

1 A bill to be entitled

2 An act relating to juvenile proceedings; amending s.  
3 985.228, F.S.; providing the time period by which a  
4 juvenile shall be brought for an adjudicatory hearing;  
5 repealing Florida Rule of Juvenile Procedure 8.090 to the  
6 extent it is inconsistent with the act; providing an  
7 effective date; providing a contingent effective date.

8  
9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsection (1) of section 985.228, Florida  
12 Statutes, is amended to read:

13 985.228 Adjudicatory hearings; withheld adjudications;  
14 orders of adjudication.--

15 (1) If a petition is filed alleging that a child has  
16 committed a delinquent act or violation of law, the child, in  
17 accordance with the Florida Rules of Juvenile Procedure, shall  
18 be brought to an The adjudicatory hearing without demand ~~must be~~  
19 ~~held~~ as soon as practicable within 90 days of the earlier of the  
20 date the child was taken into custody or the date of service of  
21 the summons issued upon the filing of a petition, except that  
22 ~~after the petition alleging that a child has committed a~~  
23 ~~delinquent act or violation of law is filed and in accordance~~  
24 ~~with the Florida Rules of Juvenile Procedure; but~~ reasonable  
25 delay for the purpose of investigation, discovery, or procuring  
26 counsel or witnesses shall be granted. If the child is being  
27 detained, the time limitations provided for in s. 985.215(5)(c)  
28 and (d) apply.

29           Section 2. Rule 8.090, Florida Rules of Juvenile  
30 Procedure, relating to speedy trial, is repealed to the extent  
31 that it is inconsistent with this act.

32           Section 3. This act shall take effect July 1, 2005, except  
33 that section 2 of this act shall take effect only if this act is  
34 passed by a two-thirds vote of the membership of each house of  
35 the Legislature.