

**DOMESTIC VIOLENCE COMMITTEE MEETING**  
**BOCA RATON RESORT**  
**JUNE 18, 2008**

**MEETING STARTED:** 10:42 AM – with an introduction of all in attendance.

**ATTENDANCE:** Judge Amy Karan, Deborah Day, Judge Victoria del Pino, Iris Bass, Tana Sachs Copple, Carrie Arvine, Scott Machlus, Amy Cosentino, Lillian Vitagliano Basam, Diksha Mehan, and Kim McGuire.

**OLD BUSINESS:**

1). Form changes – letter was drafted. Judge Karan wrote to the legislature (7) pages – re: changing the domestic violence forms and they are still thinking about it. 2 Justices are leaving. There will be changes in time-sharing (custody) issues and some of the changes affect domestic violence, they will not be in effect until October 1, 2008.

**NEW BUSINESS:**

- 1.) 1790 – mandates costs to be paid if convicted of a crime. 50\$ for misdemeanor and \$100 felony. No willful violation if you cannot pay, but the Court may obtain a money judgment against the defendant.
- 2.) 2532 – it causes major changes in custody and names it timesharing, and it changes 61.13 to about 20 factors, 61.046, 61.046, 122, 13 13001, 61.14 61.827, 61.21 will all be affected.
- 3.) 1474 – equitable distribution – abolishes special equity.
- 4.) 663 – Adoption – once the parent search is done, the parent does not have the right to come back and file.
- 5.) Employee leave for sexual violence victims – if you're a victim of sexual violence you have to be given employee leave.
- 6.) 1141 –
- 7.) 313 – requires police to give pamphlets to dating violence. Just like in domestic violence cases – but it is now treated the same.
- 8.) 7077 – Injunctions being issued in dependency court.
- 9.) 739 – GAL – provides that a guardian does not need to have counsel.
- 10.) Handout on 2007 DV national statistics for just one day.
- 11.) Article on DV and Child Custody –
- 12.) Needing a speaker in DV on September 18 and 19<sup>th</sup>. How Did My Case end up in DV Court? Amy Cosentino and Judge Victoria Del Pino will appear to speak in Fort Lauderdale and Tampa.
- 13.) Restitution and DV
- 14.) Firearms and DV – if a person does not turn in their firearms then a court order can come out. An order procedure makes them more difficult for them to get them out. A letter to the petitioner will be sent saying that perpetrator wants his gun back and gives victim the right to approve the release of the weapon. Judge Karan has made a checklist on surrendering the guns and return of the guns.
- 15.) Article on Batters Shoot Holes in Protective Gun Bans. Florida made it law that you cannot find out who has a gun. Found over 300 people that had not

- turned in their licenses. They ask questions on the NIC check – then the default is yes – but it can come back after they have already been given the gun.
- 16.) Modified wheel – Deluth Power and Control Wheel revised – took out the her and him.
  - 17.) Kim McGuire spoke about helping Katrina Victims who need shelter as battered women and also spoke about getting shelter with a 13 year old boy and those challenges.
  - 18.) Judge Karan spoke about changes made to the pamphlet for Respondents became affective 2-3 months.
  - 19.) Issues with minors and injunctions – because you cannot use initials on the injunctions- you must use names. Contact Judge Karan if people are issuing them with initials. Law enforcement cannot enforce them with initials.
  - 20.) Judicial Checklist on Children and Youth Exposed to Violence.
  - 21.) Victim's Consent – 33 Fla. L. Weekly D820c – states that victims lack of consent -
  - 22.) Case law review-
    - a). Betterman v. Kukelhani
    - b). Shocki v. Aresty
    - c). Sando v. State and Lamberti –
    - d). State v. Greaux –
    - e). State v. Clyatt –
  - 23.) New Projects –
    - a). How dv will be affected by the new custody laws;
    - b). Article by child experts on how they will look to design parenting plans.

\* Next meeting to take place September 10-11, 2008 in Tampa at the Marriott

Meeting adjourned at 12:00