

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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 WITHDRAWN      (Y/N)  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

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1 Committee/Subcommittee hearing bill: Health Quality  
 2 Subcommittee

3 Representative Stark offered the following:

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**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Subsection (4) of section 63.162, Florida Statutes, are amended to read:

63.162 Hearings and records in adoption proceedings; confidential nature.—

(4) (a) Without a court order pursuant to paragraph (b), a person may not disclose from the records the name and identity of a birth parent, an adoptive parent, or an adoptee unless:

1.(a) The name and identity of the birth parent if the birth parent authorizes in writing the release of his or her name;

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17        ~~2.(b)~~ The name and identity of the adoptee, if 18 or more  
18 years of age, if the adoptee authorizes in writing the release  
19 of his or her name; or, if the adoptee is less than 18 years of  
20 age, written consent to disclose the adoptee's name is obtained  
21 from an adoptive parent; or

22        ~~3.(c)~~ The name and identity of the adoptive parent if the  
23 adoptive parent authorizes in writing the release of his or her  
24 name. ~~;~~ ~~or~~

25        ~~(b)(d)~~ A person may disclose from the records the name and  
26 identity of a birth parent, an adoptive parent, or an adoptee  
27 upon order of the court for good cause shown. In determining  
28 whether good cause exists, the court shall give primary  
29 consideration to the best interests of the adoptee, but must  
30 also give due consideration to the interests of the adoptive and  
31 birth parents. Factors to be considered in determining whether  
32 good cause exists include, but are not limited to:

33        1. The reason the information is sought;

34        2. The existence of means available to obtain the desired  
35 information without disclosing the identity of the birth  
36 parents, such as by having the court, a person appointed by the  
37 court, the department, or the licensed child-placing agency  
38 contact the birth parents and request specific information;

39        3. The desires, to the extent known, of the adoptee, the  
40 adoptive parents, and the birth parents;

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41           4. The age, maturity, judgment, and expressed needs of the  
42 adoptee; and

43           5. The recommendation of the department, licensed child-  
44 placing agency, or professional which prepared the preliminary  
45 study and home investigation, or the department if no such study  
46 was prepared, concerning the advisability of disclosure.

47           Section 2. This act shall take effect July 1, 2019.

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**T I T L E   A M E N D M E N T**

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Remove everything before the enacting clause and insert:

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An act relating to adoption records; amending s. 63.162, F.S.;

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revising provisions related to the authorization required for

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the release of the name and identity of a birth parent, an

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adoptee, or an adoptive parent; providing an effective date.