



515208

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/04/2009	.	
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The Committee on Criminal Justice (Deutch) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. This act may be cited as the "Jeffrey Klee Memorial Act."

Section 2. Subsection (9) is added to section 95.11, Florida Statutes, to read:

95.11 Limitations other than for the recovery of real property.—Actions other than for recovery of real property shall be commenced as follows:



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12           (9) FOR INTENTIONAL TORTS RESULTING IN DEATH FROM ACTS  
13 DESCRIBED IN S. 782.04 OR S. 782.07.—Notwithstanding paragraph  
14 (4) (d), an action for wrongful death seeking damages authorized  
15 under s. 768.21 brought against a natural person for an  
16 intentional tort resulting in death from acts described in s.  
17 782.04 or s. 782.07 may be commenced at any time. This  
18 subsection shall not be construed to require an arrest, the  
19 filing of formal criminal charges, or a conviction for a  
20 violation of s. 782.04 or s. 782.07 as a condition for filing a  
21 civil action.

22           Section 3. The amendment to section 95.11, Florida  
23 Statutes, made by this act applies to any claim that is not  
24 otherwise time barred on the effective date of this act.

25           Section 4. This act shall take effect upon becoming a law.

26  
27 ===== T I T L E   A M E N D M E N T =====

28 And the title is amended as follows:

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30           Delete everything before the enacting clause  
31 and insert:

32   A bill to be entitled  
33 An act relating to statutes of limitations; providing a short  
34 title; amending s. 95.11, F.S.; eliminating the statute of  
35 limitations for wrongful death actions for intentional torts  
36 resulting in death from acts described in s. 782.04, F.S.,  
37 relating to murder, or s. 782.07, F.S., relating to  
38 manslaughter; providing an effective date.