



891232

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
	.	
	.	
	.	

Senator Detert moved the following:

Senate Amendment

Delete lines 488 - 516

and insert:

Section 7. Subsections (3) and (14) of section 960.03, Florida Statutes, are amended to read:

960.03 Definitions; ss. 960.01-960.28.—As used in ss. 960.01-960.28, unless the context otherwise requires, the term:

(3) "Crime" means:

(a) A felony or misdemeanor offense committed by ~~either~~ an adult or a juvenile which results in physical injury or death, a felony or misdemeanor offense committed by an adult or a juvenile which results in a mental injury, as defined in s.



891232

14 827.03, to a person younger than 18 years of age who was not
15 physically injured by the criminal act. The mental injury to the
16 minor:

17 1. Applies only in cases of criminal child abuse arising
18 out of this chapter; and

19 3. Is verified by a psychologist licensed under chapter
20 490, or by a physician licensed in this state under chapter 458
21 or chapter 459 who is board certified in psychiatry,.

22
23 The term also includes a ~~any such~~ criminal act that ~~which~~ is
24 committed within this state but that ~~which~~ falls exclusively
25 within federal jurisdiction.

26 (b) A violation of s. 316.193, s. 316.027(1), s. 327.35(1),
27 s. 782.071(1)(b), or s. 860.13(1)(a) which results in physical
28 injury or death; however, an ~~no other~~ act involving the
29 operation of a motor vehicle, boat, or aircraft which results in
30 injury or death does not ~~shall~~ constitute a crime for the
31 purpose of this chapter unless the injury or death was
32 intentionally inflicted through the use of the ~~such~~ vehicle,
33 boat, or aircraft ~~or unless such vehicle, boat, or aircraft is~~
34 ~~an implement of a crime to which this act applies.~~

35 (c) A criminal act committed outside ~~of~~ this state against
36 a resident of this state which would have been compensable if it
37 had occurred in this state and which occurred in a jurisdiction
38 that does not have an eligible crime victim compensation program
39 as the term is defined in the federal Victims of Crime Act of
40 1984.

41 (d) A ~~Any~~ violation of s. 827.071, s. 847.0135, s.
42 847.0137, or s. 847.0138, related to online sexual exploitation



891232

43 and child pornography.

44 (14) "Victim" means:

45 (a) A person who suffers personal physical injury or death
46 as a direct result of a crime;

47 (b) A person younger than 18 years of age who was present
48 at the scene of a crime, saw or heard the crime, and suffered a
49 psychiatric or psychological injury because of the crime, but
50 who was not physically injured; ~~or~~

51 (c) A person younger than 18 years of age who was the
52 victim of a felony or misdemeanor offense that resulted in a
53 mental injury as defined by s. 827.03 but who was not physically
54 injured; or

55 (d) ~~(e)~~ A person against whom a forcible felony was
56 committed and who suffers a psychiatric or psychological injury
57 as a direct result of that crime but who does not otherwise
58 sustain a personal physical injury or death.