

**Criminal Justice Impact Conference Bills
Prison Bed Impact of 2012 Passed Bills**

KEY:			
pot. sig.	Potentially large impact on prison beds	insig.	Very small additional bed impact
pot. mod.	Potentially moderate impact	*	No prison bed impact
indet.	Unquantifiable bed impact	tp	Temporarily postponed

Conf. Date	Bill number	Subject	CJIC Impact				
			FY 12-13	FY 13-14	FY 14-15	FY 15-16	FY 16-17
14-Dec-11	HB 37	Offenses by Caregivers of Minor Children: Designates act "Caylee's Law"; penalizes failure of caregiver, willfully or by culpable negligence, to make contact with child under specified age in his or her care for certain period & to immediately report child as missing to law enforcement after that period expires without contact in certain circumstances; provides enhanced criminal penalties in certain circumstances; requires caregiver of minor child to report child's death to law enforcement agency within specified period in certain circumstances; requires caregiver of minor child to report location of child's corpse to law enforcement agency within specified period in certain circumstances; provides enhanced criminal penalties for caregiver of minor child who knowingly & willfully gives false information with specified intent to law enforcement officer conducting missing person investigation or felony criminal investigation involving child. <i>EFFECTIVE DATE: July 1, 2012</i>	insig.	insig.	insig.	insig.	insig.
9-Feb-2012	CS/CS/ HB 177 ⁴	Inmate Reentry; Directs DOC to develop & administer reentry program for nonviolent offenders; requires substance abuse treatment & rehabilitative programming; specifies eligibility criteria; requires notice to court & state attorney; authorizes state attorney to object; directs court to screen & select eligible offenders for program based on specified considerations; requires court to notify DOC of decision within specified period, with failure to timely notify constituting disapproval; requires education & substance abuse assessment; requires enrollment in adult education in specified circumstances; requires assessments of vocational skills & career education be provided; provides that offender is subject to disciplinary rules; requires that DOC report to sentencing court before offender is scheduled to complete program; requires court to hold hearing to consider modifying sentence & authorizing placement on drug offender probation if performance is satisfactory; authorizes revocation of probation & imposition of original sentence in specified circumstances; requires annual report; authorizes administrative or protective confinement; authorizes incentives to promote participation & orderly operation; directs DOC to develop system for tracking recidivism; provides for nonseverability of certain provisions. <i>EFFECTIVE DATE: October 1, 2012</i>	indet.	indet.	indet.	indet.	indet.
14-Dec-11	SB 436	Video Voyeurism: Revises definition of term "place & time when person has reasonable expectation of privacy" to include interior of residential dwelling; increases classification of specified video voyeurism offenses. <i>EFFECTIVE DATE: July 1, 2012</i>	insig.	insig.	insig.	insig.	insig.
14-Dec-11	CS/HB 437	Protection of Minors: Designates act "Protect Our Children Act of 2012"; requires person convicted of second or subsequent violation of specified video voyeurism provisions to register as sexual predator; provides that if more than one child is involved in violation of provisions prohibiting sexual performance by child, each child involved in violation creates separate offense; requires person convicted of video voyeurism violations to register as sexual offender; revises definition of term "sexual offender" to include persons convicted of specified video voyeurism provisions; increases classification of specified video voyeurism offenses involving minors. <i>EFFECTIVE DATE: October 1, 2012</i>	indet.	indet.	indet.	indet.	indet.
14-Dec-11	HB 667	Murder: Provides that unlawful killing of human being when committed by person engaged in perpetration of, or in attempt to perpetrate, offense of aggravated fleeing or eluding, is murder of specified degree in certain circumstances; conforms provisions; reenacts provisions. <i>EFFECTIVE DATE: October 1, 2012</i>	insig.	insig.	insig.	insig.	insig.

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			FY 12-13	FY 13-14	FY 14-15	FY 15-16	FY 16-17
30-Jan-2012	CS/CS/ HB 749	Consumer Services; Revises powers & duties of DOACS's Division of Consumer Services & merges Division of Standards into division; revises requirements for licensure, discipline, & continuing education of land surveyors & mappers; revises licensee application & disciplinary requirements for enforcement of child support orders; authorizes waiver of license fees upon excess trust fund balance; authorizes DOACS to administer oaths, take depositions & issue subpoenas; authorizes waiver of firearms training for private investigators, security officers, & recovery agents; provides for disciplinary action against certain licensees & schools or training facilities; revises notice requirements for health studio contracts; revises requirements for no sales solicitation calls listings; revises application requirements for commercial telephone sellers & telemarketing salespersons; revises registration requirements for antifreeze brands; authorizes temporary waiver of certain requirements for generators at retail motor fuel outlets used in emergency or major disaster in another state; revises requirements for registration, branding, & enforcement of brake fluid regulations; replaces criminal penalties with noncriminal fines & sanctions; revises notice by pawnshops for change of location; eliminates requirements that social security numbers of independent agents of sellers of business opportunities or sellers of travel be provided to DOACS; repeals provisions for financial assistance for motor vehicle repair shop employee training; repeals provisions establishing Division of Standards. EFFECTIVE DATE: July 1, 2012	*	*	*	*	*
17-Jan-2012	HB 777	Securities Laws Violations: Reclassifies certain securities law offenses for purposes of offense severity ranking chart of Criminal Punishment Code. EFFECTIVE DATE: upon becoming law	insig.	insig.	insig.	insig.	insig.
30-Jan-2012	HB 947	Possession of a Firearm or Destructive Device During the Commission of an Offense; Provides that exception to 10-year minimum term for persons convicted of certain offenses during which person actually possessed firearm or destructive device does not to apply to offenders convicted for possession of firearm by felon	insig.	insig.	insig.	insig.	insig.
9-Feb-2012	CS/HB 947 ¹	Possession of a Firearm or Destructive Device During the Commission of an Offense; Provides that exception to 10-year minimum term for persons convicted of certain offenses during which person actually possessed firearm or destructive device does not to apply to offenders convicted for possession of firearm by felon who have certain prior convictions. EFFECTIVE DATE: October 1, 2012	0	0	0	98	196
17-Jan-2012	HB 1097	Sexually Violent Predators; Limits definition of term "sexually violent offense," for purposes of sexually violent predator provisions, to felony offenses; provides for prioritization of written assessment & recommendation for person scheduled or up for review for release; revises provisions relating to petitions to hold person in custody following release & transfer to DCFS to provide for extension of certain time periods that expire after normal business hours; deletes exception for detainees for deportation to provisions requiring sexually violent predators to be committed to custody of DCFS upon expiration of incarcerative portion of all criminal sentences & disposition of any detainees; prohibits knowingly & intentionally bringing contraband into or its removal from grounds of any facility for commitment or detention of sexually violent predators; specifies items that constitute contraband. EFFECTIVE DATE: July 1, 2012	insig.	insig.	insig.	insig.	insig.
17-Jan-2012	HB 1099 ²	Stalking and Aggravated Stalking; Providing that a person who makes a threat with the intent to place another person in reasonable fear for his or her safety or the safety of his or her immediate family commits the offense of aggravated stalking under certain circumstances; increasing the criminal penalties for certain offenses of aggravated stalking; requiring that the sentencing court consider issuing an injunction that restrains a defendant from any contact with the victim for up to 10 years; amending provisions relating to the offense severity ranking chart of the Criminal Punishment Code, etc. EFFECTIVE DATE: July 1, 2012	3	10	13	17	24
17-Jan-2012	HB 1175	Controlled Substances; Adding to the list of Schedule I controlled substances certain specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances or that contain any of these substances' salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, etc. EFFECTIVE DATE: July 1, 2012	insig.	insig.	insig.	insig.	insig.
30-Jan-2012	CS/HB 1323	Metal Theft; Increases criminal penalties for specified violations relating to secondary metals recycling; provides increased criminal penalties for third & subsequent criminal violations; prohibits removing or assisting with removal of copper or other nonferrous metals from electrical substation site without authorization of utility. EFFECTIVE DATE, October 1, 2012	insig.	insig.	insig.	insig.	insig.

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30-Jan-2012	CS/HB 1355	Protection of Vulnerable Persons; Revises language concerning child abuse reporting; requires specified educational institutions & their law enforcement agencies to report known or suspected child abuse, abandonment, or neglect in certain circumstances; provides financial penalties for violations; provides for upward reclassification of certain prostitution offenses involving minors; provides for relocation assistance for certain victims of sexual violence. <i>EFFECTIVE DATE, October 1, 2012</i>	insig.	insig.	insig.	insig.	insig.
17-Jan-2012	<i>HB 7025</i>	Fish and Wildlife Conservation Commission ; Revises requirements for distribution of Florida panther license plate annual use fees; revises source of funds provided to Marine Resources Conservation Trust Fund; authorizes use of funds from vessel registration fees for specified purposes; eliminates requirement for carryover & distribution of certain funds; deletes requirements relating to publication of Florida Wildlife Magazine & creation of Florida Wildlife Magazine Advisory Council; removes limitation for duration & frequency of issuance of special authorization for supervised hunting; reduces fee amount for soft-shell blue crab endorsement; adds certain spiny lobster trap violations to offense severity ranking chart of Criminal Punishment Code. <i>EFFECTIVE DATE: July 1, 2012</i>	insig.	insig.	insig.	insig.	insig.
30-Jan-2012	HB 7049 (heard as PCB JDC 12-01)	Human Trafficking ; Adds violations to jurisdiction of Office of Statewide Prosecution & statewide grand jury; requires employee of massage establishment & any person performing massage therein to present, upon request of investigator, valid government identification; provides documentation requirements for operator of massage establishment; adds additional offenses to list of sexual predator & offender qualifying offenses; creates additional offenses relating to human trafficking; increases criminal penalties for certain offenses; provides for forfeiture of property used, attempted to be used, or intended to be used in violation of specified human trafficking provisions; increases criminal penalty for human smuggling; revises provisions relating to selling or buying of minors into sex trafficking or prostitution; provides additional authorization for interception of wire, oral, or electronic communications; ranks offenses on sentencing guidelines chart. <i>EFFECTIVE DATE: July 1, 2012</i>	indet.	indet.	indet.	indet.	indet.

¹ HB 947 was heard at the December 14, 2011 CJIC and was found to have an insignificant impact. The bill was then amended and was heard at the February 9, 2012 CJIC as a CS where it was found to have the significant impact shown above. The CS was amended on February 21, 2012 removing the language that resulted in the significant impact. As passed, the bill is essentially the same as the original bill heard on December 14, 2011.

² CS/CS/HB 1099 which passed did not contain any changes to existing statutes eliminating the impact adopted on January 17, 2012.

³ CS/HB 1355 was heard at the January 30, 2012 CJIC and was found to have an insignificant impact. The bill was substantially amended on February 22, 2012 and the 1st degree misdemeanor offense of failure to report known or suspected child abuse, abandonment or neglect was upgraded to a 3rd degree felony. Per email correspondence from FDLE, there were no guilty convictions for the misdemeanor offense in FY 10-11.