1   A bill to be entitled

2   An act relating to termination of parental rights;

3   amending s. 39.806, F.S.; providing that a parent's

4   rights may be terminated if the court determines, by

5   clear and convincing evidence, that the child was

6   conceived during an act of sexual battery, the parent

7   is found guilty of sexual battery, or the court is

8   presented with documentary evidence that the parent

9   pled guilty to the charge of sexual battery; providing

10   an effective date.

11

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

13

14   Section 1. Paragraphs (m) and (n) are added to subsection

15   (1) of section 39.806, Florida Statutes, and subsection (2) of

16   that section is amended, to read:

17   39.806 Grounds for termination of parental rights.—

18   (1) Grounds for the termination of parental rights may be

19   established under any of the following circumstances:

20   (m) The court determines by clear and convincing evidence

21   that the child was conceived during an act of sexual battery, as

22   defined in s. 794.011. Termination of parental rights is in the

23   best interests of the child if the child was conceived under

24   such circumstances.

25   (n) When the parent has been found guilty of the charge of

26   sexual battery, as defined in s. 794.011, and that act of sexual

27   battery resulted in the conception of a child with the moving

28   party or the court is presented with documentary evidence of the

29 <u>parent's plea of guilty to the charge of sexual battery,</u>

30 <u>regardless of adjudication, and that act of sexual battery</u>

31 <u>resulted in the conception of a child with the moving party.</u>

32   (2) Reasonable efforts to preserve and reunify families

33 are not required if a court of competent jurisdiction has

34 determined that any of the events described in paragraphs

35 (1)(b)-(d) or (f)-<u>(m)</u> <s>(1)</s> have occurred.

36   Section 2. This act shall take effect July 1, 2013.