

1 A bill to be entitled
 2 An act relating to time limitations; amending ss.
 3 95.11 and 775.15, F.S.; eliminating statutes of
 4 limitations on the commencement of civil or criminal
 5 actions relating to specified lewd and lascivious
 6 offenses if the victim was under 16 at the time of the
 7 offense; providing an exception; 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) of section 95.11, Florida
 13 Statutes, is amended 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.—

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

23 (b) An action related to an act constituting a violation
 24 of s. 800.04(4) or (5) involving a victim who was under the age
 25 of 16 at the time of the act may be commenced at any time,
 26 unless, at the time of the offense, the offender is less than 18

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27 years of age and is no more than 4 years older than the victim.
28 This paragraph applies to any such action other than one that
29 would have been time barred on or before October 1, 2014.

30 Section 2. Subsection (18) is added to section 775.15,
31 Florida Statutes, to read:

32 775.15 Time limitations; general time limitations;
33 exceptions.—

34 (18) If the offense is a violation of s. 800.04(4) or (5)
35 and the victim was under 16 years of age at the time the offense
36 was committed, a prosecution of the offense may be commenced at
37 any time, unless, at the time of the offense, the offender is
38 less than 18 years of age and is no more than 4 years older than
39 the victim. This subsection applies to an offense that is not
40 otherwise barred from prosecution on or before October 1, 2014.

41 Section 3. This act shall take effect October 1, 2014.