

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WITHDRAWN	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: Judiciary Committee
 2 Representative Zika offered the following:

Amendment

5 Remove lines 61-97 and insert:

6 determination of a sanction and rehabilitative program or a
 7 probation program and penalty component was made at a
 8 disposition hearing, the court that has jurisdiction over a ~~an~~
 9 ~~adjudicated delinquent child may, by an order stating the facts~~
 10 ~~upon which a determination of a sanction and rehabilitative~~
 11 ~~program was made at the disposition hearing:~~

12 (a) May order the child's parent or guardian, together
 13 with the child, to render community service in a public service
 14 program or to participate in a community work project, either as
 15 an alternative to monetary restitution or as part of the
 16 rehabilitative or probation program. In addition to the

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17 sanctions imposed on the child, the court may order the child's
18 parent or guardian to perform community service if the court
19 finds that the parent or guardian did not make a diligent and
20 good faith effort to prevent the child from engaging in
21 delinquent acts.

22 (b) May order the child's parent or guardian to make
23 restitution in money or in kind for any damage or loss caused by
24 the child's offense.

25 (c) Must ~~The court may also~~ require the child's parent or
26 legal guardian to be responsible for any restitution ordered
27 against the child, as provided under s. 985.437. The court shall
28 determine a reasonable amount or manner of restitution, and
29 payment shall be made to the clerk of the circuit court as
30 provided in s. 985.437. The court may retain jurisdiction, as
31 provided under s. 985.0301, over the child and the child's
32 parent or legal guardian whom the court has ordered to pay
33 restitution until the restitution order is satisfied or the
34 court orders otherwise.

35 1. The child's parent or guardian may be absolved of
36 liability for restitution ordered under this chapter if, after a
37 hearing, the court finds that:

38 a. It is the child's first referral to the delinquency
39 system and that the child's parent or guardian has made diligent
40 and good faith efforts to prevent the child from engaging in
41 delinquent acts;

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42 b. The victim entitled to restitution is the child's
43 parent or guardian;

44 c. The parent or guardian did not, at any time relevant to
45 the proceedings under this chapter which resulted in the
46 restitution owed, have custody of or parental responsibility for
47 the child; or

48 d. There is otherwise good cause not to order a child's
49 parent or guardian to be liable for any restitution ordered, and
50 the court enters such findings on the record.