



719860

LEGISLATIVE ACTION

Senate

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House

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Senator Bradley moved the following:

1           **Senate Substitute for Amendment (821682) (with title**  
2 **amendment)**

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4           Delete lines 71 - 160

5 and insert:

6 accessible only by members of the judiciary, their direct staff,  
7 and court personnel and clerks of court personnel authorized by  
8 a judge to assist with guardianship matters. The database must  
9 restrict access to that information needed to perform an  
10 individual court personnel's duties, but in no way restrict  
11 access by judges and magistrates.



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12           (2) On or after July 1, 2023, the Florida Clerks of Court  
13 Operations Corporation shall also establish a publicly  
14 accessible webpage to facilitate improving transparency of  
15 guardianship cases to the public.

16           (a) The Florida Clerks of Court Operations Corporation must  
17 generate monthly reports of statewide, circuit-level, and  
18 county-level statistical data to provide assistance to the  
19 courts and the Department of Elderly Affairs, and transparency  
20 to the public and policymakers, regarding the state's  
21 guardianship system. Such data reports must include only  
22 aggregated and deidentified data and must be published on the  
23 webpage established under this subsection.

24           (b) The webpage established under this subsection must  
25 include a database that is accessible to and searchable by the  
26 public. The database must be searchable by the name of a  
27 professional guardian to view current data regarding the number  
28 of wards served by that guardian, the counties of residence of  
29 such wards, and whether the wards are under limited or plenary  
30 guardianships. Such search may not allow access to personal  
31 identifying information of wards.

32           (3) The Office of Public and Professional Guardians is  
33 directed to share professional guardian registration and  
34 disciplinary action data for the purposes of this section.

35           (4) In addition to the reports required under paragraph  
36 (2) (a), the Florida Clerks of Court Operations Corporation must  
37 also generate reports using information in the databases  
38 established under subsection (1) or subsection (2) at the  
39 request of the Legislature, the judiciary, or the Department of  
40 Elderly Affairs.



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41 (5) (a) Beginning July 1, 2024, and annually thereafter  
42 through July 1, 2027, the Florida Clerks of Court Operations  
43 Corporation shall compile data maintained in the databases  
44 established under paragraphs (1) (a) and (2) (b) which has been  
45 collected from the clerks of court and the Department of Elderly  
46 Affairs and submit such data to the Office of Program Policy  
47 Analysis and Government Accountability (OPPAGA).

48 (b) OPPAGA shall analyze the consolidated data compiled in  
49 accordance with paragraph (a) to evaluate trends in the use of  
50 guardianships in this state and conduct a comparative analysis  
51 of guardianship laws in other states. In conducting the  
52 analysis, OPPAGA shall consult with the Office of State Courts  
53 Administrator, the Clerks of Court Operations Corporation, the  
54 clerks of the court, and the Department of Elderly Affairs.  
55 OPPAGA shall submit a report containing findings and  
56 recommendations to the Governor, the President of the Senate,  
57 and the Speaker of the House of Representatives by October 15,  
58 2024, and annually thereafter through October 15, 2027.

59 (c) The data compiled and reported under paragraphs (a) and  
60 (b) must be produced in a statewide, circuit-level, and county-  
61 level statistical format. Such reports must include only  
62 aggregated and deidentified data. Further, the reports provided  
63 under paragraphs (a) and (b) may not contain personal  
64 identifying information of wards.

65 Section 2. Subsection (7) is added to section 744.2001,  
66 Florida Statutes, to read:

67 744.2001 Office of Public and Professional Guardians.—There  
68 is created the Office of Public and Professional Guardians  
69 within the Department of Elderly Affairs.



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70           (7) On or after July 1, 2023, the Office of Public and  
71 Professional Guardians shall

72  
73 ===== T I T L E   A M E N D M E N T =====

74 And the title is amended as follows:

75           Delete lines 16 - 29

76 and insert:

77           at the request of certain entities; requiring the  
78           corporation to annually compile and submit certain  
79           data to the Office of Program Policy Analysis and  
80           Government Accountability (OPPAGA); requiring OPPAGA  
81           to conduct a certain analysis and submit annual  
82           reports to the Governor and the Legislature;  
83           specifying requirements for certain data and reports;  
84           amending s. 744.2001, F.S.; requiring the Office of  
85           Public and Professional Guardians to publish profiles  
86           of registered professional guardians on its website on  
87           or after a specified date;