

Amendment No. 1

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WITHDRAWN	_____	(Y/N)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		

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Benjamin offered the following:

Amendment (with title amendment)

Remove lines 37-62 and insert:

6 parental responsibility and child support and the creation of a
 7 parenting plan and time-sharing schedule must be established in
 8 an action brought under s. 742.011. Judicial or administrative
 9 proceedings are not required or permitted to ratify an
 10 unchallenged acknowledgment of paternity. This section may not
 11 be construed to prevent the Department of Revenue from
 12 establishing child support by an administrative order pursuant
 13 to s. 409.2563.

14 Section 3. Subsection (1) of section 744.301, Florida
 15 Statutes, is amended to read:

16 744.301 Natural guardians.—

Amendment No. 1

17 (1) The parents jointly are the natural guardians of their
18 own children and of their adopted children, during minority,
19 unless the parents' parental rights have been terminated
20 pursuant to chapter 39. If a child is the subject of any
21 proceeding under chapter 39, the parents may act as natural
22 guardians under this section unless the court division with
23 jurisdiction over guardianship matters finds that it is not in
24 the child's best interests. If one parent dies, the surviving
25 parent remains the sole natural guardian even if he or she
26 remarries. If the marriage between the parents is dissolved, the
27 natural guardianship belongs to the parent to whom sole parental
28 responsibility has been granted, or if the parents have been
29 granted shared parental responsibility, both continue as natural
30 guardians. If the marriage is dissolved and neither parent is
31 given parental responsibility for the child, neither may act as
32 natural guardian of the child. The mother of a child born out of
33 wedlock and a father who has established paternity under s.
34 742.011 or s.

35
36 -----
37 **T I T L E A M E N D M E N T**

38 Remove lines 8-15 and insert:

39 and child support and the creation of a parenting plan
40 and time-sharing schedule to be done through a certain
41 action; providing construction; amending s. 744.301,

Amendment No. 1

42 F.S.; specifying that a mother of a child born out of
43 wedlock and a father who has established paternity of
44 such child are the natural guardians of the child and
45 subject to the rights and responsibilities of being
46 parents; specifying that the mother of a child born
47 out of wedlock is the natural guardian if a father has
48 not established paternity; providing an effective
49 date.