

By Representative Kelly

1                                   A bill to be entitled  
2           An act relating to grandparent visitation;  
3           amending s. 752.01, F.S.; revising language  
4           with respect to an action by a grandparent for  
5           the right of visitation to provide a  
6           qualification for the right; providing an  
7           effective date.

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

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11           Section 1. Paragraph (e) of subsection (1) of section  
12   752.01, Florida Statutes, is amended to read:

13           752.01 Action by grandparent for right of visitation;  
14   when petition shall be granted.--

15           (1) The court shall, upon petition filed by a  
16   grandparent of a minor child, award reasonable rights of  
17   visitation to the grandparent with respect to the child when  
18   it is in the best interest of the minor child if:

19           (e) The minor is living with both natural parents who  
20   are still married to each other whether or not there is a  
21   broken relationship between either or both parents of the  
22   minor child and the grandparents, and either or both parents  
23   have used their parental authority to prohibit a relationship  
24   between the minor child and the grandparents only upon a  
25   showing that prohibition of visitation between the minor child  
26   and the grandparents would harm the minor child.

27           Section 2. This act shall take effect October 1 of the  
28   year in which it is enacted.

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HOUSE SUMMARY

Revises language with respect to an action by a grandparent for the right of visitation to provide for such visitation under described circumstances only upon a showing that prohibition of visitation between the minor child and the grandparent would harm the minor child. See bill for details.