

s0772-05

Bill No. CS for SB 772, 2nd Eng.

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) Lynn offered the following:

Amendment (with title amendment)

On page 4, line 15,
remove from the bill: all of said line

and insert in lieu thereof:

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to the Open Government Sunset Review Act of 1995 in accordance with section 119.15, Florida Statutes, and shall stand repealed on October 2, 2006, unless reviewed and saved from repeal through reenactment by the Legislature.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

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1 legislation takes effect if such legislation is adopted in the
2 same legislative session or an extension thereof and becomes
3 law.

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

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

29 Section 5. Except as otherwise provided herein, this
30 act shall take effect July 1, 2001.

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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 10 & 11,
4 remove from the title of the bill: all of said lines

5
6 and insert in lieu thereof:

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

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