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# **Civil Justice & Courts Policy Committee**

**Tuesday, November 3, 2009  
8:45 AM - 9:45 AM  
Reed Hall**

**Action Packet**

**Larry Cretul  
Speaker**

**Carl J. Domino  
Chair**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)

**Summary:**

**Civil Justice & Courts Policy Committee**

*Tuesday November 03, 2009 08:45 am*

HB 1	Favorable	Yeas: 12	Nays: 0
HB 25	Favorable	Yeas: 12	Nays: 0
HB 79	Favorable With Committee Substitute	Yeas: 11	Nays: 1

**Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Carl Domino (Chair)	X		
Eric Eisnaugle	X		
Adam M. Fetterman	X		
Anitere Flores	X		
James Frishe	X		
Audrey Gibson	X		
Eduardo Gonzalez			X
Tom Grady	X		
Dave Murzin	X		
H. Marlene O'Toole	X		
Ralph Poppell	X		
Michelle Rehwinkel Vasilinda			X
Darren Soto	X		
Michael Weinstein	X		
<b>Totals:</b>	<b>12</b>	<b>0</b>	<b>2</b>

Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)

**HB 1 : Statutes of Limitations**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Eric Eisnaugle	X				
Adam M. Fetterman	X				
Anitere Flores	X				
James Frishe	X				
Audrey Gibson	X				
Eduardo Gonzalez			X		
Tom Grady	X				
Dave Murzin	X				
H. Marlene O'Toole	X				
Ralph Poppell	X				
Michelle Rehwinkel Vasilinda			X		
Darren Soto	X				
Michael Weinstein	X				
Carl Domino (Chair)	X				
<b>Total Yeas: 12      Total Nays: 0</b>					

**Appearances:**

Statutes of Limitations

Lisa Henning (Lobbyist) - Proponent  
 Fraternal Order of Police  
 242 Office Plaza Drive  
 Tallahassee Florida 32301  
 Phone: 656-9881

Statutes of Limitations

Candice Epicks (Lobbyist) - Proponent  
 Klee Family/Coral Springs  
 205 S. Adams Street  
 Tallahassee Florida  
 Phone: 954-648-1204

Statutes of Limitations

Brian Pitts - Information Only  
 Justice 2 Jesus  
 1119 Newton Avenue S  
 St. Petersburg Florida 33705  
 Phone: 727-897-9291

Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)

**HB 25 : Temporary and Concurrent Custody of a Child**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Eric Eisnaugle	X				
Adam M. Fetterman	X				
Anitere Flores	X				
James Frishe	X				
Audrey Gibson	X				
Eduardo Gonzalez			X		
Tom Grady	X				
Dave Murzin	X				
H. Marlene O'Toole	X				
Ralph Poppell	X				
Michelle Rehwinkel Vasilinda			X		
Darren Soto	X				
Michael Weinstein	X				
Carl Domino (Chair)	X				
<b>Total Yeas: 12    Total Nays: 0</b>					

**Appearances:**

Temporary and Concurrent Child Custody  
 Amelia Petrila (Lobbyist) - Proponent  
 Children's Board of Hillsborough County  
 1002 E. Palm Avenue  
 Tampa Florida 33708  
 Phone: 813-774-1854

Temporary and Concurrent Child Custody  
 Brian Pitts - Information Only  
 Justice 2 Jesus  
 1119 Newton Avenue S  
 St. Petersburg Florida 33705  
 Phone: 727-897-9291

Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)

**HB 79 : Excuse from Jury Service**

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Eric Eisnaugle	X				
Adam M. Fetterman	X				
Anitere Flores	X				
James Frishe	X				
Audrey Gibson	X				
Eduardo Gonzalez			X		
Tom Grady	X				
Dave Murzin	X				
H. Marlene O'Toole		X			
Ralph Poppell	X				
Michelle Rehwinkel Vasilinda			X		
Darren Soto	X				
Michael Weinstein	X				
Carl Domino (Chair)	X				
<b>Total Yeas: 11</b>		<b>Total Nays: 1</b>			

**Appearances:**

Excuse from Jury Service

Connie Galietti (Lobbyist) - Proponent

Florida Psychological Association

408 Office Plaza Drive

Tallahassee Florida 32301

Phone: 850-656-2222

Excuse from Jury Service - Amendment 1

Connie Galietti (Lobbyist) - Proponent

Florida Psychological Association

408 Office Plaza Drive

Tallahassee Florida 32301

Phone: 850-656-2222

Excuse from Jury Service

Brian Pitts - Information Only

Justice 2 Jesus

1119 Newton Avenue S.

St. Petersburg Florida 33705

Phone: 727-897-9291

Excuse from Jury Service

Carolyn Stimel - Proponent

Florida Psychological Association

2027 Thomasville Road

Tallahassee Florida 32308

Phone: 850-386-8116

Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Courts Policy Committee**

**11/3/2009 8:45:00AM**

**Location:** Reed Hall (102 HOB)  
Excuse from Jury Service - Amendment 1  
Carolyn Stimel - Proponent  
Florida Psychological Association  
2027 Thomasville Road  
Tallahassee Florida 32308  
Phone: 850-386-8116

**Committee meeting was reported out: Tuesday, November 03, 2009 4:31:00PM**

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 79

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

**ADOPTED**  
*w/out objection*  
 11/3/09

1 Council/Committee hearing bill: Civil Justice & Courts Policy  
 2 Committee

3 Representative Sands offered the following:

4  
 5 **Amendment (with directory and title amendments)**

6 Between lines 15 and 16, insert:

7 (5) A presiding judge may, in his or her discretion,  
 8 excuse a practicing attorney, a practicing physician, a  
 9 practicing psychologist, or a person who is physically infirm  
 10 from jury service, except that no person shall be excused from  
 11 service on a civil trial jury solely on the basis that the  
 12 person is deaf or hearing impaired, if that person wishes to  
 13 serve, unless the presiding judge makes a finding that  
 14 consideration of the evidence to be presented requires auditory  
 15 discrimination or that the timely progression of the trial will  
 16 be considerably affected thereby. However, nothing in this  
 17 subsection shall affect a litigant's right to exercise a  
 18 peremptory challenge.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

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**D I R E C T O R Y   A M E N D M E N T**

Remove lines 8-9 and insert:

Section 1. Subsections (4) and (5) of section 40.013,  
Florida Statutes, are amended to read:

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**T I T L E   A M E N D M E N T**

Remove line 4 and insert:

from jury service; including practicing psychologists in the  
list of persons a judge is authorized to excuse from jury  
service; providing an effective date.