

By Senator Oelrich

14-01053-09

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1 A bill to be entitled
2 An act relating to parental authority; amending s.
3 744.301, F.S.; authorizing natural guardians to waive
4 and release, in advance, any claim or cause of action
5 that would accrue to any of their minor children to
6 the same extent that any adult may do so on his or her
7 own behalf; providing an effective date.
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9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Subsection (2) of section 744.301, Florida
12 Statutes, is amended to read:

13 744.301 Natural guardians.—

14 (2) (a) Natural guardians are authorized, on behalf of any
15 of their minor children, to:

16 1.-(a) Settle and consummate a settlement of any claim or
17 cause of action accruing to any of their minor children for
18 damages to the person or property of any of said minor children;

19 2.-(b) Collect, receive, manage, and dispose of the proceeds
20 of any such settlement;

21 3.-(c) Collect, receive, manage, and dispose of any real or
22 personal property distributed from an estate or trust;

23 4.-(d) Collect, receive, manage, and dispose of and make
24 elections regarding the proceeds from a life insurance policy or
25 annuity contract payable to, or otherwise accruing to the
26 benefit of, the child; and

27 5.-(e) Collect, receive, manage, dispose of, and make
28 elections regarding the proceeds of any benefit plan as defined
29 by s. 710.102, of which the minor is a beneficiary, participant,

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30 or owner,

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32 without appointment, authority, or bond, when the amounts

33 received, in the aggregate, do not exceed \$15,000.

34 (b) In addition to the authority granted in paragraph (a),
35 natural guardians are authorized, on behalf of any of their
36 minor children, to waive and release, in advance, any claim or
37 cause of action that would accrue to any of their minor children
38 to the same extent that any adult may do so on his or her own
39 behalf.

40 Section 2. This act shall take effect July 1, 2009.