

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN _____ (Y/N)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

1 Committee/Subcommittee hearing bill: Commerce Committee
2 Representative Fine offered the following:

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4 **Amendment (with title amendment)**

5 Between lines 105 and 106, insert:

6 Section 4. Subsection (1) and paragraph (a) of subsection
7 (3) of section 847.013, Florida Statutes, are amended, and
8 paragraph (f) of subsection (3) is republished, to read:

9 847.013 Exposing minors to harmful motion pictures,
10 exhibitions, shows, presentations, or representations.—

11 (1) DEFINITIONS ~~"KNOWINGLY" DEFINED.~~—As used in this
12 section, the term:

13 (a) "Drag performance" means a performance in which a
14 performer exhibits a gender identity that is different than the
15 performer's gender assigned at birth using clothing, makeup, or

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16 other physical markers and sings, lip syncs, dances, or
17 otherwise performs before an audience for entertainment.

18 (b) "Knowingly" means having general knowledge of, reason
19 to know, or a belief or ground for belief which warrants further
20 inspection or inquiry of both:

21 1.(a) The character and content of any motion picture
22 described herein which is reasonably susceptible of examination
23 by the defendant, or the character of any exhibition,
24 presentation, representation, drag performance, or show
25 described herein, other than a motion picture show, which is
26 reasonably susceptible of being ascertained by the defendant;
27 and

28 2.(b) The age of the minor.

29 (3) OFFENSES AND PENALTIES.—

30 (a) A person may not:

31 1. Knowingly exhibit for a monetary consideration to a
32 minor or knowingly sell or rent a videotape of a motion picture
33 to a minor or knowingly sell to a minor an admission ticket or
34 pass or knowingly admit a minor for a monetary consideration to
35 premises whereon there is exhibited a motion picture,
36 exhibition, show, representation, or other presentation which,
37 in whole or in part, depicts nudity, sexual conduct, sexual
38 excitement, sexual battery, bestiality, or sadomasochistic abuse
39 and which is harmful to minors; or

40 2. Knowingly exhibit to a minor a drag performance.

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41 (f) A violation of any provision of this subsection
42 constitutes a misdemeanor of the first degree, punishable as
43 provided in s. 775.082 or s. 775.083.

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T I T L E A M E N D M E N T

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Remove line 32 and insert:

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performance; providing criminal penalties; amending s.

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847.013, F.S.; defining the term "drag performance";

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prohibiting knowingly exhibiting a drag performance to

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a minor; providing