

1 A bill to be entitled
 2 An act relating to wrongful criminal convictions; creating
 3 s. 914.145, F.S.; providing for civil damages for certain
 4 wrongful criminal convictions; providing for joint and
 5 several liability; providing for statute of limitations;
 6 providing an effective date.

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

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 10 Section 1. Section 914.145, Florida Statutes, is created
 11 to read:

12 914.145 Wrongful convictions; civil damages.--

13 (1) Any person convicted of a crime whose conviction was
 14 based upon evidence fabricated or deceptively manipulated by any
 15 law enforcement agency or state attorney shall have a civil
 16 cause of action against the law enforcement agency or state
 17 attorney that fabricated or deceptively manipulated the
 18 evidence.

19 (2) Liability under subsection (1) shall be joint and
 20 several.

21 (3) The statute of limitations applicable to a cause of
 22 action created by this section shall:

23 (a) Run from the time a person convicted as described in
 24 subsection (1) is exonerated in a court of law.

25 (b) Be as provided under s. 95.11(3)(o).

26 Section 2. This act shall take effect July 1, 2005.

CODING: Words ~~stricken~~ are deletions; words underlined are additions.