

By the Committee on Criminal Justice; and Senator Fasano

591-02682-09

20091312c1

1                   A bill to be entitled  
2           An act relating to sexual battery; creating s.  
3           794.052, F.S.; requiring each law enforcement officer  
4           who investigates an alleged sexual battery incident to  
5           assist the victim in obtaining medical treatment if  
6           medical treatment is necessary, a forensic  
7           examination, and crisis-intervention services from a  
8           certified rape crisis center; requiring the law  
9           enforcement officer to advise the victim that he or  
10          she may contact a certified rape crisis center for  
11          services; requiring the law enforcement officer to  
12          immediately notify the victim of the legal rights and  
13          remedies available to a victim of sexual battery;  
14          directing that the notice of rights and remedies be  
15          written on a standard notice form developed and  
16          distributed by the Florida Council Against Sexual  
17          Violence and the Department of Law Enforcement;  
18          requiring the notice to include certain information;  
19          providing an effective date.

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

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23           Section 1. Section 794.052, Florida Statutes, is created to  
24 read:

25           794.052 Sexual battery; notification of victim's rights and  
26 services.—

27           (1) A law enforcement officer who investigates an alleged  
28 sexual battery shall:

29           (a) Assist the victim in obtaining medical treatment, if

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30 medical treatment is necessary as a result of the alleged  
31 incident, a forensic examination, and advocacy and crisis-  
32 intervention services from a certified rape crisis center.

33 (b) Advise the victim that he or she may contact a  
34 certified rape crisis center from which the victim may receive  
35 services.

36 (2) The law enforcement officer shall give the victim  
37 immediate notice of the legal rights and remedies available to a  
38 victim on a standard form developed and distributed by the  
39 Florida Council Against Sexual Violence in conjunction with the  
40 Department of Law Enforcement. The notice must include the  
41 resource listing, including telephone number, for the area  
42 certified rape crisis center as designated by the Florida  
43 Council Against Sexual Violence.

44 Section 2. This act shall take effect July 1, 2009.