

By Senator Polsky

30-00552-25

2025146\_\_

1                   A bill to be entitled  
2           An act relating to protection of parental rights;  
3           amending s. 39.806, F.S.; prohibiting a court from  
4           denying or restricting certain parental rights based  
5           solely on a parent's status as a qualified patient for  
6           purposes of medical marijuana use; prohibiting the  
7           presumption of neglect or child endangerment based  
8           solely on a parent's status as a qualified patient for  
9           purposes of medical marijuana use; providing  
10          construction; providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Present subsections (2), (3), and (4) of section  
15   39.806, Florida Statutes, are redesignated as subsections (3),  
16   (4), and (5), respectively, and a new subsection (2) is added to  
17   that section, to read:

18           39.806 Grounds for termination of parental rights.—

19           (2) A court may not deny or otherwise restrict a parent's  
20   custody of a minor child or the parent's visitation rights or  
21   parenting time with a minor child based solely on the parent's  
22   status as a qualified patient pursuant to s. 381.986. There is  
23   no presumption of neglect or child endangerment based solely on  
24   the person's status as a qualified patient pursuant to s.  
25   381.986. In determining the best interests of the child with  
26   respect to custody or dependency, the provisions of this section  
27   apply.

28           Section 2. This act shall take effect July 1, 2025.