

By Senator Lynn

7-339-05

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A bill to be entitled

An act relating to accessories to a crime;
providing a short title; amending s. 777.03,
F.S.; removing provisions that exempt certain
members of an offender's family from being
charged with the offense of acting as an
accessory after the fact; providing an
effective date.

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

Section 1. This act may be cited as the "Jason A.
Gucwa Act."

Section 2. Subsection (1) of section 777.03, Florida
Statutes, is amended to read:

777.03 Accessory after the fact.--

(1)(a) Any person, except a child under 18 years of
age at the time of the commission of the underlying felony,
regardless of the relation to the offender ~~not standing in the
relation of husband or wife, parent or grandparent, child or
grandchild, brother or sister, by consanguinity or affinity to
the offender,~~ who maintains or assists the principal or
accessory before the fact, or gives the offender any other
aid, knowing that the offender had committed a felony or been
accessory thereto before the fact, with intent that the
offender avoids or escapes detection, arrest, trial or
punishment, is an accessory after the fact.

(b) ~~Any person, regardless of the relation to the
offender,~~ who maintains or assists the principal or accessory
before the fact, or gives the offender any other aid, knowing
that the offender had committed the offense of child abuse,

1 neglect of a child, aggravated child abuse, aggravated
2 manslaughter of a child under 18 years of age, or murder of a
3 child under 18 years of age, or had been accessory thereto
4 before the fact, with the intent that the offender avoids or
5 escapes detection, arrest, trial, or punishment, is an
6 accessory after the fact unless the court finds that the
7 person is a victim of domestic violence.

8 Section 3. This act shall take effect upon becoming a
9 law.

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12 SENATE SUMMARY

13 Removes provisions that exempt certain members of an
14 offender's family from being charged with the offense of
15 acting as an accessory after the fact.
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