

## SB 1332 – Career Offender Registration (Similar CS/HB 931)

This bill amends multiple statutes, adding new language that expands the requirements for career offender registration. One of the amended statutes, s. 775.261, F.S., includes the expanded language, and also adds an **unranked, 2<sup>nd</sup> degree felony (Level 4 by default)** for when “a career offender...remains at a permanent, temporary, or transient residence after reporting his or her intent to vacate such residence...” and does not “within 48 hours after the date upon which the career offender indicated he or she would or did vacate such residence, report in person to the agency...his or her address at such residence.” The new requirements also apply to the current Level 4, 2<sup>nd</sup> degree felony for (new language in bold) “a career offender who reports his or her intent to establish a **permanent, temporary, or transient** residence in **another** state or jurisdiction other than the State of Florida, but who remains in this state without reporting to the sheriff...” Additionally, the Level 1, 3<sup>rd</sup> degree felony for when a career offender fails to register or report changes to required information now includes an expanded list of required information, while also adding that each instance of failure to register or report changes to required information constitutes a separate offense. This bill then increases the current 1<sup>st</sup> degree misdemeanor for when someone assists a career offender in noncompliance by committing specific acts to an **unranked, 3<sup>rd</sup> degree felony (Level 1 by default)**.

This bill then amends s. 944.608, F.S., including the new language for those career offenders under supervision, which could impact the Level 1, 3<sup>rd</sup> degree felony for “the failure of a career offender to submit to the taking of a digitized photograph, or to otherwise comply with the requirements for the notification to the Department of Law Enforcement of information on career offenders.” Furthermore, it adds an **unranked, 3<sup>rd</sup> degree felony (Level 1 by default)** for “any person who has reason to believe that a career offender is not complying, or has not complied, with the requirements...and who, with the intent to assist the career offender in eluding a law enforcement agency that is seeking to find the career offender to question the career offender about, or to arrest the career offender for, his or her noncompliance...” commits specific acts. Finally, it adds an **unranked, 3<sup>rd</sup> degree felony (Level 1 by default)** for “**any career offender who fails to report in person as required at the sheriff’s office, who fails to respond to any address verification correspondence from the department within 3 weeks after the date of the correspondence, or who knowingly provides false registration information by act or omission.**”

Per DOC, in FY 24-25, there were 38 new commitments to prison for failing to register or report changes to required information under s. 775.261, F.S. It is not known how many of these would include separate offenses under the new language. There were no new commitments for not reporting that they decided to remain in this state after indicating their intent to reside in a state or jurisdiction other than the State of Florida. Per FDLE, in FY 24-25, there was one arrest and no guilty convictions or adjudications withheld under the 1<sup>st</sup> degree misdemeanor for when someone assists a career offender in noncompliance. Per DOC, in FY 24-25, there were no new commitments under s. 944.608, F.S., when a career offender fails to take a digitized photograph, or to

otherwise comply with the requirements for the notification to the Department of Law Enforcement of information on career offenders. It is not known how the expanded requirements or the new felonies would increase the pool of offenders.

Per DOC, in FY 24-25, the incarceration rate for a Level 1, 3<sup>rd</sup> degree felony was 9.7% and the incarceration rate for a Level 4, 2<sup>nd</sup> degree felony was 27.4%.

**CONFERENCE ADOPTED ESTIMATE: Positive Indeterminate**

**Requested by: Senate & House**