

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

.
.
.



1 Representative(s) Bogdanoff offered the following:

2

3 **Amendment to Amendment (168883) (with title amendment)**

4 Remove line(s) 9-55 and insert:

5 (2) The circuit court shall have exclusive original
6 jurisdiction of all proceedings under this chapter, of a child
7 voluntarily placed with a licensed child-caring agency, a
8 licensed child-placing agency, or the department, and of the
9 adoption of children whose parental rights have been terminated
10 under ~~pursuant to~~ this chapter. Jurisdiction attaches when the
11 initial shelter petition, dependency petition, or termination of
12 parental rights petition is filed or when a child is taken into
13 the custody of the department. The circuit court may assume
14 jurisdiction over any such proceeding regardless of whether the
15 child was in the physical custody of both parents, was in the

108725

4/29/2005 12:08:20 PM

Amendment No. (for drafter's use only)

16 | sole legal or physical custody of only one parent, caregiver, or
17 | some other person, or was in the physical or legal custody of no
18 | person when the event or condition occurred that brought the
19 | child to the attention of the court. When the court obtains
20 | jurisdiction of any child who has been found to be dependent,
21 | the court shall retain jurisdiction, unless relinquished by its
22 | order, until the child reaches 18 years of age. However, if a
23 | youth petitions the court at any time before his or her 19th
24 | birthday requesting the court's continued jurisdiction, the
25 | juvenile court may retain jurisdiction under this chapter for a
26 | period not to exceed 1 year following the youth's 18th birthday
27 | for the purpose of determining whether appropriate aftercare
28 | support, Road-to-Independence Scholarship, transitional support,
29 | mental health, and developmental disability services, to the
30 | extent otherwise authorized by law, have been provided to the
31 | formerly dependent child who was in the legal custody of the
32 | department immediately before his or her 18th birthday. If a
33 | petition for special immigrant juvenile status and an
34 | application for adjustment of status have been filed on behalf
35 | of a foster child and the petition and application have not been
36 | granted by the time the child reaches 18 years of age, the court
37 | may retain jurisdiction over the dependency case solely for the
38 | purpose of allowing the continued consideration of the petition
39 | and application by federal authorities. Review hearings for the
40 | child shall be set solely for the purpose of determining the
41 | status of the petition and application. The court's jurisdiction
42 | terminates upon the final decision of the federal authorities.

108725

4/29/2005 12:08:20 PM

Amendment No. (for drafter's use only)

43 Retention of jurisdiction in this instance does not affect the
44 services available to a young adult under s. 409.1451. The court
45 may not retain jurisdiction of the case after the immigrant
46 child's 22nd birthday.

47

48

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

50 Remove line(s) 330-340 and insert:

51 F.S.; authorizing a child in foster care to petition the court
52 to retain jurisdiction of his or her case; limiting the court's
53 continued jurisdiction to 1 year after the child's 18th
54 birthday; identifying the issues to be considered by the court
55 during its continued jurisdiction; providing that the
56 jurisdiction of the court terminates under specified conditions;
57 providing that the court encourage the Statewide Guardian Ad
58 Litem Office to provide greater representation to certain
59 children; amending s.

108725

4/29/2005 12:08:20 PM