

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Criminal Justice
2 Subcommittee

3 Representative Maggard offered the following:

4

5 **Amendment**

6 Remove lines 37-74 and insert:

7 (a) As used in this subsection, the term "school" means
8 the grounds or facility of any early learning, prekindergarten,
9 kindergarten, elementary school, middle school, junior high
10 school, secondary school, career center, or postsecondary
11 school, whether public or private.

12 (b) When a person is charged with a crime under s.
13 790.115, s. 790.161, s. 790.1615, s. 790.162, s. 790.163, s.
14 790.164, s. 790.165, s. 790.166, s. 810.095, or s. 836.10,
15 alleged to have been committed at or against a school or against
16 a student while he or she is at school, the court must consider

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17 whether conditions of electronic monitoring and a prohibition
18 from being within 1,000 feet of any school are appropriate to
19 protect the community from risk of physical harm to persons.

20 Section 2. Section 948.301, Florida Statutes, is created
21 to read:

22 948.301 Electronic monitoring as a condition of probation
23 or community control for certain offenders.-

24 (1) As used in this section, the term "school" means the
25 grounds or facility of any early learning, prekindergarten,
26 kindergarten, elementary school, middle school, junior high
27 school, secondary school, career center, or postsecondary
28 school, whether public or private.

29 (2) Effective for any probationer or community controllee
30 whose crime was committed on or after October 1, 2023, and who
31 is placed under supervision for a violation of s. 790.115, s.
32 790.161, s. 790.1615, s. 790.162, s. 790.163, s. 790.164, s.
33 790.165, s. 790.166, s. 810.095, or s. 836.10, committed at or
34 against a school or against a student while he or she is at
35 school, the court must consider whether conditions of electronic
36 monitoring and a prohibition from being within 1,000 feet of any
37 school are appropriate for the offender.