

Bill No. HB 1607, 2nd Eng.

Amendment No.      Barcode 685238

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

.  
.  
.  
.  
.

Senator Holzendorf moved the following amendment:

**Senate Amendment (with title amendment)**

On page 79, between lines 9 and 10,

insert:

Section 38. Paragraph (e) is added to subsection (1) of section 28.101, Florida Statutes; to read:

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

(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:

(e) A charge of \$50. Monthly, the clerk shall transfer the moneys collected under this paragraph to the authorized insurer or eligible surplus lines insurer, selected under 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 in chapter 287.

Bill No. HB 1607, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 685238

1           1. The policy required by this paragraph must provide  
2 for the payment of child-support amounts due to the child or  
3 to the child's parent or legal guardian. Payments must be  
4 made, after a reasonable waiting period of no longer than 7  
5 days, on behalf of the obligated person when the obligated  
6 person has become unemployed by reason of involuntary  
7 unemployment. As used in this paragraph, the term "involuntary  
8 unemployment" means unemployment due to a strike, lockout,  
9 individual or mass layoff, or loss of income due to business  
10 failure or bankruptcy. Payments must be equal to the monthly  
11 or weekly support payments and must be paid in accordance with  
12 the terms of the divorce decree or other order of the court  
13 for the term of involuntary unemployment, but payments may not  
14 be made for a period of more than 13 weeks. The 13 weeks need  
15 not 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.

18           2. In addition to the costs collected for the payment  
19 of the insurance premium, the clerk may collect an additional  
20 fee of \$4 to cover the administrative cost of collecting and  
21 transmitting the insurance premium.

22           3. The Department of Management Services shall select  
23 an insurer or eligible surplus lines insurer to provide the  
24 insurance required under this paragraph, and such selection  
25 must comply with the provisions of chapter 287. The department  
26 shall notify each county clerk of the insurer or surplus lines  
27 insurer selected to provide the insurance and the necessary  
28 information for transmittal of the moneys collected to pay the  
29 premiums for such insurance.

30           4. The clerk shall furnish to such insurer or surplus  
31 insurer the name and address of each person ordered to pay

Bill No. HB 1607, 2nd Eng.

Amendment No.      Barcode 685238

1 child support and each person entitled to receive such  
2 payments. The insurer or surplus lines insurer selected shall  
3 furnish a certificate of insurance, an explanation of the  
4 coverage, and claim-filing instructions to the person entitled  
5 to receive the child-support payments.

6 5. The insurer or surplus lines insurer providing the  
7 insurance required under this paragraph is responsible for  
8 notifying the obligor, obligee, the Department of Revenue in  
9 the Title IV-D cases, and the local depository in the county  
10 which entered the order that child support payments are being  
11 made by an insurer.

12  
13 (Redesignate subsequent sections.)

14  
15  
16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 On page 4, line 24, after "notice;"

19  
20 insert:

21 amending s. 28.101, F.S.; providing an  
22 additional charge when a party petitions for a  
23 dissolution of marriage; providing for the  
24 disposition of the charge for the payment of a  
25 policy of insurance to provide child-support  
26 payments when the payor's employment has been  
27 involuntarily terminated; providing for  
28 selection of insurer by competitive bidding;

29  
30  
31