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# **Policy Council**

**THURSDAY, MARCH 18, 2010  
2:00 P.M. – 4:30 P.M.  
MORRIS HALL**

**ACTION PACKET**

**Larry Cretul  
Speaker**

**Rep. Marcelo Llorente  
Chair**

# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

**Location:** Morris Hall (17 HOB)

### Summary:

#### Policy Council

*Thursday March 18, 2010 02:00 pm*

CS/HB 13	Favorable With Council Substitute	Yeas: 17	Nays: 0
CS/HB 55	Favorable	Yeas: 17	Nays: 0
HB 661	Favorable	Yeas: 17	Nays: 0
HB 1001	Favorable With Council Substitute	Yeas: 13	Nays: 0

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM

# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

Location: Morris Hall (17 HOB)

### Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Marcelo Llorente (Chair)	X		
Kevin Ambler	X		
Mary Brandenburg	X		
Jennifer Carroll	X		
Faye Culp	X		
Keith Fitzgerald	X		
James Frishe	X		
Audrey Gibson	X		
Ed Homan	X		
Dorothy Hukill	X		
Evan Jenne	X		
John Legg	X		
Dave Murzin			X
Ari Porth	X		
William Snyder	X		
Perry Thurston	X		
Baxter Troutman	X		
Juan Zapata	X		
<b>Totals:</b>	<b>17</b>	<b>0</b>	<b>1</b>

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM

# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

Location: Morris Hall (17 HOB)

CS/HB 13 : Senior Judges

Favorable With Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Mary Brandenburg	X				
Jennifer Carroll	X				
Faye Culp	X				
Keith Fitzgerald	X				
James Frishe	X				
Audrey Gibson	X				
Ed Homan	X				
Dorothy Hukill	X				
Evan Jenne	X				
John Legg	X				
Dave Murzin				X	
Ari Porth	X				
William Snyder	X				
Perry Thurston	X				
Baxter Troutman	X				
Juan Zapata	X				
Marcelo Llorente (Chair)	X				
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM

COUNCIL/COMMITTEE AMENDMENT  
Bill No. CS/HB 13 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
<u>ADOPTED W/O OBJECTION</u>	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	___	

1 Council/Committee hearing bill: Policy Council  
2 Representative(s) Ambler offered the following:

3  
4 **Amendment (with title amendment)**

5 Between lines 130 and 131, insert:

6 Section 2. Present subsections (3) through (14) of section  
7 44.104, Florida Statutes, are redesignated as subsections (4)  
8 through (15), respectively, and a new subsection (3) is added to  
9 that section, to read:

10 44.104 Voluntary binding arbitration and voluntary trial  
11 resolution.-

12 (3) Voluntary trial resolution may include a jury trial if  
13 there is a right to a jury trial in the civil dispute and if  
14 there has been a request for a jury trial by at least one party.

15 The trial resolution judge shall preside over the jury trial.

16 The jury trial conducted as part of the voluntary trial  
17 resolution shall be conducted according to the laws applicable  
18 to civil jury trials and in accordance with this section. The  
19 availability of a jury trial under this subsection requires the

Amendment No. 1

20 advance written approval of the chief judge of the circuit in  
21 which such case is pending and the availability of sufficient  
22 court resources to accommodate the request. A standard per diem  
23 rate may be established by the chief judge for the use of court  
24 resources to be charged to the parties conducting a trial under  
25 this subsection. Payments made by a party or parties under this  
26 subsection shall be deposited into the Operating Trust Fund  
27 within the state courts system under s. 25.3844.

31 -----  
32 **T I T L E A M E N D M E N T**

33 Remove lines 2-13 and insert:

34 An act relating to judicial proceedings in civil  
35 cases; amending s. 25.073, F.S.; conforming provisions  
36 to changes made by the act; providing for the chief  
37 judge of a judicial circuit, subject to approval by  
38 the Chief Justice of the Supreme Court, to establish a  
39 program for retired justices or judges to preside over  
40 civil cases and trials upon written request of one or  
41 more parties; providing for compensation of such  
42 justices or judges; providing for an additional court  
43 cost and for deposit thereof; amending s. 44.104, F.S.; providing  
44 for the procedures governing voluntary trial resolution to  
45 include a jury trial if at least one party has requested a jury  
46 trial; providing for costs and deposit thereof; providing an  
47 effective date.

# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

Location: Morris Hall (17 HOB)

CS/HB 55 : District School Board Policies and Procedures

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Mary Brandenburg	X				
Jennifer Carroll	X				
Faye Culp	X				
Keith Fitzgerald	X				
James Frishe	X				
Audrey Gibson	X				
Ed Homan	X				
Dorothy Hukill	X				
Evan Jenne	X				
John Legg	X				
Dave Murzin				X	
Ari Porth	X				
William Snyder	X				
Perry Thurston	X				
Baxter Troutman	X				
Juan Zapata	X				
Marcelo Llorente (Chair)	X				
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM

# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

Location: Morris Hall (17 HOB)

HB 661 : Minimum Surplus Requirements for Mortgage Guaranty Insurers

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Mary Brandenburg	X				
Jennifer Carroll	X				
Faye Culp	X				
Keith Fitzgerald	X				
James Frishe	X				
Audrey Gibson	X				
Ed Homan	X				
Dorothy Hukill	X				
Evan Jenne	X				
John Legg	X				
Dave Murzin				X	
Ari Porth	X				
William Snyder	X				
Perry Thurston	X				
Baxter Troutman	X				
Juan Zapata	X				
Marcelo Llorente (Chair)	X				
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

### Appearances:

#### Mortgage Guaranty Insurance

Sandy Safley, Special Consultant (Waived in Support) (Lobbyist) - Proponent

Mortgage Insurance Companies of America

P. O. Box 10095

Tallahassee FL 32302

Phone: (850) 222-3533

#### Mortgage Guaranty Insurers

Monte Stevens, Government Director (Waived in Support) (Lobbyist) (State Employee) - Proponent

Office of Insurance Regulation

200 E. Gaines St.

Tallahassee FL

Phone: 413-2571

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM



# COUNCIL MEETING REPORT

## Policy Council

3/18/2010 2:00:00PM

Location: Morris Hall (17 HOB)

HB 1001 : Grayton Beach State Park

Favorable With Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Mary Brandenburg				X	
Jennifer Carroll				X	
Faye Culp	X				
Keith Fitzgerald	X				
James Frishe	X				
Audrey Gibson				X	
Ed Homan	X				
Dorothy Hukill	X				
Evan Jenne	X				
John Legg	X				
Dave Murzin				X	
Ari Porth	X				
William Snyder	X				
Perry Thurston				X	
Baxter Troutman	X				
Juan Zapata	X				
Marcelo Llorente (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Thursday, March 18, 2010 3:10:28PM

Amendment No.

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Policy Council  
 2 Representative(s) Rep. Coley offered the following:

**Amendment (with title amendment)**

Between lines 36 and 37, insert:

Section 2. Jack Mashburn Marina designated; Department of Environmental Protection to erect suitable markers.—

(1) The marina commonly referred to as the "boat basin" on Grand Lagoon at St. Andrews State Park in Bay County is designated as "Jack Mashburn Marina."

(2) The Department of Environmental Protection is directed to erect suitable markers designating Jack Mashburn Marina as described in subsection (1).

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**T I T L E A M E N D M E N T**

Remove all of line 4, and insert:

COUNCIL/COMMITTEE AMENDMENT

Bill No. 1001 (2010)

Amendment No.

19 Park; designating Jack Mashburn Marina in Bay County; directing  
20 the Division of Recreation and Parks of



## HOUSE OF REPRESENTATIVES COUNCIL/COMMITTEE ATTENDANCE ROLL CALL

The Council/Committee on POLICY COUNCIL

met at 2:00 o'clock on 3-18-10 with the following attendance:

<u>Member</u>	<u>Present</u>	<u>Absent*</u>	<u>Excused</u>
REP. LLORENTE, CHAIR	✓		
REP. AMBLER	✓		
REP. BRANDENBURG	✓		
REP. CARROLL	✓		
REP. CULP	✓		
REP. FITZGERALD	✓		
REP. FRISHE	✓		
REP. GIBSON	✓		
REP. HOMAN	✓		
REP. HUKILL	✓		
REP. JENNE	✓		
REP. LEGG, VICE CHAIR	✓		
REP. MURZIN			✓
REP. PORTH	✓		
REP. SNYDER	✓		
REP. THURSTON	✓		
REP. TROUTMAN	✓		
REP. ZAPATA	✓		

\_\_\_\_\_  
Chair

\*A member must be excused by Chair or Speaker. A member answering roll call is presumed "present" thereafter.

**House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET**

Council/Committee: **POLICY COUNCIL**  
 Meeting Date: 3-18-10  
 Place: \_\_\_\_\_  
 Time: \_\_\_\_\_

Bill Number: HB 1001  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: \_\_\_\_\_

**Council/Committee Action:**

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ <u>1</u> amendments                    | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Cover Amendment</i>								
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay	
<input checked="" type="checkbox"/>		AMBLER									
		BRANDENBURG	<i>Adopted w/o objection</i>							<input checked="" type="checkbox"/>	
		CARROLL									<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>		CULP									
<input checked="" type="checkbox"/>		FITZGERALD									
<input checked="" type="checkbox"/>		FRISHE									
		GIBSON									<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>		HOMAN									
<input checked="" type="checkbox"/>		HUKILL									
<input checked="" type="checkbox"/>		JENNE									
<input checked="" type="checkbox"/>		LEGG, V. CHAIR									
		MURZIN									<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>		PORTH									
<input checked="" type="checkbox"/>		SNYDER									
		THURSTON								<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>		TROUTMAN									
<input checked="" type="checkbox"/>		ZAPATA									
<input checked="" type="checkbox"/>		LLORENTE, CHAIR									
<b>Yeas</b>	<b>Nays</b>	<b>TOTALS</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	
13	0										

**House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET**

Council/Committee: POLICY COUNCIL

Bill Number: CS/HB 13

Meeting Date: 3-18-10

Date Received: \_\_\_\_\_

Place: \_\_\_\_\_

Date Reported: \_\_\_\_\_

Time: 2:00 P.M.

Subject: \_\_\_\_\_

**Council/Committee Action:**

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS								
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		AMBLER								
<input checked="" type="checkbox"/>		BRANDENBURG								
<input checked="" type="checkbox"/>		CARROLL								
<input checked="" type="checkbox"/>		CULP								
<input checked="" type="checkbox"/>		FITZGERALD								
<input checked="" type="checkbox"/>		FRISHE								
<input checked="" type="checkbox"/>		GIBSON								
<input checked="" type="checkbox"/>		HOMAN								
<input checked="" type="checkbox"/>		HUKILL								
<input checked="" type="checkbox"/>		JENNE								
<input checked="" type="checkbox"/>		LEGG, V. CHAIR								
		MURZIN								
<input checked="" type="checkbox"/>		PORTH								
<input checked="" type="checkbox"/>		SNYDER								
<input checked="" type="checkbox"/>		THURSTON								
<input checked="" type="checkbox"/>		TROUTMAN								
<input checked="" type="checkbox"/>		ZAPATA								
<input checked="" type="checkbox"/>		LLORENTE, CHAIR								
<b>Yeas</b>	<b>Nays</b>	<b>TOTALS</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>
17	0									

**House of Representatives**  
**COUNCIL/COMMITTEE BILL ACTION WORK SHEET**

Council/Committee: **POLICY**  
**COUNCIL**

Meeting Date: 3-18-10

Place: \_\_\_\_\_

Time: 2:00 PM

Bill Number: HB 661

Date Received: \_\_\_\_\_

Date Reported: \_\_\_\_\_

Subject: \_\_\_\_\_

**Council/Committee Action:**

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Favorable                     | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments            | <input type="checkbox"/> Reconsidered                 |
| <input type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                      | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS								
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		AMBLER								
<input checked="" type="checkbox"/>		BRANDENBURG								
<input checked="" type="checkbox"/>		CARROLL								
<input checked="" type="checkbox"/>		CULP								
<input checked="" type="checkbox"/>		FITZGERALD								
<input checked="" type="checkbox"/>		FRISHE								
<input checked="" type="checkbox"/>		GIBSON								
<input checked="" type="checkbox"/>		HOMAN								
<input checked="" type="checkbox"/>		HUKILL								
<input checked="" type="checkbox"/>		JENNE								
<input checked="" type="checkbox"/>		LEGG, V. CHAIR								
		MURZIN	<i>Y AFTER ROLL CALL</i>							
<input checked="" type="checkbox"/>		PORTH								
<input checked="" type="checkbox"/>		SNYDER								
<input checked="" type="checkbox"/>		THURSTON								
<input checked="" type="checkbox"/>		TROUTMAN								
<input checked="" type="checkbox"/>		ZAPATA								
<input checked="" type="checkbox"/>		LLORENTE, CHAIR								
<b>Yeas</b>	<b>Nays</b>	<b>TOTALS</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>	<b>Yeas</b>	<b>Nays</b>
<u>19</u>	<u>0</u>									



TYPE OR PRINT CLEARLY

COUNCIL/COMMITTEE APPEARANCE RECORD

Waived in support

Bill Number 661 Date 3-18-10
Name Monte STEVENS
Title Government Director
Address 200 E. GAINES ST
City Tally State/Zip FL
Phone Number 413-2571
Representing Office of Insurance Regulation

Lobbyist (registered) YES [checked] NO [ ]
State Employee YES [checked] NO [ ]

If you are testifying regarding an amendment, please indicate if your position as a proponent or an opponent is the same as on the bill as a whole.

I wish to speak [checked] Proponent [ ] Amendment [ ] Bill [checked]
I have been requested to speak [ ] Opponent [ ] Amendment [ ] Bill [ ]
Information [ ] Amendment [ ] Bill [ ]

Subject matter:

Council/Committee: Policy

PLEASE FILL OUT THE ENTIRE FORM AND SUBMIT TWO COPIES TO THE COUNCIL/COMMITTEE ADMINISTRATIVE ASSISTANT AT THE MEETING





TYPE OR PRINT CLEARLY

COUNCIL/COMMITTEE APPEARANCE RECORD

Waived in support

Bill Number HB 661 Date 3-18-10

Name Sandy Safley

Title Special Consultant

Address PO. Box 10095

City Tall State/Zip FL 32302

Phone Number 850-222-3533

Representing Mortgage Insurance Companies of America

Lobbyist (registered) YES [checked] NO [ ]

State Employee YES [ ] NO [checked]

If you are testifying regarding an amendment, please indicate if your position as a proponent or an opponent is the same as on the bill as a whole.

		<u>Amendment</u>	<u>Bill</u>
I wish to speak	<input checked="" type="checkbox"/> <u>Proponent</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
I have been requested to speak	<input type="checkbox"/> Opponent	<input type="checkbox"/>	<input type="checkbox"/>
	Information	<input type="checkbox"/>	<input type="checkbox"/>

Subject matter: Mortgage Guaranty Insurance

Council/Committee: Policy Council

PLEASE FILL OUT THE ENTIRE FORM AND SUBMIT TWO COPIES TO THE COUNCIL/COMMITTEE ADMINISTRATIVE ASSISTANT AT THE MEETING

