

## HOUSE MESSAGE SUMMARY

[2006s0118.hms]

BILL: CS/CS/SB 118, 1st Eng.  
INTRODUCER: Children and Families Committee, Judiciary Committee, and Senator Fasano  
SUBJECT: Temporary Child Custody  
PREPARED BY: Senate Committee on Judiciary  
DATE: April 25, 2006

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### I. Amendments Contained in Message:

**House Amendment 1 – 222603** (body with title)

**House Amendment 2 – 498289** (body with title)

### II. Summary of Amendments Contained in Message:

**House Amendment 1** deletes the defined term “putative father” from ch. 751, F.S. Under existing ch. 751, F.S., a putative father may be awarded temporary custody of a child.

**House Amendment 2** deletes s. 751.05(6), F.S., which prohibits a court from determining paternity in a proceeding to determine the temporary custody of a child.

The two amendments appear to work in concert to prohibit a putative father from obtaining temporary custody of a child. However, the amendments would allow a putative father who proves his paternity to be awarded temporary custody. Additionally, the amendments appear to be consistent with the repeal by CS/CS/SB 118, 1st Eng., of other language in s. 751.02, F.S., pertaining to putative fathers.