



Committee on Military & Veterans' Affairs

ACTION PACKET

**Wednesday, March 14, 2007
1:45 PM
12 HOB**

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/14/2007 1:45:00PM

Location: 12 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Stan Jordan (Chair)	X		
Greg Evers	X		
Janet Long	X		
Jimmy Patronis	X		
William Proctor	X		
Michael Scionti	X		
Totals:	6	0	0

Committee meeting was reported out: Wednesday, March 14, 2007 5:04:41PM

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/14/2007 1:45:00PM

Location: 12 HOB

HB 435 : Rights of Military Personnel

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Greg Evers	X				
Janet Long	X				
Jimmy Patronis	X				
William Proctor	X				
Michael Scionti	X				
Stan Jordan (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Appearances:

Child custody dispute due to military deployment

Timothy S. Moriarty - Proponent

2051 SE Jackson St

Stuart FL 34997

Phone: (772) 781-0337

Deployment of military personnel

Glenn W. Sutphin (Lobbyist) (State Employee) - Information Only

Department of Military Affairs

908 The Capitol

Tallahassee FL 32399

Phone: (850) 414-9049

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 435**

COUNCIL/COMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER _____

1 Council/Committee hearing bill: Military & Veterans' Affairs
2 Representative(s) Harrell offered the following:

3
4 **Amendment (with title amendment)**

5 Strike everything after the enacting clause and insert:

6 Section 1. Section 61.13002, Florida Statutes, is created
7 to read:

8 61.13002 Temporary modification of child custody when
9 custodial parent is called to military duty.--

10 (1) If a supplemental petition to modify or a motion for
11 change of child custody and parental responsibility is filed
12 during the time a parent is activated to military service,
13 deployed, or temporarily assigned as part of the parent's
14 military service, and the parent's ability to continue as the
15 primary caretaker of a minor child is materially effected, the
16 court shall not issue an order or modify or amend a previous
17 judgment or order that changes custody as it existed on the date
18 the parent was activated to military service, deployed, or
19 temporarily assigned as part of the parent's military service,
20 except that a court may enter a temporary order to modify or
21 amend custody if there is clear and convincing evidence that the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

22 temporary modification or amendment is in the best interests of
23 the child. When entering a temporary order under this section,
24 the court shall consider and provide for, if feasible, contact
25 between the military service member and his or her child
26 including, but not limited to, electronic communication by
27 webcam, telephone, or other available means. The court shall
28 also permit liberal time-sharing during periods of leave from
29 military service as it is in the child's best interests to
30 maintain the parent-child bond during the parent's military
31 service.

32 (2) If a temporary order is issued under this section, the
33 court shall reinstate the custody judgment or order previously
34 in effect upon the parent's return from active military service,
35 deployment, or temporary assignment.

36 (3) This section shall not apply to permanent change of
37 station moves by military personnel, which shall be governed by
38 s. 61.13001.

39 Section 2. This act shall take effect July 1, 2007.

40
41 ===== T I T L E A M E N D M E N T =====

42 Remove the entire title and insert:

43 A bill to be entitled
44 An act relating to child custody; creating s. 61.13002, F.S.;
45 prohibiting a court from modifying child custody during the time
46 a parent is activated to military service, deployed, or
47 temporarily assigned as part of the parent's military service;
48 providing a limited exception; requiring reinstatement upon
49 parent's return from military service; limiting application of
50 prohibition; providing an effective date.

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COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/14/2007 1:45:00PM

Location: 12 HOB

HB 1119 : Assistance for Dependents of Service Members on Active Duty

<input checked="" type="checkbox"/> Favorable					
	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Greg Evers	X				
Janet Long	X				
Jimmy Patronis	X				
William Proctor	X				
Michael Scionti	X				
Stan Jordan (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Appearances:

Family Readiness Program
 Glenn W. Sutphin (Lobbyist) (State Employee) - Information Only
 Department of Military Affairs
 908 The Capitol
 Tallahassee FL 32399
 Phone: (850) 414-9049

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COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/14/2007 1:45:00PM

Location: 12 HOB

HB 1159 : Unauthorized Use of the Name or Image of a Member of the Armed Forces for Business Purposes

Temporarily Deferred

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COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

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Location: 12 HOB

Other Business Appearance:

Budget- About Face/Forward March Programs

Roy Clark - Information Only

The Paxen Group

2834 Remington Green Cir

Tallahassee FL 32309

Phone: (850) 668-0487

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Summary:

Committee on Military & Veterans' Affairs

Wednesday March 14, 2007 01:45 pm

HB 435 Favorable With Amendments (1) Yeas: 6 Nays: 0

HB 1119 Favorable Yeas: 6 Nays: 0

HB 1159 Temporarily Deferred

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