

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

1 Committee/Subcommittee hearing bill: Judiciary Committee  
 2 Representative Brodeur offered the following:

**Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (18) is added to section 409.175,  
 7 Florida Statutes, to read:

8 409.175 Licensure of family foster homes, residential  
 9 child-caring agencies, and child-placing agencies; public  
 10 records exemption.—

11 (18) (a) A private child-placing agency is not required to  
 12 perform, assist in, recommend, consent to, or participate in the  
 13 placement of a child or to facilitate the licensure of a family  
 14 foster home when the proposed placement or licensure would  
 15 violate the agency's written religious or moral convictions or  
 16 policies.

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17 (b) The department may not deny an application for, deny a  
18 renewal of, or revoke a license of a private child-placing  
19 agency, or that of a family foster home or residential child-  
20 caring agency affiliated with a private child-placing agency,  
21 because of the refusal of the private child-placing agency to  
22 perform, assist in, recommend, consent to, or participate in the  
23 placement of a child or to facilitate the licensure of a family  
24 foster home which violates the agency's written religious or  
25 moral convictions or policies.

26 (c) The state or a local government or community-based  
27 care lead agency may not withhold a grant, contract, or  
28 participation in a government program from a licensed private  
29 child-placing agency, or from a family foster home or  
30 residential child-caring agency affiliated with a private child-  
31 placing agency, because of the refusal of the private child-  
32 placing agency to perform, assist in, recommend, consent to, or  
33 participate in the placement of a child or to facilitate the  
34 licensure of a family foster home which violates the agency's  
35 written religious or moral convictions or policies.

36 (d) Refusal of a private child-placing agency to perform,  
37 assist in, recommend, consent to, or participate in the  
38 placement of a child or to facilitate the licensure of a family  
39 foster home which violates the agency's written religious or  
40 moral convictions or policies does not provide the basis for a  
41 claim for injunctive relief or compensatory or punitive damages

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42 against such private child-placing agency or any operator,  
43 owner, or personnel thereof.

44 Section 2. This act shall take effect July 1, 2015.  
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47 **T I T L E A M E N D M E N T**

48 Remove everything before the enacting clause and insert:  
49 An act relating to conscience protection for actions of private  
50 child-placing agencies; amending s. 409.175, F.S.; providing  
51 that a private child-placing agency is not required to place a  
52 child or be involved in the placement of a child or facilitate  
53 the licensure of a foster home which would violate the agency's  
54 written religious or moral convictions or policies; prohibiting  
55 the Department of Children and Families from taking actions  
56 related to licensure based on the agency's refusal to place a  
57 child or be involved in the placement of a child or facilitate  
58 the licensure of a foster home which violates the agency's  
59 written religious or moral convictions or policies; prohibiting  
60 certain entities from withholding grants, contracts, or  
61 participation in government programs from a private child-  
62 placing agency or affiliated agencies or homes based on the  
63 agency's refusal to place a child or be involved in the  
64 placement of a child or the licensure of a foster home which  
65 violates the agency's written religious or moral convictions or  
66 policies; providing that such refusal does not provide the basis

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67 | for a claim for injunctive relief or compensatory or punitive  
68 | damages; providing an effective date.