

## CHAPTER 2013-75

### Committee Substitute for Committee Substitute for House Bill No. 113

An act relating to the distribution of materials harmful to minors; amending s. 847.012, F.S.; prohibiting an adult from knowingly distributing to a minor or posting on school property certain materials harmful to minors; providing that it is a third degree felony for any person to knowingly distribute to a minor or post on school property certain materials harmful to minors; defining the term “school property”; providing an exception; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsections (5) through (9) of section 847.012, Florida Statutes, are renumbered as subsections (6) through (10), respectively, and a new subsection (5) is added to that section to read:

847.012 Harmful materials; sale or distribution to minors or using minors in production prohibited; penalty.—

(5) An adult may not knowingly distribute to a minor on school property, or post on school property, any material described in subsection (3). As used in this subsection, the term “school property” means the grounds or facility of any kindergarten, elementary school, middle school, junior high school, or secondary school, whether public or nonpublic. This subsection does not apply to the distribution or posting of school-approved instructional materials that by design serve as a major tool for assisting in the instruction of a subject or course by school officers, instructional personnel, administrative personnel, school volunteers, educational support employees, or managers as those terms are defined in s. 1012.01.

Section 2. This act shall take effect October 1, 2013.

Approved by the Governor May 30, 2013.

Filed in Office Secretary of State May 30, 2013.