

1 A bill to be entitled
 2 An act relating to the Florida Evidence Code; amending
 3 s. 90.804, F.S.; providing that a statement offered
 4 against a party that wrongfully caused the declarant's
 5 unavailability is not excluded as hearsay; providing
 6 an effective date.

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 8 Be It Enacted by the Legislature of the State of Florida:
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10 Section 1. Paragraph (f) is added to subsection (2) of
 11 section 90.804, Florida Statutes, to read:

12 90.804 Hearsay exceptions; declarant unavailable.—

13 (2) HEARSAY EXCEPTIONS.—The following are not excluded
 14 under s. 90.802, provided that the declarant is unavailable as a
 15 witness:

16 (f) Statement offered against a party that wrongfully
 17 caused the declarant's unavailability.--A statement offered
 18 against a party that wrongfully caused, or acquiesced in
 19 wrongfully causing, the declarant's unavailability as a witness,
 20 and did so intending that result.

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