



Civil Justice Subcommittee

**Tuesday, January 26, 2016
8:00 a.m. – 11:00 a.m.
Sumner Hall (404 HOB)**

ACTION PACKET

**Steve Crisafulli
Speaker**

**Kathleen Passidomo
Chair**

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

Summary:

Civil Justice Subcommittee

Tuesday January 26, 2016 08:00 am

| | | | |
|-----------------|--|----------|---------|
| HB 339 | Favorable With Committee Substitute | Yeas: 11 | Nays: 0 |
| | Amendment 299913 Adopted Without Objection | | |
| | Am 1 | | |
| HB 557 | Favorable With Committee Substitute | Yeas: 9 | Nays: 4 |
| | Amendment 191697 Adopted Without Objection | | |
| | Am 1 Strike All | | |
| HB 967 | Favorable | Yeas: 11 | Nays: 0 |
| HB 1077 | Favorable | Yeas: 10 | Nays: 0 |
| HB 1181 | Favorable With Committee Substitute | Yeas: 11 | Nays: 0 |
| | Amendment 397121 Adopted Without Objection | | |
| | Am 1 | | |
| | Amendment 403047 Adopted Without Objection | | |
| | Am 2 | | |
| | Amendment 444445 Adopted Without Objection | | |
| | Am 3 | | |
| HB 1263 | Favorable With Committee Substitute | Yeas: 11 | Nays: 0 |
| | Amendment 504533 Adopted Without Objection | | |
| | Am 1 | | |
| | Amendment 547101 Adopted Without Objection | | |
| | Am 2 | | |
| HB 1357 | Favorable With Committee Substitute | Yeas: 11 | Nays: 1 |
| | Amendment 526805 Adopted Without Objection | | |
| | Am 1 | | |
| | Amendment 806225 Adopted Without Objection | | |
| | Am 2 | | |
| | Amendment 132091 Adopted Without Objection | | |
| | Am 3 | | |
| | Amendment 319151 Adopted Without Objection | | |
| | Am 4 | | |
| PCS for HB 1231 | Favorable With Amendment(s) | Yeas: 10 | Nays: 0 |
| | Amendment PCS for HB 1231 a1 Adopted Without Objection | | |

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

Attendance:

| | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|----------------------------|----------------|---------------|----------------|
| Kathleen Passidomo (Chair) | X | | |
| Lori Berman | X | | |
| Colleen Burton | X | | |
| Dwight Dudley | X | | |
| Walter Hill | X | | |
| Kionne McGhee | X | | |
| Larry Metz | X | | |
| George Moraitis, Jr. | X | | |
| Cary Pigman | X | | |
| Cynthia Stafford | X | | |
| Charlie Stone | X | | |
| Jennifer Sullivan | X | | |
| John Wood | X | | |
| Totals: | 13 | 0 | 0 |

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 339 : Housing Discrimination

Favorable With Committee Substitute

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | | | | X | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | X | | | | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | X | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| Total Yeas: 11 | | Total Nays: 0 | | | |

HB 339 Amendments

Amendment 299913

Adopted Without Objection

Appearances:

HB 339

Vickers, Alice (Lobbyist) - Waive In Support
Florida Alliance for Consumer Protection
Attorney
623 Beard St
Tallahassee FL 32303
Phone: 850-556-3121

HB 339

Kekelis, Cole - Proponent
Florida Commission on Human Relations
Attorney
4075 Esplanade Way, Ste 110
Tallahassee FL 32399
Phone: 850-907-6809

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|-------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | ✓ | (Y/N) 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Rouson offered the following:

3
 4 **Amendment**
 5 Remove line 147 and insert:
 6 Section 4. This act shall take effect upon becoming a law.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 557 : Vulnerable Adults

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------------|----------------------|----------------------|---------|-----------------|-----------------|
| Lori Berman | | X | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | | X | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | | X | | | |
| Larry Metz | X | | | | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | | X | | | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | X | | | | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| | Total Yeas: 9 | Total Nays: 4 | | | |

HB 557 Amendments

Amendment 191697

Adopted Without Objection

Appearances:

HB 557

Asztalos, Robert (Lobbyist) - Waive In Support
Florida Health Care Association
307 W Park Ave
Tallahassee FL 32301
Phone: (850)284-1166

HB 557

Edenfield, Martha (Lobbyist) - Information Only
Real Property, Probate & Trust Law Section of the Florida Bar
Attorney
215 S Monroe St, #815
Tallahassee FL 32301
Phone: 850-999-4100

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 557 : Vulnerable Adults (continued)

Appearances: (continued)

HB 557

Anderson, Paul (Lobbyist) - Opponent

Florida Justice Association

Attorney

1584 Metropolitan Blvd

Tallahassee FL 32308

Phone: 850-894-3000

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | | |
|-----------------------|----------|-------|---------|
| ADOPTED | — | (Y/N) | |
| ADOPTED AS AMENDED | — | (Y/N) | |
| ADOPTED W/O OBJECTION | <u>Y</u> | (Y/N) | 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) | |
| WITHDRAWN | — | (Y/N) | |
| OTHER | _____ | | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Harrison offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. Section 415.1111, Florida Statutes, is amended
7 to read:

8 415.1111 Civil actions.—

9 (1) A vulnerable adult who has been abused, neglected, or
10 exploited as specified in this chapter has a cause of action
11 against any perpetrator and may recover actual and punitive
12 damages for such abuse, neglect, or exploitation.

13 (2) The action may be brought by:

14 (a) The vulnerable adult, or that person's guardian; ~~by~~

15 (b) A person or organization acting on behalf of the
16 vulnerable adult with the consent of that person or that
17 person's guardian; ~~or by~~



Amendment No. 1

18 (c) The personal representative of the estate of a
19 deceased victim without regard to whether the cause of death
20 resulted from the abuse, neglect, or exploitation; ~~or-~~

21 (d) A facility which has an obligation to provide for the
22 health, safety and welfare of the vulnerable adult, provided
23 that the facility has reported the alleged exploitation to law
24 enforcement. The facility must act on behalf of the vulnerable
25 adult and with the consent of the vulnerable adult. If consent
26 cannot be given by the vulnerable adult, the facility must give
27 written notice to the vulnerable adults' next of kin or legal
28 representative, and must show that this action is necessary for
29 the immediate health, safety or welfare of the vulnerable adult.
30 Recovery for the facility shall not exceed the value of the debt
31 owed for services provided to the vulnerable adult plus any
32 reasonable attorney fees or costs incurred in bringing the cause
33 of action. Any recovery in excess of this amount owed belongs to
34 the vulnerable adult or the vulnerable adult's estate.

35 (3) The action may be brought in any court of competent
36 jurisdiction to enforce such action and to recover actual and
37 punitive damages for any deprivation of or infringement on the
38 rights of a vulnerable adult. A party who prevails in any such
39 action may be entitled to recover reasonable attorney's fees,
40 costs of the action, and damages.

41 (4) The remedies provided in this section are in addition
42 to and cumulative with other legal and administrative remedies
43 available to a vulnerable adult.



Amendment No. 1

44 | (5) Notwithstanding the foregoing, any civil action for
45 | damages against any licensee or entity who establishes,
46 | controls, conducts, manages, or operates a facility licensed
47 | under part II of chapter 400 relating to its operation of the
48 | licensed facility shall be brought pursuant to s. 400.023, or
49 | against any licensee or entity who establishes, controls,
50 | conducts, manages, or operates a facility licensed under part I
51 | of chapter 429 relating to its operation of the licensed
52 | facility shall be brought pursuant to s. 429.29. Such licensee
53 | or entity shall not be vicariously liable for the acts or
54 | omissions of its employees or agents or any other third party in
55 | an action brought under this section.

56 | Section 2. This act shall take effect July 1, 2016.

57 |

58 | -----

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

60 | Remove everything before the enacting clause and insert:
61 | An act relating to vulnerable adults; amending s. 415.1111,
62 | F.S.; providing for a cause of action against the exploitation
63 | of vulnerable adults by a facility providing goods and services
64 | to such vulnerable adults under certain circumstances; providing
65 | an effective date.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 967 : Family Law

Favorable

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------------|-----------------------|----------------------|---------|-----------------|-----------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | X | | | | |
| George Moraitis, Jr. | | | X | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | X | | | | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | X | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| | Total Yeas: 11 | Total Nays: 0 | | | |

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1077 : Convenience Business Security

Favorable

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|----------------------------|-----------------------|----------------------|----------------|-------------------------|-------------------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | | | | X | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | | | | X | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | | X |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| | Total Yeas: 10 | Total Nays: 0 | | | |

Appearances:

HB 1077

Padgett, Samantha (Lobbyist) - Proponent

Florida Petroleum Marketers & Convenience Store Assoc

VP & General Counsel

227 South Adams St.

Tallahassee FL 32301

Phone: 850-222-4082

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1181 : Bad Faith Assertions of Patent Infringement

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------------|-----|----------------------|---------|-----------------|-----------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | X | | | | |
| George Moraitis, Jr. | | | X | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | X | | | | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | X | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| Total Yeas: 11 | | Total Nays: 0 | | | |

HB 1181 Amendments

Amendment 397121

Adopted Without Objection

Amendment 403047

Adopted Without Objection

Amendment 444445

Adopted Without Objection

Appearances:

HB 1181

Shiver, Stephen (Lobbyist) - Waive In Support

Caterpillar

215 South Monroe St, Ste 602

Tallahassee FL 32301

Phone: 850-222-8900

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1181 : Bad Faith Assertions of Patent Infringement (continued)

Appearances: (continued)

HB 1181

Siomkos, Kimberly (Lobbyist) - Information Only

Florida Bankers Association
VP of Governmental Affairs
1001 Thomasville Rd Ste 201
Tallahassee FL 32303
Phone: 561-317-4704

HB 1181

Pollack, Woodrow - Proponent

Business Law Section of the Florida Bar
401 E Jackson Street, Ste 2700
Tampa FL 33602
Phone: 813-273-5000

HB 1181

Ross, Jared (Lobbyist) - Information Only

Florida Credit Union Association
SVP Governmental Affairs
3692 Coolidge Ct
Tallahassee FL 32311
Phone: 850-322-6956

HB 1181

Padgett, Samantha (Lobbyist) - Information Only

Florida Retail Federation
VP & General Counsel
227 South Adams St.
Tallahassee FL 32301
Phone: 850-222-4082

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|---------------|
| ADOPTED | ___ | (Y/N) |
| ADOPTED AS AMENDED | ___ | (Y/N) |
| ADOPTED W/O OBJECTION | <u>✓</u> | (Y/N) 1/26/16 |
| FAILED TO ADOPT | ___ | (Y/N) |
| WITHDRAWN | ___ | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Grant offered the following:

Amendment (with title amendment)

Remove lines 70-75 and insert:

Section 2. Subsection (1) and (3) of section 501.992, Florida Statutes, are amended to read:

501.992 Definitions.—As used in this part, the term:

(1) "Demand letter" means a ~~letter, email, or other~~ written communication, including e-mail, asserting or claiming that a person has engaged in patent infringement.

(2) "Institution of higher education" means an educational institution as defined in 20 U.S.C. s. 1001(a).

(3) "Target" means a person residing in, incorporated

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



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1181 (2016)

Amendment No. 1

18 | Remove lines 4-5 and insert:
19 | construction; amending s. 501.992, F.S; revising
20 | definitions; amending s. 501.993, F.S.;



Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|-------------------------------------|---------------|
| ADOPTED | <input type="checkbox"/> | (Y/N) |
| ADOPTED AS AMENDED | <input type="checkbox"/> | (Y/N) |
| ADOPTED W/O OBJECTION | <input checked="" type="checkbox"/> | (Y/N) 1/20/16 |
| FAILED TO ADOPT | <input type="checkbox"/> | (Y/N) |
| WITHDRAWN | <input type="checkbox"/> | (Y/N) |
| OTHER | <input type="checkbox"/> | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Grant offered the following:

Amendment

Remove lines 153-161 and insert:

- 6 1. The identity of the person asserting the claim,
 7 including the name and address of such person.
- 8 2. The patent alleged to have been infringed, including
 9 the patent number of such patent.
- 10 3. At least one product, service, or technology of the
 11 target alleged to infringe the patent, or at least one activity
 12 of the target which is alleged to infringe the patent ~~The person~~
 13 ~~engaged in a good faith effort to establish that the target has~~
 14 ~~infringed the patent and negotiated an appropriate remedy.~~
- 15 (d) The demand letter fails to respond to a request from
 16 the target for the information in paragraph (c). ~~The person made~~
 17 ~~a substantial investment in the use of~~



Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | <u>Y</u> | (Y/N) 1/26/14 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | — | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Grant offered the following:

Amendment (with title amendment)

Remove lines 178-211 and insert:

6 501.995 Private right of action.—A person aggrieved by a
 7 violation of this part may bring an action in a court of
 8 competent jurisdiction. A court may award the following remedies
 9 to a prevailing plaintiff in an action brought pursuant to this
 10 section:

- 11 (1) Equitable relief;
- 12 (2) Actual Damages; and
- 13 (3) Costs and fees, including reasonable attorney fees;

14 and

15 ~~(4) Punitive damages in an amount equal to \$50,000 or~~
 16 ~~three times the total damages, costs, and fees, whichever is~~
 17 ~~greater.~~



Amendment No. 3

18 Section 6. This act shall take effect July 1, 2016.

19

20

21

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

22

Remove lines 12-22 and insert:

23

deleting punitive damages; providing an effective

24

date.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1263 : Real Property

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------------|-----|----------------------|---------|-----------------|-----------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | | | | X | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | | | | X | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | X | | | | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| Total Yeas: 11 | | Total Nays: 0 | | | |

HB 1263 Amendments

Amendment 504533

Adopted Without Objection

Amendment 547101

Adopted Without Objection

Appearances:

HB 1263

Conn, Kraig (Lobbyist) - Opponent

Florida League of Cities

301 S. Bronough

Tallahassee FL 32301

Phone: 222-9684

HB 1263 (Amendment 2)

Watson, Richard (Lobbyist) - Waive In Support

Associated Builders & Contractors of FL

Legislative Counsel

PO Box 10038

Tallahassee FL 32302

Phone: 850-222-0000

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | <u>Y</u> | (Y/N) 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Wood offered the following:

Amendment (with title amendment)

Remove lines 140-146 and insert:

Section 3. Subsection (3) of section 695.01, Florida Statutes, is amended to read:

695.01 Conveyances and liens to be recorded.—

(3) (a) A lien by a governmental entity or quasi-
 governmental entity that attaches to real property for an
 improvement, a service, a fine, ~~or a~~ penalty, a other than a
~~lien for taxes,~~ non-ad valorem or special assessment
~~assessments,~~ or utilities, is valid and effectual in law or
 equity against creditors or subsequent purchasers for a valuable
 consideration only if the lien is recorded in the official
 records of the county in which the property is located. The
 recorded notice of lien must contain the name of the owner of



Amendment No. 1

18 record, a description or address of the property, and the tax or
19 parcel identification number applicable to the property as of
20 the date of recording.

21 (b) This subsection does not apply to a lien for taxes or
22 a lien for non-ad valorem or special assessments collected
23 pursuant to chapter 197.

24 -----
25
26 **T I T L E A M E N D M E N T**

27 Remove lines 16-20 and insert:
28 amending s. 695.01, F.S.; providing that certain liens against
29 real property by a governmental entity or quasi-governmental
30 entity are invalid unless recorded; providing exceptions;
31 amending s. 553.79, F.S.; requiring an



Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|-------------------------------------|---------------|
| ADOPTED | <input type="checkbox"/> | (Y/N) |
| ADOPTED AS AMENDED | <input type="checkbox"/> | (Y/N) |
| ADOPTED W/O OBJECTION | <input checked="" type="checkbox"/> | (Y/N) 1/26/16 |
| FAILED TO ADOPT | <input type="checkbox"/> | (Y/N) |
| WITHDRAWN | <input type="checkbox"/> | (Y/N) |
| OTHER | <input type="checkbox"/> | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Wood offered the following:

Amendment

Remove lines 259-269 and insert:

(b) Six months after the date of issue if work:

- 1. Has not been commenced;
- 2. Has been suspended or abandoned for 6 months; or
- 3. Has not had the required inspection within 6 months;

(c) On the date of issue of a certificate of completion or certificate of occupancy; or

(d) On the expiration date of a notice of commencement.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1357 : Community Associations

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------------|-----|----------------------|---------|-----------------|-----------------|
| Lori Berman | | X | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | X | | | | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | X | | | | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | X | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| Total Yeas: 11 | | Total Nays: 1 | | | |

HB 1357 Amendments

Amendment 526805

Adopted Without Objection

Amendment 806225

Adopted Without Objection

Amendment 132091

Adopted Without Objection

Amendment 319151

Adopted Without Objection

Appearances:

HB 1357 (Amendment #3)

Dudley, Charles (Lobbyist) - Waive In Support

National Rental Home Council

108 S Monroe St

Tallahassee FL 32301

Phone: 850-681-0024

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

HB 1357 : Community Associations (continued)

Appearances: (continued)

HB 1357

Moore, Travis (Lobbyist) - Information Only

Community Associations Institute & First Service Residential

PO Box 2020

St. Petersburg FL 33731

Phone: 727-421-6902

HB 1357

Goin, Yeline (Lobbyist) - Opponent

CALL-Community Association Leadership Today

Executive Director

111 N Orange Ave, Ste 1400

Orlando FL 32801

Phone: 407-875-0955

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | | |
|-----------------------|-------------------------------------|-------|---------|
| ADOPTED | — | (Y/N) | |
| ADOPTED AS AMENDED | — | (Y/N) | |
| ADOPTED W/O OBJECTION | <input checked="" type="checkbox"/> | (Y/N) | 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) | |
| WITHDRAWN | — | (Y/N) | |
| OTHER | _____ | | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative La Rosa offered the following:

Amendment (with title amendment)

Remove lines 386-471 and insert:

6 (g) ~~(f)~~ An outgoing board or committee member, or a board
 7 member who has been recalled pursuant to s. 718.112(2)(j), must
 8 relinquish all official records and property of the association
 9 in his or her possession or under his or her control, including
 10 administrative rights or controls of an association's website or
 11 other digital or electronic asset of the association, to the
 12 incoming board within 5 days after the election or, in the case
 13 of a recall, within 5 days after the recall is effective as
 14 provided in s. 718.112(2)(j). The division shall impose a civil
 15 penalty as set forth in s. 718.501(1)(d)6. against an outgoing
 16 board or committee member who willfully and knowingly fails to
 17 relinquish such records and property.



Amendment No. 1

18 Section 4. Subsection (3) of section 718.3026, Florida
19 Statutes, is renumbered as subsection (4), and a new subsection
20 (3) is added to that section, to read:

21 718.3026 Contracts for products and services; in writing;
22 bids; exceptions.—Associations with 10 or fewer units may opt
23 out of the provisions of this section if two-thirds of the unit
24 owners vote to do so, which opt-out may be accomplished by a
25 proxy specifically setting forth the exception from this
26 section.

27 (3) (a) Directors and officers of the board must disclose
28 to the board any activity that may reasonably be construed as a
29 conflict of interest. A rebuttable presumption of a conflict of
30 interest exists if any of the following occurs without prior
31 notice, as required in paragraph (b), or board approval taken at
32 a properly noticed meeting of the unit owners:

33 1. The director or officer, or a relative residing in the
34 same household as the director or officer, has entered into a
35 contract for goods or services with the association.

36 2. The director or officer, or a relative residing in the
37 same household as the director or officer, holds an interest of
38 35 percent or more in any corporation, limited liability
39 corporation, partnership, limited liability partnership, or
40 other business entity that conducts business with the
41 association or proposes to enter into a contract or other
42 transaction with the association.



Amendment No. 1

43 (b) If a director or officer intends to engage in an
44 activity that may reasonably be construed as a conflict of
45 interest, as described in paragraph (a), the director or officer
46 must place the issue on a meeting agenda, including any proposed
47 contract or transactional documents, and submit the issue to the
48 board to be considered and voted upon. If the board votes
49 against the action, the director or officer shall notify the
50 board in writing of his or her intention not to pursue the
51 action or to withdraw from the position as director or officer.
52 If the board finds that an officer or director has violated this
53 subsection, the board shall immediately remove the officer or
54 director from office. The vacancy shall be filled according to
55 general law until expiration of the director's term of office.

56 (c) A director or officer who is party to, or has an
57 interest in, the transaction or arrangement involving the
58 possible conflict of interest may attend the meeting at which
59 the transaction or arrangement is considered by the board. The
60 director or officer who is party to, or has an interest in, the
61 transaction or arrangement shall be allowed to make a
62 presentation to the board or committee regarding the transaction
63 or arrangement. After the presentation, the director or officer
64 must leave the meeting during the discussion of, and the vote
65 upon, the transaction or arrangement involving the possible
66 conflict of interest. Any director or officer who is party to or
67 has an interest in such transaction or arrangement shall recuse
68 himself or herself from the vote.

526805 - h1357-line 386.docx

Published On: 1/25/2016 6:31:32 PM



Amendment No. 1

69 (d)1. The board must provide notice to unit owners of any
70 possible conflict of interest described in paragraph (a). Any
71 related proposed contracts or proposed transactional documents
72 related to the conflict must be attached to the agenda and made
73 available with the meeting agenda. The notice and related
74 proposed contracts or proposed transactional documents must be
75 provided to unit owners at least 7 days before the meeting at
76 which the possible conflict of interest will be considered or
77 voted upon by the board.

78 2. An association with 7,500 or more units must place the
79 notice

80

81

82

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

83

Remove lines 9-12 and insert:

84

association's website; revising duties of an outgoing

85

or recalled board or committee member; amending s.

86

718.3026, F.S.; providing requirements



Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|-------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | ✓ | (Y/N) 1/26/14 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative La Rosa offered the following:

Amendment

5 Remove lines 664-754 and insert:
 6 association manager.

7 (b) For associations in which control of the association
 8 has not been transitioned to nondeveloper members, as set forth
 9 in s. 720.307, the report shall also include the developer's:

- 10 1. Legal name.
- 11 2. Mailing address.
- 12 3. Total number of parcels owned on the date of reporting.

13 (c) The reporting requirement provided in this subsection
 14 shall be a continuing obligation on each association until the
 15 required information is reported to the division. Any change in
 16 the reported information must be updated on the registration
 17 system provided for in paragraph (d).



Amendment No. 2

18 (d) ~~By October 1, 2013,~~ The department shall use ~~establish~~
19 ~~and implement~~ a registration system through an Internet website
20 that provides for the reporting requirements of paragraphs (a)
21 and (b).

22 (e) The department shall prepare an annual report of the
23 data reported pursuant to this subsection and present it to the
24 Governor, the President of the Senate, and the Speaker of the
25 House of Representatives by December 1, 2013, and each year
26 thereafter.

27 (f) The division shall adopt rules pursuant to ss.
28 120.536(1) and 120.54 to implement the provisions of this
29 subsection.

30 ~~(g) This subsection shall expire on July 1, 2016, unless~~
31 ~~reenacted by the Legislature.~~

32 Section 6. Subsections (2) through (5) of section
33 720.3033, Florida Statutes, are renumbered as subsections (3)
34 through (6), respectively, and subsections (2) and (7) are added
35 to that section, to read:

36 720.3033 Officers and directors.-

37 (2)(a) Directors and officers of the board must disclose
38 to the board any activity that may reasonably be construed as a
39 conflict of interest. A rebuttable presumption of a conflict of
40 interest exists if any of the following occurs without prior
41 notice, as required in paragraph (b), or board approval taken at
42 a properly noticed meeting of the members:



Amendment No. 2

43 1. The director or officer, or a relative residing in the
44 same household as the director or officer, enters into a
45 contract for goods or services with the association.

46 2. The director or officer, or a relative residing in the
47 same household as the director or officer, holds an interest of
48 more than 35 percent in any corporation, limited liability
49 corporation, partnership, limited liability partnership, or
50 other business entity that conducts business with the
51 association or proposes to enter into a contract or other
52 transaction with the association.

53 3. A corporation, limited liability corporation,
54 partnership, limited liability partnership, or other business
55 entity that, directly or indirectly, owns or controls the
56 director or officer, or otherwise influences any decisions made
57 by the director or officer, intends to conduct business with the
58 association or proposes to enter into a contract or other
59 transaction with the association.

60 (b) If a director or officer intends to engage in an
61 activity that may reasonably be construed as a conflict of
62 interest, as described in paragraph (a), the director or officer
63 must place the issue on a meeting agenda, including any proposed
64 contract or transactional documents, and submit the issue to the
65 board to be considered and voted upon. If the board votes
66 against the action, the director or officer shall notify the
67 board in writing of his or her intention not to pursue the
68 action or withdraw from the position as director or officer. If



Amendment No. 2

69 the board finds that an officer or director has violated this
70 subsection, the board shall immediately remove the officer or
71 director from office. The vacancy shall be filled according to
72 general law until expiration of the director's term of office.

73 (c) A director or officer who is party to or has an
74 interest in the transaction or arrangement involving the
75 possible conflict of interest may attend the meeting at which
76 the transaction or arrangement is considered by the board. The
77 director or officer who is party to or has an interest in the
78 transaction or arrangement shall be allowed to make a
79 presentation to the board or committee regarding the transaction
80 or arrangement. After the presentation, the director or officer
81 must leave the meeting during the discussion of, and the vote
82 upon, the transaction or arrangement involving the possible
83 conflict of interest. Any director or officer who is party to or
84 has an interest in such transaction or arrangement shall recuse
85 him or herself from the vote.

86 (d)1. The board must provide notice to members of any
87 possible conflict of interest described in paragraph (a). Any
88 related proposed contracts or proposed transactional documents
89 related to the conflict must be attached to the agenda and made
90 available with the meeting agenda. The notice and related
91 proposed contracts or proposed transactional documents must be
92 provided to members at least 7 days before the meeting at which
93 the possible conflict of interest will be considered or voted
94 upon by the board.



Amendment No. 2

95 | 2. An association with 7,500 or more parcels must place
96 | the



Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | <u>Y</u> | (Y/N) 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative La Rosa offered the following:

Amendment (with title amendment)

Remove lines 834-927 and insert:

6 (g) An amendment prohibiting parcel owners from renting
 7 their homes, altering the duration of the rental term, or
 8 specifying or limiting the number of times parcel owners are
 9 entitled to rent their homes during a specified period applies
 10 only to parcel owners who consent individually or through their
 11 representative to the amendment and parcel owners who acquire
 12 title to their homes after the effective date of that amendment.

13 (5) NOTICE OF MEETINGS.—The bylaws shall provide for
 14 giving notice to members of all member meetings, and if they do
 15 not do so shall be deemed to provide the following: The
 16 association shall give all parcel owners and members actual
 17 notice of all membership meetings, which shall be mailed,



Amendment No. 3

18 delivered, or electronically transmitted to the members not less
19 than 14 days prior to the meeting. Evidence of compliance with
20 this 14-day notice shall be made by an affidavit executed by the
21 person providing the notice and filed upon execution among the
22 official records of the association. In addition to mailing,
23 delivering, or electronically transmitting the notice of any
24 meeting, the association may, by reasonable rule, adopt a
25 procedure for conspicuously posting and repeatedly broadcasting
26 the notice and the agenda on a closed-circuit cable television
27 system serving the association. When broadcast notice is
28 provided, the notice and agenda must be broadcast in a manner
29 and for a sufficient continuous length of time so as to allow an
30 average reader to observe the notice and read and comprehend the
31 entire content of the notice and the agenda. Pursuant to s.
32 720.303, associations with 7,500 parcels or more must place a
33 copy of all notices of meetings on the association's website at
34 least 14 days before the hearing.

35 (9) ELECTIONS AND BOARD VACANCIES.—

36 (a) Elections of directors must be conducted in accordance
37 with the procedures set forth in the governing documents of the
38 association. An association with 7,500 parcels or more must
39 allow association members to vote in the election of directors
40 at a designated location from 7 a.m. to 7 p.m. on the day of the
41 election.

42 (b) Except as provided in paragraph (c) ~~(b)~~, all members
43 of the association are eligible to serve on the board of



Amendment No. 3

44 directors, and a member may nominate himself or herself as a
45 candidate for the board at a meeting where the election is to be
46 held; provided, however, that if the election process allows
47 candidates to be nominated in advance of the meeting, the
48 association is not required to allow nominations at the meeting.
49 An election is not required unless more candidates are nominated
50 than vacancies exist. Except as otherwise provided in the
51 governing documents, boards of directors must be elected by a
52 plurality of the votes cast by eligible voters. Any challenge to
53 the election process must be commenced within 60 days after the
54 election results are announced.

55 ~~(c)-(b)~~ A person who is delinquent in the payment of any
56 fee, fine, or other monetary obligation to the association on
57 the day that he or she could last nominate himself or herself or
58 be nominated for the board may not seek election to the board,
59 and his or her name shall not be listed on the ballot. A person
60 serving as a board member who becomes more than 90 days
61 delinquent in the payment of any fee, fine, or other monetary
62 obligation to the association shall be deemed to have abandoned
63 his or her seat on the board, creating a vacancy on the board to
64 be filled according to law. For purposes of this paragraph, the
65 term "any fee, fine, or other monetary obligation" means any
66 delinquency to the association with respect to any parcel. A
67 person who has been convicted of any felony in this state or in
68 a United States District or Territorial Court, or has been
69 convicted of any offense in another jurisdiction which would be



Amendment No. 3

70 considered a felony if committed in this state, may not seek
71 election to the board and is not eligible for board membership
72 unless such felon's civil rights have been restored for at least
73 5 years as of the date on which such person seeks election to
74 the board. The validity of any action by the board is not
75 affected if it is later determined that a person was ineligible
76 to seek election to the board or that a member of the board is
77 ineligible for board membership.

78 ~~(d)(e)~~ Any election dispute between a member and an
79 association must be submitted to mandatory binding arbitration
80 with the division. Such proceedings must be conducted in the
81 manner provided by s. 718.1255 and the procedural rules adopted
82 by the division. Unless otherwise provided in the bylaws, any
83 vacancy occurring on the board before the expiration of a term
84 may be filled by an affirmative vote of the majority of the
85 remaining directors, even if the remaining directors constitute
86 less than a quorum, or by the sole remaining director. In the
87 alternative, a board may hold an election to fill the vacancy,
88 in which case the election procedures must conform to the
89 requirements of the governing documents. Unless otherwise
90 provided in the bylaws, a board member appointed or elected
91 under this section is appointed for the unexpired term of the
92 seat being filled. Filling vacancies created by recall is
93 governed by s. 720.303(11) ~~720.303(10)~~ and rules adopted by the
94 division.



Amendment No. 3

95 (e) An outgoing board member, or a board member who has
96 been recalled pursuant to s. 720.303(11), must relinquish all
97 official records and property of the association in his or her
98 possession or under his or her control, including administrative
99 rights or controls of an association's website or other digital
100 or electronic asset of the association, to the incoming board at
101 within 5 days after the election or, in the case of a recall,
102 within 5 days after the recall is effective as provided in s.
103 718.303(11).

104

105

106

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

107

Remove line 29 and insert:

108

providing duties of an outgoing or recalled board

109

member; amending

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | <u>Y</u> | (Y/N) 1/25/16 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative La Rosa offered the following:

Amendment

Remove lines 1007-1099 and insert:

6 (f) If a member has assessments that are more than 24
 7 months past due, the association may not file any claim of lien
 8 or a foreclosure action against that member for such past due
 9 assessments or fees charged related to such past due
 10 assessments. The 24-month limit is automatically extended for
 11 any length of time during which the association is prevented
 12 from filing a foreclosure action by an automatic stay resulting
 13 from a bankruptcy petition filed by the member or any other
 14 person claiming an interest in the parcel.

15 (g)1. Before an association transfers the rights to
 16 collect past due assessments to a third party, transfers a lien
 17 to a third party, or files a complaint to obtain a judgment in

Amendment No. 4

18 foreclosure, the association must offer payment plans for
19 members to pay any past due assessments and related fees. The
20 payment plans must allow a member to pay past due assessments
21 and any related fees levied by the association within the past
22 24 months. In addition to payments made pursuant to the payment
23 plan, members are responsible for paying any current assessments
24 that arise during the payment plan at the time the assessments
25 become due. A service charge may be assessed and included in the
26 fees collected in the payment plan if additional fees were not
27 charged in addition to the original total of the past due
28 assessments.

29 2. If a member agrees to participate in the payment plan,
30 the time limit in paragraph (f) is tolled until the past due
31 assessments, related fees, and any assessments that arise during
32 the payment plan are paid. If the member does not comply with
33 the terms of the payment plan, the association is no longer
34 subject to the time limit in paragraph (f).

35 3. The payment plan must:

36 a. Consist of at least 12 monthly payments, if the past
37 due assessments and related fines total \$500 or less.

38 b. Consist of at least 18 monthly payments, if the past
39 due assessments and related fines total more than \$500.

40 c. Require the member to pay current assessments that
41 arise during the payment plan in full at the time the
42 assessments become due.

Amendment No. 4

43 d. Divide the total past due assessments and related fees
44 into equal payments to be paid on a monthly basis.

45 e. Not provide any additional terms or requirements other
46 than to comply with the existing governing documents of the
47 association.

48 (2) TRANSFER OF PAST DUE ASSESSMENTS TO THIRD PARTY.-If an
49 association transfers the right to collect past due assessments
50 to a third party, the association must provide notice to the
51 member at least 30 days before such transfer. The notice must
52 state that the transfer includes the right to place a lien. The
53 notice must be served on the member by certified mail, return
54 receipt requested, or by personal service.

55 Section 11. Paragraphs (d) through (f) of subsection (1)
56 of section 720.3085, Florida Statutes, are redesignated as
57 paragraphs (e) through (g), respectively, and a new paragraph
58 (d) is added to that subsection, to read:

59 720.3085 Payment for assessments; lien claims.-

60 (1) When authorized by the governing documents, the
61 association has a lien on each parcel to secure the payment of
62 assessments and other amounts provided for by this section.
63 Except as otherwise set forth in this section, the lien is
64 effective from and shall relate back to the date on which the
65 original declaration of the community was recorded. However, as
66 to first mortgages of record, the lien is effective from and
67 after recording of a claim of lien in the public records of the
68 county in which the parcel is located. This subsection does not

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1357 (2016)

Amendment No. 4

69 | bestow upon any lien, mortgage, or certified judgment of record
70 | on July 1, 2008, including the lien for unpaid assessments
71 | created in this section, a priority that, by law, the lien,
72 | mortgage, or judgment did not have before July 1, 2008.

73 | (d) If an association transfers a lien to a third party,
74 | the association must provide notice to the member at least 30
75 | days before such transfer. The notice must state that the
76 | transfer includes the right to foreclose on the property. The
77 | notice must be served on the member by certified mail, return
78 | receipt requested, or by personal service.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

PCS for HB 1231 : Service of Process

Favorable With Amendment(s)

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|----------------------------|-----------------------|----------------------|----------------|-------------------------|-------------------------|
| Lori Berman | X | | | | |
| Colleen Burton | X | | | | |
| Dwight Dudley | X | | | | |
| Walter Hill | X | | | | |
| Kionne McGhee | X | | | | |
| Larry Metz | | | | X | |
| George Moraitis, Jr. | X | | | | |
| Cary Pigman | X | | | | |
| Cynthia Stafford | | | | X | |
| Charlie Stone | X | | | | |
| Jennifer Sullivan | | | | X | |
| John Wood | X | | | | |
| Kathleen Passidomo (Chair) | X | | | | |
| | Total Yeas: 10 | Total Nays: 0 | | | |

PCS for HB 1231 Amendments

Amendment PCS for HB 1231 a1

Adopted Without Objection

Appearances:

PCS for HB 1231

Compton, Michael - Waive In Support

Florida Association of Professional Process Servers

Legislative Chairman

1280 Cedar Center Dr

Tallahassee FL 32301

Phone: 850-933-9333

PCS for HB 1231

Bowen, Marty (Lobbyist) - Waive In Support

FAPPS

108 E Jefferson Street

Tallahassee FL 32301

Phone: 850-228-3904

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

1/26/2016 8:00:00AM

Location: Sumner Hall (404 HOB)

PCS for HB 1231 : Service of Process (continued)

Appearances: (continued)

PCS for HB 1231

Nolan, Mike - Waive In Support

Self

Process Server

7498 Anglewood Lane

Tallahassee FL 32309

Phone: 850-562-6058

Committee meeting was reported out: Tuesday, January 26, 2016 12:55:56PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|-------------------------------------|---------------|
| ADOPTED | — | (Y/N) |
| ADOPTED AS AMENDED | — | (Y/N) |
| ADOPTED W/O OBJECTION | <input checked="" type="checkbox"/> | (Y/N) 1/26/16 |
| FAILED TO ADOPT | — | (Y/N) |
| WITHDRAWN | — | (Y/N) |
| OTHER | — | |

1 Committee/Subcommittee hearing bill: Civil Justice Subcommittee
 2 Representative Burton offered the following:

Amendment (with title amendment)

Between lines 30 and 31, insert:

Section 2. Paragraph (b) of subsection (1) of section 48.193, Florida Statutes, is amended to read:

48.193 Acts subjecting person to jurisdiction of courts of state.—

(1)

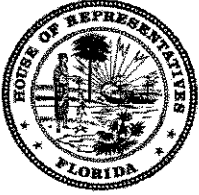
(b) Notwithstanding any provision of this subsection, an order, a penalty or fine imposed or issued by an agency of any other state shall not be enforceable against any person or entity incorporated or having its principal place of business in this state where such other state does not provide a mandatory right of review of such agency decision in a state court of competent jurisdiction.

Amendment No. 1

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

Between lines 6 and 7, insert:
amending s. 48.193, F.S.; providing that orders imposed or
issued by agencies of other states are not enforceable in
certain circumstances;



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 339 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: ~~Administrative~~ Civil Justice

Name: Alice Vichers

Title: Attorney

Address: 603 Beard St.

City: Tallahassee State/Zip: FL 32303

Phone Number: 850 556 3121

Representing: Florida Alliance for Consumer Protection

Registered Lobbyist: YES NO

State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
|------------------------------------|-----------------------------------|------------------------------------|-----------------------------------|
| Proponent <input type="checkbox"/> | Opponent <input type="checkbox"/> | Proponent <input type="checkbox"/> | Opponent <input type="checkbox"/> |
| Info Only <input type="checkbox"/> | | Info Only <input type="checkbox"/> | |

w/s



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 339 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: _____

Committee/Subcommittee: House Civil Justice

Name: Cole Kekelis

Title: Attorney

Address: 4075 ESPLANADE WAY, SUITE 110

City: TALLAHASSEE State/Zip: FL 32399

Phone Number: 850-907-6809

Representing: Florida Commission on Human Relations

Registered Lobbyist: YES NO

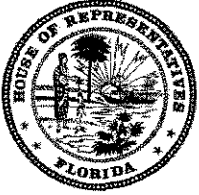
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
|---|-----------------------------------|------------------------------------|-----------------------------------|
| Proponent <input checked="" type="checkbox"/> | Opponent <input type="checkbox"/> | Proponent <input type="checkbox"/> | Opponent <input type="checkbox"/> |
| Info Only <input type="checkbox"/> | | Info Only <input type="checkbox"/> | |

Book



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 557 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice

Name: Bob Aszalos

Title: Chief Lobbyist

Address: 307 W Park Ave

City: Tallahassee State/Zip: FL 32308

Phone Number: 850-284-1166

Representing: Florida Health Care Association

Registered Lobbyist: YES NO

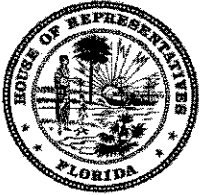
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
|---|-----------------------------------|------------------------------------|-----------------------------------|
| Proponent <input checked="" type="checkbox"/> | Opponent <input type="checkbox"/> | Proponent <input type="checkbox"/> | Opponent <input type="checkbox"/> |
| Info Only <input type="checkbox"/> | | Info Only <input type="checkbox"/> | |

W/S



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 557 Meeting Date: 1.26.16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice

Name: Martha Edenfield

Title: Attorney

Address: 215 So Monroe Street #815

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-999-4100

Representing: The Real Property, Probate & Trust Law Section of the Florida Bar

Registered Lobbyist: YES NO

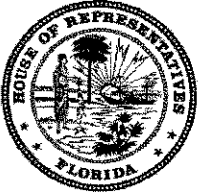
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
|------------------------------------|-----------------------------------|------------------------------------|-----------------------------------|
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| Info Only <input type="checkbox"/> | | Info Only <input type="checkbox"/> | |

Spoke info



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 557 Meeting Date: 1/24/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: CIVIL JUSTICE SUB.

Name: PAUL M. ANDERSON

Title: ATTY.

Address: 1584 METROPOLITAN BLVD.

City: TALLAHASSEE State/Zip: FL/32308

Phone Number: 850-894-3000

Representing: FLORIDA JUSTICE ASS.

Registered Lobbyist: YES NO

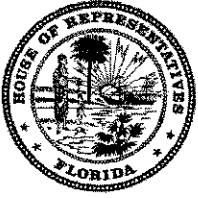
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
|------------------------------------|--|------------------------------------|-----------------------------------|
| Proponent <input type="checkbox"/> | Opponent <input checked="" type="checkbox"/> | Proponent <input type="checkbox"/> | Opponent <input type="checkbox"/> |
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Spoke



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1077 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: ~~TH~~ Convenience Business

Committee/Subcommittee: Civil Justice

Name: Samantha Padgett

Title: Vice President & General Counsel

Address: 227 S. Adams St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 222 - 4082

Representing: Florida Petroleum Marketers & Convenience Store Assoc.

Registered Lobbyist: YES NO

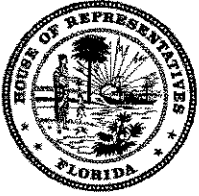
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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Spoke



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1181 Meeting Date: 1/26

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice

Name: Stephen Shiver

Title: Partner

Address: 215 S Monroe St Suh 602

City: Tallahassee State/Zip: 32301

Phone Number: 850 222 8900

Representing: Caterpillar

Registered Lobbyist: YES NO

State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 1181 Meeting Date: 1-26-2016

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: Patent Trolls

Committee/Subcommittee: Civil Justice

Name: Kim Siomkus (see - on - Kos)

Title: VP of Government Affairs

Address: 1001 Thomasville Rd. Suite 201

City: Tallahassee State/Zip: FL / 32303

Phone Number: 861 317 4704

Representing: Florida Bankers Association

Registered Lobbyist: YES NO

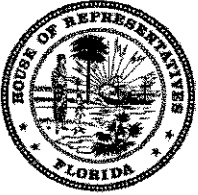
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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Speak info



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 1181 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice Subcommittee

Name: Woodrow Pollack

Title: _____

Address: 401 E. Jackson Street St 2700

City: Tampa State/Zip: FL 33602

Phone Number: 813 273-5000

Representing: Business Law Section of the Florida Bar

Registered Lobbyist: YES NO

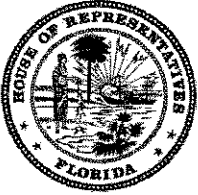
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1181 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice

Name: JARED ROSS

Title: SVP, Governmental Affairs

Address: 3692 Coolidge Ct.

City: Tallahassee State/Zip: FL 32311

Phone Number: (880) 322-6956

Representing: Florida Credit Union Association

Registered Lobbyist: YES NO

State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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Spoke



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1181 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: Patent Infringement

Committee/Subcommittee: Civil Justice

Name: Samantha Padgett

Title: Vice President & General Counsel

Address: 227 S. Adams St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 222-4082

Representing: Florida Retail Federation

Registered Lobbyist: YES NO

State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 1263 Meeting Date: 1/26/2016

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil Justice Sub

Name: Kraig Conn

Title: _____

Address: 301 S. Bronough

City: Tall State/Zip: FL 32301

Phone Number: 222 9684

Representing: Florida League of Cities

Registered Lobbyist: YES NO

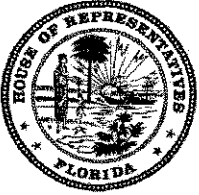
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 1263 Meeting Date: 1/26/16

Amendment 547601 Amendment 2
Fill in appropriate information:

PCB/PCS/Amendment # or
Presentation/Workshop Topic: Real Property

Committee/Subcommittee: Civil Justice

Name: Richard Watson

Title: Legislative Counsel

Address: P.O. Box 10038

City: Tallahassee State/Zip: FL 32302

Phone Number: 850 222-0000

Representing: Associated Builders & Contractors of FL ABC of FL

Registered Lobbyist: YES NO

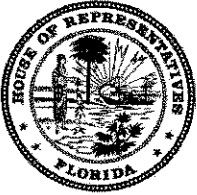
State Employee: YES NO

I Wish To Speak: YES NO

w/s
Waive & support amendment 2

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1357 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: Amend. Car code 132091

Committee/Subcommittee: Civil Justice

Name: Charles Dudley

Title: _____

Address: 108 S. Monroe St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 681-0024

Representing: National Rental Home Council

Registered Lobbyist: YES NO

State Employee: YES NO

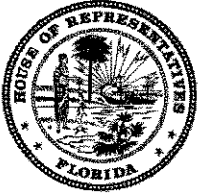
I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1357 Meeting Date: 1-26-16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: Community Associations

Committee/Subcommittee: Civil Justice

Name: TRAVIS MOORE

Title: _____

Address: P.O. Box 2020

City: St. Petersburg State/Zip: FL 33731

Phone Number: 727.421.6902

Representing: Community Associations Institute + First Service

Registered Lobbyist: YES NO State Employee: YES NO Residential

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1357 Meeting Date: 1-26-16

Fill in appropriate information:

PCB/PCS/Amendment # or Presentation/Workshop Topic: Community Associations

Committee/Subcommittee: Civil Justice

Name: Yellie Goin

Title: Executive Director

Address: 111 N. Orange Ave Suite 1400

City: Orlando State/Zip: FL 32801

Phone Number: 407-875-0955

Representing: CALL - Community Association Leadership Lobby

Registered Lobbyist: YES NO

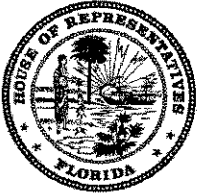
State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: HB 1231 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Civil

Name: Michael Compton

Title: MR. - (B) CSM - VP. Legislative Chairman

Address: 1280 Cedar Lake Dr.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-933-9333

Representing: FAPI - Florida Association of Professional Insurers

Registered Lobbyist: YES NO

State Employee: YES NO

SECRET

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1231 Meeting Date: 1/26/16

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: Criminal Justice Sub

Name: Marty Bowden

Title: _____

Address: 108 E. Jefferson St

City: Wellabasse State/Zip: FL 32307

Phone Number: 850 228-3904

Representing: FAPPS

Registered Lobbyist: YES NO

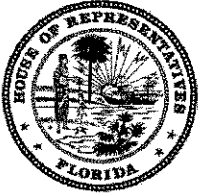
State Employee: YES NO

I Wish To Speak: YES NO

| Bill | | Amendment | |
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I Have Been Requested to Speak: YES NO

Waive in Support
WFB



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee Administrative Assistant at the meeting.

Type or Print Clearly

Bill Number: 1231 Meeting Date: 1-20-15

Fill in appropriate information:

PCB/PCS/Amendment # or

Presentation/Workshop Topic: _____

Committee/Subcommittee: _____

Name: MICHAEL NOLAN

Title: PROCESS SERVER

Address: 7498 ANGLEWOOD LANE

City: TALLAHASSEE State/Zip: FL 32309

Phone Number: 850-562-6058

Representing: SELF

Registered Lobbyist: YES NO

State Employee: YES NO

I Wish To Speak: YES NO

I Have Been Requested to Speak: YES NO

| Bill | | Amendment | |
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| Proponent <input checked="" type="checkbox"/> | Opponent <input type="checkbox"/> | Proponent <input checked="" type="checkbox"/> | Opponent <input type="checkbox"/> |
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w/s