

By Senator Hargrett

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A bill to be entitled  
An act relating to domestic violence; amending  
s. 741.28, F.S.; modifying the definition of  
"Family or household member" for purposes of  
determining domestic violence; providing an  
effective date.

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

Section 1. Subsection (2) of section 741.28, Florida  
Statutes, is amended to read:

741.28 Domestic violence; definitions.--As used in ss.  
741.28-741.31:

(2) "Family or household member" means spouses, former  
spouses, persons related by blood or marriage, persons who are  
presently residing together as if a family or who have resided  
together in the past as if a family, and persons who have a  
child in common regardless of whether they have been married  
or have resided together at any time. The term "family or  
household member" does not include a child to whom  
disciplinary action or corporal discipline under s.  
415.503(9)(a)4. has been applied when no harm arises from such  
discipline.

Section 2. This act shall take effect October 1, 1998.

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SENATE SUMMARY

Provides that for purposes of the domestic violence law,  
the term "family or household member" does not include a  
child to whom disciplinary action or corporal discipline  
under s. 415.503(9)(a)4. has been applied when no harm  
arises from such discipline.