



FLORIDA HOUSE OF REPRESENTATIVES

Jose R. Oliva, Speaker

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HOUSE RELEASES VIDEO DISMANTLING THE "POLL TAX" TALKING POINT ON AMENDMENT 4

If Satisfaction of "all Terms of a Sentence," Including Fines is a "Poll Tax," Then the Creators of Amendment 4 Favor a Poll Tax

Tallahassee — Speaker of the House, Jose Oliva, released [the video above](#) after gross mischaracterizations of the Florida House's position on Amendment 4 appeared in numerous media outlets.

You can watch/read the hearing in the FL Supreme Court - in it's entirety - here:

Transcript: https://wfsu.org/gavel2gavel/transcript/pdfs/16-1785_16-1981.pdf

Video: <https://wfsu.org/gavel2gavel/viewcase.php?eid=2421>

Some Frequently Asked Questions

How do opponents of the Bill define completion of "all terms of a sentence?"

The Florida Rights Restoration Coalition – the main interest group representing those convicted of felonies states, on their website that, ““We believe that 'completion of all terms of sentence' includes any period of incarceration, probation, parole and financial obligations imposed as part of an individual’s sentence. These financial obligations may include **restitution, fines, and fees imposed as part of a sentence or a condition of probation** under existing Florida statute.”

Can't find that Florida Rights Restoration Coalition website referenced above?

Recognizing that the truth did not fit their new narrative, on March 22nd, the FRRRC deleted the FAQ with that definition section in it.

A cached version of the page can be found [here](#)

Its old URL can be found here - <https://floridarrc.com/amendment-4-faq-jan-8/>

Some organizations (Like the ACLU and the League of Women Voters) say the term sexual offenses” is defined too broadly. What's on the list?

Qualifying convictions for sexual offender designation in Florida include:

- Sexual misconduct with a person having a developmental disability;
- Sexual misconduct with a mental health patient by an employee;
- Kidnapping or falsely imprisoning a minor, with sexual intent or motive;
- Luring or enticing a child, by a person with a prior sexual conviction;
- Human trafficking for commercial sexual activity;
- Sexual battery;
- Unlawful sexual activity with a minor;
- Lewd or lascivious battery, molestation, conduct, or exhibition;\
- Video voyeurism, involving a minor victim;
- Lewd or lascivious offense on an elderly or disabled person;
- Sexual performance by a child
- Providing obscene materials to a minor;
- Computer pornography involving a minor;
- Soliciting a minor over the internet;
- Traveling to meet a minor;
- Lewd or lascivious exhibition over the internet
- Transmitting child pornography by electronic device or equipment;
- Transmitting material harmful to a minor by electronic device;
- Selling or buying a minor to engage in sexually explicit conduct;
- Racketeering involving a sexual offense;
- Sexual misconduct with a forensic client; and
- Sexual misconduct by an employee with a juvenile offender.

Some felony offenses in Florida do not require a convicted person to register as a sexual offender; yet still contain a sexual element. Such offenses include:

- Prostitution or soliciting a prostitute, subsequent conviction;
- Video voyeurism;
- Incest;
- Lewd or lascivious exhibition in the presence of a correctional facility employee;
- Sexual offenses against a student by an authority figure;
- Locating an adult entertainment store within 2,500 feet of a school;
- Committing an enumerated offense by a person who is HIV positive;
- Sexual cyberharassment, second or subsequent offense;
- Sexual misconduct between a detention facility employee and an inmate;
- Sexual misconduct by a psychotherapist with a client, or former client when the professional relationship was terminated primarily for the purpose of engaging in sexual contact;
- Sexually abusing a dead human body;
- Sexual misconduct by a correctional facility employee with an inmate;
- Committing specified acts with obscene, lewd, etc. materials, second or subsequent offense;
- Requiring as a condition to sale or delivery for resale of a publication that a purchaser or consignee receive for resale any other obscene publication;
- Knowingly promoting, conducting, performing, or participating in an obscene show, second or subsequent offense;
- Sale or distribution to minors or using minors in production of harmful materials; and
- Wholesale promotion of obscene materials.

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