

By the Committee on Children, Families, and Elder Affairs; and
Senators Bradley, Brandes, and Brodeur

586-02286-22

20221710c1

1 A bill to be entitled
2 An act relating to guardianship; creating s. 744.2112,
3 F.S.; requiring the Florida Clerks of Court Operations
4 Corporation and clerks of court to establish a
5 statewide database of guardianship information for
6 certain purposes; requiring the database to be
7 interoperable with certain data systems; requiring the
8 database to include certain information; requiring the
9 database to be searchable by certain data points;
10 requiring the database to have the ability to generate
11 certain information; requiring the Office of Public
12 and Professional Guardians to share certain
13 information; requiring the Office of Public and
14 Professional Guardians to publish professional
15 guardian registration profiles on its website;
16 requiring the profiles to be accessible and searchable
17 by the public; requiring the profiles to include
18 certain information; providing an effective date.

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

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22 Section 1. Section 744.2112, Florida Statutes, is created
23 to read:

24 744.2112 Statewide database of guardianship information;
25 publication of professional guardian registration profiles.—

26 (1) The Florida Clerks of Court Operations Corporation and
27 clerks of court shall establish a statewide database of
28 guardianship information to facilitate improved court oversight
29 of such guardianships. The database must be interoperable with

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30 the data systems of each circuit court, such that each circuit
31 court may easily access the data for regular use in judicial
32 proceedings. The database must include, at a minimum,
33 professional guardian registration and disciplinary data
34 provided by the Office of Public and Professional Guardians,
35 information on the status of guardian compliance with the
36 statutory qualifications for guardianship, and the status of
37 statutorily required reports and submissions. The database must
38 be searchable by, at a minimum, petitioner, ward, ward
39 demographic information, guardian and guardian location,
40 counsel, other parties to each case, judge, and circuit. The
41 database must have the ability to generate statewide and
42 circuit-level statistical data of assistance to the courts and
43 the Department of Elderly Affairs. The Office of Public and
44 Professional Guardians shall share professional guardian
45 registration and disciplinary data for the purposes of this
46 subsection.

47 (2) The Office of Public and Professional Guardians shall
48 publish professional guardian registration profiles on its
49 Internet website. The profiles must be accessible and searchable
50 by the public, and shall include, at a minimum, information
51 submitted under s. 744.2002, whether any complaints against the
52 professional guardian have been substantiated, and any
53 disciplinary actions taken by the department.

54 Section 2. This act shall take effect July 1, 2022.