

By Senator Miller

21-309-02

1 A bill to be entitled
2 An act relating to limitation of actions;
3 amending s. 775.15, F.S.; providing that
4 certain time limitations for prosecuting a
5 crime do not apply if the alleged perpetrator
6 is identified by analysis of DNA evidence
7 collected at the crime scene; providing an
8 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 (3) of section 775.15, Florida
13 Statutes, is amended to read:

14 775.15 Time limitations.--

15 (3) If the period prescribed in subsection (2) has
16 expired, a prosecution may nevertheless be commenced for:

17 (a) Any offense, a material element of which is either
18 fraud or a breach of fiduciary obligation, within 1 year after
19 discovery of the offense by an aggrieved party or by a person
20 who has a legal duty to represent an aggrieved party and who
21 is himself or herself not a party to the offense, but in no
22 case shall this provision extend the period of limitation
23 otherwise applicable by more than 3 years.

24 (b) Any offense based upon misconduct in office by a
25 public officer or employee at any time when the defendant is
26 in public office or employment, within 2 years from the time
27 he or she leaves public office or employment, or during any
28 time permitted by any other part of this section, whichever
29 time is greater.

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