

CHAMBER ACTION

1 The Justice Council recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to adoption; amending s. 63.182, F.S.;
7 providing that the interest that entitles a person to
8 notice of an adoption proceeding must be direct,
9 financial, and immediate; providing that a showing of an
10 indirect, inconsequential, or contingent interest is
11 wholly inadequate; providing construction and
12 applicability; providing an effective date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16 Section 1. Section 63.182, Florida Statutes, is amended to
17 read:

18 63.182 Statute of repose.--

19 (1) Notwithstanding s. 95.031 or s. 95.11 or any other
20 statute, an action or proceeding of any kind to vacate, set
21 aside, or otherwise nullify a judgment of adoption or an
22 underlying judgment terminating parental rights on any ground

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23 | may not be filed more than 1 year after entry of the judgment
24 | terminating parental rights.

25 | (2)(a) The interest that entitles a person to notice of an
26 | adoption must be direct, financial, and immediate and the person
27 | must show that he or she will gain or lose by the direct legal
28 | operation and effect of the judgment. A showing of an indirect,
29 | inconsequential, or contingent interest is wholly inadequate and
30 | a person with this indirect interest lacks standing to set aside
31 | a judgment of adoption.

32 | (b) This subsection is remedial and shall apply to all
33 | adoptions, including those in which a judgment of adoption has
34 | already been entered.

35 | Section 2. This act shall take effect upon becoming a law.