

By Senator Campbell

33-448-01

1                                   A bill to be entitled  
2           An act relating to the statute of limitations  
3           for prosecuting certain sexual offenses;  
4           amending s. 775.15, F.S.; revising the date on  
5           which the applicable statute of limitations  
6           begins for certain sexual offenses committed  
7           against a minor; providing an effective date.

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

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11           Section 1. Subsection (7) of section 775.15, Florida  
12   Statutes, is amended to read:

13           775.15 Time limitations.--

14           (7) If the victim of a violation of s. 794.011, former  
15   s. 794.05, Florida Statutes 1995, s. 800.04, or s. 826.04 is  
16   under the age of 18 ~~16~~, the applicable period of limitation,  
17   if any, does not begin to run until the victim has reached the  
18   age of 18 ~~16~~ or the violation is reported to a law enforcement  
19   agency or other governmental agency, whichever occurs earlier.  
20   Such law enforcement agency or other governmental agency shall  
21   promptly report such allegation to the state attorney for the  
22   judicial circuit in which the alleged violation occurred. If  
23   the offense is a first or second degree felony violation of s.  
24   794.011, and the crime is reported within 72 hours after its  
25   commission, paragraph (1)(b) applies. This subsection applies  
26   to any such offense except an offense the prosecution of which  
27   would have been barred by subsection (2) on or before December  
28   31, 1984.

29           Section 2. This act shall take effect October 1, 2001.

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SENATE SUMMARY

Changes the date on which the applicable statute of limitations begins for the offense of sexual battery, unlawful sexual activity, lewd or lascivious activity, or incest when the offense is committed against a minor. Provides for the statute of limitations to begin to run when the victim reaches 18 years of age rather than 16 years of age.