

hbd-06

Bill No. CS/CS/HB 113

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

Representative(s) Crist offered the following:

**Amendment**

On page 13, line 29, through page 14, line 26,  
remove from the bill: all of said lines

and insert in lieu thereof:

criminal offenders who meet the criteria in s. 775.087(2) and  
(3), Florida Statutes, be sentenced to the minimum mandatory  
prison terms provided herein. For every case in which the  
offender meets the criteria in this act and does not receive  
the mandatory minimum prison sentence, the state attorney must  
explain the sentencing deviation in writing and place such  
explanation in the case file maintained by the state attorney.  
On a quarterly basis, each state attorney shall submit copies  
of deviation memoranda regarding offenses committed on or  
after the effective date of this act to the President of the  
Florida Prosecuting Attorneys Association, Inc. The  
association must maintain such information and make such  
information available to the public upon request for at least  
a 10-year period.

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1           (2) Effective July 1, 2000, each state attorney shall  
2 annually report to the Speaker of the House, the President of  
3 the Senate, and the Executive Office of the Governor regarding  
4 the prosecution and sentencing of offenders who met the  
5 criteria in s. 775.087(2)(a)3. and (3)(a)3., Florida Statutes.  
6 The report shall include the number of charges received in  
7 each circuit during the previous fiscal year by law  
8 enforcement agencies which based a criminal charge on facts  
9 demonstrating that the defendant met the criteria in s.  
10 775.087(2)(a)3. and (3)(a)3., Florida Statutes, the case  
11 number of the state attorney's office involving such criminal  
12 charges, the final disposition, if any, of such cases, whether  
13 the minimum mandatory prison terms authorized herein were  
14 imposed in such cases, and a copy of each deviation memorandum  
15 that state a written

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