

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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: Civil Justice Subcommittee
2 Representative Gottlieb offered the following:

Amendment (with title amendment)

Remove lines 30-75 and insert:

6 (1) The Office of the State Courts Administrator, in
7 consultation with the Office of the Attorney General and the
8 clerks of the circuit courts, through their association, shall
9 develop the Hope Card Program, which provides for the issuance
10 of a Hope Card to any person who has been issued an order of
11 protection by a county or circuit court in this state, or by a
12 court of a foreign state pursuant to s. 741.315. The Hope Card
13 Program shall be implemented by the clerks of the circuit
14 courts.

15 (2) Beginning July 1, 2024, a person who has been issued a
16 final judgment on injunction for protection under s. 741.30, s.

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17 784.046, s. 784.0485, or s. 825.1035 may apply for a Hope Card
18 with the clerk of the court of the circuit where the petition
19 for an injunction for protection was initially filed. A person
20 protected by a foreign protection order under s. 741.315 may
21 submit an application for a Hope Card to any clerk of court in
22 the state. A person may apply for a Hope Card at the time the
23 final judgment on injunction for protection is issued or at any
24 other time before the expiration of the order of protection.

25 (3) Hope Card applications must be available on the
26 website of each clerk of the court and paper applications must
27 also be available at the clerk's office. After the court has
28 issued an injunction for protection and within 24 hours after
29 receipt of an application, the clerk of the court shall mail the
30 Hope Card to the petitioner by certified mail.

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

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

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

40 (a) The respondent's name, date of birth, height, weight,
41 sex, race, eye color, hair color, and any other distinguishing

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42 features or characteristics of the respondent.

43 (b) The petitioner's name and date of birth and the names
44 and dates of birth of any minor children protected under the
45 order.

46 (c) The name and date of birth, if applicable, of any
47 other person or animal protected under the order.

48 (d) Pertinent information about the order of protection,
49 including, but not limited to, the issuing court; the case
50 number; the date the order of protection was issued; the
51 expiration date, if any, of the order of protection; the
52 locations from which the respondent is restrained; and any other
53 relevant details of the order.

54 (e) A statement providing that the Hope Card is valid for
55 two years from the date of issuance or until the expiration date
56 of the injunction, whichever is earlier.

57 (7) A person who, having actual knowledge that he or she
58 is not protected by an injunction that is currently in force and
59 effect, knowingly and willfully presents to another person a
60 Hope Card or other document purporting to be a Hope Card for the
61 purpose of evidencing the existence of an injunction, commits a
62 misdemeanor of the second degree, punishable as provided in s.
63 775.082 or s. 775.083.

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

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67 Remove lines 6-15 and insert:
68 the Hope Card Program; requiring the clerks of the circuit
69 courts to implement the program; authorizing certain persons to
70 apply for a Hope Card after a specified date; requiring
71 applications for a Hope Card to be available online and in the
72 clerks' offices; requiring clerks' offices to mail, by certified
73 mail, a Hope Card to petitioners within a specified time frame;
74 prohibiting the assessment of a fee; providing requirements for
75 the Hope Card; prohibiting the fraudulent use of a Hope Card in
76 certain situations; amending s. 741.315,