

Criminal Justice Impact Conference

Prison Bed Impact of 2008 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 08-09	FY 09-10	FY 10-11	FY 11-12	FY 12-13
17-Jan-08 and 26-Feb-08 and 31-Mar-08	43	Criminal Activity/Criminal Gangs; Prohibits the possession of bulletproof vests by felons and delinquents. Redefines "criminal street gangs" as "criminal gangs" and includes street gangs, terrorist organizations and hate groups. Revises provisions regarding soliciting or causing another to join a criminal gang. Provides additional powers for the Department of Law Enforcement and local law enforcement agencies relating to crime data information, etc. EFFECTIVE DATE: 07/01/2008.	insig	insig	insig	insig	insig
26-Feb-08	61	Offenses Against Officers: Provides that resisting with violence law enforcement officer who is engaged in execution of legal duty is not justified regardless of specified later finding by court; provides that person is not justified in using force if law enforcement officer acts in good faith & is known or appears to be law enforcement officer; provides for reclassification of certain offenses against certain officers who are engaged in performance of duties; provides criminal penalties for resisting with or without violence officer who is executing legal duty. Effective Date: July 1, 2008.	*	*	*	*	*
17-Jan-08 and 26-Feb-08	85	Lewd or Lascivious Molestation/Victim Under Twelve; Requires life sentences for second or subsequent offenses of lewd or lascivious molestation committed by offenders 18 years of age or older against victims less than 12 years of age, etc. EFFECTIVE DATE: 07/01/2008.	insig	insig	insig	insig	insig
17-Jan-08	92	Persons Injured by Crime/Medical Treatment [LPCC]; Creates the "Frank Pacheco Aid to Victims Act". Provides that depriving medical treatment to a victim of a crime with intent to avoid, delay, hinder, or obstruct any investigation of criminal activity contributing to the injury is a criminal offense. Provides that felony penalties apply if a victim's medical condition worsens or deprivation of medical care contributes or results in the death of the victim, etc. EFFECTIVE DATE: 10/01/2008.	insig	insig	insig	insig	insig
17-Jan-08 and 31-Mar-08	105	Secondary Metals Recyclers/Purchase Transaction; Requires the Department of Law Enforcement to approve the form for purchase transactions. Requires additional seller information to be included on the form for each purchase transaction and an image of the regulated metals being sold. Revises penalties for violations of specified provisions relating to false verification of ownership or false or altered identification of a seller of regulated metals, etc. EFFECTIVE DATE: 10/01/2008.	insig	insig	insig	insig	insig
17-Jan-08 and 26-Feb-08	173	Controlled Substances [LPCC]; Prohibits owning, leasing, renting, or possessing a place, structure, trailer, or other described place with knowledge that it will be used to manufacture, sell, or traffic in a controlled substance. Provides that possession of 25 or more cannabis plants constitutes prima facie evidence of intent to sell or distribute, etc. EFFECTIVE DATE: 07/01/2008.	insig	insig	insig	insig	insig
17-Jan-08	225	Caller ID Anti-spoofing Act; Prohibits entering false information into a telephone caller identification system with the intent to deceive, defraud, or mislead. Prohibits placing a call knowing that false information was entered into such system. Provides exceptions to such requirements for the blocking of caller identification information of any federal, state, county, or municipal government law enforcement agency, and any federal intelligence or security agency, etc. EFFECTIVE DATE: 10/01/2008	indet	indet	indet	indet	indet

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26-Feb-08 and 14-Mar-08	340	Controlled Substances; Includes Salvia divinorum and Salvinorin A on the list of controlled substances in Schedule I, etc. EFFECTIVE DATE: 07/01/2008.	insig	insig	insig	insig	insig
17-Jan-08	321	Murder of Law Enforcement Officers; Provides a minimum mandatory sentence, if the death sentence is not imposed, of life imprisonment without eligibility for release for the murder or attempted murder of a law enforcement officer, part-time law enforcement officer, or auxiliary law enforcement officer who is engaged in the lawful performance of a legal duty, etc. EFFECTIVE DATE: 10/01/2008	insig	insig	insig	insig	insig
17-Jan-08	366	Elderly Persons & Disabled Adults/Abuse & Neglect; Reclassifies the offense of aggravated abuse of an elderly person or disabled adult from a second-degree felony to a first-degree felony. Requires certified law enforcement officers to complete training in identifying and investigating elder abuse and neglect before June 30, 2011, etc. EFFECTIVE DATE: 07/01/2008.	insig	insig	insig	insig	insig
26-Feb-08 and 14-Mar-08 and 31-Mar-08	537	Offense of Voyeurism: Increases penalties for specified video voyeurism offenses committed by certain persons who are responsible for welfare of child younger than 16 years of age or employed at school; provides enhanced penalties for specified video voyeurism offenses committed by persons who have committed previous violations. Effective Date: July 1, 2008	insig	insig	insig	insig	insig
14-Mar-08	559	Distribution of Material Harmful to Minors; Prohibits distributing certain materials to minors; prohibits knowingly using minor in production of certain materials, regardless of whether those materials are intended for distribution to minors or actually distributed to minors; provides that ignorance of minor's age or minor's consent is not defense in prosecution for specified violations; prohibits knowingly using minor in production of certain materials, etc.	insig	insig	insig	insig	insig
17-Jan-08	622	Orders of No Contact With Victims of Crimes; Requires that offenders convicted of specified violent offenses, including, but not limited to, arson, sexual battery, robbery, kidnapping, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, aggravated assault with a deadly weapon, murder, manslaughter, or aggravated stalking be prohibited from having any contact with the victim for the duration of the sentence imposed, etc. EFFECTIVE DATE: 10/01/2008.	insig	insig	insig	insig	insig
14-Mar-08	743	Mortgage Fraud: Requires law enforcement agencies to notify property appraisers of incidents of mortgage fraud; authorizes property appraisers to adjust property assessments; requires property appraisers to reassess specified properties; provides increased penalty for specified types of mortgage fraud. Effective Date: July 1, 2008.	insig	insig	insig	insig	insig
26-Feb-08 and 31-Mar-08	799	Theft of Copper or Other Nonferrous Metals: Prohibits knowingly & intentionally taking copper or other nonferrous metal from utility or communications services provider causing damage to facilities of utility or communications services provider or interrupting or interfering with utility or communications services. Effective Date: October 1, 2008	insig	insig	insig	insig	insig

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31-Mar-08	1076	Motor Vehicles and Mobile Homes/Destruction; Revises provisions regarding the sale, transfer, or delivery of a vehicle to a salvage motor vehicle dealer or to a secondary metals recycler to require that a valid certificate of title, a valid salvage certificate of title, or a valid certificate of destruction, all issued in the name of the seller or properly endorsed over to the seller, accompany a motor vehicle, recreational vehicle, or mobile home, etc. EFFECTIVE DATE: 10/01/2008.	insig	insig	insig	insig	insig
14-Mar-08 and 31-Mar-08	1310	Sellers of Travel: Revises provisions relating to registration as seller of travel; revises registration fees; requires seller of travel to annually certify scope of its business activities by filing disclosure statement; categorizes certifying parties; ; provides that it is violation of Florida Sellers of Travel Act to offer to sell travel or provide travel-related service to purchaser traveling to or from any terrorist state without disclosing such business activities to DACS & to violate state or federal law restricting or prohibiting commerce with terrorist states; imposes administrative fine for offer to sell travel or provide travel-related service to purchasers traveling to or from any terrorist state; authorizes civil penalty for offer to sell travel or provide travel-related service to purchaser traveling to or from any terrorist state; provides criminal penalty for violation of Florida Sellers of Travel Act which directly or indirectly pertains to offer to sell travel or provide travel-related service to purchaser traveling to or from any terrorist state. Effective Date: July 1, 2008.	insig	insig	insig	insig	insig
14-Mar-08	1417	Counterfeit Goods; Creates & revises definitions; provides that possession of more than specified number of counterfeit items, unless satisfactorily explained, allows inference that such property is possessed with intent to offer for sale or distribution; provides that state or federal certificate of registration of trademark shall be prima facie evidence of certain facts, etc.	insig	insig	insig	insig	insig
26-Feb-08	1442	Exploited Children: Provides specified protections to victims in any civil or criminal proceeding involving child pornography where victim is party to case or witness; permits use of pseudonym for victim of crime involving child pornography; extends provisions to use of victim pseudonyms to civil & criminal proceedings; requires law enforcement officers submitting child pornography case to provide specified information; requires prosecutors to pursue prosecutions regarding images of child pornography when known victim is this state; requires prosecutors to enter specified information in database; transfers provisions relating to lewd & lascivious exhibition on computer; provides for confidential pseudonyms to specified claimants; precludes defense to certain civil actions; permits Attorney General to pursue cases on behalf of victims; includes certain child pornography victims in crime victim compensation provisions; conforms provisions. Effective Date: July 1, 2008	*	*	*	*	*
14-Mar-08	1988	Drivers' Licenses/Suspended, Revoked, or Canceled [LPCC]; Provides that a person commits a second-degree misdemeanor upon a first conviction and a first-degree misdemeanor upon a second or subsequent conviction of the same offense if the person's driver's license or driving privilege is canceled, suspended or revoked for offenses, including, but not limited to, failure to pay child support, failure to comply with a civil penalty, and designation as a habitual traffic offender, etc. EFFECTIVE DATE: 07/01/2008.	(129)	(407)	(458)	(462)	(462)

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31-Mar-08	1992	Department of Highway Safety and Motor Vehicles; Authorizes the driving of a hybrid, low-emission, or energy-efficient vehicle in a high-occupancy-vehicle lane regardless of occupancy. Requires the placement of signs in certain school zones stating that speeding fines are doubled within the zone. Prohibits driving in any race, drag race, exhibition of speed, or exhibition of acceleration. Revises the conditions under which the court may require the use of an ignition interlock device, etc. EFFECTIVE DATE: 07/01/2008 except as otherwise provided.	insig	insig	insig	insig	insig
31-Mar-08	2082	Insurance; Requires that an applicant for licensure as an insurance agent, customer representative, adjuster, service representative, managing general agent, or reinsurance intermediary provide to the Department of Financial Services his or her home and office telephone numbers and e-mail address. Revises the elements of the offense known as "churning" to include direct or indirect purchases made for the purpose of earning fees or commissions, etc. EFFECTIVE DATE: 01/01/2009.	insig	insig	insig	insig	insig
31-Mar-08	2158	Money Services Businesses; Changes the name of money transmitters to money services businesses. Requires licensure rather than registration. Revises provisions relating to the powers of the Office of Financial Regulation and the Financial Services Commission (FSC). Revises provisions relating to examinations and investigations conducted by the office. Revises the list of prohibited acts by a money services business, etc. EFFECTIVE DATE: 10/01/2008 except as otherwise provided.	insig	insig	insig	insig	insig
26-Feb-08	7137	Department of Corrections; Provides for the public defender to represent an indigent person who is involuntarily placed or treated in an inmate mental health treatment facility. Eliminates provisions requiring that a law enforcement officer reimburse the employing agency for wages and benefits paid by the employing agency if the officer terminates employment before the end of a 2-year commitment period, etc. EFFECTIVE DATE: 10/01/2008.	insig	insig	insig	insig	insig