

By Senator Campbell

33-611-99

See HB 13

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A bill to be entitled
An act relating to restitution; amending s.
775.089, F.S.; specifying retention of
jurisdiction by county courts to enforce
restitution under certain circumstances;
providing an effective date.

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

Section 1. Subsection (5) of section 775.089, Florida
Statutes, is amended to read:

775.089 Restitution.--

(5) An order of restitution may be enforced by the
state, or by a victim named in the order to receive the
restitution, in the same manner as a judgment in a civil
action. The outstanding unpaid amount of the order of
restitution bears interest in accordance with s. 55.03, and,
when properly recorded, becomes a lien on real estate owned by
the defendant. If civil enforcement is necessary, the
defendant shall be liable for costs and attorney's fees
incurred by the victim in enforcing the order. Notwithstanding
this subsection, a county court that has ordered restitution
under this section for a misdemeanor offense shall retain
jurisdiction for the specified period of restitution and shall
enforce the payment of such restitution.

Section 2. This act shall take effect October 1, 1999.

LEGISLATIVE SUMMARY

Requires a county court ordering restitution for a
misdemeanor offense to retain jurisdiction for the period
of restitution and enforce payment of the restitution.