

SB 1294 – Offenses Involving Minors and Vulnerable Persons (Identical HB 1367)

This bill amends multiple statutes. First, it amends s. 782.04(1)(a)2, F.S., s. 782.04(3), F.S., and s. 782.04(3), F.S., adding human trafficking to first degree, second degree, and third degree murder for an unlawful killing committed by a person engaged in the perpetration of, or attempt to perpetrate, human trafficking.

Per DOC, in FY 14-15, there were 12 (adj.) offenders sentenced under s. 787.06, F.S. (human trafficking), and 9 (adj.) of these offenders were sentenced to prison (mean sentence length=149.3 m, incarceration rate: 75.0% adj.-77.8% unadj.). None of those sentenced to prison would be charged with the additional offense of first, second, or third degree murder. Furthermore, nobody sent to prison for manslaughter/murder had an additional charge of human trafficking.

CONFERENCE ADOPTED ESTIMATE: Positive Insignificant

This bill also amends s. 787.06(3)(h), F.S. An **unranked, 1st degree felony** is created for a human trafficking offense that causes great bodily harm, permanent disability, or permanent disfigurement to the victim of the human trafficking offense during the commission, or attempt to commit the offense.

Per DOC, in FY 14-15, there were 12 (adj.) offenders sentenced under s. 787.06, F.S. (human trafficking), and 9 (adj.) of these offenders were sentenced to prison (mean sentence length=149.3 m, incarceration rate: 75.0% adj.-77.8% unadj.). Two offenders were charged with felony battery in addition to human trafficking, and one was charged with domestic battery strangle. It is unknown whether these battery victims were also victims of the human trafficking offense.

CONFERENCE ADOPTED ESTIMATE: Positive Insignificant

This bill also amends s. 787.06(4)(b), F.S., clarifying that a person can only be convicted of branding a victim of human trafficking if it is for the purpose of committing an offense of human trafficking. Per DOC, in FY 14-15, there were no offenders sentenced under s. 787.06(4)(b), F.S.

CONFERENCE ADOPTED ESTIMATE: Negative Insignificant

**CONFERENCE ADOPTED ESTIMATE FOR ENTIRE BILL:
Positive Insignificant**

Requested by: Senate and House