

FLORIDA FAMILY COURT BENCHCARD – One Family, One Judge

TOPIC	FAMILY (includes Paternity Chapter 742)	DOMESTIC VIOLENCE	DELINQUENCY	DEPENDENCY	NOTES
DEFINITION OF “RELATED FAMILY CASES”	Rule 2.545(d) Fla. R. Jud. Admin. Rule 12.004 Fla. Fam. R. P.	Rule 2.545(d) Fla. R. Jud. Admin. Rule 12.004 Fla. Fam. R. P.	Rule 2.545(d) Fla. R. Jud. Admin. Rule 12.004 Fla. Fam. R. P.	Rule 2.545(d) Fla. R. Jud. Admin. Rule 12.004 Fla. Fam. R. P.	(2) “Family cases” include dissolution of marriage, annulment, support unconnected with dissolution of marriage, paternity, child support, UIFSA, custodial care of and access to children, proceedings for temporary or concurrent custody of minor children by extended family, adoption, name change, declaratory judgment actions related to premarital, marital, or post-marital agreements, civil domestic, repeat violence, dating violence, stalking, and sexual violence injunctions, juvenile dependency, termination of parental rights, juvenile delinquency, emancipation of a minor, CINS/FINS, truancy, and modification and enforcement of orders entered in these cases.
RELATED CASES/FILING COPIES OF ORDERS FROM OTHER CASES	Rule 12.006 Fla. Fam. R. P.			Rule 8.260 Fla. R. Juv. P.	Note that Rule 8.260 requires Orders entered in a Dependency action to be filed in any dissolution or “other custody action” or proceeding involving the same child.
CHILDREN’S NAMES VS. INITIALS See Rule 2.425(a)(1) Fla. R. Jud. Admin.	Rule 2.425(b)(5) Fla. R. Jud. Admin. Exception to use of initials of child’s name involving any order relating to parental responsibility, time-sharing, or child support	Rule 2.425(b)(5) Fla. R. Jud. Admin. See exception to use of initials	Initials	Rule 8.505(C) Fla. R. Juv. P. TPR: Constructive Service Notice of Action to identify child by initials only	Minor children’s names and dates of birth are needed for purposes of child support and are essential identifiers for UFC cases

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CONFIDENTIALITY OF RELATED CASES	Rules 12.271, 12.004 12.271 Fla. Fam. R.P.	Rules 12.271, 12.004 12.271 Fla. Fam. R.P	Rules 12.271, 12.004 12.271 Fla. Fam. R.P	Rules 12.271, 12.004,12.271 Fla. Fam. R.P Rule 8.245 Fla. R. Juv. P.	Note: Termination of Parental Rights and Adoptions are closed proceedings
CONFIDENTIALITY OF RECORDS AND PROCEEDINGS	Rule 12.400 Fla. Fam. R.P.	Rule 2.420 Fla. R. Jud. Admin.	Rule 2.420 Fla. R. Jud. Admin.	Rule 2.420 Fla. R. Jud. Admin.	Check local circuit administrative orders
PRECEDENCE OF ORDERS CHAPTER 61 ACTIONS AND CHAPTER 741 DOMESTIC VIOLENCE	<p>§61.125(3) Parent Coordination No referral of DV cases to Parent Coordinator without consent of both parties</p> <p>§61.13(3)(m)-(n) Consideration of DV (or false reporting) in establishing or modifying parental responsibility and parenting plan</p>	<p>§741.30(1)(C) Inconsistent provisions of subsequently filed Chapter 61 Orders take precedence over Domestic Violence Orders (i.e. parenting plans)</p>	N/A	N/A	
DISCOVERY	Rule 12.280-12.351 Fla. Fam. R. P.	12.290 12.340 12.350 12.360 Fla. Fam. R. P. (Same as family except for Mandatory Disclosure)	RULE 8.060 Fla. R. Juv. P.	Rule 8.245 Fla. R. Juv. P.	

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DOMESTIC VIOLENCE AND JUVENILE DELINQUENCY			§985.255(2)		Detention criteria for juvenile charged with DV
PRECEDENCE OF ORDERS CHAPTER 39 DEPENDENCY OVER CHAPTER 61 DISSOLUTION OF MARRIAGE				§ 39.013(4), §39.521(3)(b)1. Rule 8.260 (d) Fla. R. Juv. P.	§39.013(4) Rule 8.260 Fla. R. Juv. P. requires Orders in Dependency TO BE FILED in any dissolution or “other custody action” or proceeding involving the same child. Note: Dependency Order takes precedence over family/civil orders, unless court has terminated jurisdiction in dependency matter.
DOMESTIC VIOLENCE AND JUVENILE DEPENDENCY				See Forms 8.962 and 8.963 Fla. R. Juv. P.	Note §39.901-908 refer to Domestic Violence but are not specific to dependency.
DOMESTIC VIOLENCE AND CONFIDENTIALITY OF ADDRESSES	Rule 12.007 Fla. Fam. R. P. Form 12.980(h) Fla. Fam. R.P.	§741.401- 741.465 12.610(B) Fla. Fam. R.P. Rule 2.420 Fla. R. Jud. Admin.			
EVALUATION OF CHILD	Rule 12.363(b)(1) Fla. Fam. R. P.		§985.18- 985.185	Rule 8.250 Fla. R. Juv. P. 39.304 39.307	
FAMILY LAW COVER SHEET	Rule 12.928 Fla. Fam. R. P.		Rule 8.003 Fla. R. Juv. P.	Rule 8.003 Fla. R. Juv. P.	Cover sheet is Form 12.928 Fla. Fam. R. P.
GUARDIAN AD LITEM	§61.403-61.405 Form 12.942(a) Form 12.942(b) Fla. R. Fam. P.		Rule 8.170 Fla. R. Juv. P.	§39.820- 39.8298 Rule 8.215 Fla. R. Juv. P. TPRS: Rule 8.510(a)(2)(c) Fla. R. Juv. P. §39.807(2)	

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NOTICE OF RELATED CASES	Rule 12.900(h) Fla. Fam. R. P Rule 2.545(b)(d) Fla. R. Jud. Admin.	Rule 12.900(h) Fla. Fam. R. P Rule 2.545(b)(d) Fla. R. Jud. Admin.	Rule 12.900(h) Fla. Fam. R. P Rule 2.545(b)(d) Fla. R. Jud. Admin.	Rule 12.900(h) Fla. Fam. R. P Rule 2.545(b)(d) Fla. R. Jud. Admin.	
PARENTING COURSE	§61.21	§741.30(6)(a)(5) Limited to Respondents only.	§985.513 May Order parents of juvenile to participate in family counseling and other professional counseling.	§39.407(15)	
EVALUATIONS	Rule 12.360 Rule 12.363 Rule 12.364 (social investigations) Fla. Fam. R. P. §61.20 §61.122	§741.30(6)(a)(5) Limited to Respondents only.	§985.18 §985.185 Rule 8.115 Fla. R. Juv. P.	Rule 8.250(b) Fla. R. Juv. P. §39.407(15)	
SUBSTANCE ABUSE EVALUATIONS		§741.30(6)(a)(5) limited to Respondent's only	§985.135(7) Juvenile Assessment Centers Rule 8.115 Fla. R. Juv. P. (dispositions)	§39.407(15) Rule 8.250(b) Fla. R. Juv. P.	
SOCIAL SECURITY NUMBERS	Form 12. 902(j) Fla. R. Fam. P. §61.052(7)				This serves as an identifier in UFC identification.