

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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|-----------------------|---------------|-------|
| 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| WITHDRAWN | 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: Justice Appropriations
 2 Subcommittee

3 Representative Gottlieb offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
 7 Section 1. Section 741.311, Florida Statutes, is created to
 8 read:

9 741.311 Hope Card Program for persons issued orders of
 10 protection.-

11 (1) The clerks of the circuit court, in consultation with
 12 the Office of the Attorney General, shall develop and implement
 13 the Hope Card Program, which provides for the issuance of a Hope
 14 Card to any person who has been issued an order of protection by
 15 a county or circuit court in this state.

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16 (2) Beginning October 1, 2024, a person who has been issued
17 a final judgement on injunction for protection under s. 741.30,
18 s. 784.046, s. 784.0485, or s. 825.1035 may request a Hope Card
19 from the clerk of the court of the circuit where the order for
20 an injunction for protection was entered. A person may request a
21 Hope Card at the time the final judgement on injunction for
22 protection is issued or at any other time before the expiration
23 of the order for protection.

24 (3) After the court has issued a final judgement on
25 injunction for protection and no later than three business days
26 after receipt of the request, the clerk of the court shall
27 create the Hope Card and provide to the petitioner.

28 (4) The clerk of the court may not assess a fee for the
29 issuance of a Hope Card.

30 (5) A Hope Card shall be valid for two years from the date
31 of issuance of the final order or the expiration date of the
32 injunction, whichever is earlier. A Hope Card may be renewed
33 after the two year period if the injunction is still in effect.

34 (6) A Hope Card issued under the program must be a durable,
35 wallet-sized card containing all of the following information:

36 (a) The respondent's name and date of birth.

37 (b) The name and date of birth of the petitioner or
38 protected person.

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39 (c) Information regarding the issuing court; the case
40 number; the date the order of protection was issued; and the
41 expiration date, if any, of the order of protection.

42 (d) Date of issuance and expiration date of the Hope Card.

43 (7) A person who, having actual knowledge that he or she is
44 not protected by an injunction that is currently in force and
45 effect, knowingly and willfully presents to another person a
46 Hope Card or other document purporting to be a Hope Card for the
47 purpose of evidencing the existence of an injunction, commits a
48 misdemeanor of the second degree, punishable as provided in
49 s.775.082 or s. 775.083.

50 Section 2. Paragraph (d) is added to subsection (8) of
51 section 741.30, Florida Statutes, to read:

52 741.30 Domestic violence; injunction; power and duties of
53 court and clerk; petition; notice and hearing; temporary
54 injunction; issuance of an injunction; statewide verification
55 system; enforcement; public records exemption.-

56 (8)

57 (d) The petitioner may request a Hope Card under s. 741.311
58 after the court has issued a final order of protection.

59 Section 3. Paragraph (d) is added to subsection (8) of
60 section 784.046, Florida Statutes, to read:

61 784.046 Action by victim of repeat violence, sexual
62 violence, or dating violence for protective injunction; dating

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63 violence investigations, notice to victims, and reporting;
64 pretrial release violations; public records exemption.-

65 (8)

66 (d) The petitioner may request a Hope Card under s. 741.311
67 after the court has issued a final order of protection.

68 Section 4. Paragraph (c) is added to subsection (8) of
69 section 784.0485, Florida Statutes, to read:

70 784.0485, Stalking; injunction; powers and duties of court
71 and clerk; petition; notice and hearing; temporary injunction;
72 issuance of injunction; statewide verification system;
73 enforcement.-

74 (8)

75 (c) The petitioner may request a Hope card under s. 741.311
76 after the court has issued a final order of protection.

77 Section 5. Paragraph (c) is added to subsection (10) of
78 section 825.1035, Florida Statutes, to read:

79 825.1035 Injunction for protection against exploitation of
80 a vulnerable adult.-

81 (10) TRANSMITTAL TO SHERIFF; SERVICE; HOPE CARD.-

82 (c) The petitioner may request a Hope Card under s. 741.311
83 after the court has issued a final order of protection.

84 Section 6. This act shall take effect on October 1, 2024.

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

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to Hope Cards for persons issued orders of protection; creating 741.311, F.S.; requiring the clerks of the circuit courts, in consultation with others, to create and implement the Hope Card program; authorizing certain persons to request a Hope Card after a specified date; requiring the clerk of the circuit court, within a specified timeframe after receipt of a request to provide a Hope Card to petitioners; prohibiting the assessment of a fee; providing requirements for the Hope Card; prohibiting the fraudulent use of a Hope Card in certain situations; amending ss. 741.30, 784.046, 784.0485, and 825.1035, F.S., conforming provisions to changes made by this act; providing an effective date.