

Bill No. SB 1314

Amendment No. Barcode 551322

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

Senate Amendment (with title amendment)

On page 2, between lines 5 and 6,

insert:

Section 3. (1) All information contained in the Paternity Registry created by section 63.165, Florida Statutes, is exempt from public disclosure pursuant to section 119.07(1), Florida Statutes, and Section 24(a) of Article I of the State Constitution, except that certificates attesting to the results of a search of the Paternity Registry pursuant to section 63.165(8), Florida Statutes, may be disclosed as provided in section 63.165(8), Florida Statutes. This section is subject to the Open Government Sunset Review Act of 1995 in accordance with section 119.15, Florida Statutes, and shall stand repealed on October 2, 2006, unless reviewed and saved from repeal through reenactment by the Legislature.

(2) This section shall take effect on the same date that Committee Substitute for House Bill 415 or similar legislation takes effect if such legislation is adopted in the

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1 same legislative session or an extension thereof and becomes
2 law.

3 Section 4. (1) The Legislature finds that it is a
4 public necessity to exempt from disclosure pursuant to section
5 119.07(1), Florida Statutes, and Section 24 of Article I of
6 the State Constitution all information contained in the
7 Paternity Registry created by section 63.165, Florida
8 Statutes. The Legislature finds that it is good public policy
9 to encourage putative fathers to grasp both the responsibility
10 and the opportunity to be made legally aware of petitions and
11 hearings to terminate their parental rights pending an
12 adoption. The Legislature also finds that by providing legal
13 notice to putative fathers, adoptions will be less likely to
14 be legally disrupted. The Legislature further finds that the
15 information required by the Paternity Registry reveals the
16 existence of intimate sexual relations. Disclosure of this
17 information would likely have a chilling effect on the
18 likelihood that putative fathers will register. Therefore, the
19 Legislature finds that any benefit that could occur from
20 public disclosure of the information in the Paternity Registry
21 is outweighed by the necessity to ensure the due process
22 rights of putative fathers.

23 (2) This section shall take effect on the same date
24 that Committee Substitute for House Bill 415 or similar
25 legislation takes effect if such legislation is adopted in the
26 same legislative session or an extension thereof and becomes
27 law.

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29 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 1, lines 8-10, delete those lines

4

5 and insert:

6 review and repeal; providing an exemption from
7 public records requirements for information
8 contained in the Paternity Registry; providing
9 for future legislative review and repeal;
10 providing findings of public necessity;
11 providing contingent effective dates.

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