

1                                   A bill to be entitled  
 2           An act relating to guardianship data transparency;  
 3           creating s. 744.2112, F.S.; requiring the Florida  
 4           Clerks of Court Operations Corporation and the clerks  
 5           of court to establish a statewide database of  
 6           guardianship data; requiring the database to be  
 7           interoperable and easily accessible for each circuit  
 8           court; requiring the database to contain certain  
 9           information; requiring the Office of Public and  
 10          Professional Guardians to provide certain data for use  
 11          in the database; requiring the database to be  
 12          searchable in specified ways; requiring the database  
 13          to be able to generate certain statistical data;  
 14          requiring the Office of Public and Professional  
 15          Guardians to publish online profiles of registered  
 16          professional guardians; requiring the online profiles  
 17          to contain certain information; providing  
 18          appropriations; 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 Guardianship data collection and transparency.-

25           (1) The Florida Clerks of Court Operations Corporation and

26 | the clerks of court shall establish a statewide database of  
27 | guardianship information to facilitate improving court oversight  
28 | of guardianship cases. The database must be interoperable with  
29 | the data systems of each circuit court and have the ability for  
30 | each circuit court to easily access the data for regular use in  
31 | judicial proceedings. The database must include, at a minimum,  
32 | all of the following:

33 |       (a) The registration and disciplinary data of each  
34 | professional guardian provided by the Office of Public and  
35 | Professional Guardians.

36 |       (b) Information regarding the status of each guardian's  
37 | compliance with the statutory qualifications for guardianship.

38 |       (c) The status of statutorily required reports and  
39 | submissions.

40 |       (2) The database must be searchable by, at a minimum, the  
41 | name of the petitioner, ward, guardian, legal counsel, and other  
42 | parties to a case; the demographic information of the ward; the  
43 | guardian's location; and the name of the judge and circuit in  
44 | which the case is brought. The database must have the ability to  
45 | generate statewide and circuit-level statistical data to provide  
46 | assistance to the courts and the Department of Elderly Affairs.  
47 | The Office of Public and Professional Guardians is directed to  
48 | share professional guardian registration and disciplinary data  
49 | for the purposes of this section.

50 |       (3) The Office of Public and Professional Guardians shall

51 publish a profile of each registered professional guardian on  
52 its website. The profiles must be accessible and searchable by  
53 the public and must include, at a minimum, the information  
54 submitted to the Office of Public and Professional Guardians  
55 under s. 744.2002, whether any complaints against the  
56 professional guardian have been substantiated, and any  
57 disciplinary actions taken by the Department of Elderly Affairs.

58 Section 2. For the 2022-2023 fiscal year, the sum of  
59 \$2,400,000 in nonrecurring funds is appropriated from the  
60 General Revenue Fund to the Justice Administrative Commission  
61 for distribution to the Florida Clerks of Court Operations  
62 Corporation for the purpose of implementing this act.

63 Section 3. For the 2022-2023 fiscal year, the sums of  
64 \$40,000 in recurring funds and \$300,000 in nonrecurring funds  
65 are appropriated from the General Revenue Fund to the Department  
66 of Elderly Affairs for the purpose of implementing this act.

67 Section 4. This act shall take effect July 1, 2022.