

Amendment No.

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WITHDRAWN	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: Health & Human Services
 2 Committee

3 Representative Harrell offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (9) is added to section 61.13,
 8 Florida Statutes, to read:

9 61.13 Support of children; parenting and time-sharing;
 10 powers of court.—

11 (9) (a) A time-sharing plan may not require that a minor
 12 child visit a parent who is a resident of a recovery residence,
 13 as defined by s. 397.311, between the hours of 9 p.m. and 7
 14 a.m., unless the court makes a specific finding that such
 15 visitation is in the best interest of the minor child. In
 16 determining the best interest of the child in such cases, the

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17 court shall take into account factors including, but not limited
18 to, whether the parent resides in a specialized residence for
19 pregnant women or parents and children, the number of adults
20 living in the recovery residence, and the parent's level of
21 recovery.

22 (b) A time-sharing plan that does not mention recovery
23 residences may not be interpreted to require that a minor child
24 visit the parent who is a resident of a recovery residence, as
25 defined by s. 397.311, between the hours of 9 p.m. and 7 a.m.

26 (c) A court may not order visitation at a recovery
27 residence if any resident of the recovery residence is currently
28 required to register as a sexual predator under s. 775.21 or as
29 a sexual offender under s. 943.0435.

30 Section 2. Subsection (10) is added to section 397.487,
31 Florida Statutes, to read:

32 397.487 Voluntary certification of recovery residences.—

33 (10) (a) A certified recovery residence may allow a minor
34 child to visit a parent who is a resident of the recovery
35 residence, provided that a minor child may not visit or remain
36 in the recovery residence between the hours of 9 p.m. and 7 a.m.
37 unless:

38 1. A court has specifically allowed for such visitation as
39 being in the best interests of the minor child, or

40 2. The recovery residence is a specialized residence for
41 pregnant women or parents whose children reside with them. Such

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42 recovery residences may allow children to visit or reside in the
43 residence if the parent does not yet have a time-sharing plan
44 pursuant to s. 61.13, provided that the parent files with the
45 court for establishment of a plan within fourteen days of moving
46 into the residence.

47 (b) A certified recovery residence may not allow a minor
48 child to visit a parent who is a resident of the recovery
49 residence at any time if any resident of the recovery residence
50 is currently required to register as a sexual predator under s.
51 775.21 or as a sexual offender under s. 943.0435.

52 Section 3. This act shall take effect July 1, 2017.

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55 **T I T L E A M E N D M E N T**

56 Remove everything before the enacting clause and insert:
57 An act relating to child protection; amending s. 61.13, F.S.;
58 prohibiting a time-sharing plan from requiring visitation at a
59 recovery residence between specified hours; amending s. 397.487,
60 F.S.; authorizing a certified recovery residence to allow a
61 minor child to visit a recovery residence, excluding visits
62 during specified hours; providing exceptions; providing an
63 effective date.