

CHAPTER 2010-218

Committee Substitute for House Bill No. 615

An act relating to substantial assistance; creating s. 921.186, F.S.; permitting the state attorney to request the sentencing court to reduce or suspend the sentence of a person who has been convicted of violating any felony offense and who provides substantial assistance in the identification, arrest, or conviction of any accomplice, accessory, coconspirator, or principal of the person or other felon; providing that the arresting agency shall be given an opportunity to be heard in aggravation or mitigation in reference to any such motion; providing that the motion may be filed and heard in camera for good cause shown; providing that a judge may reduce or suspend the sentence if the judge finds that the defendant rendered substantial assistance; providing an effective date.

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

Section 1. Section 921.186, Florida Statutes, is created to read:

921.186 Substantial assistance.—Notwithstanding any other law, the state attorney may move the sentencing court to reduce or suspend the sentence of any person who is convicted of violating any felony offense and who provides substantial assistance in the identification, arrest, or conviction of any of that person’s accomplices, accessories, coconspirators, or principals or of any other person engaged in criminal activity that would constitute a felony. The arresting agency shall be given an opportunity to be heard in aggravation or mitigation in reference to any such motion. Upon good cause shown, the motion may be filed and heard in camera. The judge hearing the motion may reduce or suspend the sentence if the judge finds that the defendant rendered such substantial assistance.

Section 2. This act shall take effect July 1, 2010.

Approved by the Governor June 4, 2010.

Filed in Office Secretary of State June 4, 2010.