

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Judiciary Committee  
2 Representative Plakon offered the following:

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4 **Amendment (with title amendment)**

5 Remove lines 43-55 and insert:

6 of 50 years after the collection date. Within 30 days of  
7 collecting such a kit, the medical facility or certified rape  
8 crisis center that collected the kit must transfer the kit to  
9 the department who must maintain the kit in compliance with this  
10 subparagraph. A sexual offense evidence kit that is transferred  
11 and retained pursuant to this subparagraph must be stored  
12 anonymously, in a secure, environmentally safe manner, and with  
13 a documented chain of custody.

14 2. If, at any time following the initial retention of a  
15 sexual offense evidence kit pursuant to subparagraph (b)1., an  
16 alleged victim makes a report to a law enforcement agency or

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17 makes a request, or has a request made on his or her behalf, for  
18 testing in compliance with paragraph (1) (b), the kit must be  
19 retained as described in paragraph (3) (a) if the applicable time  
20 limitation under s. 775.15 has not run and prosecution of a  
21 criminal case may still be commenced. In circumstances in which  
22 a criminal case may not be commenced because the applicable time  
23 limitation under 775.15 has expired, the kit must be maintained  
24 in a secure, environmentally safe manner until the department  
25 has approved its destruction.

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**T I T L E   A M E N D M E N T**

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Remove lines 5-6 and insert:

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sexual offense evidence; requiring specified entities to

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transfer such evidence to the department within a specified time

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period; requiring the department to retain such evidence for the

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required time period; requiring specified protocols for the

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transferring and storing of specified sexual offense evidence;

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authorizing specified entities to approve destruction of such

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evidence in specified circumstances;