



527338

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
11/12/2019	.	
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The Committee on Criminal Justice (Bradley) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 181 and 182  
insert:

Section 4. Paragraph (b) of subsection (1) of section  
961.03, Florida Statutes, is amended to read:

961.03 Determination of status as a wrongfully incarcerated  
person; determination of eligibility for compensation.—

(1)

(b) The person must file the petition with the court:



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11           1. Within 2 years ~~90 days~~ after the order vacating a  
12 conviction and sentence becomes final and the criminal charges  
13 against the person are dismissed if the person's conviction and  
14 sentence is vacated, or the person is retried and found not  
15 guilty, on or after July 1, 2008. If a person had a claim  
16 dismissed or did not file a claim because of the former 90-day  
17 petition filing period under this subparagraph, he or she may  
18 file a petition with the court within 2 years after July 1,  
19 2020.

20           2. By July 1, 2010, if the person's conviction and sentence  
21 was vacated by an order that became final before ~~prior to~~ July  
22 1, 2008.

23  
24 ===== T I T L E   A M E N D M E N T =====

25 And the title is amended as follows:

26           Delete line 30

27 and insert:

28           officer; amending s. 961.03, F.S.; revising the  
29 circumstances under which a wrongfully incarcerated  
30 person must file a petition with the court to  
31 determine eligibility for compensation; authorizing  
32 certain persons to petition the court to determine  
33 eligibility for compensation within a specified  
34 timeframe; amending s. 961.04, F.S.; revising the