

ENROLLED  
HB 525

2010 Legislature

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.