

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Tobia offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 73-101 and insert:

5 943.0439 Interviews of crime victims with autism or an
6 autism spectrum disorder.-

7 (1) A law enforcement officer, a correctional officer, or
8 another public safety official shall, upon the request of a
9 crime victim diagnosed with autism or an autism spectrum
10 disorder or his or her parent or guardian, make a good faith
11 effort to ensure that a psychiatrist, psychologist, mental
12 health counselor, special education instructor, clinical social
13 worker, or related professional is present at all interviews of
14 the victim. The professional must have experience treating,

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15 teaching, or assisting patients or clients who have been
 16 diagnosed with autism or an autism spectrum disorder or related
 17 developmental disability or must be certified in special
 18 education with a concentration focused on persons with autism or
 19 an autism spectrum disorder. All expenses related to the
 20 attendance of the professional at interviews shall be borne by
 21 the requesting parent, guardian, or individual. The defendant
 22 shall reimburse the victim for all expenses related to the
 23 attendance of the professional at the interview, in addition to
 24 other restitution or penalties provided by law, upon conviction
 25 of the offense of which the individual is a victim. Failure to
 26 have a professional as described in this subsection present at
 27 the time of the interview is not a basis for suppression of the
 28 statement or the contents of the interview or for a cause of
 29 action against the law enforcement officer or agency.

30 (2) Each law enforcement agency must ensure that

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

34 Remove lines 21-32 and insert:
 35 effort, upon the request of a crime victim or his or
 36 her parent or guardian, to ensure that specified
 37 professionals are present at all interviews of the
 38 victim if the victim has been diagnosed with autism or
 39 an autism spectrum disorder; providing requirements
 40 for the professional; providing requirements for

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41 payment of expenses; specifying that not having a
42 professional present is not a basis for suppressing
43 statements or interview contents or for bringing a
44 cause of action against a law enforcement officer or
45 agency; requiring law

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