

1                   A bill to be entitled  
2           An act relating to sentencing; providing a  
3           short title; creating the "Sexual Predator  
4           Prosecution Act of 2000"; amending s. 921.16,  
5           F.S.; requiring any sentence for sexual battery  
6           or murder to be imposed consecutively to any  
7           other sentence for sexual battery or murder  
8           which arose out of a separate criminal episode;  
9           amending s. 921.161, F.S.; authorizing the  
10          custodian of the local jail to provide certain  
11          written certification to the Department of  
12          Corrections when delivering a prisoner into the  
13          custody of the department; providing an  
14          effective date.

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

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18           Section 1. Short title.--This act may be cited as the  
19 "Sexual Predator Prosecution Act of 2000."

20           Section 2. Subsection (1) of section 921.16, Florida  
21 Statutes, is amended to read:

22           921.16 When sentences to be concurrent and when  
23 consecutive.--

24           (1) A defendant convicted of two or more offenses  
25 charged in the same indictment, information, or affidavit or  
26 in consolidated indictments, informations, or affidavits shall  
27 serve the sentences of imprisonment concurrently unless the  
28 court directs that two or more of the sentences be served  
29 consecutively. Sentences of imprisonment for offenses not  
30 charged in the same indictment, information, or affidavit  
31 shall be served consecutively unless the court directs that

1 two or more of the sentences be served concurrently. Any  
2 sentence for sexual battery as defined in chapter 794 or  
3 murder as defined in s.782.04 must be imposed consecutively to  
4 any other sentence for sexual battery or murder which arose  
5 out of a separate criminal episode or transaction.

6 Section 3. Section 921.161, Florida Statutes, is  
7 amended to read:

8 921.161 Sentence not to run until imposed; credit for  
9 county jail time after sentence; certificate of custodian of  
10 jail ~~sheriff~~.--

11 (1) A sentence of imprisonment shall not begin to run  
12 before the date it is imposed, but the court imposing a  
13 sentence shall allow a defendant credit for all of the time  
14 she or he spent in the county jail before sentence. The credit  
15 must be for a specified period of time and shall be provided  
16 for in the sentence.

17 (2) In addition to other credits, a person sentenced  
18 to imprisonment in custody of the Department of Corrections  
19 shall receive credit on her or his sentence for all time spent  
20 between sentencing and being placed in custody of the  
21 department. When delivering a prisoner to the department, the  
22 custodian of the local jail ~~sheriff~~ shall certify to it in  
23 writing:

24 (a) The date the sentence was imposed and the date the  
25 prisoner was delivered to the department.

26 (b) The dates of any periods after sentence the  
27 prisoner was at liberty on bond.

28 (c) The dates and reasons for any other times the  
29 prisoner was at liberty after sentence.

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1 (d) The offender-based transaction system number or  
2 numbers from the uniform arrest report or reports established  
3 pursuant to s. 943.05(2).  
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5 The certificate shall be prima facie evidence of the facts  
6 certified.

7 Section 4. This act shall take effect October 1, 2000.  
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