

CS/HB 485

2026

A bill to be entitled
An act relating to petitions for injunction for protection against domestic violence containing allegations of marriage fraud; amending s. 741.30, F.S.; revising a petition for injunction for protection against domestic violence; requiring the clerk of court to electronically transmit certain documentation to the State Board of Immigration Enforcement within a specified time period under certain circumstances; requiring a representative of the State Board of Immigration Enforcement to initiate contact with a petitioner within a specified time period; providing an effective date.

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

Section 1. Paragraph (b) of subsection (3) of section 741.30, Florida Statutes, is amended, and paragraph (e) is added to subsection (8) of that section, to read:

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

(3)

(b) The verified petition shall be in substantially the

26 following form:

27 PETITION FOR

28 INJUNCTION FOR PROTECTION

29 AGAINST DOMESTIC VIOLENCE

30 The undersigned petitioner ... (name) ... declares under penalties
31 of perjury that the following statements are true:

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

33 (Petitioner may furnish address to the court in a separate
34 confidential filing if, for safety reasons, the petitioner
35 requires the location of the current residence to be
36 confidential.)

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

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

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

41 Race.....

42 Sex.....

43 Date of birth.....

44 Height.....

45 Weight.....

46 Eye color.....

47 Hair color.....

48 Distinguishing marks or scars.....

49 (e) Aliases of respondent:.....

50 (f) Respondent is the spouse or former spouse of the

51 petitioner or is any other person related by blood or marriage
52 to the petitioner or is any other person who is or was residing
53 within a single dwelling unit with the petitioner, as if a
54 family, or is a person with whom the petitioner has a child in
55 common, regardless of whether the petitioner and respondent are
56 or were married or residing together, as if a family.

57 (g) The following describes any other cause of action
58 currently pending between the petitioner and respondent:.....

60 The petitioner should also describe any previous or pending
61 attempts by the petitioner to obtain an injunction for
62 protection against domestic violence in this or any other
63 circuit, and the results of that attempt:.....

65 Case numbers should be included if available.

66 (h) Petitioner is either a victim of domestic violence or
67 has reasonable cause to believe he or she is in imminent danger
68 of becoming a victim of domestic violence because respondent
69 has: ... (mark all sections that apply and describe in the spaces
70 below the incidents of violence or threats of violence,
71 specifying when and where they occurred, including, but not
72 limited to, locations such as a home, school, place of
73 employment, or visitation exchange) ...
74
75

76 committed or threatened to commit domestic violence
77 defined in s. 741.28, Florida Statutes, as any assault,
78 aggravated assault, battery, aggravated battery, sexual assault,
79 sexual battery, stalking, aggravated stalking, kidnapping, false
80 imprisonment, or any criminal offense resulting in physical
81 injury or death of one family or household member by another.
82 With the exception of persons who are parents of a child in
83 common, the family or household members must be currently
84 residing or have in the past resided together in the same single
85 dwelling unit.

86 previously threatened, harassed, stalked, or physically
87 abused the petitioner.

88 attempted to harm the petitioner or family members or
89 individuals closely associated with the petitioner.

90 threatened to conceal, kidnap, or harm the petitioner's
91 child or children.

92 intentionally injured or killed a family pet.

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

95 physically restrained the petitioner from leaving the
96 home or calling law enforcement.

97 a criminal history involving violence or the threat of
98 violence (if known).

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

101 destroyed personal property, including, but not limited
102 to, telephones or other communication equipment, clothing, or
103 other items belonging to the petitioner.

104 engaged in a pattern of abusive, threatening,
105 intimidating, or controlling behavior composed of a series of
106 acts over a period of time, however short.

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

110 (i) Petitioner alleges the following additional specific
111 facts: ... (mark appropriate sections) ...

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

115 Petitioner needs the exclusive use and possession of
116 the dwelling that the parties share.

117 Petitioner is unable to obtain safe alternative housing
118 because:.....

120 Petitioner genuinely fears that respondent imminently
121 will abuse, remove, or hide the minor child or children from
122 petitioner because:.....

124 Petitioner is a victim of marriage fraud by a person
125 who is not a citizen of the United States and who, by deception,

126 induced petitioner to enter into a marriage for the primary
127 purpose of evading state or federal law or obtaining benefits
128 other than those inherent to marriage, and such marriage fraud
129 has resulted in the following harm:.....

130
131 (j) Petitioner genuinely fears imminent domestic violence
132 by respondent.

133 (k) Petitioner seeks an injunction: ... (mark appropriate
134 section or sections) ...

135 Immediately restraining the respondent from committing
136 any acts of domestic violence.

137 Restraining the respondent from committing any acts of
138 domestic violence.

139 Awarding to the petitioner the temporary exclusive use
140 and possession of the dwelling that the parties share or
141 excluding the respondent from the residence of the petitioner.

142 Providing a temporary parenting plan, including a
143 temporary time-sharing schedule, with regard to the minor child
144 or children of the parties which might involve prohibiting or
145 limiting time-sharing or requiring that it be supervised by a
146 third party.

147 Designating that the exchange of the minor child or
148 children of the parties must occur at a neutral safe exchange
149 location as provided in s. 125.01(8) or a location authorized by
150 a supervised visitation program as defined in s. 753.01 if

151 temporary time-sharing of the child is awarded to the
152 respondent.

153Establishing temporary support for the minor child or
154 children or the petitioner.

155Directing the respondent to participate in a batterers'
156 intervention program.

157Providing any terms the court deems necessary for the
158 protection of a victim of domestic violence, or any minor
159 children of the victim, including any injunctions or directives
160 to law enforcement agencies.

161 (8)

162 (e) Within 24 hours after the court issues an injunction
163 for protection against domestic violence in which the petitioner
164 alleged to be a victim of marriage fraud by a person who is not
165 a citizen of the United States, as provided in paragraph (3) (b),
166 the clerk of the court must electronically transmit a copy of
167 the petition; temporary injunction, if any; and a certified copy
168 of the order of injunction to State Board of Immigration
169 Enforcement for investigation. A representative from the State
170 Board of Immigration Enforcement must initiate contact with the
171 petitioner within 30 days after receipt of the certified copy of
172 the order of injunction.

173 **Section 2.** This act shall take effect July 1, 2026.