

Bill No. CS for SB 494

Amendment No. ____

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Hargrett moved the following amendment:

Senate Amendment (with title amendment)

On page 8, between lines 26 and 27,

insert:

Section 6. Paragraph (j) is added to subsection (1) of section 741.30, Florida Statutes, to read:

741.30 Domestic violence; injunction; powers and duties of court and clerk; petition; notice and hearing; temporary injunction; issuance of injunction; statewide verification system; enforcement.--

(1) There is created a cause of action for an injunction for protection against domestic violence.

(j) A child on his or her own or through a parent or legal guardian may not obtain an injunction for protection against domestic violence based on acts committed by a family or household member against that child unless those acts are found by the court to constitute "harm" or "child abuse or neglect" as defined in s. 415.503. This paragraph does not apply to cases where the injunction for protection is granted

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1 to protect an adult petitioner who has included a child or
2 children in that adult's petition for injunction for
3 protection against domestic violence.

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5 (Redesignate subsequent sections.)

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7
8 ===== T I T L E A M E N D M E N T =====

9 And the title is amended as follows:

10 On page 2, line 6, after the semicolon

11
12 insert:

13 amending s. 741.30, F.S.; providing that a
14 child may not obtain an injunction for
15 protection against domestic violence based on
16 acts committed by a family member unless such
17 acts constitute harm or child abuse or neglect;

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