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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
10/22/2015	.	
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The Committee on Children, Families, and Elder Affairs (Detert) recommended the following:

**Senate Amendment**

Delete lines 677 - 716

and insert:

(d) *Orders.*—

1. Based upon the criteria ~~set forth~~ in paragraph (c) and the recommended order of the citizen review panel, if any, the court shall determine whether ~~or not~~ the social service agency shall initiate proceedings to have a child declared a dependent child, return the child to the parent, continue the child in



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11 out-of-home care for a specified period of time, or initiate  
12 termination of parental rights proceedings for subsequent  
13 placement in an adoptive home. Amendments to the case plan must  
14 be prepared as prescribed in s. 39.6013. If the court finds that  
15 ~~the prevention or reunification efforts of the department will~~  
16 ~~allow the child can safely to remain in the ~~safely at home with~~~~  
17 ~~an in-home safety plan, or be safely returned to the home the~~  
18 court shall allow the child to remain in ~~or return to~~ the home  
19 ~~after making a specific finding of fact that the reasons for the~~  
20 ~~creation of the case plan have been remedied to the extent that~~  
21 ~~the child's safety, well-being, and physical, mental, and~~  
22 ~~emotional health will not be endangered.~~

23 2. The court shall return the child to the custody of the  
24 parents with an in-home safety plan at any time it determines  
25 that they have met conditions for return ~~substantially complied~~  
26 ~~with the case plan, and~~ if the court is satisfied that return of  
27 the child to the home ~~reunification~~ will not be detrimental to  
28 the child's safety, well-being, and physical, mental, and  
29 emotional health.

30 3. If, in the opinion of the court, the social service  
31 agency has not complied with its obligations as specified in the  
32 written case plan, the court may find the social service agency  
33 in contempt, shall order the social service agency to submit its  
34 plans for compliance with the agreement, and shall require the  
35 social service agency to show why the child could not safely be  
36 returned to the home of the parents.

37 4. If possible, the court shall order the department to  
38 file a written notification before a child changes placements or  
39 living arrangements. If such notification is not possible before



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40 the change, the department must file a notification immediately  
41 following a change. A written notification filed with the court  
42 must include assurances from the department that the provisions  
43 of s. 409.145 and administrative rule relating to placement  
44 changes have been met.  
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