

1 A bill to be entitled
 2 An act relating to statutes of limitation for sexual
 3 battery; amending ss. 95.11 and 775.15, F.S.; eliminating
 4 statutes of limitations to the institution of criminal or
 5 civil actions relating to sexual battery of a child if the
 6 victim is under 16 years of age at the time of the
 7 offense; providing applicability; providing an effective
 8 date.

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

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 12 Section 1. Subsection (9) is added to section 95.11,
 13 Florida Statutes, to read:

14 95.11 Limitations other than for the recovery of real
 15 property.—Actions other than for recovery of real property shall
 16 be commenced as follows:

17 (9) SEXUAL BATTERY OFFENSES ON VICTIMS UNDER AGE 16.—An
 18 action related to an act constituting a violation of s. 794.011
 19 involving a victim who was under the age of 16 at the time of
 20 the act may be commenced at any time. This subsection applies to
 21 any such action other than one which would have been time barred
 22 on or before July 1, 2010.

23 Section 2. Paragraph (c) is added to subsection (13) of
 24 section 775.15, Florida Statutes, to read:

25 775.15 Time limitations; general time limitations;
 26 exceptions.—

27 (13)

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28 | (c) If the offense is a violation of s. 794.011 and the
29 | victim was under 16 years of age at the time the offense was
30 | committed, a prosecution of the offense may be commenced at any
31 | time. This paragraph applies to any such offense except an
32 | offense the prosecution of which would have been barred by
33 | subsection (2) on or before July 1, 2010.

34 | Section 3. This act shall take effect July 1, 2010.