

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Clarke offered the following:

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Amendment (with title amendment)

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On page 1, line 10,

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insert:

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Section 1. Paragraph (e) is added to subsection (1) of section 28.101, Florida Statutes, to read:

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28.101 Petitions and records of dissolution of marriage; additional charges.--

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(1) When a party petitions for a dissolution of marriage, in addition to the filing charges in s. 28.241, the clerk shall collect and receive:

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(e) A charge of \$50. On a monthly basis, the clerk shall transfer the moneys collected pursuant to this paragraph to the authorized insurer, or eligible surplus lines insurer, selected pursuant to chapter 287, for the issuance of a policy of insurance to provide child support payments when the payor's employment has been involuntarily terminated. The \$50 charge may be reduced to the actual premium amount for such policy as determined through the competitive bidding process

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1 and chapter 287.

2 1. The policy required by this paragraph shall provide
3 for the payment of child support amounts due to the child or
4 the child's legal guardian. Payments shall be made, after a
5 reasonable waiting period, on behalf of the obligated person
6 when the obligated person has become unemployed by reason of
7 involuntary unemployment. "Involuntary unemployment" means
8 unemployment due to strikes, lockouts, individual and mass
9 layoffs, or loss of income due to business failure or
10 bankruptcy. Payments shall be equal to the monthly child
11 support payments as set forth in the divorce decree or other
12 order of the court and shall be payable for the term of
13 involuntary unemployment, but in no event shall payments be
14 made for a period of more than 13 weeks. The 13 weeks do not
15 have to be consecutive; however, this is the maximum number of
16 weeks payable on behalf of the obligated person for the total
17 of all periods of involuntary unemployment. The obligated
18 person must not be delinquent in paying child support payments
19 at the time a claim is made to the insurer for child support
20 payments to be made on behalf of the obligated person under
21 this section. If the obligated person is delinquent in paying
22 child support at the time a claim is made, the insurer shall
23 pay all sums due on behalf of such obligated person to the
24 Child Support Depository Trust Fund.

25 2. The clerk shall maintain a separate record of all
26 insurance costs. In addition to the costs collected for the
27 payment of the insurance premium, the clerk or the judge may
28 collect an additional fee of \$4 to cover the administrative
29 cost of collecting and transmitting the insurance premium.

30 3. For the purposes of this paragraph, the office of
31 the clerk of court shall be an agency as defined in s.

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1 287.012. The selection of the insurer shall be made pursuant
2 to the provisions of chapter 287.

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5 ===== T I T L E A M E N D M E N T =====

6 And the title is amended as follows:

7 On page 1, line 2, after the semicolon

8

9 insert:

10 amending s. 28.101, F.S.; providing an
11 additional charge when a party petitions for a
12 dissolution of marriage; providing for the
13 disposition of the charge for the payment of a
14 policy of insurance to provide child support
15 payments when the payor's employment has been
16 involuntary terminated; providing a definition;
17 directing the clerk to keep certain records;

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