

26 Section 2. Paragraph (b) of subsection (2) of section
 27 61.13, Florida Statutes, is amended to read:

28 61.13 Support of children; parenting and time-sharing;
 29 powers of court.—

30 (2)

31 (b) A parenting plan approved by the court must, at a
 32 minimum, do all of the following:

33 1. Describe in adequate detail how the parents will share
 34 and be responsible for the daily tasks associated with the
 35 upbringing of the child.~~†~~

36 2. Include the time-sharing schedule arrangements that
 37 specify the time that the minor child will spend with each
 38 parent.~~†~~

39 3. Designate who will be responsible for:

40 a. Any and all forms of health care. If the court orders
 41 shared parental responsibility over health care decisions,
 42 either parent may consent to mental health treatment for the
 43 child unless stated otherwise in the parenting plan.

44 b. School-related matters, including the address to be
 45 used for school-boundary determination and registration.

46 c. Other activities.~~†~~~~and~~

47 4. Describe in adequate detail the methods and
 48 technologies that the parents will use to communicate with the
 49 child.

50 5. Unless otherwise agreed to by both parents in writing,

51 designate authorized locations for the exchange of the child.
52 The court may require the parents to exchange the child at a
53 neutral safe exchange location as provided in s. 125.01(8) or a
54 location authorized by a supervised visitation program as
55 defined in s. 753.01 if the court finds that there is a risk or
56 an imminent threat of harm to one party or the child during the
57 exchange of the child, that such requirement is necessary to
58 ensure the safety of a parent or the child, and that it is in
59 the best interests of the child after consideration of all of
60 the factors listed in subsection (3).

61 Section 3. Section 61.455, Florida Statutes, is created to
62 read:

63 61.455 Court-ordered parenting plan; neutral safe exchange
64 location or a location authorized by a supervised visitation
65 program.—In any proceeding in which the court enters a parenting
66 plan and time-sharing schedule, including in a modification
67 proceeding, if the court finds that there is a risk or an
68 imminent threat of harm to one party or a child during the
69 exchange of the child and that it is in the best interests of
70 the child after consideration of all of the factors specified in
71 s. 61.13(3), the court may require the parties to exchange
72 custody of the child at a neutral safe exchange location as
73 provided in s. 125.01(8) or a location authorized by a
74 supervised visitation program as defined in s. 753.01.

75 Section 4. Subsection (8) is added to section 125.01,

76 Florida Statutes, to read:

77 125.01 Powers and duties.—

78 (8)(a) Each sheriff shall designate at least one parking
79 lot at the sheriff's office, or a substation thereof, as a
80 neutral safe exchange location at which parents who exercise
81 time-sharing pursuant to a parenting plan or time-sharing
82 schedule may meet to exchange the minor child.

83 (b) Each parking lot designated as a neutral safe exchange
84 location must have a purple light or a sign on the parking lot
85 premises to clearly identify the designated area as a neutral
86 safe exchange location. The neutral safe exchange location must:

87 1. Be accessible 24 hours a day, 7 days a week;

88 2. Provide adequate lighting and an external video
89 surveillance system that records continuously, 24 hours a day, 7
90 days a week; and

91 3. Provide at least one camera that is fixed on the
92 parking lot, is able to record the area in the vicinity of the
93 purple light or sign during both day and night, records images
94 that clearly and accurately display the time and date, and
95 retains video surveillance recordings or images for at least 45
96 days.

97 (c) A county, a sheriff, a law enforcement officer, or an
98 employee of the designated safe exchange location is not liable
99 for civil damages for any act or omission relating to an
100 incident arising out of a meeting to exchange a minor child at a

101 safe exchange location pursuant to this subsection.

102 Section 5. Paragraph (b) of subsection (3), paragraph (a)
 103 of subsection (5), and paragraphs (a) and (c) of subsection (6)
 104 of section 741.30, Florida Statutes, are amended to read:

105 741.30 Domestic violence; injunction; powers and duties of
 106 court and clerk; petition; notice and hearing; temporary
 107 injunction; issuance of injunction; statewide verification
 108 system; enforcement; public records exemption.-

109 (3)

110 (b) The sworn petition shall be in substantially the
 111 following form:

112 PETITION FOR
 113 INJUNCTION FOR PROTECTION
 114 AGAINST DOMESTIC VIOLENCE

115 Before me, the undersigned authority, personally appeared
 116 Petitioner ...(Name)..., who has been sworn and says that the
 117 following statements are true:

118 (a) Petitioner resides at: ...(address)...

119 (Petitioner may furnish address to the court in a separate
 120 confidential filing if, for safety reasons, the petitioner
 121 requires the location of the current residence to be
 122 confidential.)

123 (b) Respondent resides at: ...(last known address)...

124 (c) Respondent's last known place of employment: ...(name
 125 of business and address)...

126 (d) Physical description of respondent:.....

127 Race.....

128 Sex.....

129 Date of birth.....

130 Height.....

131 Weight.....

132 Eye color.....

133 Hair color.....

134 Distinguishing marks or scars.....

135 (e) Aliases of respondent:

136 (f) Respondent is the spouse or former spouse of the
137 petitioner or is any other person related by blood or marriage
138 to the petitioner or is any other person who is or was residing
139 within a single dwelling unit with the petitioner, as if a
140 family, or is a person with whom the petitioner has a child in
141 common, regardless of whether the petitioner and respondent are
142 or were married or residing together, as if a family.

143 (g) The following describes any other cause of action
144 currently pending between the petitioner and respondent:

145
146 The petitioner should also describe any previous or pending
147 attempts by the petitioner to obtain an injunction for
148 protection against domestic violence in this or any other
149 circuit, and the results of that attempt:.....

150

151 Case numbers should be included if available.

152 (h) Petitioner is either a victim of domestic violence or
153 has reasonable cause to believe he or she is in imminent danger
154 of becoming a victim of domestic violence because respondent
155 has: ...(mark all sections that apply and describe in the spaces
156 below the incidents of violence or threats of violence,
157 specifying when and where they occurred, including, but not
158 limited to, locations such as a home, school, place of
159 employment, or visitation exchange)...

160
161

162committed or threatened to commit domestic violence
163 defined in s. 741.28, Florida Statutes, as any assault,
164 aggravated assault, battery, aggravated battery, sexual assault,
165 sexual battery, stalking, aggravated stalking, kidnapping, false
166 imprisonment, or any criminal offense resulting in physical
167 injury or death of one family or household member by another.
168 With the exception of persons who are parents of a child in
169 common, the family or household members must be currently
170 residing or have in the past resided together in the same single
171 dwelling unit.

172previously threatened, harassed, stalked, or physically
173 abused the petitioner.

174attempted to harm the petitioner or family members or
175 individuals closely associated with the petitioner.

176 threatened to conceal, kidnap, or harm the petitioner's
 177 child or children.

178 intentionally injured or killed a family pet.

179 used, or has threatened to use, against the petitioner
 180 any weapons such as guns or knives.

181 physically restrained the petitioner from leaving the
 182 home or calling law enforcement.

183 a criminal history involving violence or the threat of
 184 violence (if known).

185 another order of protection issued against him or her
 186 previously or from another jurisdiction (if known).

187 destroyed personal property, including, but not limited
 188 to, telephones or other communication equipment, clothing, or
 189 other items belonging to the petitioner.

190 engaged in a pattern of abusive, threatening,
 191 intimidating, or controlling behavior composed of a series of
 192 acts over a period of time, however short.

193 engaged in any other behavior or conduct that leads the
 194 petitioner to have reasonable cause to believe he or she is in
 195 imminent danger of becoming a victim of domestic violence.

196 (i) Petitioner alleges the following additional specific
 197 facts: ...(mark appropriate sections)...

198 A minor child or minor children reside with the
 199 petitioner whose names and ages are as follows:.....

200

201 Petitioner needs the exclusive use and possession of
202 the dwelling that the parties share.

203 Petitioner is unable to obtain safe alternative housing
204 because:

205
206 Petitioner genuinely fears that respondent imminently
207 will abuse, remove, or hide the minor child or children from
208 petitioner because:.....

209
210 (j) Petitioner genuinely fears imminent domestic violence
211 by respondent.

212 (k) Petitioner seeks an injunction: ...(mark appropriate
213 section or sections)...

214 Immediately restraining the respondent from committing
215 any acts of domestic violence.

216 Restraining the respondent from committing any acts of
217 domestic violence.

218 Awarding to the petitioner the temporary exclusive use
219 and possession of the dwelling that the parties share or
220 excluding the respondent from the residence of the petitioner.

221 Providing a temporary parenting plan, including a
222 temporary time-sharing schedule, with regard to the minor child
223 or children of the parties which might involve prohibiting or
224 limiting time-sharing or requiring that it be supervised by a
225 third party.

226 Designating that the exchange of the minor child or
 227 children of the parties must occur at a neutral safe exchange
 228 location as provided in s. 125.01(8) or a location authorized by
 229 a supervised visitation program as defined in s. 753.01 if
 230 temporary time-sharing of the child is awarded to the
 231 respondent.

232 Establishing temporary support for the minor child or
 233 children or the petitioner.

234 Directing the respondent to participate in a batterers'
 235 intervention program.

236 Providing any terms the court deems necessary for the
 237 protection of a victim of domestic violence, or any minor
 238 children of the victim, including any injunctions or directives
 239 to law enforcement agencies.

240 (5)(a) If it appears to the court that an immediate and
 241 present danger of domestic violence exists, the court may grant
 242 a temporary injunction ex parte, pending a full hearing, and may
 243 grant such relief as the court deems proper, including an
 244 injunction:

245 1. Restraining the respondent from committing any acts of
 246 domestic violence.

247 2. Awarding to the petitioner the temporary exclusive use
 248 and possession of the dwelling that the parties share or
 249 excluding the respondent from the residence of the petitioner.

250 3. On the same basis as provided in s. 61.13, providing

251 the petitioner a temporary parenting plan, including a time-
252 sharing schedule, which may award the petitioner up to 100
253 percent of the time-sharing. If temporary time-sharing is
254 awarded to the respondent, the exchange of the child must occur
255 at a neutral safe exchange location as provided in s. 125.01(8)
256 or a location authorized by a supervised visitation program as
257 defined in s. 753.01 if the court determines it is in the best
258 interests of the child after consideration of all of the factors
259 specified in s. 61.13(3). The temporary parenting plan remains
260 in effect until the order expires or an order is entered by a
261 court of competent jurisdiction in a pending or subsequent civil
262 action or proceeding affecting the placement of, access to,
263 parental time with, adoption of, or parental rights and
264 responsibilities for the minor child.

265 4. If the petitioner and respondent have an existing
266 parenting plan or time-sharing schedule under another court
267 order, designating that the exchange of the minor child or
268 children of the parties must occur at a neutral safe exchange
269 location as provided in s. 125.01(8) or a location authorized by
270 a supervised visitation program as defined in s. 753.01 if the
271 court determines it is in the best interests of the child after
272 consideration of all of the factors specified in s. 61.13(3).

273 ~~5.4.~~ Awarding to the petitioner the temporary exclusive
274 care, possession, or control of an animal that is owned,
275 possessed, harbored, kept, or held by the petitioner, the

276 respondent, or a minor child residing in the residence or
277 household of the petitioner or respondent. The court may order
278 the respondent to temporarily have no contact with the animal
279 and prohibit the respondent from taking, transferring,
280 encumbering, concealing, harming, or otherwise disposing of the
281 animal. This subparagraph does not apply to an animal owned
282 primarily for a bona fide agricultural purpose, as defined under
283 s. 193.461, or to a service animal, as defined under s. 413.08,
284 if the respondent is the service animal's handler.

285 (6)(a) Upon notice and hearing, when it appears to the
286 court that the petitioner is either the victim of domestic
287 violence as defined by s. 741.28 or has reasonable cause to
288 believe he or she is in imminent danger of becoming a victim of
289 domestic violence, the court may grant such relief as the court
290 deems proper, including an injunction:

291 1. Restraining the respondent from committing any acts of
292 domestic violence.

293 2. Awarding to the petitioner the exclusive use and
294 possession of the dwelling that the parties share or excluding
295 the respondent from the residence of the petitioner.

296 3. On the same basis as provided in chapter 61, providing
297 the petitioner with 100 percent of the time-sharing in a
298 temporary parenting plan that remains in effect until the order
299 expires or an order is entered by a court of competent
300 jurisdiction in a pending or subsequent civil action or

301 proceeding affecting the placement of, access to, parental time
302 with, adoption of, or parental rights and responsibilities for
303 the minor child.

304 4. If the petitioner and respondent have an existing
305 parenting plan or time-sharing schedule under another court
306 order, designating that the exchange of the minor child or
307 children of the parties must occur at a neutral safe exchange
308 location as provided in s. 125.01(8) or a location authorized by
309 a supervised visitation program as defined in s. 753.01 if the
310 court determines it is in the best interests of the child after
311 consideration of all of the factors specified in s. 61.13(3).

312 ~~5.4.~~ On the same basis as provided in chapter 61,
313 establishing temporary support for a minor child or children or
314 the petitioner. An order of temporary support remains in effect
315 until the order expires or an order is entered by a court of
316 competent jurisdiction in a pending or subsequent civil action
317 or proceeding affecting child support.

318 ~~6.5.~~ Ordering the respondent to participate in treatment,
319 intervention, or counseling services to be paid for by the
320 respondent. When the court orders the respondent to participate
321 in a batterers' intervention program, the court, or any entity
322 designated by the court, must provide the respondent with a list
323 of batterers' intervention programs from which the respondent
324 must choose a program in which to participate.

325 ~~7.6.~~ Referring a petitioner to a certified domestic

326 violence center. The court must provide the petitioner with a
327 list of certified domestic violence centers in the circuit which
328 the petitioner may contact.

329 8.7. Awarding to the petitioner the exclusive care,
330 possession, or control of an animal that is owned, possessed,
331 harbored, kept, or held by the petitioner, the respondent, or a
332 minor child residing in the residence or household of the
333 petitioner or respondent. The court may order the respondent to
334 have no contact with the animal and prohibit the respondent from
335 taking, transferring, encumbering, concealing, harming, or
336 otherwise disposing of the animal. This subparagraph does not
337 apply to an animal owned primarily for a bona fide agricultural
338 purpose, as defined under s. 193.461, or to a service animal, as
339 defined under s. 413.08, if the respondent is the service
340 animal's handler.

341 9.8. Ordering such other relief as the court deems
342 necessary for the protection of a victim of domestic violence,
343 including injunctions or directives to law enforcement agencies,
344 as provided in this section.

345 (c) The terms of an injunction restraining the respondent
346 under subparagraph (a)1. or ordering other relief for the
347 protection of the victim under subparagraph (a)9. ~~(a)8.~~ shall
348 remain in effect until modified or dissolved. Either party may
349 move at any time to modify or dissolve the injunction. No
350 specific allegations are required. Such relief may be granted in

351 | addition to other civil or criminal remedies.

352 | Section 6. This act shall take effect July 1, 2024.