

Committee Substitute for
Committee Substitute for Senate Bill No. 1060

An act relating to support; amending ss. 61.14 and 742.031, F.S.; providing for the modification of temporary support orders; providing an effective date.

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

Section 1. Subsection (9) is added to section 61.14, Florida Statutes, as amended by chapter 2003-402, Laws of Florida, to read:

61.14 Enforcement and modification of support, maintenance, or alimony agreements or orders.—

(9)(a) A court may, upon good cause shown, and without a showing of a substantial change of circumstances, modify, vacate, or set aside a temporary support order before or upon entering a final order in a proceeding.

(b) The modification of the temporary support order may be retroactive to the date of the initial entry of the temporary support order; to the date of filing of the initial petition for dissolution of marriage, initial petition for support, initial petition determining paternity, or supplemental petition for modification; or to a date prescribed in paragraph (1)(a) or s. 61.30(11)(c) or (17), as applicable.

Section 2. Subsection (4) is added to section 742.031, Florida Statutes, to read:

742.031 Hearings; court orders for support, hospital expenses, and attorney's fee.—

(4)(a) A court may, upon good cause shown and without a showing of a substantial change of circumstances, modify, vacate, or set aside a temporary support order before or upon entering a final order in a proceeding.

(b) The modification of the temporary support order may be retroactive to the date of the initial entry of the temporary support order; to the date of filing of the initial petition for dissolution of marriage, petition for support, petition determining paternity, or supplemental petition for modification; or to a date prescribed in s. 61.14(1)(a) or s. 61.30(11)(c) or (17), as applicable.

Section 3. This act shall take effect July 1, 2004.

Approved by the Governor May 12, 2004.

Filed in Office Secretary of State May 12, 2004.