

By Senator Wilson

33-614-05

1 A bill to be entitled

2 An act relating to persons responsible for a

3 child's welfare; amending s. 39.01, F.S.;

4 redefining the term "other person responsible

5 for a child's welfare" for purposes of ch. 39,

6 F.S., to include a volunteer at a public or

7 private school, religious organization, or

8 health care provider; amending s. 827.01, F.S.;

9 redefining the term "caregiver" for purposes of

10 ch. 827, F.S., relating to laws prohibiting the

11 criminal abuse of children, to include any

12 other person responsible for a child's welfare;

13 providing an effective date.

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

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17 Section 1. Subsection (47) of section 39.01, Florida

18 Statutes, is amended to read:

19 39.01 Definitions.--When used in this chapter, unless

20 the context otherwise requires:

21 (47) "Other person responsible for a child's welfare"

22 includes the child's legal guardian, legal custodian, or

23 foster parent; an employee or volunteer of a public or private

24 school, religious organization, public or private child day

25 care center, health care provider, residential home,

26 institution, facility, or agency; or any other person legally

27 responsible for the child's welfare in a residential setting;

28 and also includes an adult sitter or relative entrusted with a

29 child's care. For the purpose of departmental investigative

30 jurisdiction, this definition does not include law enforcement

31 officers, or employees of municipal or county detention

1 facilities or the Department of Corrections, while acting in
2 an official capacity.

3 Section 2. Subsection (1) of section 827.01, Florida
4 Statutes, is amended to read:

5 827.01 Definitions.--As used in this chapter:

6 (1) "Caregiver" means a parent, adult household
7 member, or other person responsible for a child's welfare as
8 defined in s. 39.01(47).

9 Section 3. This act shall take effect July 1, 2005.

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SENATE SUMMARY

Revises the definition of the term "other person responsible for a child's welfare" to include a volunteer at a public or private school, religious organization, or health care provider. Provides a cross-reference to include that definition within provisions prohibiting child abuse.