

By Senator Aronberg

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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.;
4 eliminating statutes of limitations to the institution
5 of criminal or civil actions relating to sexual
6 battery of a child if the victim is under 16 years of
7 age at the time of the offense; providing
8 applicability; providing an effective 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.—Any
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 that 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)

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

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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.