dick Kravitz          | X          |                      |                |                         |                         |
| Marcelo Llorente      | X          |                      |                |                         |                         |
| Mark Mahon            | X          |                      |                |                         |                         |
| John Quinones         | X          |                      |                |                         |                         |
| David Simmons         | X          |                      |                |                         |                         |
| Irving Slosberg       | X          |                      |                |                         |                         |
| Bruce Kyle (Chair)    | X          |                      |                |                         |                         |
| <b>Total Yeas: 10</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 297

COUNCIL/COMMITTEE ACTION

|                       |       |       |
|-----------------------|-------|-------|
| ADOPTED               | ___   | (Y/N) |
| ADOPTED AS AMENDED    | ___   | (Y/N) |
| ADOPTED W/O OBJECTION | ___   | (Y/N) |
| FAILED TO ADOPT       | ___   | (Y/N) |
| WITHDRAWN             | ___   | (Y/N) |
| OTHER                 | _____ |       |

1  
Ⓐ w/o obj.

1 Council/Committee hearing bill: Justice Council  
2 Representative(s) Kravitz offered the following:

3  
4 **Amendment (with directory and title amendments)**

5 Remove line 173 and line 287 and insert:  
6 of 1 year and 1 day of incarceration followed by a period of  
7 probation



W

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 297 Date 04-20-06

Name Carla Oglo

Title Asst. General Counsel

Address 620 S. Meridian St.

City Tallahassee State /Zip 32399

Phone Number (850) 487-1764

Representing Fla. Fish + Wildlife Conservation Comm.

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: DUI / BUI

Council/Committee/Subcommittee: Justice Council

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 335 CS : Juvenile Justice

Favorable

|                      | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp            | X          |                      |                |                         |                         |
| Carl Domino          | X          |                      |                |                         |                         |
| Greg Evers           | X          |                      |                |                         |                         |
| Arthenia Joyner      | X          |                      |                |                         |                         |
| Dick Kravitz         | X          |                      |                |                         |                         |
| Marcelo Llorente     | X          |                      |                |                         |                         |
| Mark Mahon           | X          |                      |                |                         |                         |
| John Quinones        |            |                      | X              |                         |                         |
| David Simmons        | X          |                      |                |                         |                         |
| Irving Slosberg      |            |                      | X              |                         |                         |
| Bruce Kyle (Chair)   | X          |                      |                |                         |                         |
| <b>Total Yeas: 9</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 367 CS : Accessories to a Crime

| <input checked="" type="checkbox"/> Favorable | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|---|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp                                     |     |                      | X       |                 |                 |
| Carl Domino                                   | X   |                      |         |                 |                 |
| Greg Evers                                    | X   |                      |         |                 |                 |
| Arthenia Joyner                               | X   |                      |         |                 |                 |
| Dick Kravitz                                  | X   |                      |         |                 |                 |
| Marcelo Llorente                              | X   |                      |         |                 |                 |
| Mark Mahon                                    | X   |                      |         |                 |                 |
| John Quinones                                 | X   |                      |         |                 |                 |
| David Simmons                                 |     |                      | X       |                 |                 |
| Irving Slosberg                               | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)                            | X   |                      |         |                 |                 |
| <b>Total Yeas: 9</b>                          |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 391 CS : Community Associations

Favorable With Committee Substitute

|                       | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp             |            |                      | X              |                         |                         |
| Carl Domino           | X          |                      |                |                         |                         |
| Greg Evers            | X          |                      |                |                         |                         |
| Arthenia Joyner       | X          |                      |                |                         |                         |
| Dick Kravitz          | X          |                      |                |                         |                         |
| Marcelo Llorente      | X          |                      |                |                         |                         |
| Mark Mahon            | X          |                      |                |                         |                         |
| John Quinones         | X          |                      |                |                         |                         |
| David Simmons         | X          |                      |                |                         |                         |
| Irving Slosberg       | X          |                      |                |                         |                         |
| Bruce Kyle (Chair)    | X          |                      |                |                         |                         |
| <b>Total Yeas: 10</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 391 CS**

COUNCIL/COMMITTEE ACTION

|                       |       |       |
|-----------------------|-------|-------|
| ADOPTED               | ___   | (Y/N) |
| ADOPTED AS AMENDED    | ___   | (Y/N) |
| ADOPTED W/O OBJECTION | ___   | (Y/N) |
| FAILED TO ADOPT       | ___   | (Y/N) |
| WITHDRAWN             | ___   | (Y/N) |
| OTHER                 | _____ |       |

1  
Ⓐ w/o obj.

1 Council/Committee hearing bill: Justice Council

2 Representative Domino offered the following:

3

4 **Amendment**

5 Remove line 196 and insert:

6 amendments described in subparagraph (a)1. and 2. and 5 years

7 from the

8

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 391 CS

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

2  
Ⓐ w/o obj.

1 Council/Committee hearing bill: Justice Council

2 Representative Domino offered the following:

3

4 **Amendment**

5 Remove line 402 and insert:

6 than that required by law, if the fee does not exceed \$150 plus

7



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 391 ~~425~~ Date 4-20-06

Name Kate Dunbar

Title \_\_\_\_\_

Address 215 E. Monroe

City Tallahassee State / Zip 32312

Phone Number 222-3593

Representing Real Property, Leases & Trust Law Section, Fla. Bar

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: community associations

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**  
  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



COMMITTEE/SUBCOMMITTEE  
APPEARANCE RECORD

W/S

Bill No. 391 Date 4/20/06  
Name JENNIFER J GREEN  
Title DEPUTY EXECUTIVE DIRECTOR  
Address 325 W. COLLEGE AVE.  
City TALLAH. State/Zip FL 32301  
Phone Number 724-2727  
Representing FLORIDA INSTITUTE OF CPAS

Lobbyist (registered) Yes  No   
State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: HOMECOMERS ASSOCIATIONS.

Committee/Subcommittee: JUSTICE COUNCIL

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Committee/Subcommittee  
Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 469 CS : Human Trafficking

Favorable With Committee Substitute

|                       | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp             |     |                      | X       |                 |                 |
| Carl Domino           | X   |                      |         |                 |                 |
| Greg Evers            | X   |                      |         |                 |                 |
| Arthenia Joyner       | X   |                      |         |                 |                 |
| Dick Kravitz          | X   |                      |         |                 |                 |
| Marcelo Llorente      | X   |                      |         |                 |                 |
| Mark Mahon            | X   |                      |         |                 |                 |
| John Quinones         | X   |                      |         |                 |                 |
| David Simmons         | X   |                      |         |                 |                 |
| Irving Slosberg       | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)    | X   |                      |         |                 |                 |
| <b>Total Yeas: 10</b> |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 0469

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

(A) w/o obj

1 Council/Committee hearing bill: Justice Council  
 2 Representative Gannon offered the following:

**Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:  
 6 Section 1. Section 787.06, Florida Statutes, is amended to  
 7 read:

8 787.06 Human trafficking.--

9 (1) (a) The Legislature finds that human trafficking is a  
 10 form of modern-day slavery. Victims of human trafficking are  
 11 young children, teenagers, and adults. Thousands of victims are  
 12 trafficked annually across international borders worldwide. Many  
 13 of these victims are trafficked into this state. The Legislature  
 14 finds that victims of human trafficking are subjected to force,  
 15 fraud, or coercion for the purpose of sexual exploitation or  
 16 forced labor.

17 (b) The Legislature finds that while many victims of human  
 18 trafficking are forced to work in prostitution or the sexual  
 19 entertainment industry, trafficking also occurs in forms of  
 20 labor exploitation, such as domestic servitude, restaurant work,  
 21 janitorial work, sweatshop factory work, and migrant  
 22 agricultural work.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23       (c) The Legislature finds that traffickers use various  
24 techniques to instill fear in victims and to keep them enslaved.  
25 Some traffickers keep their victims under lock and key. However,  
26 the most frequently used practices are less obvious techniques  
27 that include isolating victims from the public and family  
28 members; confiscating passports, visas, or other identification  
29 documents; using or threatening to use violence toward victims  
30 or their families; telling victims that they will be imprisoned  
31 or deported for immigration violations if they contact  
32 authorities; and controlling the victims' funds by holding the  
33 money ostensibly for safekeeping.

34       (d) It is the intent of the Legislature that the  
35 perpetrators of human trafficking be penalized for their illegal  
36 conduct and that the victims of trafficking be protected and  
37 assisted by this state and its agencies. In furtherance of this  
38 policy, it is the intent of the Legislature that the state  
39 Supreme Court, The Florida Bar, and relevant state agencies  
40 prepare and implement training programs in order that judges,  
41 attorneys, law enforcement personnel, investigators, and others  
42 are able to identify traffickers and victims of human  
43 trafficking and direct victims to appropriate agencies for  
44 assistance. It is the intent of the Legislature that the  
45 Department of Children and Family Services and other state  
46 agencies cooperate with other state and federal agencies to  
47 ensure that victims of human trafficking can access social  
48 services and benefits to alleviate their plight.

49       (2)(1) As used in this section, the term:

50       (a) "Financial harm" includes extortionate extension of  
51 credit, loan sharking as defined in s. 687.071, or employment  
52 contracts that violate the statute of frauds as provided in s.  
53 725.01.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

54        (b) "Forced labor or services" means labor or services  
55 obtained from a person by:

56            1. Using or threatening to use physical force against that  
57 person or another person; ~~or~~

58            2. Restraining, isolating, or confining or threatening to  
59 restrain, isolate, or confine that person or another person  
60 without lawful authority and against her or his will;-

61            3. Using lending or other credit methods to establish a  
62 debt by that person or another person when labor or services are  
63 pledged as a security for the debt, if the value of the labor or  
64 services as reasonably assessed is not applied toward the  
65 liquidation of the debt, the length and nature of the labor, or  
66 services are not respectively limited and defined;

67            4. Destroying, concealing, removing, confiscating,  
68 withholding, or possessing any actual or purported passport,  
69 visa, or other immigration document, or any other actual or  
70 purported government identification document, of that person or  
71 another person;

72            5. Causing or threatening to cause financial harm to any  
73 person; or

74            6. Fraud or coercion.

75        (c)(b) "Human trafficking" means transporting, soliciting,  
76 recruiting, harboring, providing, or obtaining another person  
77 for transport.

78        (d) "Maintain," when used in relation to labor services,  
79 means to secure continued performance thereof, regardless of any  
80 initial agreement on the part of the victim to perform such type  
81 service.

82        (3)(2) Any person who knowingly:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

83           (a) Engages, or attempts to engage, in human trafficking  
84 with the intent or knowledge that the trafficked person will be  
85 subjected to engage in forced labor or services; or

86           (b) Benefits financially by receiving anything of value  
87 from participation in a venture that has subjected a person to  
88 forced labor or services;

89  
90 commits a felony of the second degree, punishable as provided in  
91 s. 775.082, s. 775.083, or s. 775.084.

92           (4) The Florida Court Educational Council shall establish  
93 standards of instruction for circuit court judges and county  
94 court judges who hear cases involving victims of human  
95 trafficking and shall provide for periodic and timely  
96 instruction.

97           (5) The Criminal Justice Standards and Training Commission  
98 shall establish standards for basic and advanced training  
99 programs for law enforcement officers in the subjects of  
100 investigating and preventing human trafficking crimes. After  
101 January 1, 2007, every basic skills course required for law  
102 enforcement officers to obtain initial certification must  
103 include training on human trafficking crime prevention and  
104 investigation.

105           (6) Each state attorney shall develop standards of  
106 instruction for prosecutors to receive training on the  
107 investigation and prosecution of human trafficking crimes and  
108 shall provide for periodic and timely instruction.

109           Section 2. Subsection (1) of section 772.102, Florida  
110 Statutes, is amended to read:

111           772.102 Definitions.--As used in this chapter, the term:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

12 (1) "Criminal activity" means to commit, to attempt to  
113 commit, to conspire to commit, or to solicit, coerce, or  
114 intimidate another person to commit:

115 (a) Any crime that ~~which~~ is chargeable by indictment or  
116 information under the following provisions:

117 1. Section 210.18, relating to evasion of payment of  
118 cigarette taxes.

119 2. Section 414.39, relating to public assistance fraud.

120 3. Section 440.105 or s. 440.106, relating to workers'  
121 compensation.

122 4. Part IV of chapter 501, relating to telemarketing.

123 5. Chapter 517, relating to securities transactions.

124 6. Section 550.235, s. 550.3551, or s. 550.3605, relating  
125 to dogracing and horseracing.

126 7. Chapter 550, relating to jai alai frontons.

127 8. Chapter 552, relating to the manufacture, distribution,  
128 and use of explosives.

129 9. Chapter 562, relating to beverage law enforcement.

130 10. Section 624.401, relating to transacting insurance  
131 without a certificate of authority, s. 624.437(4)(c)1., relating  
132 to operating an unauthorized multiple-employer welfare  
133 arrangement, or s. 626.902(1)(b), relating to representing or  
134 aiding an unauthorized insurer.

135 11. Chapter 687, relating to interest and usurious  
136 practices.

137 12. Section 721.08, s. 721.09, or s. 721.13, relating to  
138 real estate timeshare plans.

139 13. Chapter 782, relating to homicide.

140 14. Chapter 784, relating to assault and battery.

141 15. Chapter 787, relating to kidnapping or human  
142 trafficking.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

- 143 16. Chapter 790, relating to weapons and firearms.
- 144 17. Section 796.03, s. 796.04, s. 796.045, s. 796.05, or
- 145 s. 796.07, relating to prostitution.
- 146 18. Chapter 806, relating to arson.
- 147 19. Section 810.02(2)(c), relating to specified burglary
- 148 of a dwelling or structure.
- 149 20. Chapter 812, relating to theft, robbery, and related
- 150 crimes.
- 151 21. Chapter 815, relating to computer-related crimes.
- 152 22. Chapter 817, relating to fraudulent practices, false
- 153 pretenses, fraud generally, and credit card crimes.
- 154 23. Section 827.071, relating to commercial sexual
- 155 exploitation of children.
- 156 24. Chapter 831, relating to forgery and counterfeiting.
- 157 25. Chapter 832, relating to issuance of worthless checks
- 158 and drafts.
- 159 26. Section 836.05, relating to extortion.
- 160 27. Chapter 837, relating to perjury.
- 161 28. Chapter 838, relating to bribery and misuse of public
- 162 office.
- 163 29. Chapter 843, relating to obstruction of justice.
- 164 30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or
- 165 s. 847.07, relating to obscene literature and profanity.
- 166 31. Section 849.09, s. 849.14, s. 849.15, s. 849.23, or s.
- 167 849.25, relating to gambling.
- 168 32. Chapter 893, relating to drug abuse prevention and
- 169 control.
- 170 33. Section 914.22 or s. 914.23, relating to witnesses,
- 171 victims, or informants.
- 172 34. Section 918.12 or s. 918.13, relating to tampering
- 173 with jurors and evidence.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

174 (b) Any conduct which is subject to indictment or  
175 information as a criminal offense and listed in 18 U.S.C. s.  
176 1961(1) (A), (B), (C), or (D).

177 Section 3. Section 772.104, Florida Statutes, is amended  
178 to read:

179 772.104 Civil cause of action.--

180 (1) Any person who proves by clear and convincing evidence  
181 that he or she has been injured by reason of any violation of  
182 the provisions of s. 772.103 shall have a cause of action for  
183 threefold the actual damages sustained and, in any such action,  
184 is entitled to minimum damages in the amount of \$200, and  
185 reasonable attorney's fees and court costs in the trial and  
186 appellate courts.

187 (2) As an alternative to recovery under subsection (1),  
188 any person who proves by clear and convincing evidence that he  
189 or she has been injured by reason of any violation of the  
190 provisions of s. 772.103 due to sex trafficking or human  
191 trafficking shall have a cause of action for threefold the  
192 amount gained from the sex trafficking or human trafficking and  
193 in any such action is entitled to minimum damages in the amount  
194 of \$200 and reasonable attorney's fees and court costs in the  
195 trial and appellate courts.

196 (3) In no event shall punitive damages be awarded under  
197 this section. The defendant shall be entitled to recover  
198 reasonable attorney's fees and court costs in the trial and  
199 appellate courts upon a finding that the claimant raised a claim  
200 which was without substantial fact or legal support. In awarding  
201 attorney's fees and costs under this section, the court shall  
202 not consider the ability of the opposing party to pay such fees  
203 and costs. Nothing under this section shall be interpreted as

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

204 limiting any right to recover attorney's fees or costs provided  
205 under other provisions of law.

206 Section 4. Subsection (1) of section 895.02, Florida  
207 Statutes, as amended by section 3 of chapter 2005-362, Laws of  
208 Florida, is amended to read:

209 895.02 Definitions.--As used in ss. 895.01-895.08, the  
210 term:

211 (1) "Racketeering activity" means to commit, to attempt to  
212 commit, to conspire to commit, or to solicit, coerce, or  
213 intimidate another person to commit:

214 (a) Any crime that ~~which~~ is chargeable by indictment or  
215 information under the following provisions of the Florida  
216 Statutes:

217 1. Section 210.18, relating to evasion of payment of  
218 cigarette taxes.

219 2. Section 403.727(3)(b), relating to environmental  
220 control.

221 3. Section 409.920 or s. 409.9201, relating to Medicaid  
222 fraud.

223 4. Section 414.39, relating to public assistance fraud.

224 5. Section 440.105 or s. 440.106, relating to workers'  
225 compensation.

226 6. Section 443.071(4), relating to creation of a  
227 fictitious employer scheme to commit unemployment compensation  
228 fraud.

229 7. Section 465.0161, relating to distribution of medicinal  
230 drugs without a permit as an Internet pharmacy.

231 8. Sections 499.0051, 499.0052, 499.00535, 499.00545, and  
232 499.0691, relating to crimes involving contraband and  
233 adulterated drugs.

234 9. Part IV of chapter 501, relating to telemarketing.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

- 235 10. Chapter 517, relating to sale of securities and  
236 investor protection.
- 237 11. Section 550.235, s. 550.3551, or s. 550.3605, relating  
238 to dogracing and horseracing.
- 239 12. Chapter 550, relating to jai alai frontons.
- 240 13. Section 551.109, relating to slot machine gaming.
- 241 14. Chapter 552, relating to the manufacture,  
242 distribution, and use of explosives.
- 243 15. Chapter 560, relating to money transmitters, if the  
244 violation is punishable as a felony.
- 245 16. Chapter 562, relating to beverage law enforcement.
- 246 17. Section 624.401, relating to transacting insurance  
247 without a certificate of authority, s. 624.437(4)(c)1., relating  
248 to operating an unauthorized multiple-employer welfare  
249 arrangement, or s. 626.902(1)(b), relating to representing or  
50 aiding an unauthorized insurer.
- 251 18. Section 655.50, relating to reports of currency  
252 transactions, when such violation is punishable as a felony.
- 253 19. Chapter 687, relating to interest and usurious  
254 practices.
- 255 20. Section 721.08, s. 721.09, or s. 721.13, relating to  
256 real estate timeshare plans.
- 257 21. Chapter 782, relating to homicide.
- 258 22. Chapter 784, relating to assault and battery.
- 259 23. Chapter 787, relating to kidnapping or human  
260 trafficking.
- 261 24. Chapter 790, relating to weapons and firearms.
- 262 25. Section 796.03, s. 796.035, s. 796.04, s. 796.045, s.  
263 796.05, or s. 796.07, relating to prostitution and sex  
264 trafficking.
- 65 26. Chapter 806, relating to arson.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

- 266           27. Section 810.02(2)(c), relating to specified burglary  
267 of a dwelling or structure.
- 268           28. Chapter 812, relating to theft, robbery, and related  
269 crimes.
- 270           29. Chapter 815, relating to computer-related crimes.
- 271           30. Chapter 817, relating to fraudulent practices, false  
272 pretenses, fraud generally, and credit card crimes.
- 273           31. Chapter 825, relating to abuse, neglect, or  
274 exploitation of an elderly person or disabled adult.
- 275           32. Section 827.071, relating to commercial sexual  
276 exploitation of children.
- 277           33. Chapter 831, relating to forgery and counterfeiting.
- 278           34. Chapter 832, relating to issuance of worthless checks  
279 and drafts.
- 280           35. Section 836.05, relating to extortion.
- 281           36. Chapter 837, relating to perjury.
- 282           37. Chapter 838, relating to bribery and misuse of public  
283 office.
- 284           38. Chapter 843, relating to obstruction of justice.
- 285           39. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or  
286 s. 847.07, relating to obscene literature and profanity.
- 287           40. Section 849.09, s. 849.14, s. 849.15, s. 849.23, or s.  
288 849.25, relating to gambling.
- 289           41. Chapter 874, relating to criminal street gangs.
- 290           42. Chapter 893, relating to drug abuse prevention and  
291 control.
- 292           43. Chapter 896, relating to offenses related to financial  
293 transactions.
- 294           44. Sections 914.22 and 914.23, relating to tampering with  
295 a witness, victim, or informant, and retaliation against a  
296 witness, victim, or informant.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

297 45. Sections 918.12 and 918.13, relating to tampering with  
298 jurors and evidence.

299 (b) Any conduct defined as "racketeering activity" under  
300 18 U.S.C. s. 1961(1).

301 Section 5. Paragraph (a) of subsection (1) of section  
302 16.56, Florida Statutes, is, for the purpose of incorporating  
303 the amendment made by this act to section 895.02, Florida  
304 Statutes, in a reference thereto, reenacted and amended and  
305 subsection (2) of that section is amended to read:

306 16.56 Office of Statewide Prosecution.--

307 (1) There is created in the Department of Legal Affairs an  
308 Office of Statewide Prosecution. The office shall be a separate  
309 "budget entity" as that term is defined in chapter 216. The  
310 office may:

311 (a) Investigate and prosecute the offenses of:

312 1. Bribery, burglary, criminal usury, extortion, gambling,  
313 kidnapping, larceny, murder, prostitution, perjury, robbery,  
314 carjacking, and home-invasion robbery;

315 2. Any crime involving narcotic or other dangerous drugs;

316 3. Any violation of the provisions of the Florida RICO  
317 (Racketeer Influenced and Corrupt Organization) Act, including  
318 any offense listed in the definition of racketeering activity in  
319 s. 895.02(1)(a), providing such listed offense is investigated  
320 in connection with a violation of s. 895.03 and is charged in a  
321 separate count of an information or indictment containing a  
322 count charging a violation of s. 895.03, the prosecution of  
323 which listed offense may continue independently if the  
324 prosecution of the violation of s. 895.03 is terminated for any  
325 reason;

326 4. Any violation of the provisions of the Florida Anti-  
27 Fencing Act;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

328 5. Any violation of the provisions of the Florida  
329 Antitrust Act of 1980, as amended;

330 6. Any crime involving, or resulting in, fraud or deceit  
331 upon any person;

332 7. Any violation of s. 847.0135, relating to computer  
333 pornography and child exploitation prevention, or any offense  
334 related to a violation of s. 847.0135;

335 8. Any violation of the provisions of chapter 815;

336 9. Any criminal violation of part I of chapter 499;

337 10. Any violation of the provisions of the Florida Motor  
338 Fuel Tax Relief Act of 2004;

339 11. Any criminal violation of s. 409.920 or s. 409.9201;

340 ~~or~~

341 12. Any crime involving voter registration, voting, or  
342 candidate or issue petition activities; or

343 13. Any criminal violation of s. 787.06 or any offense  
344 involving or related to a violation of s .787.06;

345  
346 or any attempt, solicitation, or conspiracy to commit any of the  
347 crimes specifically enumerated above. The office shall have such  
348 power only when any such offense is occurring, or has occurred,  
349 in two or more judicial circuits as part of a related  
350 transaction, or when any such offense is connected with an  
351 organized criminal conspiracy affecting two or more judicial  
352 circuits.

353 (2) The Attorney General shall appoint a statewide  
354 prosecutor from not less than three persons nominated by the  
355 judicial nominating commission for the Supreme Court. The  
356 statewide prosecutor shall be in charge of the Office of  
357 Statewide Prosecution for a term of 4 years to run concurrently  
358 with the term of the appointing official. The statewide

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

359 prosecutor shall be an elector of the state, shall have been a  
360 member of The Florida Bar for the preceding 5 years, and shall  
361 devote full time to the duties of statewide prosecutor and not  
362 engage in the private practice of law. The Attorney General may  
363 remove the statewide prosecutor prior to the end of his or her  
364 term. A vacancy in the position of statewide prosecutor shall be  
365 filled within 60 days. During the period of any vacancy, the  
366 Attorney General shall exercise all the powers and perform all  
367 the duties of the statewide prosecutor. A person appointed  
368 statewide prosecutor is prohibited from qualifying as a  
369 candidate for election ~~running for or accepting appointment~~ to  
370 any state office for a period of 2 years following vacation of  
371 office. The statewide prosecutor shall on March 1 of each year  
372 report in writing to the Governor and the Attorney General on  
373 the activities of the office for the preceding year and on the  
374 goals and objectives for the next year.

375 Section 6. For the purpose of incorporating the amendment  
376 made by this act to section 895.02, Florida Statutes, in a  
377 reference thereto, paragraph (g) of subsection (3) of section  
378 655.50, Florida Statutes, is reenacted to read:

379 655.50 Florida Control of Money Laundering in Financial  
380 Institutions Act; reports of transactions involving currency or  
381 monetary instruments; when required; purpose; definitions;  
382 penalties.--

383 (3) As used in this section, the term:

384 (g) "Specified unlawful activity" means any "racketeering  
385 activity" as defined in s. 895.02.

386 Section 7. For the purpose of incorporating the amendment  
387 made by this act to section 895.02, Florida Statutes, in a  
388 reference thereto, paragraph (g) of subsection (2) of section  
389 896.101, Florida Statutes, is reenacted to read:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

390 896.101 Florida Money Laundering Act; definitions;  
391 penalties; injunctions; seizure warrants; immunity.--

392 (2) As used in this section, the term:

393 (g) "Specified unlawful activity" means any "racketeering  
394 activity" as defined in s. 895.02.

395 Section 8. For the purpose of incorporating the amendment  
396 made by this act to section 895.02, Florida Statutes, in a  
397 reference thereto, section 905.34, Florida Statutes, is  
398 reenacted to read:

399 905.34 Powers and duties; law applicable.--The  
400 jurisdiction of a statewide grand jury impaneled under this  
401 chapter shall extend throughout the state. The subject matter  
402 jurisdiction of the statewide grand jury shall be limited to the  
403 offenses of:

404 (1) Bribery, burglary, carjacking, home-invasion robbery,  
405 criminal usury, extortion, gambling, kidnapping, larceny,  
406 murder, prostitution, perjury, and robbery;

407 (2) Crimes involving narcotic or other dangerous drugs;

408 (3) Any violation of the provisions of the Florida RICO  
409 (Racketeer Influenced and Corrupt Organization) Act, including  
410 any offense listed in the definition of racketeering activity in  
411 s. 895.02(1)(a), providing such listed offense is investigated  
412 in connection with a violation of s. 895.03 and is charged in a  
413 separate count of an information or indictment containing a  
414 count charging a violation of s. 895.03, the prosecution of  
415 which listed offense may continue independently if the  
416 prosecution of the violation of s. 895.03 is terminated for any  
417 reason;

418 (4) Any violation of the provisions of the Florida Anti-  
419 Fencing Act;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

20 (5) Any violation of the provisions of the Florida  
421 Antitrust Act of 1980, as amended;

422 (6) Any violation of the provisions of chapter 815;

423 (7) Any crime involving, or resulting in, fraud or deceit  
424 upon any person;

425 (8) Any violation of s. 847.0135, s. 847.0137, or s.  
426 847.0138 relating to computer pornography and child exploitation  
427 prevention, or any offense related to a violation of s.  
428 847.0135, s. 847.0137, or s. 847.0138;

429 (9) Any criminal violation of part I of chapter 499; or

430 (10) Any criminal violation of s. 409.920 or s. 409.9201;

431  
432 or any attempt, solicitation, or conspiracy to commit any  
433 violation of the crimes specifically enumerated above, when any  
434 such offense is occurring, or has occurred, in two or more  
435 judicial circuits as part of a related transaction or when any  
436 such offense is connected with an organized criminal conspiracy  
437 affecting two or more judicial circuits. The statewide grand  
438 jury may return indictments and presentments irrespective of the  
439 county or judicial circuit where the offense is committed or  
440 triable. If an indictment is returned, it shall be certified and  
441 transferred for trial to the county where the offense was  
442 committed. The powers and duties of, and law applicable to,  
443 county grand juries shall apply to a statewide grand jury except  
444 when such powers, duties, and law are inconsistent with the  
445 provisions of ss. 905.31-905.40.

446 Section 9. This act shall take effect October 1, 2006.

447  
448 ===== T I T L E A M E N D M E N T =====

449 Remove the entire title and insert:

50 A bill to be entitled

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

451 An act relating to prosecution of human trafficking;  
452 amending s. 787.06, F.S.; providing legislative findings  
453 and intent; defining the term "financial harm"; redefining  
454 the term "forced labor or services" to include  
455 circumstances involving the use of fraud or coercion  
456 against a person, the use of certain debt practices, and  
457 the destruction, concealing, or withholding of a person's  
458 identification documents; providing for attempted human  
459 trafficking to be an equal crime to human trafficking;  
460 prohibiting knowingly benefiting financially or receiving  
461 anything of value from human trafficking when the  
462 trafficked person engages in forced labor or services;  
463 providing criminal penalties; requiring the Florida Court  
464 Educational Council to develop specified instructional  
465 standards for certain judges concerning human trafficking;  
466 requiring the Criminal Justice Standards and Training  
467 Commission to establish specified standards concerning  
468 human trafficking; requiring basic skills courses for law  
469 enforcement officers to include training on human  
470 trafficking prevention and investigation; requiring state  
471 attorneys to develop standards of instruction for  
472 prosecutors concerning human trafficking crimes; amending  
473 s. 772.102, F.S.; expanding the definition of the term  
474 "criminal activity" to include the offense of human  
475 trafficking and the offense of sex trafficking for  
476 purposes of seeking civil remedies for criminal offenses;  
477 amending s. 772.104, F.S.; revising a civil cause of  
478 action relating to injuries by reason of criminal  
479 activity; providing for alternative damages for violations  
480 relating to sex trafficking and human trafficking;  
481 amending s. 895.02, F.S.; redefining the term

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

82 "racketeering activity" to include the offense of human  
483 trafficking for purposes of the Florida RICO Act;  
484 reenacting and amending s. 16.56, F.S.; adding prosecution  
485 of human trafficking and related crimes to subject matter  
486 jurisdiction of a statewide prosecutor; reenacting ss.  
487 16.56(1), 655.50(3)(g), 896.101(2)(g), and 905.34, F.S.,  
488 the definition of "specified unlawful activity" in a law  
489 prohibiting money laundering in financial institutions and  
490 in the Florida Money Laundering Act, and the subject  
491 matter jurisdiction of a statewide grand jury, to  
492 incorporate the amendments made to s. 895.02, F.S., in  
493 references thereto; providing an effective date.



# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 595 CS : Community Behavioral Health Agencies

Favorable

|                       | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp             |            |                      | X              |                         |                         |
| Carl Domino           | X          |                      |                |                         |                         |
| Greg Evers            | X          |                      |                |                         |                         |
| Arthenia Joyner       | X          |                      |                |                         |                         |
| Dick Kravitz          | X          |                      |                |                         |                         |
| Marcelo Llorente      | X          |                      |                |                         |                         |
| Mark Mahon            | X          |                      |                |                         |                         |
| John Quinones         | X          |                      |                |                         |                         |
| David Simmons         | X          |                      |                |                         |                         |
| Irving Slosberg       | X          |                      |                |                         |                         |
| Bruce Kyle (Chair)    | X          |                      |                |                         |                         |
| <b>Total Yeas: 10</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



WIS

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 595 Date 4/20/06

Name Peter Harris

Title \_\_\_\_\_

Address 215 S. Monroe St Ste 835

City Tallahassee State /Zip FL 32301

Phone Number (850) 224-4600

Representing Associated Industries of Florida

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

\*I have been requested to speak:

Proponent

Opponent

Information

Subject matter: \_\_\_\_\_  
\_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB 595 Date 04/20/06

Name Bob Sharpe

Title President

Address 3116 E. Park Ave.

City Tallahassee State/Zip FL 32301

Phone Number (850) 224-6048

Representing ICBH / FCCMH

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: Community Behavioral Health  
Agencies

Council/Committee/Subcommittee: Justice Council

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 651 : Secondhand Dealers

Favorable

|                      | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|----------------------|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp            |     |                      | X       |                 |                 |
| Carl Domino          | X   |                      |         |                 |                 |
| Greg Evers           | X   |                      |         |                 |                 |
| Arthenia Joyner      | X   |                      |         |                 |                 |
| Dick Kravitz         | X   |                      |         |                 |                 |
| Marcelo Llorente     | X   |                      |         |                 |                 |
| Mark Mahon           | X   |                      |         |                 |                 |
| John Quinones        | X   |                      |         |                 |                 |
| David Simmons        | X   |                      |         |                 |                 |
| Irving Slosberg      |     |                      | X       |                 |                 |
| Bruce Kyle (Chair)   | X   |                      |         |                 |                 |
| <b>Total Yeas: 9</b> |     | <b>Total Nays: 0</b> |         |                 |                 |

### Appearances:

Secondhand Dealers

Jack Gee - Proponent

FL Law Enforcement Property Recovery Unit

1300 W. Broward

Ft. Lauderdale FL 33312

Phone: 954-557-1227

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



# COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB 651 Date 4-20-06

Name JACK GIEE

Title Detective

Address 1300 W. Blum St

City Ft. Lauderdale State / Zip FL 33312

Phone Number 954-557-1227

Representing FLORIDA LAW ENFORCEMENT PROPERTY RECOVERY UNIT

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent

\*I have been requested to speak:  Opponent

Information

Subject matter: \_\_\_\_\_

\_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 763 : Luring or Enticing a Child

Favorable With Committee Substitute

|                       | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp             |     |                      | X       |                 |                 |
| Carl Domino           | X   |                      |         |                 |                 |
| Greg Evers            | X   |                      |         |                 |                 |
| Arthenia Joyner       | X   |                      |         |                 |                 |
| Dick Kravitz          | X   |                      |         |                 |                 |
| Marcelo Llorente      | X   |                      |         |                 |                 |
| Mark Mahon            | X   |                      |         |                 |                 |
| John Quinones         | X   |                      |         |                 |                 |
| David Simmons         | X   |                      |         |                 |                 |
| Irving Slosberg       | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)    | X   |                      |         |                 |                 |
| <b>Total Yeas: 10</b> |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. HB 763

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

1  
 (A) w/o obj.

1 Council/Committee hearing bill: Justice Council  
 2 Representative(s) Ambler offered the following:

**Amendment (with directory and title amendments)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Section 787.025, Florida Statutes, is amended  
 7 to read:

8 787.025 Luring or enticing a child.--

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

10 (a) "Structure" means a building of any kind, either  
 11 temporary or permanent, which has a roof over it, together with  
 12 the curtilage thereof.

13 (b) "Dwelling" means a building or conveyance of any kind,  
 14 either temporary or permanent, mobile or immobile, which has a  
 15 roof over it and is designed to be occupied by people lodging  
 16 together therein at night, together with the curtilage thereof.

17 (c) "Conveyance" means any motor vehicle, ship, vessel,  
 18 railroad car, trailer, aircraft, or sleeping car.

19 (d) "Convicted" means a determination of guilt which is  
 20 the result of a trial or the entry of a plea of guilty or nolo  
 21 contendere, regardless of whether adjudication is withheld.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

22           (2) (a) A person 18 years of age or older who intentionally  
23 lures or entices, or attempts to lure or entice, a child under  
24 the age of 12 into a structure, dwelling, or conveyance for  
25 other than a lawful purpose commits a misdemeanor of the first  
26 degree, punishable as provided in s. 775.082 or s. 775.083.

27           (b) A person 18 years of age or older who, having been  
28 previously convicted of a violation of paragraph (a),  
29 intentionally lures or entices, or attempts to lure or entice, a  
30 child under the age of 12 into a structure, dwelling, or  
31 conveyance for other than a lawful purpose commits a felony of  
32 the third degree, punishable as provided in s. 775.082, s.  
33 775.083, or s. 775.084.

34           (c) A person 18 years of age or older ~~over the age of 18~~  
35 who, having been previously convicted of a violation of chapter  
36 794 or s. 800.04, or a violation of a similar law of another  
37 jurisdiction, intentionally lures or entices, or attempts to  
38 lure or entice, a child under the age of 12 into a structure,  
39 dwelling, or conveyance for other than a lawful purpose commits  
40 a felony of the third degree, punishable as provided in s.  
41 775.082, s. 775.083, or s. 775.084.

42           ~~(b) For purposes of this section, the luring or enticing,  
43 ~~or attempted luring or enticing, of a child under the age of 12~~  
44 ~~into a structure, dwelling, or conveyance without the consent of~~  
45 ~~the child's parent or legal guardian shall be prima facie~~  
46 ~~evidence of other than a lawful purpose.~~~~

47           (3) It is an affirmative defense to a prosecution under  
48 this section that:

49           (a) The person reasonably believed that his or her action  
50 was necessary to prevent the child from being seriously injured.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

51 (b) The person lured or enticed, or attempted to lure or  
52 entice, the child under the age of 12 into a structure,  
53 dwelling, or conveyance for a lawful purpose.

54 (c) The person's actions were reasonable under the  
55 circumstances and the defendant did not have any intent to harm  
56 the health, safety, or welfare of the child.

57 Section 2. Subsections (4) and (10) of section 775.21,  
58 Florida Statutes, are amended to read:

59 775.21 The Florida Sexual Predators Act.--

60 (4) SEXUAL PREDATOR CRITERIA.--

61 (a) For a current offense committed on or after October 1,  
62 1993, upon conviction, an offender shall be designated as a  
63 "sexual predator" under subsection (5), and subject to  
64 registration under subsection (6) and community and public  
65 notification under subsection (7) if:

66 1. The felony is:

67 a. A capital, life, or first-degree felony violation, or  
68 any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
69 is a minor and the defendant is not the victim's parent, or of  
70 chapter 794, s. 800.04, or s. 847.0145, or a violation of a  
71 similar law of another jurisdiction; or

72 b. Any felony violation, or any attempt thereof, of s.  
73 787.01, s. 787.02, or s. 787.025(2)(c) ~~s. 787.025~~, where the  
74 victim is a minor and the defendant is not the victim's parent;  
75 chapter 794, excluding ss. 794.011(10) and 794.0235; s. 796.03;  
76 s. 800.04; s. 825.1025(2)(b); s. 827.071; or s. 847.0145; or a  
77 violation of a similar law of another jurisdiction, and the  
78 offender has previously been convicted of or found to have  
79 committed, or has pled nolo contendere or guilty to, regardless  
80 of adjudication, any violation of s. 787.01, s. 787.02, or s.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

81 787.025(2)(c) ~~s. 787.025~~, where the victim is a minor and the  
82 defendant is not the victim's parent; s. 794.011(2), (3), (4),  
83 (5), or (8); s. 794.05; s. 796.03; s. 800.04; s. 825.1025; s.  
84 827.071; s. 847.0133; s. 847.0135; or s. 847.0145, or a  
85 violation of a similar law of another jurisdiction;

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

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

92 (b) In order to be counted as a prior felony for purposes  
93 of this subsection, the felony must have resulted in a  
94 conviction sentenced separately, or an adjudication of  
95 delinquency entered separately, prior to the current offense and  
96 sentenced or adjudicated separately from any other felony  
97 conviction that is to be counted as a prior felony.

98 (c) If an offender has been registered as a sexual  
99 predator by the Department of Corrections, the department, or  
100 any other law enforcement agency and if:

101 1. The court did not, for whatever reason, make a written  
102 finding at the time of sentencing that the offender was a sexual  
103 predator; or

104 2. The offender was administratively registered as a  
105 sexual predator because the Department of Corrections, the  
106 department, or any other law enforcement agency obtained  
107 information that indicated that the offender met the criteria  
108 for designation as a sexual predator based on a violation of a  
109 similar law in another jurisdiction,  
110

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

11 the department shall remove that offender from the department's  
112 list of sexual predators and, for an offender described under  
113 subparagraph 1., shall notify the state attorney who prosecuted  
114 the offense that met the criteria for administrative designation  
115 as a sexual predator, and, for an offender described under this  
116 subparagraph, shall notify the state attorney of the county  
117 where the offender establishes or maintains a permanent or  
118 temporary residence. The state attorney shall bring the matter  
119 to the court's attention in order to establish that the offender  
120 meets the criteria for designation as a sexual predator. If the  
121 court makes a written finding that the offender is a sexual  
122 predator, the offender must be designated as a sexual predator,  
123 must register or be registered as a sexual predator with the  
124 department as provided in subsection (6), and is subject to the  
125 community and public notification as provided in subsection (7).  
26 If the court does not make a written finding that the offender  
127 is a sexual predator, the offender may not be designated as a  
128 sexual predator with respect to that offense and is not required  
129 to register or be registered as a sexual predator with the  
130 department.

131 (d) An offender who has been determined to be a sexually  
132 violent predator pursuant to a civil commitment proceeding under  
133 chapter 394 shall be designated as a "sexual predator" under  
134 subsection (5) and subject to registration under subsection (6)  
135 and community and public notification under subsection (7).

136 (10) PENALTIES.--

137 (a) Except as otherwise specifically provided, a sexual  
138 predator who fails to register; who fails, after registration,  
139 to maintain, acquire, or renew a driver's license or  
140 identification card; who fails to provide required location

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

141 information or change-of-name information; who fails to make a  
142 required report in connection with vacating a permanent  
143 residence; who fails to reregister as required; who fails to  
144 respond to any address verification correspondence from the  
145 department within 3 weeks of the date of the correspondence; or  
146 who otherwise fails, by act or omission, to comply with the  
147 requirements of this section, commits a felony of the third  
148 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
149 775.084.

150 (b) A sexual predator who has been convicted of or found  
151 to have committed, or has pled nolo contendere or guilty to,  
152 regardless of adjudication, any violation, or attempted  
153 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c) ~~s.~~  
154 ~~787.025~~, where the victim is a minor and the defendant is not  
155 the victim's parent; s. 794.011(2), (3), (4), (5), or (8); s.  
156 794.05; s. 796.03; s. 800.04; s. 827.071; s. 847.0133; or s.  
157 847.0145, or a violation of a similar law of another  
158 jurisdiction, when the victim of the offense was a minor, and  
159 who works, whether for compensation or as a volunteer, at any  
160 business, school, day care center, park, playground, or other  
161 place where children regularly congregate, commits a felony of  
162 the third degree, punishable as provided in s. 775.082, s.  
163 775.083, or s. 775.084.

164 (c) Any person who misuses public records information  
165 relating to a sexual predator, as defined in this section, or a  
166 sexual offender, as defined in s. 943.0435 or s. 944.607, to  
167 secure a payment from such a predator or offender; who knowingly  
168 distributes or publishes false information relating to such a  
169 predator or offender which the person misrepresents as being  
170 public records information; or who materially alters public

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

71 records information with the intent to misrepresent the  
172 information, including documents, summaries of public records  
173 information provided by law enforcement agencies, or public  
174 records information displayed by law enforcement agencies on  
175 websites or provided through other means of communication,  
176 commits a misdemeanor of the first degree, punishable as  
177 provided in s. 775.082 or s. 775.083.

178 (d) A sexual predator who commits any act or omission in  
179 violation of this section may be prosecuted for the act or  
180 omission in the county in which the act or omission was  
181 committed, the county of the last registered address of the  
182 sexual predator, or the county in which the conviction occurred  
183 for the offense or offenses that meet the criteria for  
184 designating a person as a sexual predator. In addition, a sexual  
185 predator may be prosecuted for any such act or omission in the  
86 county in which he or she was designated a sexual predator.

187 (e) An arrest on charges of failure to register, the  
188 service of an information or a complaint for a violation of this  
189 section, or an arraignment on charges for a violation of this  
190 section constitutes actual notice of the duty to register when  
191 the predator has been provided and advised of his or her  
192 statutory obligation to register under subsection (6). A sexual  
193 predator's failure to immediately register as required by this  
194 section following such arrest, service, or arraignment  
195 constitutes grounds for a subsequent charge of failure to  
196 register. A sexual predator charged with the crime of failure to  
197 register who asserts, or intends to assert, a lack of notice of  
198 the duty to register as a defense to a charge of failure to  
199 register shall immediately register as required by this section.  
200 A sexual predator who is charged with a subsequent failure to

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

201 register may not assert the defense of a lack of notice of the  
202 duty to register.

203 (f) Registration following such arrest, service, or  
204 arraignment is not a defense and does not relieve the sexual  
205 predator of criminal liability for the failure to register.

206 (g) Any person who has reason to believe that a sexual  
207 predator is not complying, or has not complied, with the  
208 requirements of this section and who, with the intent to assist  
209 the sexual predator in eluding a law enforcement agency that is  
210 seeking to find the sexual predator to question the sexual  
211 predator about, or to arrest the sexual predator for, his or her  
212 noncompliance with the requirements of this section:

213 1. Withholds information from, or does not notify, the law  
214 enforcement agency about the sexual predator's noncompliance  
215 with the requirements of this section, and, if known, the  
216 whereabouts of the sexual predator;

217 2. Harbors, or attempts to harbor, or assists another  
218 person in harboring or attempting to harbor, the sexual  
219 predator;

220 3. Conceals or attempts to conceal, or assists another  
221 person in concealing or attempting to conceal, the sexual  
222 predator; or

223 4. Provides information to the law enforcement agency  
224 regarding the sexual predator which the person knows to be false  
225 information,

226  
227 commits a felony of the third degree, punishable as provided in  
228 s. 775.082, s. 775.083, or s. 775.084. This paragraph does not  
229 apply if the sexual predator is incarcerated in or is in the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

230 custody of a state correctional facility, a private correctional  
231 facility, a local jail, or a federal correctional facility.

232 Section 3. Subsection (2) of section 794.0115, Florida  
233 Statutes, is amended to read:

234 794.0115 Dangerous sexual felony offender; mandatory  
235 sentencing.--

236 (2) Any person who is convicted of a violation of s.  
237 787.025(2)(c) ~~s. 787.025~~; s. 794.011(2), (3), (4), (5), or (8);  
238 s. 800.04(4) or (5); s. 825.1025(2) or (3); s. 827.071(2), (3),  
239 or (4); or s. 847.0145; or of any similar offense under a former  
240 designation, which offense the person committed when he or she  
241 was 18 years of age or older, and the person:

242 (a) Caused serious personal injury to the victim as a  
243 result of the commission of the offense;

244 (b) Used or threatened to use a deadly weapon during the  
245 commission of the offense;

246 (c) Victimized more than one person during the course of  
247 the criminal episode applicable to the offense;

248 (d) Committed the offense while under the jurisdiction of  
249 a court for a felony offense under the laws of this state, for  
250 an offense that is a felony in another jurisdiction, or for an  
251 offense that would be a felony if that offense were committed in  
252 this state; or

253 (e) Has previously been convicted of a violation of s.  
254 787.025(2)(c) ~~s. 787.025~~; s. 794.011(2), (3), (4), (5), or (8);  
255 s. 800.04(4) or (5); s. 825.1025(2) or (3); s. 827.071(2), (3),  
256 or (4); s. 847.0145; of any offense under a former statutory  
257 designation which is similar in elements to an offense described  
258 in this paragraph; or of any offense that is a felony in another  
259 jurisdiction, or would be a felony if that offense were

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

260 committed in this state, and which is similar in elements to an  
261 offense described in this paragraph,

262  
263 is a dangerous sexual felony offender, who must be sentenced to  
264 a mandatory minimum term of 25 years imprisonment up to, and  
265 including, life imprisonment.

266 Section 4. Paragraph (a) of subsection (1) of section  
267 943.0435, Florida Statutes, is amended to read:

268 943.0435 Sexual offenders required to register with the  
269 department; penalty.--

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

271 (a) "Sexual offender" means a person who:

272 1. Has been convicted of committing, or attempting,  
273 soliciting, or conspiring to commit, any of the criminal  
274 offenses proscribed in the following statutes in this state or  
275 similar offenses in another jurisdiction: s. 787.01, s. 787.02,  
276 or s. 787.025(2)(c) ~~s. 787.025~~, where the victim is a minor and  
277 the defendant is not the victim's parent; chapter 794, excluding  
278 ss. 794.011(10) and 794.0235; s. 796.03; s. 800.04; s. 825.1025;  
279 s. 827.071; s. 847.0133; s. 847.0135; s. 847.0137; s. 847.0138;  
280 s. 847.0145; or any similar offense committed in this state  
281 which has been redesignated from a former statute number to one  
282 of those listed in this subparagraph; and

283 2. Has been released on or after October 1, 1997, from the  
284 sanction imposed for any conviction of an offense described in  
285 subparagraph 1. For purposes of subparagraph 1., a sanction  
286 imposed in this state or in any other jurisdiction includes, but  
287 is not limited to, a fine, probation, community control, parole,  
288 conditional release, control release, or incarceration in a

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

289 state prison, federal prison, private correctional facility, or  
290 local detention facility; or

291 3. Establishes or maintains a residence in this state and  
292 who has not been designated as a sexual predator by a court of  
293 this state but who has been designated as a sexual predator, as  
294 a sexually violent predator, or by another sexual offender  
295 designation in another state or jurisdiction and was, as a  
296 result of such designation, subjected to registration or  
297 community or public notification, or both, or would be if the  
298 person were a resident of that state or jurisdiction; or

299 4. Establishes or maintains a residence in this state who  
300 is in the custody or control of, or under the supervision of,  
301 any other state or jurisdiction as a result of a conviction for  
302 committing, or attempting, soliciting, or conspiring to commit,  
303 any of the criminal offenses proscribed in the following  
304 statutes or similar offense in another jurisdiction: s. 787.01,  
305 s. 787.02, or s. 787.025(2)(c) ~~s. 787.025~~, where the victim is a  
306 minor and the defendant is not the victim's parent; chapter 794,  
307 excluding ss. 794.011(10) and 794.0235; s. 796.03; s. 800.04; s.  
308 825.1025; s. 827.071; s. 847.0133; s. 847.0135; s. 847.0137; s.  
309 847.0138; s. 847.0145; or any similar offense committed in this  
310 state which has been redesignated from a former statute number  
311 to one of those listed in this subparagraph.

312 Section 5. Paragraph (b) of subsection (1) of section  
313 944.606, Florida Statutes, is amended to read:

314 944.606 Sexual offenders; notification upon release.--

315 (1) As used in this section:

316 (b) "Sexual offender" means a person who has been  
317 convicted of committing, or attempting, soliciting, or  
318 conspiring to commit, any of the criminal offenses proscribed in

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

319 the following statutes in this state or similar offenses in  
320 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c)  
321 ~~s. 787.025~~, where the victim is a minor and the defendant is not  
322 the victim's parent; chapter 794, excluding ss. 794.011(10) and  
323 794.0235; s. 796.03; s. 800.04; s. 825.1025; s. 827.071; s.  
324 847.0133; s. 847.0135; s. 847.0137; s. 847.0138; s. 847.0145; or  
325 any similar offense committed in this state which has been  
326 redesignated from a former statute number to one of those listed  
327 in this subsection, when the department has received verified  
328 information regarding such conviction; an offender's  
329 computerized criminal history record is not, in and of itself,  
330 verified information.

331 Section 6. Paragraph (a) of subsection (1) of section  
332 944.607, Florida Statutes, is amended to read:

333 944.607 Notification to Department of Law Enforcement of  
334 information on sexual offenders.--

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

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

339 1. On or after October 1, 1997, as a result of a  
340 conviction for committing, or attempting, soliciting, or  
341 conspiring to commit, any of the criminal offenses proscribed in  
342 the following statutes in this state or similar offenses in  
343 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c)  
344 ~~s. 787.025~~, where the victim is a minor and the defendant is not  
345 the victim's parent; chapter 794, excluding ss. 794.011(10) and  
346 794.0235; s. 796.03; s. 800.04; s. 825.1025; s. 827.071; s.  
347 847.0133; s. 847.0135; s. 847.0137; s. 847.0138; s. 847.0145; or  
348 any similar offense committed in this state which has been

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

49 redesignated from a former statute number to one of those listed  
350 in this paragraph; or

351 2. Who establishes or maintains a residence in this state  
352 and who has not been designated as a sexual predator by a court  
353 of this state but who has been designated as a sexual predator,  
354 as a sexually violent predator, or by another sexual offender  
355 designation in another state or jurisdiction and was, as a  
356 result of such designation, subjected to registration or  
357 community or public notification, or both, or would be if the  
358 person were a resident of that state or jurisdiction.

359 Section 7. Subsection (1) of section 948.32, Florida  
360 Statutes, is amended to read:

361 948.32 Requirements of law enforcement agency upon arrest  
362 of persons for certain sex offenses.--

363 (1) When any state or local law enforcement agency  
364 investigates or arrests a person for committing, or attempting,  
365 soliciting, or conspiring to commit, a violation of s.  
366 787.025(2)(c) ~~s. 787.025~~, chapter 794, s. 796.03, s. 800.04, s.  
367 827.071, s. 847.0133, s. 847.0135, or s. 847.0145, the law  
368 enforcement agency shall contact the Department of Corrections  
369 to verify whether the person under investigation or under arrest  
370 is on probation, community control, parole, conditional release,  
371 or control release.

372 Section 8. Subsection (8) of section 901.15, Florida  
373 Statutes, is amended to read:

374 901.15 When arrest by officer without warrant is lawful.--  
375 A law enforcement officer may arrest a person without a warrant  
376 when:

377 (8) There is probable cause to believe that the person has  
378 committed child abuse, as defined in s. 827.03, or has violated

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

379 s. 787.025, relating to luring or enticing a child for unlawful  
380 purposes. The decision to arrest does ~~shall~~ not require consent  
381 of the victim or consideration of the relationship of the  
382 parties. It is the public policy of this state to protect abused  
383 children by strongly encouraging the arrest and prosecution of  
384 persons who commit child abuse. A law enforcement officer who  
385 acts in good faith and exercises due care in making an arrest  
386 under this subsection is immune from civil liability that  
387 otherwise might result by reason of his or her action.

388 Section 9. This act shall take effect July 1, 2006.

389  
390 ===== T I T L E A M E N D M E N T =====

391 Remove entire title and insert:

392 An act relating to luring or enticing a child; amending s.  
393 787.025, F.S.; defining the term "convicted"; providing that a  
394 person 18 years of age or older who intentionally lures or  
395 entices, or attempts to lure or entice, a child under the age of  
396 12 into a structure, dwelling, or conveyance for other than a  
397 lawful purpose commits a misdemeanor of the first degree;  
398 providing criminal penalties; providing that a person who has  
399 previously been convicted of this offense and who intentionally  
400 lures or entices, or attempts to lure or entice, a child under  
401 the age of 12 into a structure, dwelling, or conveyance for  
402 other than a lawful purpose commits a felony of the third  
403 degree; providing criminal penalties; deleting a presumption  
404 regarding what constitutes other than a lawful purpose; amending  
405 ss. 775.21, 794.0115, 943.0435, 944.606, 944.607, and 948.32,  
406 F.S.; conforming cross-references; amending s. 901.15, F.S.;  
407 authorizing a law enforcement officer to arrest a person without  
408 a warrant if there is probable cause to believe that the person

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

409 is intentionally luring or enticing, or attempting to lure or  
410 entice, a child under the age of 12 into a structure, dwelling,  
411 or conveyance for other than a lawful purpose; providing an  
412 effective date.

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# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 841 CS : Supersedeas Bond

Favorable With Committee Substitute

|                      | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|----------------------|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp            |     |                      | X       |                 |                 |
| Carl Domino          | X   |                      |         |                 |                 |
| Greg Evers           | X   |                      |         |                 |                 |
| Arthenia Joyner      |     | X                    |         |                 |                 |
| Dick Kravitz         | X   |                      |         |                 |                 |
| Marcelo Llorente     | X   |                      |         |                 |                 |
| Mark Mahon           | X   |                      |         |                 |                 |
| John Quinones        | X   |                      |         |                 |                 |
| David Simmons        | X   |                      |         |                 |                 |
| Irving Slosberg      |     | X                    |         |                 |                 |
| Bruce Kyle (Chair)   | X   |                      |         |                 |                 |
| <b>Total Yeas: 8</b> |     | <b>Total Nays: 2</b> |         |                 |                 |

### Appearances:

Supersedeas Bonds

Gary M. Farmer, Jr. - Opponent

AFTL

2665 Executive Park Dr. #3

Weston FL 33331

Phone: 901-467-6400

Supersedeas Bonds

George Meros (Lobbyist) - Proponent

Well Care

301 S. Bronough St.

Tallahassee FL

Phone: 850-577-9090

Supersedeas Bonds

Tammy Perdue - Proponent

AIF

317 N. Calhoun St.

Tallahassee FL 32302

Phone: 850-222-2229

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 0841 CS**

COUNCIL/COMMITTEE ACTION

ADOPTED                                   — (Y/N)  
ADOPTED AS AMENDED                   — (Y/N)  
ADOPTED W/O OBJECTION               — (Y/N)  
FAILED TO ADOPT                       — (Y/N)  
WITHDRAWN                               — (Y/N)  
OTHER                                     \_\_\_\_\_

WD

1 Council/Committee hearing bill:       Justice Council  
2 Representative(s)   Simmons   offered the following:

**Amendment (with directory and title amendments)**

Remove line(s) 27-32 and insert:

(2) Notwithstanding subsection (1), if an

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

Remove line(s) 9-10 and insert:

10 judgment; providing an exception to limits



Committee on  
Justice Council

Action 4/20/2006

Date

~~HOUSE~~ AMENDMENT FOR DRAFTING PURPOSES ONLY  
(may be used in Committee, but not on House Floor)

Amendment No. 2a

Bill No. HB 841 CS

For filing with the Clerk, Committee and Member Amendments **must** be prepared on computer

If amendment is text of another bill insert:  
Bill No. \_\_\_\_\_ Draft No. \_\_\_\_\_

A W/006

Representative(s)/The Committee on Mahon

offered the following ~~amendment~~ substitute amendment to amendment 2

Amendment

on page Remove, lines 27-31, and insert:

(2) If an appellant is an individual or is an independently owned and operated business with 300 or fewer full-time employees, the supercedes bond may not exceed 5 percent of the appellant's net ~~assets~~ assets or \$5 million ~~in the aggregate~~, whichever is greater.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 841 CS

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

3  
 (A) w/o obj.

1 Council/Committee hearing bill: Justice Council  
 2 Representative(s) Kyle offered the following:

**Amendment (with directory and title amendments)**

Remove line(s) 37 - 40 and insert:

3  
 4  
 5  
 6  
 7 judgment, then in addition to the rights and liability set forth  
 8 in s. 607.06401 and s. 607.0834, a court may enter orders  
 9 necessary to protect the appellee, including reasonable but  
 10 narrowly tailored discovery under Florida Rule of Civil  
 11 Procedure 1.280, or order the appellant to post a supersedeas  
 12 bond in an amount up to and including the total amount of the  
 13 judgment.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 841

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

4  
 (A) w/o obj

Council/Committee hearing bill: Justice

Representative(s) Llorente offered the following:

**Amendment (with title amendments)**

On line 25, strike the words:

all appellants in the aggregate

and insert:

each appellant

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

On line 8, strike the words:

in the aggregate

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 841

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

4  
 5  
 (A) w/o obj

1 Council/Committee hearing bill: Justice

2 Representative(s) Llorente offered the following:

3

4 **Amendment**

5 On line 41, before the period (.), insert the words:

6 , and shall apply to judgments rendered on or after

7 said date

8

000000



Spoke

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 841 Date 4-20-06  
 Name GARY M. FARMER, TR  
 Title ATTORNEY  
 Address 2665 EXECUTIVE PARK DR #3  
 City WESTON State /Zip FL 33331  
 Phone Number 954-467-6400  
 Representing ACADEMY FLORIDA TRIAL LAWYERS

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: SUPERSEDES BONDS

Council/Committee/Subcommittee: JUSTICE

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear

Spolce



### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 841 Date 4/20/06  
 Name GEORGE MEROS  
 Title ATTORNEY, GRAY-ROBINSON  
 Address 301 S. BROWNCH  
 City TALLA State /Zip FL  
 Phone Number 850 577-9090  
 Representing WELL CARE

Lobbyist (registered) Yes  No   
 State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: APPEAL BONDS

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear

Spoke



### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB 841 Date \_\_\_\_\_

Name Tammy Perdue

Title General Counsel

Address 317 N. Callhoun St.

City Tallahassee State /Zip FL 32302

Phone Number 850-222-2229

Representing AIF

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent

\*I have been requested to speak:  Opponent

Information

Subject matter: Simmons Amendment #1 - oppose

Supersedeas Bond - bill support

Council/Committee/Subcommittee: H. Justice Council

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

WS



### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 841 Date 4/20/06

Name Adam Babington

Title legislative Council

Address 136 S. Bronough St.

City Tallahassee State /Zip \_\_\_\_\_

Phone Number 921-1253

Representing Florida Chamber of Commerce

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

Proponent

\*I have been requested to speak:

Opponent

Information

Subject matter: \_\_\_\_\_  
\_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 841 Date 4/20/06  
 Name JENNIFER J. EVYEN  
 Title DEPUTY EXECUTIVE DIRECTOR  
 Address 325 W. COLLEGE AVE.  
 City TCH State /Zip FL 32201  
 Phone Number 224-2727  
 Representing FLORIDA INSTITUTE OF CPAS

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: INTERAGENCY BONDS.

Council/Committee/Subcommittee: JUSTICE COUNCIL.

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear



# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 957 CS : Community Associations

Favorable

|                       | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp             |            |                      | X              |                         |                         |
| Carl Domino           | X          |                      |                |                         |                         |
| Greg Evers            | X          |                      |                |                         |                         |
| Arthenia Joyner       | X          |                      |                |                         |                         |
| Dick Kravitz          | X          |                      |                |                         |                         |
| Marcelo Llorente      | X          |                      |                |                         |                         |
| Mark Mahon            | X          |                      |                |                         |                         |
| John Quinones         | X          |                      |                |                         |                         |
| David Simmons         | X          |                      |                |                         |                         |
| Irving Slosberg       | X          |                      |                |                         |                         |
| Bruce Kyle (Chair)    | X          |                      |                |                         |                         |
| <b>Total Yeas: 10</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 1271 CS : Division of Alcoholic Beverages and Tobacco

| <input checked="" type="checkbox"/> Favorable | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|---|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp                                     |     |                      | X       |                 |                 |
| Carl Domino                                   | X   |                      |         |                 |                 |
| Greg Evers                                    | X   |                      |         |                 |                 |
| Arthenia Joyner                               | X   |                      |         |                 |                 |
| Dick Kravitz                                  | X   |                      |         |                 |                 |
| Marcelo Llorente                              | X   |                      |         |                 |                 |
| Mark Mahon                                    | X   |                      |         |                 |                 |
| John Quinones                                 | X   |                      |         |                 |                 |
| David Simmons                                 | X   |                      |         |                 |                 |
| Irving Slosberg                               | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)                            | X   |                      |         |                 |                 |
| <b>Total Yeas: 10</b>                         |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

W/S



### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB1271 Date 4/20/2006

Name Gina Manning

Title IUPA Board member

Address \_\_\_\_\_

City \_\_\_\_\_ State /Zip \_\_\_\_\_

Phone Number \_\_\_\_\_

Representing IUPA (International Union of Police Association)

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

Proponent

\*I have been requested to speak:

Opponent

Information

Subject matter: \_\_\_\_\_  
\_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

WLS



### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB1271 Date April - 20th - 06

Name Chris Maya

Title lobbyist

Address \_\_\_\_\_

City Tallahassee State / Zip FL

Phone Number \_\_\_\_\_

Representing INTERNATIONAL Union Police Association

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

\*I have been requested to speak:

Proponent

Opponent

Information

Subject matter: Amst powers

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 1271 Date 4/20/06  
 Name Mitch Rubin  
 Title Executive Director  
 Address 215 South Monroe St. #340  
 City Tallahassee State /Zip FL 32301  
 Phone Number 950-224-2337  
 Representing Florida Beer Wholesalers Assn

Lobbyist (registered) Yes  No   
 State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: Oppose any amendments

Council/Committee/Subcommittee: Justice Council

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 7029 : Juvenile Justice

Favorable

|                      | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp            | X          |                      |                |                         |                         |
| Carl Domino          | X          |                      |                |                         |                         |
| Greg Evers           | X          |                      |                |                         |                         |
| Arthenia Joyner      | X          |                      |                |                         |                         |
| Dick Kravitz         | X          |                      |                |                         |                         |
| Marcelo Llorente     | X          |                      |                |                         |                         |
| Mark Mahon           | X          |                      |                |                         |                         |
| John Quinones        |            |                      | X              |                         |                         |
| David Simmons        | X          |                      |                |                         |                         |
| Irving Slosberg      |            |                      | X              |                         |                         |
| Bruce Kyle (Chair)   | X          |                      |                |                         |                         |
| <b>Total Yeas: 9</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 7099 CS : Land Trusts

Favorable

|                      | <i>Yea</i> | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp            |            |                      | X              |                         |                         |
| Carl Domino          | X          |                      |                |                         |                         |
| Greg Evers           | X          |                      |                |                         |                         |
| Arthenia Joyner      | X          |                      |                |                         |                         |
| Dick Kravitz         | X          |                      |                |                         |                         |
| Marcelo Llorente     |            |                      | X              |                         |                         |
| Mark Mahon           | X          |                      |                |                         |                         |
| John Quinones        | X          |                      |                |                         |                         |
| David Simmons        | X          |                      |                |                         |                         |
| Irving Slosberg      | X          |                      |                |                         |                         |
| Bruce Kyle (Chair)   | X          |                      |                |                         |                         |
| <b>Total Yeas: 9</b> |            | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 7117 CS : Sexual Predators and Offenders

Favorable With Committee Substitute

|                       | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp             |     |                      | X       |                 |                 |
| Carl Domino           | X   |                      |         |                 |                 |
| Greg Evers            | X   |                      |         |                 |                 |
| Arthenia Joyner       | X   |                      |         |                 |                 |
| Dick Kravitz          | X   |                      |         |                 |                 |
| Marcelo Llorente      | X   |                      |         |                 |                 |
| Mark Mahon            | X   |                      |         |                 |                 |
| John Quinones         | X   |                      |         |                 |                 |
| David Simmons         | X   |                      |         |                 |                 |
| Irving Slosberg       | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)    | X   |                      |         |                 |                 |
| <b>Total Yeas: 10</b> |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. HB 7117 CS

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

*(A) w/o obj.*

1 Council/Comm ttee hearing bill: Justice Council

2 Representative Kravitz offered the following:

3

4 **Amendment (with directory and title amendments)**

5 Remove line(s) 295 and insert:

6 contact with students. Persons subject to this



WLS

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. NB 7117 Date 4-20-06

Name Cam FENTRESS

Title LEGISLATIVE COUNSEL

Address 1400 VILLAGE SQ # 3-243

City TALL State /Zip 32312

Phone Number 222-2772

Representing FLA. ROOFING, SHEET METAL & AC

Lobbyist (registered) Yes  No  CONTRACTORS

State Employee Yes  No  FRACCA  
ASCF

I wish to speak:  Proponent

\*I have been requested to speak:  Opponent

Information

Subject matter: JESSICA LUNSFORD ACT

Council/Committee/Subcommittee: JUSTICE COUNCIL

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



WIS

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 7117 Date 4/20/06

Name DARVIN BOOTH

Title DIRECTOR EMPLOYER/GOVERNMENTAL RELATIONS

Address 407 E. LAKE WINDY BLVD

City SANFORD State/Zip FL 32733

Phone Number 407-320-0256

Representing SEMINOLE COUNTY PUBLIC SCHOOLS

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

Proponent

\*I have been requested to speak:

Opponent

Information

Subject matter: SEXUAL PREDATOR - SCREENING  
REQUIREMENTS

Council/Committee/Subcommittee: JUSTICE COUNCIL

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 7117 Date 4/20/06

Name Rick Watson

Title PO Box 10038

Address Tallahassee FL

City Tallahassee State /Zip 32301

Phone Number 850-222-0000

Representing Association of General Contractors

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: JLA Glitch Beer

Council/Committee/Subcommittee: Jasper Council

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



WIS

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 7117 Date 4-20-06  
 Name Georgia SLACK  
 Title consultant  
 Address 2181 NW 36th St.  
 City Miami State /Zip 33316  
 Phone Number 305-513-9995  
 Representing BROWARD Public Schools

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: background screening

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. CS 7117 Date 4/20/06  
 Name Jim Smith  
 Title MGR - GOV AFFAIRS  
 Address 315 S CALHOUN ST S500  
 City TALLAHASSEE State /Zip 32301  
 Phone Number 850 599 1779  
 Representing Sprint

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:   
 \*I have been requested to speak:

WAIVE IN SUPPORT  
 Proponent   
 Opponent   
 Information

Subject matter: \_\_\_\_\_  
 \_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear



COUNCIL/COMMITTEE/SUBCOMMITTEE  
APPEARANCE RECORD

Bill No. 7117 Date 4/2/06

Name Vern Perry Crawford

Title Leg. Council

Address 792 Compton Ln

City Wellington, FL State /Zip FL 33414

Phone Number 561-644-2439

Representing Palm Beach & St. Lucie Counties

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: Fingerprinting - Level 2 - Schools

Council/Committee/Subcommittee: Justice

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 7117CS Date 4-20-06

Name Frank Meiners

Title Consultant

Address PO Box 1633

City TALL State /Zip FL 32302

Phone Number 201-2075 x5

Representing AIF ; FL Cultural Alliance ; Center for Arts Ed.

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
\*I have been requested to speak:  Opponent   
Information

Subject matter: Entire bill

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.  
Appearing at request of Chair   
Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear





WIS

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. 7117 Date 4/20

Name ANDY FEENEY

Title MANAGER

Address \_\_\_\_\_

City TALLAHASSEE State /Zip \_\_\_\_\_

Phone Number 577-5505

Representing BELL SOUTH

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:

Proponent

\*I have been requested to speak:

Opponent

Information

Subject matter: \_\_\_\_\_

\_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB 7117 Date 4/20/06  
 Name Beck; Edmonston  
 Title Mgr. - Gov. Affairs, Verizon  
 Address 106 E. College Ave. Ste. 810  
 City Tallahassee State/Zip FL 32301  
 Phone Number 850/ ~~0000~~ 681-3756  
 Representing Verizon

Lobbyist (registered) Yes  No   
 State Employee Yes  No

*Waive Time  
in Support*

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: \_\_\_\_\_

Council/Committee/Subcommittee: \_\_\_\_\_

**\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.**

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 7187 : Criminal Justice

| <input checked="" type="checkbox"/> Favorable | Yea | Nay                  | No Vote | Absentee<br>Yea | Absentee<br>Nay |
|---|-----|----------------------|---------|-----------------|-----------------|
| Faye Culp                                     |     |                      | X       |                 |                 |
| Carl Domino                                   | X   |                      |         |                 |                 |
| Greg Evers                                    | X   |                      |         |                 |                 |
| Arthenia Joyner                               |     |                      | X       |                 |                 |
| Dick Kravitz                                  | X   |                      |         |                 |                 |
| Marcelo Llorente                              | X   |                      |         |                 |                 |
| Mark Mahon                                    | X   |                      |         |                 |                 |
| John Quinones                                 | X   |                      |         |                 |                 |
| David Simmons                                 | X   |                      |         |                 |                 |
| Irving Slosberg                               | X   |                      |         |                 |                 |
| Bruce Kyle (Chair)                            | X   |                      |         |                 |                 |
| <b>Total Yeas: 9</b>                          |     | <b>Total Nays: 0</b> |         |                 |                 |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



# COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. ~~21~~ 957 Date 4-20-06

Name Pete Dunbar

Title \_\_\_\_\_

Address 215 S. Monroe

City Tallahassee State / Zip 32312

Phone Number 222-3583

Representing Real Property, Probate & Trust Law  
Section - Fla. Bar

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent

\*I have been requested to speak:  Opponent

Information

Subject matter: community associations

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
Original - Council/Committee/Subcommittee  
Copy - Person requested to appear

# COUNCIL MEETING REPORT

## Justice Council

4/20/2006 2:45:00PM

Location: 404 HOB

HB 1169 : Vehicular Accidents Involving Death or Personal Injuries

Favorable

|                    | <i>Yea</i>           | <i>Nay</i>           | <i>No Vote</i> | <i>Absentee<br/>Yea</i> | <i>Absentee<br/>Nay</i> |
|--------------------|----------------------|----------------------|----------------|-------------------------|-------------------------|
| Faye Culp          |                      |                      | X              |                         |                         |
| Carl Domino        | X                    |                      |                |                         |                         |
| Greg Evers         | X                    |                      |                |                         |                         |
| Arthenia Joyner    | X                    |                      |                |                         |                         |
| Dick Kravitz       | X                    |                      |                |                         |                         |
| Marcelo Llorente   | X                    |                      |                |                         |                         |
| Mark Mahon         | X                    |                      |                |                         |                         |
| John Quinones      |                      |                      | X              |                         |                         |
| David Simmons      | X                    |                      |                |                         |                         |
| Irving Slosberg    |                      |                      | X              |                         |                         |
| Bruce Kyle (Chair) | X                    |                      |                |                         |                         |
|                    | <b>Total Yeas: 8</b> | <b>Total Nays: 0</b> |                |                         |                         |

Committee meeting was reported out: Thursday, April 20, 2006 6:45:25PM



W/S

### COUNCIL/COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Bill No. HB1169 Date 4-20-06  
 Name Doris ~~Arnold~~ Arnold  
 Title Parents of Adam Arnold  
 Address 23 Flipper Road  
 City Key West State / Zip FL 33040  
 Phone Number 305/294-6123  
 Representing Adam Arnold

Lobbyist (registered) Yes  No

State Employee Yes  No

I wish to speak:  Proponent   
 \*I have been requested to speak:  Opponent   
 Information

Subject matter: Parents of Adam Arnold  
Dorise Ricky Arnold

Council/Committee/Subcommittee: \_\_\_\_\_

\*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.

Appearing at request of Chair

Approved by \_\_\_\_\_ Chair

Copies to:  
 Original - Council/Committee/Subcommittee  
 Copy - Person requested to appear