

By Representative Miller

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

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Subsection (2) of section 741.28, Florida
11 Statutes, is amended to read:

12 741.28 Domestic violence; definitions.--As used in ss.
13 741.28-741.31:

14 (2) "family or household member" means spouses, former
15 spouses, persons related by blood or marriage, persons who are
16 presently residing together as if a family or who have resided
17 together in the past as if a family, and persons who have a
18 child in common regardless of whether they have been married
19 or have resided together at any time. The term "family or
20 household member" does not include a child to whom
21 disciplinary action or corporal discipline under s.
22 415.503(9)(a)4. has been applied when no harm arises from such
23 discipline.

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

26
27 *****

28 SENATE SUMMARY

29 Provides that for purposes of the domestic violence law,
30 the term "family or household member" does not include a
31 child to whom disciplinary action or corporal discipline
arises from such discipline.