

Bill No. CS for SB 322, 1st Eng.

Amendment No. Barcode 884704

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| <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
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Senator Crist moved the following amendment:

Senate Amendment (with title amendment)

On page 2, between lines 20 and 21,

insert:

Section 2. Subsection (5) of section 921.0021, Florida Statutes, is amended to read:

921.0021 Definitions.--As used in this chapter, for any felony offense, except any capital felony, committed on or after October 1, 1998, the term:

(5) "Prior record" means a conviction for a crime committed by the offender, as an adult or a juvenile, prior to the time of the primary offense. Convictions by federal, out-of-state, military, or foreign courts, and convictions for violations of county or municipal ordinances that incorporate by reference a penalty under state law, are included in the offender's prior record. Convictions for offenses committed by the offender more than 10 years before the primary offense are not included in the offender's prior record if the offender has not been convicted of any other crime for a

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1 period of 10 consecutive years from the most recent date of
2 release from confinement, supervision, or sanction, whichever
3 is later, to the date of the primary offense. Juvenile
4 dispositions of offenses committed by the offender within 5 ~~3~~
5 years before the primary offense are included in the
6 offender's prior record when the offense would have been a
7 crime had the offender been an adult rather than a juvenile.
8 Juvenile dispositions of sexual offenses committed by the
9 offender which were committed 5 ~~3~~ years or more before the
10 primary offense are included in the offender's prior record if
11 the offender has not maintained a conviction-free record,
12 either as an adult or a juvenile, for a period of 5 ~~3~~
13 consecutive years from the most recent date of release from
14 confinement, supervision, or sanction, whichever is later, to
15 the date of the primary offense.

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17 (Redesignate subsequent sections.)

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20 ===== T I T L E A M E N D M E N T =====

21 And the title is amended as follows:

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On page 1, line 16, after the semicolon

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24 insert:

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amending s. 921.0021, F.S.; redefining the term

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"prior record" to extend the time during which

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the disposition of certain juvenile offenses

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are included in an offender's record;

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