



HB 0477

2004

1 A bill to be entitled

2 An act relating to the right to a speedy trial; creating
3 time limits within which a person charged with a crime by
4 information or indictment must be brought to trial;
5 permitting state attorneys to file a demand for a speedy
6 trial; requiring that the trial judge schedule a calendar
7 call upon the filing of a demand for a speedy trial in
8 order to schedule a trial; providing an effective date.

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

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12 Section 1. Victim's right to a speedy trial; speedy trial
13 demand by the state.--To ensure the right of crime victims and
14 the people of this state to a prompt and timely disposition of
15 cases, each person charged with a crime by indictment or
16 information must be brought to trial within 90 days if the crime
17 charged is a misdemeanor or within 175 days if the crime charged
18 is a felony, barring unforeseen or extraordinary circumstances.
19 To meet this time standard, the state attorney may file a demand
20 for a speedy trial in any misdemeanor case that has not been
21 resolved within 40 days after arrest or in any felony case that
22 has not been resolved within 125 days after arrest. Upon filing
23 of the demand, the trial court shall schedule a calendar call
24 within 5 days, at which time the trial shall be scheduled for
25 not less than 5 days or more than 45 days following the date of
26 the calendar call.

27 Section 2. This act shall take effect July 1, 2004.