

1 A bill to be entitled
 2 An act relating to victims of crime; amending s. 960.03,
 3 F.S.; including additional vehicular homicide offenses
 4 within the definition of "crime" for specified purposes;
 5 amending s. 960.065, F.S.; providing eligibility for crime
 6 compensation for certain witnesses who were victims in
 7 another crime or case and whose testimony is proffered
 8 under specified provisions; creating s. 843.21, F.S.;
 9 providing a short title; prohibiting depriving a person
 10 injured by a crime of medical treatment with specified
 11 intent; providing penalties; amending s. 960.07, F.S.;
 12 revising the time period to file certain claims for
 13 compensation; providing effective dates.

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

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 17 Section 1. Paragraph (b) of subsection (3) of section
 18 960.03, Florida Statutes, is amended to read:

19 960.03 Definitions; ss. 960.01-960.28.--As used in ss.
 20 960.01-960.28, unless the context otherwise requires, the term:

21 (3) "Crime" means:

22 (b) A violation of s. 316.193, s. 316.027(1), s.
 23 327.35(1), s. 782.071~~(1)(b)~~, or s. 860.13(1)(a) which results in
 24 physical injury or death; however, no other act involving the
 25 operation of a motor vehicle, boat, or aircraft which results in
 26 injury or death shall constitute a crime for the purpose of this
 27 chapter unless the injury or death was intentionally inflicted
 28 through the use of such vehicle, boat, or aircraft or unless

29 | such vehicle, boat, or aircraft is an implement of a crime to
30 | which this act applies.

31 | Section 2. Paragraph (e) is added to subsection (1) of
32 | section 960.065, Florida Statutes, to read:

33 | 960.065 Eligibility for awards.--

34 | (1) Except as provided in subsection (2), the following
35 | persons shall be eligible for awards pursuant to this chapter:

36 | (e) A person who is a victim in another crime or case and
37 | whose testimony is proffered under s. 90.404(2).

38 | Section 3. Effective October 1, 2007, section 843.21,
39 | Florida Statutes, is created to read:

40 | 843.21 Depriving person injured by crime of medical
41 | care.--

42 | (1) This section may be cited as the "Frank Pacheco Aid to
43 | Victims Act."

44 | (2) A person who takes custody of or exercises control
45 | over a person he or she knows to be injured as a result of
46 | criminal activity and deprives that person of medical care with
47 | the intent to avoid, delay, hinder, or obstruct any
48 | investigation of the criminal activity contributing to the
49 | injury commits:

50 | (a) Where the victim's medical condition worsens as a
51 | result of the deprivation of medical care, a felony of the third
52 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
53 | 775.084.

54 | (b) Where deprivation of medical care contributes to or
55 | results in the death of the victim, a felony of the second
56 | degree, punishable as provided in s. 775.082, s. 775.083, or s.

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57 775.084.

58 Section 4. Subsection (2) of section 960.07, Florida
59 Statutes, is amended to read:

60 960.07 Filing of claims for compensation.--

61 (2) Except as provided in subsection (3), a claim must be
62 filed not later than 1 year after:

63 (a) The occurrence of the crime upon which the claim is
64 based.

65 (b) The death of the victim or intervenor.

66 (c) The death of the victim or intervenor is determined to
67 be the result of a crime, and the crime occurred after June 30,
68 1994.

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70 However, for good cause the department may extend the time for
71 filing for a period not exceeding 2 years after such occurrence.
72 For crimes occurring between June 30, 1994, and June 30, 2007,
73 the department may also extend until June 30, 2008, the time for
74 filing when the claimant is a victim of an attempt to commit
75 murder and is rendered a paraplegic requiring life-supporting or
76 life-sustaining equipment as defined in s. 400.925, as a result
77 of the crime.

78 Section 5. Except as otherwise expressly provided in this
79 act, this act shall take effect July 1, 2007.