

HB 131

2015

1 A bill to be entitled
2 An act relating to use of intercepted wire or oral
3 communications as evidence; amending s. 934.06, F.S.;
4 creating an exception to the prohibition on use of
5 intercepted wire or oral communications as evidence
6 for prosecutions for acts of sexual abuse involving
7 certain minor victims; providing an effective date.

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

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11 Section 1. Section 934.06, Florida Statutes, is amended to
12 read:

13 934.06 Prohibition of use as evidence of intercepted wire
14 or oral communications; exception.—

15 (1) Whenever any wire or oral communication has been
16 intercepted, no part of the contents of such communication and
17 no evidence derived therefrom may be received in evidence in any
18 trial, hearing, or other proceeding in or before any court,
19 grand jury, department, officer, agency, regulatory body,
20 legislative committee, or other authority of the state, or a
21 political subdivision thereof, if the disclosure of that
22 information would be in violation of this chapter.

23 (2) The prohibition of use as evidence provided in this
24 section does not apply:

25 (a) In cases of prosecution for criminal interception in
26 violation of the provisions of this chapter.

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27 | (b) In a prosecution for any act of sexual abuse against a
28 | child 16 years of age or younger at the time of the offense.

29 | Section 2. This act shall take effect upon becoming a law.