

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Rudman offered the following:

**Amendment (with directory and title amendments)**

Between lines 19 and 20, insert:

(4)

(c)1. When a parent refuses to honor the time-sharing schedule in the parenting plan without proper cause, the court:

a.1. Shall, after calculating the amount of time-sharing improperly denied, award the parent denied time a sufficient amount of extra time-sharing to compensate for the time-sharing missed, and such time-sharing shall be ordered as expeditiously as possible in a manner consistent with the best interests of the child and scheduled in a manner that is convenient for the

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14 parent deprived of time-sharing. In ordering any makeup time-  
15 sharing, the court shall schedule such time-sharing in a manner  
16 that is consistent with the best interests of the child or  
17 children and that is convenient for the nonoffending parent and  
18 at the expense of the noncompliant parent.

19 ~~b.2.~~ May order the parent who did not provide time-sharing  
20 or did not properly exercise time-sharing under the time-sharing  
21 schedule to pay reasonable court costs and attorney's fees  
22 incurred by the nonoffending parent to enforce the time-sharing  
23 schedule.

24 ~~c.3.~~ May order the parent who did not provide time-sharing  
25 or did not properly exercise time-sharing under the time-sharing  
26 schedule to attend a parenting course approved by the judicial  
27 circuit.

28 ~~d.4.~~ May order the parent who did not provide time-sharing  
29 or did not properly exercise time-sharing under the time-sharing  
30 schedule to do community service if the order will not interfere  
31 with the welfare of the child.

32 ~~e.5.~~ May order the parent who did not provide time-sharing  
33 or did not properly exercise time-sharing under the time-sharing  
34 schedule to have the financial burden of promoting frequent and  
35 continuing contact when that parent and child reside further  
36 than 60 miles from the other parent.

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37 f.6. May, upon the request of the parent who did not  
38 violate the time-sharing schedule, modify the parenting plan if  
39 modification is in the best interests of the child.

40 g.7. May impose any other reasonable sanction as a result  
41 of noncompliance.

42 2. A parent's refusal to honor the time-sharing schedule  
43 in a parenting plan is proper cause and is not subject to  
44 subparagraph 1. or paragraph (d) if all of the following apply:

45 a. The parent has reasonable cause to believe that he or  
46 she is in imminent danger of becoming a victim of domestic  
47 violence by the other parent.

48 b. The parent uses a designated safe exchange location as  
49 provided in s. 125.01(8) which is closest to the location in  
50 which the exchange of custody of the child under the parenting  
51 plan would otherwise take place.

52 c. The parent using the designated safe exchange location  
53 provides notice to the other parent at least 3 hours before the  
54 scheduled exchange of custody of his or her desire to use a  
55 designated safe exchange location.

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**D I R E C T O R Y A M E N D M E N T**

59 Remove lines 16-17 and insert:  
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61 Section 2. Paragraph (c) of subsection (4) of section  
62 61.13, Florida Statutes, is amended, and subsection (10) is  
63 added to that section, to read:

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

67 Between lines 3 and 4, insert:  
68 providing that a parent's use of a designated safe  
69 exchange location is proper cause to refuse to honor a  
70 time-sharing schedule under certain circumstances;