

Commerce Committee

Thursday, February 27, 2020
8:00 AM –12:00 PM
Webster Hall (212 Knott)

Action Packet

Jose Oliva
Speaker

Mike La Rosa
Chair

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

Summary:

Commerce Committee

Thursday February 27, 2020 08:00 am

CS/CS/HB 65	Favorable With Committee Substitute	Yeas: 17	Nays: 5
	Amendment 535995 Adopted Without Objection		
HB 207	Favorable With Committee Substitute	Yeas: 23	Nays: 1
	Amendment 226171 Withdrawn		
	Amendment 763713 Adopted Without Objection		
CS/HB 295	Temporarily Postponed		
CS/HB 537	Favorable With Committee Substitute	Yeas: 17	Nays: 7
	Amendment 547895 Adopted Without Objection		
CS/CS/HB 623	Favorable With Committee Substitute	Yeas: 23	Nays: 0
	Amendment 079453 Adopted	Yeas: 23	Nays: 0
	Amendment 235713 Adopted Without Objection		
CS/HB 723	Favorable With Committee Substitute	Yeas: 18	Nays: 4
	Amendment 843871 Adopted Without Objection		
HB 771	Favorable	Yeas: 17	Nays: 7
	Amendment 524235 Withdrawn		
PCS for CS/CS/HB 895	Favorable With Amendment(s)	Yeas: 15	Nays: 9
	Amendment PCS for CSCSHB 895 a1 Adopted		
	Amendment PCS for CSCSHB 895 a2 Adopted		
PCS for HB 1165	Favorable	Yeas: 12	Nays: 11
PCS for HB 1265	Favorable	Yeas: 15	Nays: 8
CS/CS/HB 1339	Favorable With Committee Substitute	Yeas: 23	Nays: 0
	Amendment 386787 Adopted Without Objection		
HB 7041	Favorable With Committee Substitute	Yeas: 20	Nays: 3
	Amendment 002305 Adopted Without Objection		
	Amendment 689897 Adopted Without Objection		

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

Summary: **(continued)**

Commerce Committee

Thursday February 27, 2020 08:00 am

HB 7099 Favorable Yeas: 17 Nays: 5

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

Attendance:

	Present	*Absent*	*Excused*
Mike La Rosa (Chair)	X		
Robert Andrade	X		
Loranne Ausley	X		
James Buchanan	X		
Joseph Casello	X		
Byron Donalds	X		
Dane Eagle	X		
Javier Fernández	X		
Jason Fischer	X		
Heather Fitzenhagen	X		
Brett Hage	X		
Al Jacquet	X		
Evan Jenne	X		
Tobin Overdorf	X		
Rene Plasencia	X		
William Robinson	X		
Ray Rodrigues	X		
Anthony Sabatini	X		
David Santiago	X		
David Silvers	X		
Richard Stark	X		
Charlie Stone	X		
Matt Willhite	X		
Jayer Williamson	X		
Totals:	**24**	**0**	**0**

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/CS/HB 65 : Fireworks

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer			X		
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				
Evan Jenne		X			
Tobin Overdorf			X		
Rene Plasencia		X			
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers	X				
Richard Stark		X			
Charlie Stone	X				
Matt Willhite		X			
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 17	**Total Nays: 5**			

CS/CS/HB 65 Amendments

Amendment 535995

[X] *Adopted Without Objection*

Appearances:

Amendment 535995
Alvi, Elizabeth (Lobbyist) - Waive In Support
Audubon Florida
Director of Policy
308 N Monroe St
Tallahassee FL 32301-7622
Phone: (850) 591-9784

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

CS/CS/HB 65 : Fireworks (continued)

Appearances: (continued)

Brown, Starla (Lobbyist) - Waive In Support
Americans for Prosperity
Deputy State Director
1310 N Courthouse Rd Suite 700
Arlington VA 22201-2961
Phone: (407) 913-9459 x___

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

HB 207 : Acquisition of Water and Wastewater Systems

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello	X				
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers	X				
Richard Stark	X				
Charlie Stone	X				
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 23	**Total Nays: 1**			

HB 207 Amendments

Amendment 226171

[X] *Withdrawn*

Amendment 763713

[X] *Adopted Without Objection*

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

HB 207 : Acquisition of Water and Wastewater Systems (continued)

Appearances:

Amendment 763713

Bonfanti, Joanna (Lobbyist) - Waive In Support
Utilities Inc. of Florida
Government Affairs Consultant
215 S Monroe St Ste 601
Tallahassee FL 32301
Phone: (850) 521-1980

Bonfanti, Joanna (Lobbyist) - Waive In Support
Utilities Inc. of Florida
Government Affairs Consultant
215 S Monroe St Ste 601
Tallahassee FL 32301
Phone: (850) 521-1980

Hansen, Christopher (Lobbyist) - Waive In Support
Florida Rural Water Association
Ballard Partners
201 East Park Avenue 5th Floor
Tallahassee FL 32301
Phone: (850) 577-0444

Harrell, Michael (Lobbyist) - Waive In Support
Government Services Group
101 N Monroe St Suite 1090
Tallahassee FL 32301
Phone: (850) 681-0411

Howard E. "Gene" Adams (Lobbyist) - Waive In Support
Florida Governental Utility Authority
Attorney
215 S. Monreo Street, 2nd Floor
Tallahassee, FL 32301
Phone: 850-222-3533

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/HB 295 : Construction Defects

[X] *Temporarily Postponed*

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/HB 537 : Home-based Businesses

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández		X			
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers		X			
Richard Stark		X			
Charlie Stone	X				
Matt Willhite		X			
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 17	**Total Nays: 7**			

CS/HB 537 Amendments

Amendment 547895

[X] *Adopted Without Objection*

Appearances:

Dudley, Scott (Lobbyist) - Opponent
Florida League of Cities
Legislature Director
301 S. Bonrough St
Tallahassee Fl 32301
Phone: 850-570-7296

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

CS/HB 537 : Home-based Businesses (continued)

Appearances: (continued)

Nungesser, Timothy (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
National Federation of Independent Business
110 E Jefferson St
Tallahassee FL
Phone: (850) 681-0416

Brown, Starla (Lobbyist) - Waive In Support
Americans for Prosperity
Deputy State Director
1310 N Courthouse Rd Suite 700
Arlington VA 22201-2961
Phone: (407) 913-9459 x___

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/CS/HB 623 : Community Associations

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade			X		
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello	X				
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				
Evan Jenne	X				
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers	X				
Richard Stark	X				
Charlie Stone	X				
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 23	**Total Nays: 0**			

CS/CS/HB 623 Amendments

Amendment 079453

[X] *Adopted*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade			X		
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello	X				
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				

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Location: Webster Hall (212 Knott)

CS/CS/HB 623 : Community Associations (continued)

CS/CS/HB 623 Amendments (continued)

Evan Jenne	X	
Tobin Overdorf	X	
Rene Plasencia	X	
William Robinson	X	
Ray Rodrigues	X	
Anthony Sabatini	X	
David Santiago	X	
David Silvers	X	
Richard Stark	X	
Charlie Stone	X	
Matt Willhite	X	
Jayer Williamson	X	
Mike La Rosa (Chair)	X	
	Total Yeas: 23	**Total Nays: 0**

Amendment 235713

[X] *Adopted Without Objection*

Appearances:

Amendment 079453
Dunbar, Pete (Lobbyist) - Proponent
Real Property Section of the Florida Bar
215 S Monroe Street, Suite 815
Tallahassee FL 32301
Phone: 850-999-4100

Dunbar, Pete (Lobbyist) - Proponent
Real Property Section of the Florida Bar
215 S Monroe Street, Suite 815
Tallahassee FL 32301
Phone: 850-999-4100

Amendment 079453
Moore, Travis (Lobbyist) - Information Only
Community Associations Institute & First Service Residential
Po Box 2020
St Petersburg FL 33731-2020
Phone: (727) 421-6902

Location: Webster Hall (212 Knott)

CS/CS/HB 623 : Community Associations (continued)

Appearances: (continued)

Amendment 079453
Anderson, Mark (Lobbyist) - Proponent
Chief Executive Officers of Management Companies
110 S. Monroe St. Suite I
Tallahassee FL 32301
Phone: (813) 205-0658

Anderson, Mark (Lobbyist) - Proponent
Chief Executive Officers of Management Companies
110 S. Monroe St. Suite I
Tallahassee FL 32301
Phone: (813) 205-0658

Mann, Conner (Lobbyist) - Information Only
Department of Business & Professional Regulation
Legislative Affairs Coordinator
2601 Blair Stone Road
Tallahassee F 32399
Phone: (850) 487-4927

Moore, Travis (Lobbyist) - Proponent
Community Associations Institute & First Service Residential
Po Box 2020
St Petersburg FL 33731-2020
Phone: (727) 421-6902

Salzverg, Joseph (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Florida Association of Insurance Agents
301 S Bronough St Suite 600
Tallahassee FL
Phone: (850) 577-9090

Sklar, William (Lobbyist) - Waive In Support
Florida Home Builders Association
CityPlace Tower 525 Okeechobee Blvd
West Palm Beach FL 33401-6350
Phone: (561) 650-0342

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/HB 723 : Peer-to-Peer Car Sharing

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage			X		
Al Jacquet		X			
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers		X			
Richard Stark	X				
Charlie Stone	X				
Matt Willhite			X		
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 18	**Total Nays: 4**			

CS/HB 723 Amendments

Amendment 843871

[X] *Adopted Without Objection*

Appearances:

Cotterall, William (Lobbyist) - Opponent
Florida Justice Association
218 S Monroe St
Tallahassee FL 32301

Liby-Schoonover, Allison (Lobbyist) - Proponent
Turo
Metz, Husband & Daughton
119 S Monroe St. Suite 200
Tallahassee FL
Phone: (850) 205-9000

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

CS/HB 723 : Peer-to-Peer Car Sharing (continued)

Appearances: (continued)

Henderson, Jasmyne (Lobbyist) - Waive In Support
Miami-Dade County
Director of Government Affairs
1028 E Park Ave
Tallahassee FL 32301
Phone: (850) 216-1002

Feijoo, George (Lobbyist) - Proponent
Avail
Consultant-Floridian Partners
108 S Monroe St
Tallahassee FL 32301
Phone: (305)720-7099

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

HB 771 : Motor Vehicle Insurance

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello	X				
Byron Donalds		X			
Dane Eagle		X			
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage		X			
Al Jacquet	X				
Evan Jenne	X				
Tobin Overdorf		X			
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini		X			
David Santiago		X			
David Silvers	X				
Richard Stark	X				
Charlie Stone		X			
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 17	**Total Nays: 7**			

HB 771 Amendments

Amendment 524235

[X] *Withdrawn*

Appearances:

Amendment 524235
Stevens, Monte (Lobbyist) - Proponent
American Property Casualty Insurance Association
123 S Adams
Tallahassee FL
Phone: (850) 671-4401

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

HB 771 : Motor Vehicle Insurance (continued)

Appearances: (continued)

Amendment 524235

Johnson, Carolyn (Lobbyist) - Proponent
Florida Chamber of Commerce
Policy Director
136 S Bronough Street
Tallahassee FL 32311
Phone: 850-521-1200

Willis, Jared (Lobbyist) - Waive In Opposition
Florida Osteopathic Medical Association
Dir of Govt Relations
2544 Blairstone Pines Dr
Tallahassee FL 32301
Phone: (850) 284-1996

Stevens, Monte (Lobbyist) - Proponent
American Property Casualty Insurance Association
123 S Adams
Tallahassee FL
Phone: (850) 671-4401

Carlson, Michael (Lobbyist) - Information Only
Personal Insurance Federation of Florida
CEO
215 S Monroe St Ste 835
Tallahassee FL 32301
Phone: (850) 597-7425

Large, Toni (Lobbyist) - Opponent
Florida College of Emergency Physicians
215 S Monroe St
Tallahassee FL 32308
Phone: (850) 556-1461

Reyes, Robert (Lobbyist) - Opponent
Allstate
817 Ingleside Ave
Tallahassee FL
Phone: (850) 509-1802

Fowler, Jarrod (Lobbyist) - Waive In Opposition
Florida Medical Association
Dir of Health Care Policy
1430 Piesmont Dr E
Tallahassee FL 32306
Phone: (850) 224-6496

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

HB 771 : Motor Vehicle Insurance (continued)

Appearances: (continued)

Bell, Doug (Lobbyist) - Opponent
Progressive Insurance
119 S Monroe St
Tallahassee FL
Phone: (850)205-9000

Anderson, Paul (General Public) - Proponent
FAIR
Attorney-B.O.D.
1584 Metropolitan Blvd
Tallahassee FL
Phone: (850)894-3000

Gordon, Bonny (Lobbyist) - Opponent
GEICO
Sr. Counsel
1 GEICO Plaza
Washington DC 20076
Phone: (301) 986-2653

Guzzo, Cory (Lobbyist) - Information Only
Florida Insurance Council
108 S. Monroe St.
Tallahassee FL 32301
Phone: (850) 681-0024

Parker, Rick (Lobbyist) - Opponent
Florida Justice Reform Institute
President
210 S Monroe
Tallahassee FL 32312
Phone: (850) 894-1111

Driggers, Kim (Lobbyist) - Opponent
Florida Chiropractic Association
Asst. General Counsel
3770 Piney Grove Dr
Tallahassee FL 32311
Phone: (850) 597-1355

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

PCS for CS/CS/HB 895 : Insurance

[X] *Favorable With Amendment(s)*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández		X			
Jason Fischer	X				
Heather Fitzenhagen		X			
Brett Hage	X				
Al Jacquet		X			
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers		X			
Richard Stark		X			
Charlie Stone	X				
Matt Willhite		X			
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 15	**Total Nays: 9**			

PCS for CS/CS/HB 895 Amendments

Amendment PCS for CSCSHB 895 a1

[X] *Adopted*

Amendment PCS for CSCSHB 895 a2

[X] *Adopted*

Appearances:

Amendment PCS for CSCSHB 895 a1
Willis, Jared (Lobbyist) - Waive In Opposition
Florida Osteopathic Medical Association
2544 Blairstone Pines Dr
Tallahassee FL 32301-5925
Phone: (850) 284-1996

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for CS/CS/HB 895 : Insurance (continued)

Appearances: (continued)

Amendment PCS for CSCSHB 895 a1
Large, Toni (Lobbyist) - Opponent
Florida College of Emergency Physicians
1100 Brookwood Dr
Tallahassee FL 32308
Phone: (850) 556-1461

Amendment PCS for CSCSHB 895 a1
Fowler, Jarrod (Lobbyist) - Waive In Opposition
Florida Medical Association
Director of Health Care Policy
Po Box 10269
Tallahassee FL 32302-2269
Phone: (850) 224-6496

Amendment PCS for CSCSHB 895 a1
Hart, Joe Ann (Lobbyist) - Opponent
Florida Dental Association
Chief Legislative Officer
118 E. Jefferson St.
Tallahassee FL 32301
Phone: (850)224-1089

Amendment PCS for CSCSHB 895 a1
Parker, Julius (Rick) (Lobbyist) - Proponent
Florida Justice Reform Institute
3600 Maclay Blvd Suite 101
Tallahassee FL 32312-1276
Phone: (850) 894-1111

Amendment PCS for CSCSHB 895 a2
Parker, Julius (Rick) (Lobbyist) - Proponent
Florida Justice Reform Institute
3600 Maclay Blvd Suite 101
Tallahassee FL 32312-1276
Phone: (850) 894-1111

Amendment PCS for CSCSHB 895 a2
Johnson, Carolyn (Lobbyist) - Waive In Support
Florida Chamber of Commerce
136 S Bronough St
Tallahassee FL 32301
Phone: (850) 521-1235

Stevens, Monte (Lobbyist) (State Employee) - Waive In Support
American Property Casualty Insurance Association
123 S Adams St.
Tallahassee FL

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for CS/CS/HB 895 : Insurance (continued)

Appearances: (continued)

Cunningham, Fred (General Public) - Opponent
FJA
2401 PGA Blvd, Suite 140
Palm Beach Gardens FL 33410
Phone: 561-625-6260

Black, Gregory (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
R Street Institute
1727 Highland Place Suite 601
Tallahassee FL
Phone: (850) 509-8022

Parker, Julius (Rick) (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
Florida Justice Reform Institute
3600 Maclay Blvd Suite 101
Tallahassee FL
Phone: (850) 894-1111

Johnson, Carolyn (Lobbyist) - Waive In Support
Florida Chamber of Commerce
136 S Bronough St
Tallahassee FL 32301
Phone: (850) 521-1235

Gordon, Bonny (Lobbyist) - Waive In Opposition
Government Employees Insurance Company
Sr. Counsel
GEICO One GEICO Plaza
Washington DC 20076
Phone: (301) 986-2653

Miller, Alix (Lobbyist) - Waive In Support
Florida Trucking Association
Vice President
350 E College Ave
Tallahassee FL 32301-1522
Phone: (850) 222-9900

Driggers, Kimberly (Lobbyist) - Waive In Opposition
Florida Chiropractic Association, Inc
Assistant General Counsel
3770 Piney Grove Dr
Tallahassee FL 32311
Phone: (850) 597-1355

Swope, Dale (General Public) - Opponent
Taxpayers Against Insurance Bad Faith
1234 E 5th Ave
Tampa FL 33605
Phone: 813-273-0017

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for CS/CS/HB 895 : Insurance (continued)

Appearances: (continued)

Guzzo, Gary (Lobbyist) - Waive In Support
ILR
108 S Monroe St
Tallahassee FL 32301
Phone: (850) 681-0024

Bevis, Brewster (Lobbyist) - Waive In Support
Associated Industries of Florida
Senior Vice President
Po Box 784
Tallahassee FL 32302-0784
Phone: (850) 224-7173

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

PCS for HB 1165 : Beverage Law

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan		X			
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández		X			
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet		X			
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia		X			
William Robinson	X				
Ray Rodrigues		X			
Anthony Sabatini	X				
David Santiago			X		
David Silvers		X			
Richard Stark		X			
Charlie Stone	X				
Matt Willhite		X			
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 12	**Total Nays: 11**			

Appearances:

Rubin, Mitchell (Lobbyist) - Opponent
Florida Beer Wholesalers Association
215 S Monroe St
Tallahassee FL 32301
Phone: (850) 224-2337

Ashley, Scott (Lobbyist) - Opponent
Wine & Spirits Distributors of Florida, Inc
215 S Monroe St Ste 800 A
Tallahassee FL 32301
Phone: (850) 681-8700

Dick, Scott (Lobbyist) - Opponent
ABC Fine Wine & Spirits
210 S Monroe St
Tallahassee FL 32301
Phone: (850) 421-9100

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for HB 1165 : Beverage Law (continued)

Appearances: (continued)

King, Natalie (Lobbyist) - Opponent
Pepin Distributing
VP/COO
235 W Brandon Blvd
Brandon FL 33511
Phone: (813) 924-8218

Roberts, David (Lobbyist) - Waive In Opposition
Florida Independent Spirits Association
210 S Monroe St
Tallahassee FL 32301
Phone: (850) 443-4820

Aubuchon, Joshua (Lobbyist) - Waive In Support
Gen. Counsel
315 S Calhoun St
Tallahassee FL 32301
Phone: (850) 224-7000

Mallette, Kelly (Lobbyist) - Waive In Opposition
Gold Coast Beverage Distributors, Inc
104 W Jefferson St
Tallahassee FL 32301
Phone: (850) 224-3427

Brian Musselwhite (Lobbyist) - Proponent
Universal Orlando
106 E. College Avenue, Suite 1100
Tallahassee FL 32301
Phone: (850) 528-0561

Heuchan, Brecht (Lobbyist) - Waive In Opposition
Southern Wine & Spirits of America, Inc
Govt Affairs
Po Box 10549
Tallahassee FL 32302-2549
Phone: (850) 702-0143

Bevis, Brewster (Lobbyist) - Waive In Support
Associated Industries of Florida
Sr VP
516 W Adams
Tallahassee

Unger, Jason (Lobbyist) - Proponent
St. Augustine Distillery
301 S Bronough St
Tallahassee FL 32301
Phone: (850) 577-9090

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for HB 1165 : Beverage Law (continued)

Appearances: (continued)

Rutledge, Gary (Lobbyist) - Opponent
MillerCoors
Phone: (850) 681-6788

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

PCS for HB 1265 : Verification of Employment Eligibility

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández		X			
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet		X			
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia			X		
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers		X			
Richard Stark		X			
Charlie Stone	X				
Matt Willhite		X			
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 15	**Total Nays: 8**			

Appearances:

Verification of Employment Eligibility
Tracy Caruso - Waive In Support
Florida Federated Republican Women

Verification of Employment Eligibility
Ester Byrd - Waive In Support
Florida Federated Republican Women

Verification of Employment Eligibility
J.B. Clark (Lobbyist) - Waive In Support
Florida Electric Workers Association
Lobbyist
2071 Cynthia Drive
Tallahassee, FL 32303
Phone: 850-556-8143

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

PCS for HB 1265 : Verification of Employment Eligibility (continued)

Appearances: (continued)

Verification of Employment Eligibility
Marianna Castro - Opponent
IMPAC
Central Florida Director
115 E. Park Ave. Suite 1
Tallahassee, FL
Phone: 850-443-1444

Verification of Employment Eligibility
Ida V. Eskamani - Waive In Opposition
Florida Immigrant Coalition
Public Policy
126 N. Mills Ave
Orlando, FL 32801

Verification of Employment Eligibility
Kara Gross (Lobbyist) - Waive In Opposition
American Civil Liberties Union of Florida
Legislative Director
4343 W. Flagler St.
Miami, FL 33134
Phone: 786-363-4436

Verification of Employment Eligibility
Ingrid Delgado (Lobbyist) - Opponent
Florida Conference of Catholic Bishops
Associated Director for Social Concerns & Respect Life
201 W Park Avenue
Tallahassee, FL 32301

Verification of Employment Eligibility
Scott McCoy (Lobbyist) - Waive In Opposition
Southern Poverty Law Center Foundation
Policy Director
Tallahassee, FL 32302
Phone: 334-224-4309

Verification of Employment Eligibility
Karen Woodall (Lobbyist) - Waive In Opposition
Florida Center for Fiscal & Economic
Executive Director
579 E. Call St.
Tallahassee, FL 32301
Phone: 850-321-9386

Verification of Employment Eligibility
Charo Valero - Waive In Opposition
Florida Latina Advocacy Network
Miami, FL

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

PCS for HB 1265 : Verification of Employment Eligibility (continued)

Appearances: (continued)

Verification of Employment Eligibility
Alexis Davis - Waive In Opposition
Florida Policy Institute
Orlando, FL 32801

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

CS/CS/HB 1339 : Housing

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley	X				
James Buchanan	X				
Joseph Casello	X				
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet	X				
Evan Jenne	X				
Tobin Overdorf			X		
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers	X				
Richard Stark	X				
Charlie Stone	X				
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 23	**Total Nays: 0**			

CS/CS/HB 1339 Amendments

Amendment 386787

[X] *Adopted Without Objection*

Appearances:

Amendment 386787
Branch, Jeff (Lobbyist) - Opponent
Florida League of Cities
Leg. Advocate
Tallahassee
Phone: (850) 701-3701

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

CS/CS/HB 1339 : Housing (continued)

Appearances: (continued)

Amendment 386787
Killinger, Lori (Lobbyist) - Proponent
Florida Manufactured Housing Association
Leg. Councel
Phone: (850) 222-5702

Stewart, Nancy (Lobbyist) - Waive In Support
Federation of Manufactured Home Owners of Florida
1400 Village Square Blvd Ste 3-156
Tallahassee FL 32312
Phone: (850) 385-7805

Bennett, Dane (Lobbyist) - Proponent
Florida Home Builders Association
Dir. of Gov. Affairs
2600 Centennial Pl
Tallahassee FL 32308
Phone: (850) 702-9475

Price, Trey (Lobbyist) - Information Only
Fl Housing Finance Corp
Exec Dir
227 N Bronough St
Tallahassee Florida
Phone: (850) 488-4197

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

HB 7041 : Litigation Financing Consumer Protection

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan	X				
Joseph Casello	X				
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández	X				
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet			X		
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia	X				
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers	X				
Richard Stark		X			
Charlie Stone	X				
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 20	**Total Nays: 3**			

HB 7041 Amendments

Amendment 002305

[X] *Adopted Without Objection*

Amendment 689897

[X] *Adopted Without Objection*

Appearances:

Nungesser, Timothy (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
National Federation of Independent Business
110 E Jefferson St
Tallahassee FL
Phone: (850) 681-0416

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

HB 7041 : Litigation Financing Consumer Protection (continued)

Appearances: (continued)

Miller, Alix (Lobbyist) - Waive In Support
Florida Trucking Association
VP
350 E College Ave
Tallahassee FL 32301-1522
Phone: (850) 222-9900

Johnson, Carolyn (Lobbyist) - Proponent
Florida Chamber of Commerce
Policy Director
136 S Bronough Street
Tallahassee FL 32311
Phone: 850-521-1200

Bevis, Brewster (Lobbyist) - Waive In Support
Associated Industries of Florida
Sr VP
516 W Adams
Tallahassee

Large, William (Lobbyist) - Waive In Support
Florida Justice Reform Institute
President
Florida Justice Reform Institute 210 S Monroe St
Tallahassee FL 32301
Phone: (850) 222-0170

COMMITTEE MEETING REPORT

Commerce Committee

2/27/2020 8:00AM

Location: Webster Hall (212 Knott)

HB 7099 : Essential State Infrastructure

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Loranne Ausley		X			
James Buchanan	X				
Joseph Casello		X			
Byron Donalds	X				
Dane Eagle	X				
Javier Fernández		X			
Jason Fischer	X				
Heather Fitzenhagen	X				
Brett Hage	X				
Al Jacquet			X		
Evan Jenne		X			
Tobin Overdorf	X				
Rene Plasencia			X		
William Robinson	X				
Ray Rodrigues	X				
Anthony Sabatini	X				
David Santiago	X				
David Silvers		X			
Richard Stark	X				
Charlie Stone	X				
Matt Willhite	X				
Jayer Williamson	X				
Mike La Rosa (Chair)	X				
	Total Yeas: 17	**Total Nays: 5**			

Appearances:

Branch, Jeff (Lobbyist) - Waive In Opposition
Florida League of Cities
Leg. Advocate
Tallahassee
Phone: (850) 701-3701

Cross, Lindsay (Lobbyist) - Opponent
Florida Conservation Voters
Govt Rel. Dir.
1700 N Monroe 11-286
Tallahassee FL 32303

Cullen, David (Lobbyist) - Waive In Opposition
Sierra Club FL
104-2 Crest St
Tallahassee FL 32301
Phone: (941)323-2404

Committee meeting was reported out: Thursday, February 27, 2020 6:09PM

Location: Webster Hall (212 Knott)

HB 7099 : Essential State Infrastructure (continued)

Appearances: (continued)

Parson, Timothy (Lobbyist) - Waive In Support
Advanced Energy Economy
113 E College Ave
Tallahassee FL 32302
Phone: (850) 841-1726

Amendment No. 1.

COMMITTEE/SUBCOMMITTEE ACTION		
ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

Committee/Subcommittee hearing bill: Commerce Committee

Representative Rodriguez, A. M. offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 791.08, Florida Statutes, is created to read:

791.08 Use during designated holidays; exemption.—

(1) As used in this section, the term "designated holiday" means:

(a) New Year's Eve, December 31;

(b) New Year's Day, January 1; or

(c) Independence Day, July 4.

(2) This chapter does not prohibit the offer for sale, sale, purchase, or use of fireworks that are to be used or used solely and exclusively during a designated holiday. This section

is not intended to provide for the comprehensive regulation of fireworks as described in s. 10(5), chapter 2007-67, Laws of Florida, or to supersede any local government regulation relating to the use of fireworks as provided in s. 10(5), chapter 2007-67, Laws of Florida.

(3) Any person who purchases fireworks must be 18 years of age or older.

(4) A retailer or seasonal retailer charged with unlawfully selling fireworks to a person under 18 years of age has a complete defense if, at the time the fireworks were sold, the retailer, seasonal retailer, or an employee or agent of the retailer or seasonal retailer carefully checked a driver license or an identification card issued by this state or another state of the United States, a passport, or a United States Armed Services identification card presented by the buyer, and acted in good faith and in reliance upon the representation and appearance of the buyer in the belief that the buyer was 18 years of age or older.

Section 2. This act shall take effect upon becoming law.

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

Remove everything before the enacting clause and insert:

An act relating to fireworks; creating s. 791.08, F.S.; defining the term "designated holiday";

providing an exemption for the purchase, sale, or use of fireworks used or to be used solely and exclusively during a designated holiday; providing construction; providing an age requirement to purchase fireworks; providing an affirmative defense for certain retailers; providing an effective date.

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

Committee/Subcommittee hearing bill: Commerce Committee

Representative McClain offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraph (g) of subsection (7) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.—

(7)

(g)1. Notwithstanding any other provisions of this section, any separate legal entity created under this section, the membership of which is limited to municipalities and counties of the state, and which may include a special district in addition to a municipality or county or both, may acquire, own, construct, improve, operate, and manage public facilities, or finance facilities on behalf of any person, relating to a

governmental function or purpose, including, but not limited to, wastewater facilities, water or alternative water supply facilities, and water reuse facilities, which may serve populations within or outside of the members of the entity. Notwithstanding s. 367.171(7), any separate legal entity created under this paragraph is not subject to Public Service Commission jurisdiction. The separate legal entity may not provide utility services within the service area of an existing utility system unless it has received the consent of the utility.

2. For purposes of this paragraph, the term:

a. "Host government" means the governing body of the county, if the largest number of equivalent residential connections currently served by a system of the utility is located in the unincorporated area, or the governing body of a municipality, if the largest number of equivalent residential connections currently served by a system of the utility is located within that municipality's boundaries.

b. "Separate legal entity" means any entity created by interlocal agreement the membership of which is limited to two or more special districts, municipalities, or counties of the state, but which entity is legally separate and apart from any of its member governments.

c. "System" means a water or wastewater facility or group of such facilities owned by one entity or affiliate entities.

d. "Utility" means a water or wastewater utility and includes every person, separate legal entity, lessee, trustee, or receiver owning, operating, managing, or controlling a system, or proposing construction of a system, who is providing, or proposes to provide, water or wastewater service to the public for compensation.

3. A separate legal entity that seeks to acquire any utility shall notify the host government in writing by certified mail about the contemplated acquisition not less than 30 days before any proposed transfer of ownership, use, or possession of any utility assets by such separate legal entity. The potential acquisition notice shall be provided to the legislative head of the governing body of the host government and to its chief administrative officer and shall provide the name and address of a contact person for the separate legal entity and information identified in s. 367.071(4)(a) concerning the contemplated acquisition.

4.a. Within 30 days following receipt of the notice, the host government may adopt a resolution to become a member of the separate legal entity, adopt a resolution to approve the utility acquisition, or adopt a resolution to prohibit the utility acquisition by the separate legal entity if the host government determines that the proposed acquisition is not in the public interest. A resolution adopted by the host government which

prohibits the acquisition may include conditions that would make the proposal acceptable to the host government.

b. If a host government adopts a membership resolution, the separate legal entity shall accept the host government as a member on the same basis as its existing members before any transfer of ownership, use, or possession of the utility or the utility facilities. If a host government adopts a resolution to approve the utility acquisition, the separate legal entity may complete the acquisition. If a host government adopts a prohibition resolution, the separate legal entity may not acquire the utility within that host government's territory without the specific consent of the host government by future resolution. If a host government does not adopt a prohibition resolution or an approval resolution, the separate legal entity may proceed to acquire the utility after the 30-day notice period without further notice.

5. After the acquisition or construction of any utility systems by a separate legal entity created under this paragraph, revenues or any other income may not be transferred or paid to a member of a separate legal entity, or to any other special district, county, or municipality, from user fees or other charges or revenues generated from customers that are not physically located within the jurisdictional or service delivery boundaries of the member, special district, county, or municipality receiving the transfer or payment. Any transfer or

payment to a member, special district, or other local government must be solely from user fees or other charges or revenues generated from customers that are physically located within the jurisdictional or service delivery boundaries of the member, special district, or local government receiving the transfer of payment.

6. This section is an alternative provision otherwise provided by law as authorized in s. 4, Art. VIII of the State Constitution for any transfer of power as a result of an acquisition of a utility by a separate legal entity from a municipality, county, or special district.

7. The entity may finance or refinance the acquisition, construction, expansion, and improvement of such facilities relating to a governmental function or purpose through the issuance of its bonds, notes, or other obligations under this section or as otherwise authorized by law. The entity has all the powers provided by the interlocal agreement under which it is created or which are necessary to finance, own, operate, or manage the public facility, including, without limitation, the power to establish rates, charges, and fees for products or services provided by it, the power to levy special assessments, the power to sell or finance all or a portion of such facility, and the power to contract with a public or private entity to manage and operate such facilities or to provide or receive facilities, services, or products. Except as may be limited by

the interlocal agreement under which the entity is created, all of the privileges, benefits, powers, and terms of s. 125.01, relating to counties, and s. 166.021, relating to municipalities, are fully applicable to the entity. However, neither the entity nor any of its members on behalf of the entity may exercise the power of eminent domain over the facilities or property of any existing water or wastewater plant utility system, nor may the entity acquire title to any water or wastewater plant utility facilities, other facilities, or property which was acquired by the use of eminent domain after the effective date of this act unless 10 or more years have elapsed since the date of the acquisition by eminent domain. Bonds, notes, and other obligations issued by the entity are issued on behalf of the public agencies that are members of the entity.

8. Any entity created under this section may also issue bond anticipation notes in connection with the authorization, issuance, and sale of bonds. The bonds may be issued as serial bonds or as term bonds or both. Any entity may issue capital appreciation bonds or variable rate bonds. Any bonds, notes, or other obligations must be authorized by resolution of the governing body of the entity and bear the date or dates; mature at the time or times, not exceeding 40 years from their respective dates; bear interest at the rate or rates; be payable at the time or times; be in the denomination; be in the form;

carry the registration privileges; be executed in the manner; be payable from the sources and in the medium or payment and at the place; and be subject to the terms of redemption, including redemption prior to maturity, as the resolution may provide. If any officer whose signature, or a facsimile of whose signature, appears on any bonds, notes, or other obligations ceases to be an officer before the delivery of the bonds, notes, or other obligations, the signature or facsimile is valid and sufficient for all purposes as if he or she had remained in office until the delivery. The bonds, notes, or other obligations may be sold at public or private sale for such price as the governing body of the entity shall determine. Pending preparation of the definitive bonds, the entity may issue interim certificates, which shall be exchanged for the definitive bonds. The bonds may be secured by a form of credit enhancement, if any, as the entity deems appropriate. The bonds may be secured by an indenture of trust or trust agreement. In addition, the governing body of the legal entity may delegate, to an officer, official, or agent of the legal entity as the governing body of the legal entity may select, the power to determine the time; manner of sale, public or private; maturities; rate of interest, which may be fixed or may vary at the time and in accordance with a specified formula or method of determination; and other terms and conditions as may be deemed appropriate by the officer, official, or agent so designated by the governing body

of the legal entity. However, the amount and maturity of the bonds, notes, or other obligations and the interest rate of the bonds, notes, or other obligations must be within the limits prescribed by the governing body of the legal entity and its resolution delegating to an officer, official, or agent the power to authorize the issuance and sale of the bonds, notes, or other obligations.

9. Bonds, notes, or other obligations issued under this paragraph may be validated as provided in chapter 75. The complaint in any action to validate the bonds, notes, or other obligations must be filed only in the Circuit Court for Leon County. The notice required to be published by s. 75.06 must be published in Leon County and in each county that is a member of the entity issuing the bonds, notes, or other obligations, or in which a member of the entity is located, and the complaint and order of the circuit court must be served only on the State Attorney of the Second Judicial Circuit and on the state attorney of each circuit in each county that is a member of the entity issuing the bonds, notes, or other obligations or in which a member of the entity is located. Section 75.04(2) does not apply to a complaint for validation brought by the legal entity.

10. The accomplishment of the authorized purposes of a legal entity created under this paragraph is in all respects for the benefit of the people of the state, for the increase of

their commerce and prosperity, and for the improvement of their health and living conditions. Since the legal entity will perform essential governmental functions for the public health, safety, and welfare in accomplishing its purposes, the legal entity is not required to pay any taxes or assessments of any kind whatsoever upon any property acquired or used by it for such purposes or upon any revenues at any time received by it, whether the property is within or outside the jurisdiction of members of the entity. The exemption provided in this paragraph applies regardless of whether the separate legal entity enters into agreements with private firms or entities to manage, operate, or improve the utilities owned by the separate legal entity. The bonds, notes, and other obligations of an entity, their transfer, and the income therefrom, including any profits made on the sale thereof, are at all times free from taxation of any kind by the state or by any political subdivision or other agency or instrumentality thereof. The exemption granted in this subparagraph is not applicable to any tax imposed by chapter 220 on interest, income, or profits on debt obligations owned by corporations.

Section 2. Section 367.0712, Florida Statutes, is created to read:

367.0712 Alternative process to establish rate base value of acquired system.—

(1)(a) When a utility acquires an existing utility system, including a system described in subsection (2) of s. 367.022, the utility may petition the commission to establish a rate base value for the utility system being acquired that is determined using the valuation process described in this section instead of the system's original cost. If the petition meets the filing requirements of subsection (3), the commission, no later than 8 months after the date the complete petition is filed, shall issue a final order on the petition. The commission may grant the petition, in whole or in part or with modifications in the public interest, or may deny the petition if in the public interest. The commission may not approve a rate base value higher than that requested in the petition.

(b) The rate base value established by the commission under this section shall be used for ratemaking purposes in the acquiring utility's next general rate case. The rate base value may not exceed the lesser of the purchase price negotiated between the parties to the acquisition transaction or the average of the two appraisals conducted under subsection (2), except that it may also include reasonable transaction and closing costs incurred by the acquiring utility and reasonable fees paid to the appraisers.

(2)(a) For purposes of this section, the utility system being acquired must be appraised by two licensed appraisers chosen from a list established by the commission. One appraiser

shall be chosen and paid by the acquiring utility, and one appraiser shall be chosen and paid by the utility system being acquired. Each appraiser shall provide an appraisal of the value of the utility system being acquired consistent with the Uniform Standards of Professional Appraisal Practice.

(b) The acquiring utility and the utility system being acquired shall jointly retain a licensed engineer to conduct an assessment of the tangible assets of the utility system being acquired, and the assessment shall be provided to the two appraisers for use in determining the value of the system.

(3) A petition filed under this section to establish the rate base value for a utility system being acquired must contain the following:

(a) The requested rate base value for the utility system being acquired.

(b) Copies of the appraisals required by this section, including the average of the valuations produced by each appraisal.

(c) A copy of the assessment of tangible assets required by this section.

(d) A 3-year plan to address each deficiency identified by the assessment of tangible assets required by this section. The plan must address impact on quality of service and address any planned improvements to water quality.

(e) The 5-year projected rate impact on the customers of the utility system being acquired, including, but not limited to, the rate impact of the following:

(i) Any cost efficiencies expected to result from the transaction; and

(ii) Use of this section, in lieu of the original cost method, to establish rate base.

(f) The contract of sale.

(g) The estimated value of fees and transaction and closing costs to be incurred by the acquiring utility.

(h) A tariff, including rates equal to the rates of the utility system being acquired.

(4) Notwithstanding any provision in this section, the commission retains its authority under this chapter to set rates for the acquired utility system in future rate cases and may classify the acquired utility system as a separate entity for ratemaking purposes, as it deems to be in the public interest.

(5) This section applies to acquiring utilities that provide water service, wastewater service, or both to more than 10,000 customers and are engaged in an arms-length acquisition of a water system, wastewater system, or both types of systems.

(6) The commission shall adopt rules to implement this section.

Section 3. This act shall take effect July 1, 2020.

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

Remove everything before the enacting clause and insert:
An act relating to acquisition of water and wastewater systems; amending s. 163.01, F.S.; providing a condition under which certain entities may acquire title to any water or wastewater plant utility facilities, other facilities, or property, that were previously acquired by eminent domain; creating s. 367.0712, F.S.; establishing an alternative method by which the Public Service Commission, upon petition by certain water and wastewater utilities, may establish the rate base value for an acquired utility system; specifying duties of the commission regarding petitions and providing a standard of review; requiring the approved rate base value to be reflected in the acquiring utility's next rate case for ratemaking purposes; establishing a procedure for appraisal of the acquired utility system; specifying the contents required for a petition to the Public Service Commission for approval of the rate base value of the acquired utility system; specifying the commission's retained authority; providing applicability; requiring the commission to adopt rules; providing an effective date.

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

2/26/20
WD Prior to consideration

Committee/Subcommittee hearing bill: Commerce Committee
Representative McClain offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraph (g) of subsection (7) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.—

(7)

(g)1. Notwithstanding any other provisions of this section, any separate legal entity created under this section, the membership of which is limited to municipalities and counties of the state, and which may include a special district in addition to a municipality or county or both, may acquire, own, construct, improve, operate, and manage public facilities, or finance facilities on behalf of any person, relating to a

governmental function or purpose, including, but not limited to, wastewater facilities, water or alternative water supply facilities, and water reuse facilities, which may serve populations within or outside of the members of the entity. Notwithstanding s. 367.171(7), any separate legal entity created under this paragraph is not subject to Public Service Commission jurisdiction. The separate legal entity may not provide utility services within the service area of an existing utility system unless it has received the consent of the utility.

2. For purposes of this paragraph, the term:

a. "Host government" means the governing body of the county, if the largest number of equivalent residential connections currently served by a system of the utility is located in the unincorporated area, or the governing body of a municipality, if the largest number of equivalent residential connections currently served by a system of the utility is located within that municipality's boundaries.

b. "Separate legal entity" means any entity created by interlocal agreement the membership of which is limited to two or more special districts, municipalities, or counties of the state, but which entity is legally separate and apart from any of its member governments.

c. "System" means a water or wastewater facility or group of such facilities owned by one entity or affiliate entities.

d. "Utility" means a water or wastewater utility and includes every person, separate legal entity, lessee, trustee, or receiver owning, operating, managing, or controlling a system, or proposing construction of a system, who is providing, or proposes to provide, water or wastewater service to the public for compensation.

3. A separate legal entity that seeks to acquire any utility shall notify the host government in writing by certified mail about the contemplated acquisition not less than 30 days before any proposed transfer of ownership, use, or possession of any utility assets by such separate legal entity. The potential acquisition notice shall be provided to the legislative head of the governing body of the host government and to its chief administrative officer and shall provide the name and address of a contact person for the separate legal entity and information identified in s. 367.071(4)(a) concerning the contemplated acquisition.

4.a. Within 30 days following receipt of the notice, the host government may adopt a resolution to become a member of the separate legal entity, adopt a resolution to approve the utility acquisition, or adopt a resolution to prohibit the utility acquisition by the separate legal entity if the host government determines that the proposed acquisition is not in the public interest. A resolution adopted by the host government which

prohibits the acquisition may include conditions that would make the proposal acceptable to the host government.

b. If a host government adopts a membership resolution, the separate legal entity shall accept the host government as a member on the same basis as its existing members before any transfer of ownership, use, or possession of the utility or the utility facilities. If a host government adopts a resolution to approve the utility acquisition, the separate legal entity may complete the acquisition. If a host government adopts a prohibition resolution, the separate legal entity may not acquire the utility within that host government's territory without the specific consent of the host government by future resolution. If a host government does not adopt a prohibition resolution or an approval resolution, the separate legal entity may proceed to acquire the utility after the 30-day notice period without further notice.

5. After the acquisition or construction of any utility systems by a separate legal entity created under this paragraph, revenues or any other income may not be transferred or paid to a member of a separate legal entity, or to any other special district, county, or municipality, from user fees or other charges or revenues generated from customers that are not physically located within the jurisdictional or service delivery boundaries of the member, special district, county, or municipality receiving the transfer or payment. Any transfer or

payment to a member, special district, or other local government must be solely from user fees or other charges or revenues generated from customers that are physically located within the jurisdictional or service delivery boundaries of the member, special district, or local government receiving the transfer of payment.

6. This section is an alternative provision otherwise provided by law as authorized in s. 4, Art. VIII of the State Constitution for any transfer of power as a result of an acquisition of a utility by a separate legal entity from a municipality, county, or special district.

7. The entity may finance or refinance the acquisition, construction, expansion, and improvement of such facilities relating to a governmental function or purpose through the issuance of its bonds, notes, or other obligations under this section or as otherwise authorized by law. The entity has all the powers provided by the interlocal agreement under which it is created or which are necessary to finance, own, operate, or manage the public facility, including, without limitation, the power to establish rates, charges, and fees for products or services provided by it, the power to levy special assessments, the power to sell or finance all or a portion of such facility, and the power to contract with a public or private entity to manage and operate such facilities or to provide or receive facilities, services, or products. Except as may be limited by

the interlocal agreement under which the entity is created, all of the privileges, benefits, powers, and terms of s. 125.01, relating to counties, and s. 166.021, relating to municipalities, are fully applicable to the entity. However, neither the entity nor any of its members on behalf of the entity may exercise the power of eminent domain over the facilities or property of any existing water or wastewater plant utility system, nor may the entity acquire title to any water or wastewater plant utility facilities, other facilities, or property which was acquired by the use of eminent domain after the effective date of this act unless 10 or more years have elapsed since the date of the acquisition by eminent domain. Bonds, notes, and other obligations issued by the entity are issued on behalf of the public agencies that are members of the entity.

8. Any entity created under this section may also issue bond anticipation notes in connection with the authorization, issuance, and sale of bonds. The bonds may be issued as serial bonds or as term bonds or both. Any entity may issue capital appreciation bonds or variable rate bonds. Any bonds, notes, or other obligations must be authorized by resolution of the governing body of the entity and bear the date or dates; mature at the time or times, not exceeding 40 years from their respective dates; bear interest at the rate or rates; be payable at the time or times; be in the denomination; be in the form;

carry the registration privileges; be executed in the manner; be payable from the sources and in the medium or payment and at the place; and be subject to the terms of redemption, including redemption prior to maturity, as the resolution may provide. If any officer whose signature, or a facsimile of whose signature, appears on any bonds, notes, or other obligations ceases to be an officer before the delivery of the bonds, notes, or other obligations, the signature or facsimile is valid and sufficient for all purposes as if he or she had remained in office until the delivery. The bonds, notes, or other obligations may be sold at public or private sale for such price as the governing body of the entity shall determine. Pending preparation of the definitive bonds, the entity may issue interim certificates, which shall be exchanged for the definitive bonds. The bonds may be secured by a form of credit enhancement, if any, as the entity deems appropriate. The bonds may be secured by an indenture of trust or trust agreement. In addition, the governing body of the legal entity may delegate, to an officer, official, or agent of the legal entity as the governing body of the legal entity may select, the power to determine the time; manner of sale, public or private; maturities; rate of interest, which may be fixed or may vary at the time and in accordance with a specified formula or method of determination; and other terms and conditions as may be deemed appropriate by the officer, official, or agent so designated by the governing body

of the legal entity. However, the amount and maturity of the bonds, notes, or other obligations and the interest rate of the bonds, notes, or other obligations must be within the limits prescribed by the governing body of the legal entity and its resolution delegating to an officer, official, or agent the power to authorize the issuance and sale of the bonds, notes, or other obligations.

9. Bonds, notes, or other obligations issued under this paragraph may be validated as provided in chapter 75. The complaint in any action to validate the bonds, notes, or other obligations must be filed only in the Circuit Court for Leon County. The notice required to be published by s. 75.06 must be published in Leon County and in each county that is a member of the entity issuing the bonds, notes, or other obligations, or in which a member of the entity is located, and the complaint and order of the circuit court must be served only on the State Attorney of the Second Judicial Circuit and on the state attorney of each circuit in each county that is a member of the entity issuing the bonds, notes, or other obligations or in which a member of the entity is located. Section 75.04(2) does not apply to a complaint for validation brought by the legal entity.

10. The accomplishment of the authorized purposes of a legal entity created under this paragraph is in all respects for the benefit of the people of the state, for the increase of

their commerce and prosperity, and for the improvement of their health and living conditions. Since the legal entity will perform essential governmental functions for the public health, safety, and welfare in accomplishing its purposes, the legal entity is not required to pay any taxes or assessments of any kind whatsoever upon any property acquired or used by it for such purposes or upon any revenues at any time received by it, whether the property is within or outside the jurisdiction of members of the entity. The exemption provided in this paragraph applies regardless of whether the separate legal entity enters into agreements with private firms or entities to manage, operate, or improve the utilities owned by the separate legal entity. The bonds, notes, and other obligations of an entity, their transfer, and the income therefrom, including any profits made on the sale thereof, are at all times free from taxation of any kind by the state or by any political subdivision or other agency or instrumentality thereof. The exemption granted in this subparagraph is not applicable to any tax imposed by chapter 220 on interest, income, or profits on debt obligations owned by corporations.

Section 2. Section 367.0712, Florida Statutes, is created to read:

367.0712 Alternative process to establish rate base value of acquired system.—

(1)(a) When a utility acquires an existing utility system, including a system described in subsection (2) of s. 367.022, the utility may petition the commission to establish a rate base value for the utility system being acquired that is determined using the valuation process described in this section instead of the system's original cost. If the petition meets the filing requirements of subsection (3), the commission, no later than 8 months after the date the complete petition is filed, shall issue a final order on the petition. The commission may grant the petition, in whole or in part or with modifications in the public interest, or may deny the petition if in the public interest. The commission may not approve a rate base value higher than that requested in the petition.

(b) The rate base value established by the commission under this section shall be used for ratemaking purposes in the acquiring utility's next general rate case. The rate base value may not exceed the lesser of the purchase price negotiated between the parties to the acquisition transaction or the average of the two appraisals conducted under subsection (2), except that it may also include reasonable transaction and closing costs incurred by the acquiring utility and reasonable fees paid to the appraisers.

(2)(a) For purposes of this section, the utility system being acquired must be appraised by two licensed appraisers chosen from a list established by the commission. One appraiser

shall be chosen and paid by the acquiring utility, and one appraiser shall be chosen and paid by the utility system being acquired. Each appraiser shall provide an appraisal of the value of the utility system being acquired consistent with the Uniform Standards of Professional Appraisal Practice.

(b) The acquiring utility and the utility system being acquired shall jointly retain a licensed engineer to conduct an assessment of the tangible assets of the utility system being acquired, and the assessment shall be provided to the two appraisers for use in determining the value of the system.

(3) A petition filed under this section to establish the rate base value for a utility system being acquired must contain the following:

(a) The requested rate base value for the utility system being acquired.

(b) Copies of the appraisals required by this section, including the average of the valuations produced by each appraisal.

(c) A copy of the assessment of tangible assets required by this section.

(d) A 3-year plan to address each deficiency identified by the assessment of tangible assets required by this section. The plan must address impact on quality of service and address any planned improvements to water quality.

(e) The 5-year projected rate impact on the customers of the utility system being acquired, including, but not limited to, the rate impact of the following:

(i) Any cost efficiencies expected to result from the transaction; and

(ii) Use of this section, in lieu of the original cost method, to establish rate base.

(f) The contract of sale.

(g) The estimated value of fees and transaction and closing costs to be incurred by the acquiring utility.

(h) A tariff, including rates equal to the rates of the utility system being acquired.

(4) Notwithstanding any provision in this section, the commission retains its authority under this chapter to set rates for the acquired utility system in future rate cases and may classify the acquired utility system as a separate entity for ratemaking purposes, as it deems to be in the public interest.

(5) This section applies to acquiring utilities that provide water service, wastewater service, or both to more than 10,000 customers and are engaged in an arms-length acquisition of a water system, wastewater system, or both types of systems.

(6) The commission shall adopt rules to implement this section.

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

Remove everything before the enacting clause and insert:
An act relating to acquisition of water and wastewater systems; amending s. 163.01, F.S.; providing a condition under which certain entities may acquire title to any water or wastewater plant utility facilities, other facilities, or property, that were previously acquired by eminent domain; creating s. 367.0712, F.S.; establishing an alternative method by which the Public Service Commission, upon petition by certain water and wastewater utilities, may establish the rate base value for an acquired utility system; specifying duties of the commission regarding petitions and providing a standard of review; requiring the approved rate base value to be reflected in the acquiring utility's next rate case for ratemaking purposes; establishing a procedure for appraisal of the acquired utility system; specifying the contents required for a petition to the Public Service Commission for approval of the rate base value of the acquired utility system; specifying the commission's retained authority; providing applicability; requiring the commission to adopt rules; providing an effective date.

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

Bill Temporarily Postponed

Committee/Subcommittee hearing bill: Commerce Committee

Representative Santiago offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 553.84, Florida Statutes, is amended to read:

553.84 Statutory civil action.—

(1) For purposes of this section, the term "material violation" means a violation that exists within a completed building, structure, or facility which may reasonably result, or has resulted, in physical harm to a person or significant damage to the performance of a building or its systems.

(2) Notwithstanding any other remedies available, any person or party, in an individual capacity or on behalf of a class of persons or parties, damaged as a result of a material

violation of this part or the Florida Building Code, has a cause of action in any court of competent jurisdiction against the person or party who committed the violation; however, if the person or party obtains the required building permits and any local government or public agency with authority to enforce the Florida Building Code approves the plans, if the construction project passes all required inspections under the code, and if there is no personal injury or damage to property other than the property that is the subject of the permits, plans, and inspections, this section does not apply unless the person or party knew or should have known that the violation existed.

(3) A notice of claim or civil action may not be served under this section unless the claimant has first properly submitted a claim for the alleged construction defect under any applicable warranty, and the warranty provider has denied the claim or has not offered a remedy satisfactory to the claimant within the time limits provided in the warranty.

Section 2. Paragraphs (b), (c), and (d) of subsection (1) of section 558.004 are relettered as paragraphs (c), (d), and (e), and a new paragraph (b) is added to that paragraph, to read:

558.004 Notice and opportunity to repair.—

(1)(a) In actions brought alleging a construction defect, the claimant shall, at least 60 days before filing any action, or at least 120 days before filing an action involving an

association representing more than 20 parcels, serve written notice of claim on the contractor, subcontractor, supplier, or design professional, as applicable, which notice shall refer to this chapter. If the construction defect claim arises from work performed under a contract, the written notice of claim must be served on the person with whom the claimant contracted.

(b) A notice of claim may not be served under this chapter unless the claimant has first properly submitted a claim for the alleged construction defect under any applicable warranty, and the warranty provider has denied the claim or has not offered a remedy satisfactory to the claimant within the time limits provided in the warranty.

Section 3. This act shall take effect July 1, 2020.

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

Remove everything before the enacting clause and insert: An act relating to construction defects; amending s. 553.84, F.S.; defining the term "material violation"; revising when a person has a cause of action for a violation relating to the Florida Building Code; providing requirements for such cause of action; amending s. 558.004, F.S.; requiring a claimant to submit a construction defect claim to the warranty provider before serving a notice of claim; providing an effective date.

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION	
ADOPTED	__ (Y/N)
ADOPTED AS AMENDED	__ (Y/N)
ADOPTED W/O OBJECTION	✓ (Y/N)
FAILED TO ADOPT	__ (Y/N)
WITHDRAWN	__ (Y/N)
OTHER	____

Committee/Subcommittee hearing bill: Commerce Committee

Representative Donalds offered the following:

Amendment

Remove line 49 and insert:

(4) Any adversely affected current or prospective home-based business owner may challenge any local government action in

COMMITTEE/SUBCOMMITTEE ACTION	
ADOPTED	✓ (Y/N)
ADOPTED AS AMENDED	__ (Y/N)
ADOPTED W/O OBJECTION	__ (Y/N)
FAILED TO ADOPT	__ (Y/N)
WITHDRAWN	__ (Y/N)
OTHER	____

Committee/Subcommittee hearing bill: Commerce Committee
Representative Shoaf offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (2) of section 514.0115, Florida Statutes, is amended to read:

514.0115 Exemptions from supervision or regulation; variances.—

(2)(a) Pools serving condominium, cooperative, and homeowners' associations, as well as other property associations, which have no more than 32 ~~condominium or cooperative~~ units or parcels and which are not operated as ~~a~~ public lodging establishments are ~~establishment shall be~~ exempt from supervision under this chapter, except for water quality.

Section 2. Subsection (4) of section 627.714, Florida Statutes, is amended to read:

627.714 Residential condominium unit owner coverage; loss assessment coverage required.—

(4) Every individual unit owner's residential property policy must contain a provision stating that the coverage afforded by such policy is excess coverage over the amount recoverable under any other policy covering the same property. If a condominium association's insurance policy does not provide rights for subrogation against the unit owners in the association, an insurance policy issued to an individual unit owner located in the association may not provide rights of subrogation against the condominium association.

Section 3. Section 712.065, Florida Statutes, is created to read:

712.065 Extinguishment of discriminatory restrictions.—

(1) As used in this section, the term "discriminatory restriction" means a provision in a title transaction recorded in this state which restricts the ownership, occupancy, or use of any real property in this state by any natural person on the basis of a characteristic that has been held, or is held after July 1, 2020, by the United States Supreme Court or the Florida Supreme Court to be protected against discrimination under the Fourteenth Amendment to the United States Constitution or under

s. 2, Art. I of the State Constitution, including race, color, national origin, religion, gender, or physical disability.

(2) A discriminatory restriction is not enforceable in this state, and all discriminatory restrictions contained in any title transaction recorded in this state are unlawful, are unenforceable, and are declared null and void. Any discriminatory restriction contained in a previously recorded title transaction is extinguished and severed from the recorded title transaction and the remainder of the title transaction remains enforceable and effective except for the severed discriminatory restriction. The recording of any notice preserving or protecting interests or rights pursuant to s. 712.05 does not reimpose or preserve any discriminatory restriction that is extinguished under this section.

(3) Upon request of a parcel owner, a discriminatory restriction appearing in a covenant or restriction affecting the parcel may be removed from the covenant or restriction by an amendment approved by a majority vote of the board of directors of the respective property owners' association or an owners' association in which all owners may voluntarily join, notwithstanding any other requirements for approval of an amendment of the covenant or restriction. Unless the amendment also changes other provisions of the covenant or restriction, the recording of an amendment removing a discriminatory

restriction does not constitute a title transaction occurring after the root of title for purposes of s. 712.03(4).

Section 4. Paragraphs (a), (b), (c), (f) and (g) of subsection (12) of section 718.111, Florida Statutes, are amended to read:

718.111 The association.—

(12) OFFICIAL RECORDS.—

(a) From the inception of the association, the association shall maintain each of the following items, if applicable, which constitutes the official records of the association:

1. A copy of the plans, permits, warranties, and other items provided by the developer under ~~pursuant to~~ s. 718.301(4).

2. A photocopy of the recorded declaration of condominium of each condominium operated by the association and each amendment to each declaration.

3. A photocopy of the recorded bylaws of the association and each amendment to the bylaws.

4. A certified copy of the articles of incorporation of the association, or other documents creating the association, and each amendment thereto.

5. A copy of the current rules of the association.

6. A book or books that contain the minutes of all meetings of the association, the board of administration, and the unit owners.

7. A current roster of all unit owners and their mailing addresses, unit identifications, voting certifications, and, if known, telephone numbers. The association shall also maintain the e-mail addresses and facsimile numbers of unit owners consenting to receive notice by electronic transmission. The e-mail addresses and facsimile numbers are not accessible to unit owners if consent to receive notice by electronic transmission is not provided in accordance with sub-subparagraph (c)3.e. However, the association is not liable for an inadvertent disclosure of the e-mail address or facsimile number for receiving electronic transmission of notices.

8. All current insurance policies of the association and condominiums operated by the association.

9. A current copy of any management agreement, lease, or other contract to which the association is a party or under which the association or the unit owners have an obligation or responsibility.

10. Bills of sale or transfer for all property owned by the association.

11. Accounting records for the association and separate accounting records for each condominium that the association operates. Any person who knowingly or intentionally defaces or destroys such records, or who knowingly or intentionally fails to create or maintain such records, with the intent of causing harm to the association or one or more of its members, is

personally subject to a civil penalty under s. 718.501(2)(d) ~~pursuant to s. 718.501(1)(d)~~. The accounting records must include, but are not limited to:

a. Accurate, itemized, and detailed records of all receipts and expenditures.

b. A current account and a monthly, bimonthly, or quarterly statement of the account for each unit designating the name of the unit owner, the due date and amount of each assessment, the amount paid on the account, and the balance due.

c. All audits, reviews, accounting statements, and financial reports of the association or condominium.

d. All contracts for work to be performed. Bids for work to be performed are also considered official records and must be maintained by the association for at least 1 year after receipt of the bid.

12. Ballots, sign-in sheets, voting proxies, and all other papers and electronic records relating to voting by unit owners, which must be maintained for 1 year from the date of the election, vote, or meeting to which the document relates, notwithstanding paragraph (b).

13. All rental records if the association is acting as agent for the rental of condominium units.

14. A copy of the current question and answer sheet as described in s. 718.504.

~~15. All other written records of the association not specifically included in the foregoing which are related to the operation of the association.~~

15.~~16.~~ A copy of the inspection report as described in s. 718.301(4)(p).

16.~~17.~~ Bids for materials, equipment, or services.

17. All other written records of the association not specifically included in subparagraphs 1.-16. which are related to the operation of the association.

(b) The official records specified in subparagraphs (a)1.-6. must be permanently maintained from the inception of the association. Bids for work to be performed or for materials, equipment, or services must be maintained for at least 1 year after receipt of the bid. All other official records must be maintained within the state for at least 7 years, unless otherwise provided by general law. All official records must be maintained in a manner and format determined by the division so that the records are easily accessible for inspection. The records of the association shall be made available to a unit owner within 45 miles of the condominium property or within the county in which the condominium property is located within 10 working days after receipt of a written request by the board or its designee. However, such distance requirement does not apply to an association governing a timeshare condominium. This paragraph may be complied with by having a copy of the official

records of the association available for inspection or copying on the condominium property or association property, or the association may offer the option of making the records available to a unit owner electronically via the Internet or by allowing the records to be viewed in electronic format on a computer screen and printed upon request. The association is not responsible for the use or misuse of the information provided to an association member or his or her authorized representative in ~~pursuant to the~~ compliance with ~~requirements of~~ this chapter unless the association has an affirmative duty not to disclose such information under ~~pursuant to~~ this chapter.

(c)1. The official records of the association are open to inspection by any association member or the authorized representative of such member at all reasonable times. The right to inspect the records includes the right to make or obtain copies, at the reasonable expense, if any, of the member or authorized representative of such member. A renter of a unit only has a right to inspect and copy the declaration of condominium and association's bylaws and rules. The association must provide a checklist to the member or the authorized representative of such member of all records that are made available for inspection and copying in response to a written request. If any of the association's official records are not available, such records must be identified on the checklist provided to the person requesting the records. The checklist

must be signed by a manager, licensed pursuant to chapter 468 who certifies that the checklist is accurate to the best of his or her knowledge and belief, or the association must provide the person requesting the records with a sworn affidavit attesting to the veracity of the checklist and executed by the person responding to the written request on behalf of the association. The association must maintain a copy of the checklist and affidavit for at least 7 years. Delivery of the checklist and, if required, the sworn affidavit to the person requesting the records creates a rebuttable presumption that the association complied with this paragraph. The association may adopt reasonable rules regarding the frequency, time, location, notice, and manner of record inspections and copying, but may not require a member to demonstrate any purpose or state any reason for the inspection. The failure of an association to provide the records within 10 working days after receipt of a written request creates a rebuttable presumption that the association willfully failed to comply with this paragraph. A unit owner who is denied access to official records is entitled to the actual damages or minimum damages for the association's willful failure to comply. Minimum damages are $50 per calendar day for up to 10 days, beginning on the 11th working day after receipt of the written request. The failure to permit inspection entitles any person prevailing in an enforcement action to recover reasonable attorney fees from the person in control of

the records who, directly or indirectly, knowingly denied access to the records.

2. Any person who knowingly or intentionally defaces or destroys accounting records that are required by this chapter to be maintained during the period for which such records are required to be maintained, or who knowingly or intentionally fails to create or maintain accounting records that are required to be created or maintained, with the intent of causing harm to the association or one or more of its members, is personally subject to a civil penalty under 718.501(2)(d) ~~pursuant to s. 718.501(1)(d)~~.

3. The association shall maintain an adequate number of copies of the declaration, articles of incorporation, bylaws, and rules, and all amendments to each of the foregoing, as well as the question and answer sheet as described in s. 718.504 and year-end financial information required under this section, on the condominium property to ensure their availability to unit owners and prospective purchasers, and may charge its actual costs for preparing and furnishing these documents to those requesting the documents. An association shall allow a member or his or her authorized representative to use a portable device, including a smartphone, tablet, portable scanner, or any other technology capable of scanning or taking photographs, to make an electronic copy of the official records in lieu of the association's providing the member or his or her authorized

representative with a copy of such records. The association may not charge a member or his or her authorized representative for the use of a portable device. Notwithstanding this paragraph, the following records are not accessible to unit owners:

a. Any record protected by the lawyer-client privilege as described in s. 90.502 and any record protected by the work-product privilege, including a record prepared by an association attorney or prepared at the attorney's express direction, which reflects a mental impression, conclusion, litigation strategy, or legal theory of the attorney or the association, and which was prepared exclusively for civil or criminal litigation or for adversarial administrative proceedings, or which was prepared in anticipation of such litigation or proceedings until the conclusion of the litigation or proceedings.

b. Information obtained by an association in connection with the approval of the lease, sale, or other transfer of a unit.

c. Personnel records of association or management company employees, including, but not limited to, disciplinary, payroll, health, and insurance records. For purposes of this sub-subparagraph, the term "personnel records" does not include written employment agreements with an association employee or management company, or budgetary or financial records that indicate the compensation paid to an association employee.

d. Medical records of unit owners.

e. Social security numbers, driver license numbers, credit card numbers, e-mail addresses, telephone numbers, facsimile numbers, emergency contact information, addresses of a unit owner other than as provided to fulfill the association's notice requirements, and other personal identifying information of any person, excluding the person's name, unit designation, mailing address, property address, and any address, e-mail address, or facsimile number provided to the association to fulfill the association's notice requirements. Notwithstanding the restrictions in this sub-subparagraph, an association may print and distribute to unit ~~parcel~~ owners a directory containing the name, unit ~~parcel~~ address, and all telephone numbers of each unit ~~parcel~~ owner. However, an owner may exclude his or her telephone numbers from the directory by so requesting in writing to the association. An owner may consent in writing to the disclosure of other contact information described in this sub-subparagraph. The association is not liable for the inadvertent disclosure of information that is protected under this sub-subparagraph if the information is included in an official record of the association and is voluntarily provided by an owner and not requested by the association.

f. Electronic security measures that are used by the association to safeguard data, including passwords.

g. The software and operating system used by the association which allow the manipulation of data, even if the

owner owns a copy of the same software used by the association. The data is part of the official records of the association.

(f) An outgoing board or committee member must relinquish all official records and property of the association in his or her possession or under his or her control to the incoming board within 5 days after the election. The division shall impose a civil penalty as set forth in s. 718.501(2)(d)6. ~~s. 718.501(1)(d)6.~~ against an outgoing board or committee member who willfully and knowingly fails to relinquish such records and property.

(g)1. By January 1, 2019, an association managing a condominium with 150 or more units which does not contain timeshare units shall post digital copies of the documents specified in subparagraph 2. on its website or make such documents available through an application that can be downloaded on a mobile device.

a. The association's website or application must be:

(I) An independent website, application, or web portal wholly owned and operated by the association; or

(II) A website, application, or web portal operated by a third-party provider with whom the association owns, leases, rents, or otherwise obtains the right to operate a web page, subpage, web portal, ~~or~~ collection of subpages or web portals, or application which is dedicated to the association's

activities and on which required notices, records, and documents may be posted or made available by the association.

b. The association's website or application must be accessible through the Internet and must contain a subpage, web portal, or other protected electronic location that is inaccessible to the general public and accessible only to unit owners and employees of the association.

c. Upon a unit owner's written request, the association must provide the unit owner with a username and password and access to the protected sections of the association's website or application that contain any notices, records, or documents that must be electronically provided.

2. A current copy of the following documents must be posted in digital format on the association's website or application:

a. The recorded declaration of condominium of each condominium operated by the association and each amendment to each declaration.

b. The recorded bylaws of the association and each amendment to the bylaws.

c. The articles of incorporation of the association, or other documents creating the association, and each amendment to the articles of incorporation or other documents ~~thereto~~. The copy posted pursuant to this sub-subparagraph must be a copy of

the articles of incorporation filed with the Department of State.

d. The rules of the association.

e. A list of all executory contracts or documents to which the association is a party or under which the association or the unit owners have an obligation or responsibility and, after bidding for the related materials, equipment, or services has closed, a list of bids received by the association within the past year. Summaries of bids for materials, equipment, or services which exceed $500 must be maintained on the website or application for 1 year. In lieu of summaries, complete copies of the bids may be posted.

f. The annual budget required by s. 718.112(2)(f) and any proposed budget to be considered at the annual meeting.

g. The financial report required by subsection (13) and any monthly income or expense statement to be considered at a meeting.

h. The certification of each director required by s. 718.112(2)(d)4.b.

i. All contracts or transactions between the association and any director, officer, corporation, firm, or association that is not an affiliated condominium association or any other entity in which an association director is also a director or officer and financially interested.

j. Any contract or document regarding a conflict of interest or possible conflict of interest as provided in ss. 468.436(2)(b)6. and 718.3027(3).

k. The notice of any unit owner meeting and the agenda for the meeting, as required by s. 718.112(2)(d)3., no later than 14 days before the meeting. The notice must be posted in plain view on the front page of the website or application, or on a separate subpage of the website or application labeled "Notices" which is conspicuously visible and linked from the front page. The association must also post on its website or application any document to be considered and voted on by the owners during the meeting or any document listed on the agenda at least 7 days before the meeting at which the document or the information within the document will be considered.

l. Notice of any board meeting, the agenda, and any other document required for the meeting as required by s. 718.112(2)(c), which must be posted no later than the date required for notice under ~~pursuant to~~ s. 718.112(2)(c).

3. The association shall ensure that the information and records described in paragraph (c), which are not allowed to be accessible to unit owners, are not posted on the association's website or application. If protected information or information restricted from being accessible to unit owners is included in documents that are required to be posted on the association's website or application, the association shall ensure the

information is redacted before posting the documents ~~online~~. Notwithstanding the foregoing, the association or its agent is not liable for disclosing information that is protected or restricted under ~~pursuant to~~ this paragraph unless such disclosure was made with a knowing or intentional disregard of the protected or restricted nature of such information.

4. The failure of the association to post information required under subparagraph 2. is not in and of itself sufficient to invalidate any action or decision of the association's board or its committees.

Section 5. Paragraphs (d), (i), (j), (k), and (p) of subsection (2) of section 718.112, Florida Statutes, are amended, and paragraph (c) is added to subsection (1) of that section, to read:

718.112 Bylaws.—

(1) GENERALLY.—

(c) The association may extinguish a discriminatory restriction, as defined in s. 712.065(1) pursuant to s. 712.065.

(2) REQUIRED PROVISIONS.—The bylaws shall provide for the following and, if they do not do so, shall be deemed to include the following:

(d) *Unit owner meetings.*—

1. An annual meeting of the unit owners must be held at the location provided in the association bylaws and, if the bylaws are silent as to the location, the meeting must be held

within 45 miles of the condominium property. However, such distance requirement does not apply to an association governing a timeshare condominium.

2. Unless the bylaws provide otherwise, a vacancy on the board caused by the expiration of a director's term must be filled by electing a new board member, and the election must be by secret ballot. An election is not required if the number of vacancies equals or exceeds the number of candidates. For purposes of this paragraph, the term "candidate" means an eligible person who has timely submitted the written notice, as described in sub-subparagraph 4.a., of his or her intention to become a candidate. Except in a timeshare or nonresidential condominium, or if the staggered term of a board member does not expire until a later annual meeting, or if all members' terms would otherwise expire but there are no candidates, the terms of all board members expire at the annual meeting, and such members may stand for reelection unless prohibited by the bylaws. Board members may serve terms longer than 1 year if permitted by the bylaws or articles of incorporation. A board member may not serve more than 8 consecutive years unless approved by an affirmative vote of unit owners representing two-thirds of all votes cast in the election or unless there are not enough eligible candidates to fill the vacancies on the board at the time of the vacancy. Only board service that occurs on or after July 1, 2018, may be used when calculating a board member's term

limit. If the number of board members whose terms expire at the annual meeting equals or exceeds the number of candidates, the candidates become members of the board effective upon the adjournment of the annual meeting. Unless the bylaws provide otherwise, any remaining vacancies shall be filled by the affirmative vote of the majority of the directors making up the newly constituted board even if the directors constitute less than a quorum or there is only one director. In a residential condominium association of more than 10 units or in a residential condominium association that does not include timeshare units or timeshare interests, co-owners of a unit may not serve as members of the board of directors at the same time unless they own more than one unit or unless there are not enough eligible candidates to fill the vacancies on the board at the time of the vacancy. A unit owner in a residential condominium desiring to be a candidate for board membership must comply with sub-subparagraph 4.a. and must be eligible to be a candidate to serve on the board of directors at the time of the deadline for submitting a notice of intent to run in order to have his or her name listed as a proper candidate on the ballot or to serve on the board. A person who has been suspended or removed by the division under this chapter, or who is delinquent in the payment of any monetary obligation due to the association, is not eligible to be a candidate for board membership and may not be listed on the ballot. A person who has

been convicted of any felony in this state or in a United States District or Territorial Court, or who has been convicted of any offense in another jurisdiction which would be considered a felony if committed in this state, is not eligible for board membership unless such felon's civil rights have been restored for at least 5 years as of the date such person seeks election to the board. The validity of an action by the board is not affected if it is later determined that a board member is ineligible for board membership due to having been convicted of a felony. This subparagraph does not limit the term of a member of the board of a nonresidential or timeshare condominium.

3. The bylaws must provide the method of calling meetings of unit owners, including annual meetings. Written notice of an annual meeting must include an agenda; ~~, must~~ be mailed, hand delivered, or electronically transmitted to each unit owner at least 14 days before the annual meeting; ~~,~~ and ~~must~~ be posted in a conspicuous place on the condominium property at least 14 continuous days before the annual meeting. Written notice of a meeting other than an annual meeting must include an agenda; be mailed, hand delivered, or electronically transmitted to each unit owner; and be posted in a conspicuous place on the condominium property in accordance with the minimum period of time for posting a notice as set forth in the bylaws, and if the bylaws do not provide such notice requirements, then at least 14 continuous days before the meeting. Upon notice to the unit

owners, the board shall, by duly adopted rule, designate a specific location on the condominium property where all notices of unit owner meetings must be posted. This requirement does not apply if there is no condominium property for posting notices. In lieu of, or in addition to, the physical posting of meeting notices, the association may, by reasonable rule, adopt a procedure for conspicuously posting and repeatedly broadcasting the notice and the agenda on a closed-circuit cable television system serving the condominium association. However, if broadcast notice is used in lieu of a notice posted physically on the condominium property, the notice and agenda must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required under this section. If broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on a website serving the condominium association for at least the minimum period of time for which a notice of a meeting is also required to be physically posted on the condominium property. Any rule adopted shall, in addition to other matters, include a requirement that the association send

an electronic notice in the same manner as a notice for a meeting of the members, which must include a hyperlink to the website where the notice is posted, to unit owners whose e-mail addresses are included in the association's official records. Unless a unit owner waives in writing the right to receive notice of the annual meeting, such notice must be hand delivered, mailed, or electronically transmitted to each unit owner. Notice for meetings and notice for all other purposes must be mailed to each unit owner at the address last furnished to the association by the unit owner, or hand delivered to each unit owner. However, if a unit is owned by more than one person, the association must provide notice to the address that the developer identifies for that purpose and thereafter as one or more of the owners of the unit advise the association in writing, or if no address is given or the owners of the unit do not agree, to the address provided on the deed of record. An officer of the association, or the manager or other person providing notice of the association meeting, must provide an affidavit or United States Postal Service certificate of mailing, to be included in the official records of the association affirming that the notice was mailed or hand delivered in accordance with this provision.

4. The members of the board of a residential condominium shall be elected by written ballot or voting machine. Proxies may not be used in electing the board in general elections or

elections to fill vacancies caused by recall, resignation, or otherwise, unless otherwise provided in this chapter. This subparagraph does not apply to an association governing a timeshare condominium.

a. At least 60 days before a scheduled election, the association shall mail, deliver, or electronically transmit, by separate association mailing or included in another association mailing, delivery, or transmission, including regularly published newsletters, to each unit owner entitled to a vote, a first notice of the date of the election. A unit owner or other eligible person desiring to be a candidate for the board must give written notice of his or her intent to be a candidate to the association at least 40 days before a scheduled election. Together with the written notice and agenda as set forth in subparagraph 3., the association shall mail, deliver, or electronically transmit a second notice of the election to all unit owners entitled to vote, together with a ballot that lists all candidates <u>not less than 14 days or more than 34 days before the date of the election</u>. Upon request of a candidate, an information sheet, no larger than 8 1/2 inches by 11 inches, which must be furnished by the candidate at least 35 days before the election, must be included with the mailing, delivery, or transmission of the ballot, with the costs of mailing, delivery, or electronic transmission and copying to be borne by the association. The association is not liable for the contents of

the information sheets prepared by the candidates. In order to reduce costs, the association may print or duplicate the information sheets on both sides of the paper. The division shall by rule establish voting procedures consistent with this sub-subparagraph, including rules establishing procedures for giving notice by electronic transmission and rules providing for the secrecy of ballots. Elections shall be decided by a plurality of ballots cast. There is no quorum requirement; however, at least 20 percent of the eligible voters must cast a ballot in order to have a valid election. A unit owner may not authorize any other person to vote his or her ballot, and any ballots improperly cast are invalid. A unit owner who violates this provision may be fined by the association in accordance with s. 718.303. A unit owner who needs assistance in casting the ballot for the reasons stated in s. 101.051 may obtain such assistance. The regular election must occur on the date of the annual meeting. Notwithstanding this sub-subparagraph, an election is not required unless more candidates file notices of intent to run or are nominated than board vacancies exist.

b. Within 90 days after being elected or appointed to the board of an association of a residential condominium, each newly elected or appointed director shall certify in writing to the secretary of the association that he or she has read the association's declaration of condominium, articles of incorporation, bylaws, and current written policies; that he or

she will work to uphold such documents and policies to the best of his or her ability; and that he or she will faithfully discharge his or her fiduciary responsibility to the association's members. In lieu of this written certification, within 90 days after being elected or appointed to the board, the newly elected or appointed director may submit a certificate of having satisfactorily completed the educational curriculum administered by a division-approved condominium education provider within 1 year before or 90 days after the date of election or appointment. The written certification or educational certificate is valid and does not have to be resubmitted as long as the director serves on the board without interruption. A director of an association of a residential condominium who fails to timely file the written certification or educational certificate is suspended from service on the board until he or she complies with this sub-subparagraph. The board may temporarily fill the vacancy during the period of suspension. The secretary shall cause the association to retain a director's written certification or educational certificate for inspection by the members for 5 years after a director's election or the duration of the director's uninterrupted tenure, whichever is longer. Failure to have such written certification or educational certificate on file does not affect the validity of any board action.

c. Any challenge to the election process must be commenced within 60 days after the election results are announced.

5. Any approval by unit owners called for by this chapter or the applicable declaration or bylaws, including, but not limited to, the approval requirement in s. 718.111(8), must be made at a duly noticed meeting of unit owners and is subject to all requirements of this chapter or the applicable condominium documents relating to unit owner decisionmaking, except that unit owners may take action by written agreement, without meetings, on matters for which action by written agreement without meetings is expressly allowed by the applicable bylaws or declaration or any law that provides for such action.

6. Unit owners may waive notice of specific meetings if allowed by the applicable bylaws or declaration or any law. Notice of meetings of the board of administration, unit owner meetings, except unit owner meetings called to recall board members under paragraph (j), and committee meetings may be given by electronic transmission to unit owners who consent to receive notice by electronic transmission. A unit owner who consents to receiving notices by electronic transmission is solely responsible for removing or bypassing filters that block receipt of mass e-mails ~~emails~~ sent to members on behalf of the association in the course of giving electronic notices.

7. Unit owners have the right to participate in meetings of unit owners with reference to all designated agenda items.

However, the association may adopt reasonable rules governing the frequency, duration, and manner of unit owner participation.

8. A unit owner may tape record or videotape a meeting of the unit owners subject to reasonable rules adopted by the division.

9. Unless otherwise provided in the bylaws, any vacancy occurring on the board before the expiration of a term may be filled by the affirmative vote of the majority of the remaining directors, even if the remaining directors constitute less than a quorum, or by the sole remaining director. In the alternative, a board may hold an election to fill the vacancy, in which case the election procedures must conform to sub-subparagraph 4.a. unless the association governs 10 units or fewer and has opted out of the statutory election process, in which case the bylaws of the association control. Unless otherwise provided in the bylaws, a board member appointed or elected under this section shall fill the vacancy for the unexpired term of the seat being filled. Filling vacancies created by recall is governed by paragraph (j) and rules adopted by the division.

10. This chapter does not limit the use of general or limited proxies, require the use of general or limited proxies, or require the use of a written ballot or voting machine for any agenda item or election at any meeting of a timeshare condominium association or nonresidential condominium association.

Notwithstanding subparagraph (b)2. and sub-subparagraph 4.a., an association of 10 or fewer units may, by affirmative vote of a majority of the total voting interests, provide for different voting and election procedures in its bylaws, which may be by a proxy specifically delineating the different voting and election procedures. The different voting and election procedures may provide for elections to be conducted by limited or general proxy.

(i) Transfer fees.—No charge shall be made by the association or any body thereof in connection with the sale, mortgage, lease, sublease, or other transfer of a unit unless the association is required to approve such transfer and a fee for such approval is provided for in the declaration, articles, or bylaws. Any such fee may be preset, but in no event may such fee exceed $150 ~~$100~~ per applicant other than husband/wife or parent/dependent child, which are considered one applicant. However, if the lease or sublease is a renewal of a lease or sublease with the same lessee or sublessee, no charge shall be made. The fees specified in this subsection shall be adjusted every 5 years in an amount equal to the total of the annual increases for that 5-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, All Items. The Department of Business and Professional Regulation shall periodically calculate the fees, rounded to the nearest dollar,

and publish the amounts, as adjusted, on its website. The foregoing notwithstanding, an association may, if the authority to do so appears in the declaration, articles, or bylaws, require that a prospective lessee place a security deposit, in an amount not to exceed the equivalent of 1 month's rent, into an escrow account maintained by the association. The security deposit shall protect against damages to the common elements or association property. Payment of interest, claims against the deposit, refunds, and disputes under this paragraph shall be handled in the same fashion as provided in part II of chapter 83.

(j) Recall of board members.—Subject to s. 718.301, any member of the board of administration may be recalled and removed from office with or without cause by the vote or agreement in writing by a majority of all the voting interests. A special meeting of the unit owners to recall a member or members of the board of administration may be called by 10 percent of the voting interests giving notice of the meeting as required for a meeting of unit owners, and the notice shall state the purpose of the meeting. Electronic transmission may not be used as a method of giving notice of a meeting called in whole or in part for this purpose.

1. If the recall is approved by a majority of all voting interests by a vote at a meeting, the recall will be effective as provided in this paragraph. The board shall duly notice and

hold a board meeting within 5 full business days after the adjournment of the unit owner meeting to recall one or more board members. Such member or members shall be recalled effective immediately upon conclusion of the board meeting, provided that the recall is facially valid. A recalled member must turn over to the board, within 10 full business days after the vote, any and all records and property of the association in their possession.

2. If the proposed recall is by an agreement in writing by a majority of all voting interests, the agreement in writing or a copy thereof shall be served on the association by certified mail or by personal service in the manner authorized by chapter 48 and the Florida Rules of Civil Procedure. The board of administration shall duly notice and hold a meeting of the board within 5 full business days after receipt of the agreement in writing. Such member or members shall be recalled effective immediately upon the conclusion of the board meeting, provided that the recall is facially valid. A recalled member must turn over to the board, within 10 full business days, any and all records and property of the association in their possession.

3. If the board fails to duly notice and hold a board meeting within 5 full business days after service of an agreement in writing or within 5 full business days after the adjournment of the unit owner recall meeting, the recall shall be deemed effective and the board members so recalled shall turn

over to the board within 10 full business days after the vote any and all records and property of the association.

4. If the board fails to duly notice and hold the required meeting or at the conclusion of the meeting determines that the recall is not facially valid, the unit owner representative may file a petition or action pursuant to s. 718.1255 challenging the board's failure to act or challenging the board's determination on facial validity. The petition or action must be filed within 60 days after the expiration of the applicable 5-full-business-day period. The review of a petition or action under this subparagraph is limited to the sufficiency of service on the board and the facial validity of the written agreement or ballots filed.

5. If a vacancy occurs on the board as a result of a recall or removal and less than a majority of the board members are removed, the vacancy may be filled by the affirmative vote of a majority of the remaining directors, notwithstanding any provision to the contrary contained in this subsection. If vacancies occur on the board as a result of a recall and a majority or more of the board members are removed, the vacancies shall be filled in accordance with procedural rules to be adopted by the division, which rules need not be consistent with this subsection. The rules must provide procedures governing the conduct of the recall election as well as the operation of the

association during the period after a recall but before the recall election.

6. A board member who has been recalled may file a petition or action pursuant to s. 718.1255 challenging the validity of the recall. The petition or action must be filed within 60 days after the recall. The association and the unit owner representative shall be named as the respondents. The petition or action may challenge the facial validity of the written agreement or ballots filed or the substantial compliance with the procedural requirements for the recall. If the arbitrator or court determines the recall was invalid, the petitioning board member shall immediately be reinstated and the recall is null and void. A board member who is successful in challenging a recall is entitled to recover reasonable attorney fees and costs from the respondents. The arbitrator or court may award reasonable attorney fees and costs to the respondents if they prevail, if the arbitrator or court makes a finding that the petitioner's claim is frivolous.

7. The division or a court of competent jurisdiction may not accept for filing a recall petition or action, whether filed pursuant to subparagraph 1., subparagraph 2., subparagraph 4., or subparagraph 6. when there are 60 or fewer days until the scheduled reelection of the board member sought to be recalled or when 60 or fewer days have elapsed since the election of the board member sought to be recalled.

(k) *Alternative Dispute Resolution* ~~*Arbitration*~~.— There must ~~shall~~ be a provision for mandatory alternative dispute resolution ~~nonbinding arbitration~~ as provided for in s. 718.1255 for any residential condominium.

~~(p) *Service providers; conflicts of interest.* An association, which is not a timeshare condominium association, may not employ or contract with any service provider that is owned or operated by a board member or with any person who has a financial relationship with a board member or officer, or a relative within the third degree of consanguinity by blood or marriage of a board member or officer. This paragraph does not apply to a service provider in which a board member or officer, or a relative within the third degree of consanguinity by blood or marriage of a board member or officer, owns less than 1 percent of the equity shares.~~

Section 6. Subsection (8) of section 718.113, Florida Statutes, is amended to read:

718.113 Maintenance; limitation upon improvement; display of flag; hurricane shutters and protection; display of religious decorations.—

(8) The Legislature finds that the use of electric and natural gas fuel vehicles conserves and protects the state's environmental resources, provides significant economic savings to drivers, and serves an important public interest. The participation of condominium associations is essential to the

state's efforts to conserve and protect the state's environmental resources and provide economic savings to drivers. For purposes of this subsection, the term "natural gas fuel" has the same meaning as in s. 206.9951, and the term "natural gas fuel vehicle" means any motor vehicle, as defined in s. 320.01, that is powered by natural gas fuel. Therefore, the installation of an electric vehicle charging station or natural gas fuel station shall be governed as follows:

(a) A declaration of condominium or restrictive covenant may not prohibit or be enforced so as to prohibit any unit owner from installing an electric vehicle charging station or natural gas fuel station within the boundaries of the unit owner's limited common element or exclusively designated parking area. The board of administration of a condominium association may not prohibit a unit owner from installing an electric vehicle charging station for an electric vehicle, as defined in s. 320.01, or a natural gas fuel station for a natural gas fuel vehicle within the boundaries of his or her limited common element or exclusively designated parking area. The installation of such charging or fuel stations are subject to the provisions of this subsection.

(b) The installation may not cause irreparable damage to the condominium property.

(c) The electricity for the electric vehicle charging station or natural gas fuel station must be separately metered

or metered by an embedded meter and payable by the unit owner installing such charging or fuel station or by his or her successor.

(d) The cost for supply and storage of the natural gas fuel must be paid by the unit owner installing the natural gas fuel station or by his or her successor.

(e) ~~(d)~~ The unit owner who is installing an electric vehicle charging station or natural gas fuel station is responsible for the costs of installation, operation, maintenance, and repair, including, but not limited to, hazard and liability insurance. The association may enforce payment of such costs under ~~pursuant to~~ s. 718.116.

(f) ~~(e)~~ If the unit owner or his or her successor decides there is no longer a need for the electronic vehicle charging station or natural gas fuel station, such person is responsible for the cost of removal of such ~~the electronic vehicle~~ charging or fuel station. The association may enforce payment of such costs under ~~pursuant to~~ s. 718.116.

(g) The unit owner installing, maintaining, or removing the electric vehicle charging station or natural gas fuel station is responsible for complying with all federal, state, or local laws and regulations applicable to such installation, maintenance, or removal.

(h) ~~(f)~~ The association may require the unit owner to:

1. Comply with bona fide safety requirements, consistent with applicable building codes or recognized safety standards, for the protection of persons and property.

2. Comply with reasonable architectural standards adopted by the association that govern the dimensions, placement, or external appearance of the electric vehicle charging station or natural gas fuel station, provided that such standards may not prohibit the installation of such charging or fuel station or substantially increase the cost thereof.

3. Engage the services of a licensed and registered firm ~~electrical contractor or engineer~~ familiar with the installation or removal and core requirements of an electric vehicle charging station or natural gas fuel station.

4. Provide a certificate of insurance naming the association as an additional insured on the owner's insurance policy for any claim related to the installation, maintenance, or use of the electric vehicle charging station or natural gas fuel station within 14 days after receiving the association's approval to install such charging or fuel station or notice to provide such a certificate.

5. Reimburse the association for the actual cost of any increased insurance premium amount attributable to the electric vehicle charging station or natural gas fuel station within 14 days after receiving the association's insurance premium invoice.

(i) ~~(g)~~ The association provides an implied easement across the common elements of the condominium property to the unit owner for purposes of ~~the installation of the~~ electric vehicle charging station or natural gas fuel station installation, and the furnishing of electrical power or natural gas fuel supply, including any necessary equipment, to such charging or fuel station, subject to the requirements of this subsection.

Section 7. Subsection (16) of section 718.117, Florida Statutes, is amended to read:

718.117 Termination of condominium.—

(16) RIGHT TO CONTEST.—A unit owner or lienor may contest a plan of termination by initiating a petition in accordance with ~~for mandatory nonbinding arbitration pursuant to~~ s. 718.1255 within 90 days after the date the plan is recorded. A unit owner or lienor may only contest the fairness and reasonableness of the apportionment of the proceeds from the sale among the unit owners, that the liens of the first mortgages of unit owners other than the bulk owner have not or will not be satisfied to the extent required by subsection (3), or that the required vote to approve the plan was not obtained. A unit owner or lienor who does not contest the plan within the 90-day period is barred from asserting or prosecuting a claim against the association, the termination trustee, any unit owner, or any successor in interest to the condominium property. In an action contesting a plan of termination, the person

contesting the plan has the burden of pleading and proving that the apportionment of the proceeds from the sale among the unit owners was not fair and reasonable or that the required vote was not obtained. The apportionment of sale proceeds is presumed fair and reasonable if it was determined pursuant to the methods prescribed in subsection (12). If the petition is filed with the division for arbitration, the arbitrator shall determine the rights and interests of the parties in the apportionment of the sale proceeds. If the arbitrator determines that the apportionment of sales proceeds is not fair and reasonable, the arbitrator may void the plan or may modify the plan to apportion the proceeds in a fair and reasonable manner pursuant to this section based upon the proceedings and order the modified plan of termination to be implemented. If the arbitrator determines that the plan was not properly approved, or that the procedures to adopt the plan were not properly followed, the arbitrator may void the plan or grant other relief it deems just and proper. The arbitrator shall automatically void the plan upon a finding that any of the disclosures required in subparagraph (3)(c)5. are omitted, misleading, incomplete, or inaccurate. Any challenge to a plan, other than a challenge that the required vote was not obtained, does not affect title to the condominium property or the vesting of the condominium property in the trustee, but shall only be a claim against the proceeds of the

plan. In any such action, the prevailing party shall recover reasonable attorney fees and costs.

Section 8. Subsection (2) of section 718.121, Florida Statutes, is amended to read:

718.121 Liens.—

(2) Labor performed on or materials furnished to a unit shall not be the basis for the filing of a lien pursuant to part I of chapter 713, the Construction Lien Law, against the unit or condominium parcel of any unit owner not expressly consenting to or requesting the labor or materials. Labor performed on or materials furnished for the installation of a natural gas fuel station or an electronic vehicle charging station pursuant to s. 718.113(8) may not be the basis for filing a lien under part I of chapter 713 against the association, but such a lien may be filed against the unit owner. Labor performed on or materials furnished to the common elements are not the basis for a lien on the common elements, but if authorized by the association, the labor or materials are deemed to be performed or furnished with the express consent of each unit owner and may be the basis for the filing of a lien against all condominium parcels in the proportions for which the owners are liable for common expenses.

Section 9. Subsections (5) and (6) of section 718.1255, Florida Statutes, are renumbered as subsections (6) and (7), respectively, paragraph (a) of subsection (4) of that section is

amended, and a new subsection (5) is added to that section, to read:

718.1255 Alternative dispute resolution; ~~voluntary~~ mediation; ~~mandatory~~ nonbinding arbitration; legislative findings.—

(4) ~~MANDATORY~~ NONBINDING ARBITRATION AND MEDIATION OF DISPUTES.—The Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation may employ full-time attorneys to act as arbitrators to conduct the arbitration hearings provided by this chapter. The division may also certify attorneys who are not employed by the division to act as arbitrators to conduct the arbitration hearings provided by this chapter. A ~~no~~ person may not be employed by the department as a full-time arbitrator unless he or she is a member in good standing of The Florida Bar. A person may only be certified by the division to act as an arbitrator if he or she has been a member in good standing of The Florida Bar for at least 5 years and has mediated or arbitrated at least 10 disputes involving condominiums in this state during the 3 years immediately preceding the date of application, mediated or arbitrated at least 30 disputes in any subject area in this state during the 3 years immediately preceding the date of application, or attained board certification in real estate law or condominium and planned development law from The Florida Bar. Arbitrator certification is valid for 1 year. An arbitrator who

does not maintain the minimum qualifications for initial certification may not have his or her certification renewed. The department may not enter into a legal services contract for an arbitration hearing under this chapter with an attorney who is not a certified arbitrator unless a certified arbitrator is not available within 50 miles of the dispute. The department shall adopt rules of procedure to govern such arbitration hearings including mediation incident thereto. The decision of an arbitrator is ~~shall be~~ final; however, a decision is ~~shall~~ not ~~be~~ deemed final agency action. Nothing in this provision shall be construed to foreclose parties from proceeding in a trial de novo unless the parties have agreed that the arbitration is binding. If judicial proceedings are initiated, the final decision of the arbitrator is ~~shall be~~ admissible in evidence in the trial de novo.

(a) Before ~~Prior to~~ the institution of court litigation, a party to a dispute shall either petition the division for nonbinding arbitration or initiate presuit mediation as provided in subsection (5). Arbitration is binding on the parties if all parties in arbitration agree to be bound in a writing filed in arbitration. The petition must be accompanied by a filing fee in the amount of $50. Filing fees collected under this section must be used to defray the expenses of the alternative dispute resolution program.

(5) PRESUIT MEDIATION.—In lieu of the initiation of nonbinding arbitration as set forth in subsections (1)-(4), a party may submit a dispute to presuit mediation in accordance with s. 720.311. Election and recall disputes are not eligible for mediation and such disputes must be arbitrated by the division or filed with a court of competent jurisdiction.

Section 10. Subsection (3) of section 718.202, Florida Statutes, is amended to read:

718.202 Sales or reservation deposits prior to closing.—

(3) If the contract for sale of the condominium unit so provides, the developer may withdraw escrow funds in excess of 10 percent of the purchase price from the special account required by subsection (2) when the construction of improvements has begun. He or she may use the funds for the actual costs incurred by the developer in the ~~actual~~ construction and development of the condominium property in which the unit to be sold is located. Actual costs include, but are not limited to, expenditures for demolition, site clearing, permit fees, impact fees, and utility reservation fees, as well as architectural, engineering, and surveying fees that directly relate to construction and development. However, no part of these funds may be used for salaries, commissions, or expenses of salespersons; ~~or~~ for advertising, marketing, or promotional purposes; or for loan fees, costs or interest, attorney fees, accounting fees, or insurance. A contract which permits use of

the advance payments for these purposes shall include the following legend conspicuously printed or stamped in boldfaced type on the first page of the contract and immediately above the place for the signature of the buyer: ANY PAYMENT IN EXCESS OF 10 PERCENT OF THE PURCHASE PRICE MADE TO DEVELOPER PRIOR TO CLOSING PURSUANT TO THIS CONTRACT MAY BE USED FOR CONSTRUCTION PURPOSES BY THE DEVELOPER.

Section 11. Subsection (1) and paragraph (b) of subsection (3) of section 718.303, Florida Statutes, are amended to read:

718.303 Obligations of owners and occupants; remedies.—

(1) Each unit owner, ~~each~~ tenant and other invitee, and ~~each~~ association is governed by, and must comply with the provisions of, this chapter, the declaration, the documents creating the association, and the association bylaws which <u>are</u> ~~shall be deemed~~ expressly incorporated into any lease of a unit. Actions <u>at law or in equity</u> ~~for damages or for injunctive relief~~, or both, for failure to comply with these provisions may be brought by the association or by a unit owner against:

(a) The association.

(b) A unit owner.

(c) Directors designated by the developer, for actions taken by them before control of the association is assumed by unit owners other than the developer.

(d) Any director who willfully and knowingly fails to comply with these provisions.

(e) Any tenant leasing a unit, and any other invitee occupying a unit.

The prevailing party in any such action or in any action in which the purchaser claims a right of voidability based upon contractual provisions as required in s. 718.503(1)(a) is entitled to recover reasonable attorney ~~attorney's~~ fees. A unit owner prevailing in an action between the association and the unit owner under this subsection ~~section~~, in addition to recovering his or her reasonable attorney ~~attorney's~~ fees, may recover additional amounts as determined by the court to be necessary to reimburse the unit owner for his or her share of assessments levied by the association to fund its expenses of the litigation. This relief does not exclude other remedies provided by law. Actions arising under this subsection are not considered ~~may not be deemed to be~~ actions for specific performance.

(3) The association may levy reasonable fines for the failure of the owner of the unit or its occupant, licensee, or invitee to comply with any provision of the declaration, the association bylaws, or reasonable rules of the association. A fine may not become a lien against a unit. A fine may be levied by the board on the basis of each day of a continuing violation, with a single notice and opportunity for hearing before a

committee as provided in paragraph (b). However, the fine may not exceed $100 per violation, or $1,000 in the aggregate.

(b) A fine or suspension levied by the board of administration may not be imposed unless the board first provides at least 14 days' written notice to the unit owner and, if applicable, any tenant ~~occupant~~, licensee, or invitee of the unit owner sought to be fined or suspended, and an opportunity for a hearing before a committee of at least three members appointed by the board who are not officers, directors, or employees of the association, or the spouse, parent, child, brother, or sister of an officer, director, or employee. The role of the committee is limited to determining whether to confirm or reject the fine or suspension levied by the board. If the committee does not approve the proposed fine or suspension by majority vote, the fine or suspension may not be imposed. If the proposed fine or suspension is approved by the committee, the fine payment is due 5 days after notice of the approved fine is provided to the unit owner and, if applicable, to any tenant, licensee, or invitee of the unit owner ~~the date of the committee meeting at which the fine is approved~~. The association must provide written notice of such fine or suspension by mail or hand delivery to the unit owner and, if applicable, to any tenant, licensee, or invitee of the unit owner.

Section 12. Present subsections (1) and (2) of section 718.501, Florida Statutes, are redesignated as subsections (2)

and (3), respectively, a new subsection (1) is added to that section and paragraphs (h) and (j) of present subsection (1) of that section are amended, to read:

718.501 Authority, responsibility, and duties of Division of Florida Condominiums, Timeshares, and Mobile Homes.—

(1) As used in this section, the term "financial issue" means an issue related to operating budgets; reserve schedules; accounting records under s. 718.111(12)(a)11.; notices of meetings; minutes of meetings discussing budget or financial issues; assessments for common expenses, fees, or fines; the commingling of funds; and any other record necessary to determine the revenues and expenses of the association. The division may adopt rules to further define what a financial issue is under this section and may adopt a rule outlining the requirements of the checklist under s. 718.111(c)1.

(2) The division may enforce and ensure compliance with the provisions of this chapter and rules relating to the development, construction, sale, lease, ownership, operation, and management of residential condominium units. In performing its duties, the division has complete jurisdiction to investigate complaints and enforce compliance with respect to associations that are still under developer control or the control of a bulk assignee or bulk buyer pursuant to part VII of this chapter and complaints against developers, bulk assignees, or bulk buyers involving improper turnover or failure to

turnover, pursuant to s. 718.301. However, after turnover has occurred, the division has jurisdiction to investigate complaints related only to financial issues, elections, and the maintenance of and unit owner access to association records under ~~pursuant to~~ s. 718.111(12).

(h) The division shall furnish each association that pays the fees required by paragraph (3)(a) ~~(2)(a)~~ a copy of this chapter, as amended, and the rules adopted thereto on an annual basis.

(j) The division shall provide training and educational programs for condominium association board members and unit owners. The training may, in the division's discretion, include web-based electronic media, and live training and seminars in various locations throughout the state. The division may review and approve education and training programs for board members and unit owners offered by providers and shall maintain a current list of approved programs and providers and make such list available to board members and unit owners in a reasonable and cost-effective manner. The division may adopt rules to establish requirements for the training and educational programs required in this paragraph.

Section 13. Section 718.5014, Florida Statutes, is amended to read:

718.5014 Ombudsman location.—The ombudsman shall maintain his or her principal office in a ~~Leon County on the premises of~~

~~the division or, if suitable space cannot be provided there, at another~~ place convenient to the offices of the division which will enable the ombudsman to expeditiously carry out the duties and functions of his or her office. The ombudsman may establish branch offices elsewhere in the state upon the concurrence of the Governor.

Section 14. Subsection (25) of section 719.103, Florida Statutes, is amended to read:

719.103 Definitions.—As used in this chapter:

(25) "Unit" means a part of the cooperative property which is subject to exclusive use and possession. A unit may be improvements, land, or land and improvements together, as specified in the cooperative documents. An interest in a unit is an interest in real property.

Section 15. Paragraph (c) of subsection (2) of section 719.104, Florida Statutes, is amended to read:

719.104 Cooperatives; access to units; records; financial reports; assessments; purchase of leases.—

(2) OFFICIAL RECORDS.—

(c) The official records of the association are open to inspection by any association member or the authorized representative of such member at all reasonable times. The right to inspect the records includes the right to make or obtain copies, at the reasonable expense, if any, of the association member. The association may adopt reasonable rules regarding the

frequency, time, location, notice, and manner of record inspections and copying, but may not require a member to demonstrate any purpose or state any reason for the inspection. The failure of an association to provide the records within 10 working days after receipt of a written request creates a rebuttable presumption that the association willfully failed to comply with this paragraph. A member ~~unit owner~~ who is denied access to official records is entitled to the actual damages or minimum damages for the association's willful failure to comply. The minimum damages are $50 per calendar day for up to 10 days, beginning on the 11th working day after receipt of the written request. The failure to permit inspection entitles any person prevailing in an enforcement action to recover reasonable attorney fees from the person in control of the records who, directly or indirectly, knowingly denied access to the records. Any person who knowingly or intentionally defaces or destroys accounting records that are required by this chapter to be maintained during the period for which such records are required to be maintained, or who knowingly or intentionally fails to create or maintain accounting records that are required to be created or maintained, with the intent of causing harm to the association or one or more of its members, is personally subject to a civil penalty under ~~pursuant to~~ s. 719.501(1)(d). The association shall maintain an adequate number of copies of the declaration, articles of incorporation, bylaws, and rules, and

all amendments to each of the foregoing, as well as the question and answer sheet as described in s. 719.504 and year-end financial information required by the department, on the cooperative property to ensure their availability to members ~~unit owners~~ and prospective purchasers, and may charge its actual costs for preparing and furnishing these documents to those requesting the same. An association shall allow a member or his or her authorized representative to use a portable device, including a smartphone, tablet, portable scanner, or any other technology capable of scanning or taking photographs, to make an electronic copy of the official records in lieu of the association providing the member or his or her authorized representative with a copy of such records. The association may not charge a member or his or her authorized representative for the use of a portable device. Notwithstanding this paragraph, the following records shall not be accessible to members ~~unit owners~~:

1. Any record protected by the lawyer-client privilege as described in s. 90.502 and any record protected by the work-product privilege, including any record prepared by an association attorney or prepared at the attorney's express direction which reflects a mental impression, conclusion, litigation strategy, or legal theory of the attorney or the association, and which was prepared exclusively for civil or criminal litigation or for adversarial administrative

proceedings, or which was prepared in anticipation of such litigation or proceedings until the conclusion of the litigation or proceedings.

2. Information obtained by an association in connection with the approval of the lease, sale, or other transfer of a unit.

3. Personnel records of association or management company employees, including, but not limited to, disciplinary, payroll, health, and insurance records. For purposes of this subparagraph, the term "personnel records" does not include written employment agreements with an association employee or management company, or budgetary or financial records that indicate the compensation paid to an association employee.

4. Medical records of unit owners.

5. Social security numbers, driver license numbers, credit card numbers, e-mail addresses, telephone numbers, facsimile numbers, emergency contact information, addresses of a unit owner other than as provided to fulfill the association's notice requirements, and other personal identifying information of any person, excluding the person's name, unit designation, mailing address, property address, and any address, e-mail address, or facsimile number provided to the association to fulfill the association's notice requirements. Notwithstanding the restrictions in this subparagraph, an association may print and distribute to unit ~~parcel~~ owners a directory containing the

name, unit ~~parcel~~ address, and all telephone numbers of each unit ~~parcel~~ owner. However, an owner may exclude his or her telephone numbers from the directory by so requesting in writing to the association. An owner may consent in writing to the disclosure of other contact information described in this subparagraph. The association is not liable for the inadvertent disclosure of information that is protected under this subparagraph if the information is included in an official record of the association and is voluntarily provided by an owner and not requested by the association.

6. Electronic security measures that are used by the association to safeguard data, including passwords.

7. The software and operating system used by the association which allow the manipulation of data, even if the owner owns a copy of the same software used by the association. The data is part of the official records of the association.

Section 16. Paragraphs (b), (f), and (l) of subsection (1) of section 719.106, Florida Statutes, is amended, and subsection (3) is added to that section, to read:

719.106 Bylaws; cooperative ownership.—

(1) MANDATORY PROVISIONS.—The bylaws or other cooperative documents shall provide for the following, and if they do not, they shall be deemed to include the following:

(b) *Quorum; voting requirements; proxies.*—

1. Unless otherwise provided in the bylaws, the percentage of voting interests required to constitute a quorum at a meeting of the members shall be a majority of voting interests, and decisions shall be made by owners of a majority of the voting interests. Unless otherwise provided in this chapter, or in the articles of incorporation, bylaws, or other cooperative documents, and except as provided in subparagraph (d)1., decisions shall be made by owners of a majority of the voting interests represented at a meeting at which a quorum is present.

2. Except as specifically otherwise provided herein, after January 1, 1992, unit owners may not vote by general proxy, but may vote by limited proxies substantially conforming to a limited proxy form adopted by the division. Limited proxies and general proxies may be used to establish a quorum. Limited proxies shall be used for votes taken to waive or reduce reserves in accordance with subparagraph (j)2., for votes taken to waive the financial reporting requirements of s. 719.104(4)(b), for votes taken to amend the articles of incorporation or bylaws pursuant to this section, and for any other matter for which this chapter requires or permits a vote of the unit owners. Except as provided in paragraph (d), after January 1, 1992, no proxy, limited or general, shall be used in the election of board members. General proxies may be used for other matters for which limited proxies are not required, and may also be used in voting for nonsubstantive changes to items

for which a limited proxy is required and given. Notwithstanding the provisions of this section, unit owners may vote in person at unit owner meetings. Nothing contained herein shall limit the use of general proxies or require the use of limited proxies or require the use of limited proxies for any agenda item or election at any meeting of a timeshare cooperative.

3. Any proxy given shall be effective only for the specific meeting for which originally given and any lawfully adjourned meetings thereof. In no event shall any proxy be valid for a period longer than 90 days after the date of the first meeting for which it was given. Every proxy shall be revocable at any time at the pleasure of the unit owner executing it.

4. A member of the board of administration or a committee may submit in writing his or her agreement or disagreement with any action taken at a meeting that the member did not attend. This agreement or disagreement may not be used as a vote for or against the action taken and may not be used for the purposes of creating a quorum.

5. A board or committee member participating in a meeting via telephone, real-time video conferencing, or similar real-time electronic or video communication counts toward a quorum, and such member may vote as if physically present ~~When some or all of the board or committee members meet by telephone conference, those board or committee members attending by telephone conference may be counted toward obtaining a quorum~~

~~and may vote by telephone~~. A ~~telephone~~ speaker must ~~shall~~ be used ~~utilized~~ so that the conversation of such ~~those board or committee~~ members ~~attending by telephone~~ may be heard by the board or committee members attending in person, as well as by any unit owners present at a meeting.

(f) Recall of board members.—Subject to s. 719.301, any member of the board of administration may be recalled and removed from office with or without cause by the vote or agreement in writing by a majority of all the voting interests. A special meeting of the voting interests to recall any member of the board of administration may be called by 10 percent of the unit owners giving notice of the meeting as required for a meeting of unit owners, and the notice shall state the purpose of the meeting. Electronic transmission may not be used as a method of giving notice of a meeting called in whole or in part for this purpose.

1. If the recall is approved by a majority of all voting interests by a vote at a meeting, the recall shall be effective as provided in this paragraph. The board shall duly notice and hold a board meeting within 5 full business days after the adjournment of the unit owner meeting to recall one or more board members. At the meeting, the board shall either certify the recall, in which case such member or members shall be recalled effective immediately and shall turn over to the board within 5 full business days any and all records and property of

the association in their possession, or shall proceed as set forth in subparagraph 3.

2. If the proposed recall is by an agreement in writing by a majority of all voting interests, the agreement in writing or a copy thereof shall be served on the association by certified mail or by personal service in the manner authorized by chapter 48 and the Florida Rules of Civil Procedure. The board of administration shall duly notice and hold a meeting of the board within 5 full business days after receipt of the agreement in writing. At the meeting, the board shall either certify the written agreement to recall members of the board, in which case such members shall be recalled effective immediately and shall turn over to the board, within 5 full business days, any and all records and property of the association in their possession, or proceed as described in subparagraph 3.

3. If the board determines not to certify the written agreement to recall members of the board, or does not certify the recall by a vote at a meeting, the board shall, within 5 full business days after the board meeting, file with the division a petition for binding arbitration pursuant to the procedures of s. 719.1255 or file an action with a court of competent jurisdiction. For purposes of this paragraph, the unit owners who voted at the meeting or who executed the agreement in writing shall constitute one party under the petition for arbitration or action with a court of competent jurisdiction. If

the arbitrator or court certifies the recall as to any member of the board, the recall shall be effective upon the final order of the court or the mailing of the final order of arbitration to the association. If the association fails to comply with the order of the arbitrator or court, the division may take action pursuant to s. 719.501. Any member so recalled shall deliver to the board any and all records and property of the association in the member's possession within 5 full business days after the effective date of the recall.

4. If the board fails to duly notice and hold a board meeting within 5 full business days after service of an agreement in writing or within 5 full business days after the adjournment of the unit owner recall meeting, the recall shall be deemed effective and the board members so recalled shall immediately turn over to the board any and all records and property of the association.

5. If the board fails to duly notice and hold the required meeting or fails to file the required petition or action, the unit owner representative may file a petition pursuant to s. 719.1255 or file an action in a court of competent jurisdiction challenging the board's failure to act. The petition or action must be filed within 60 days after the expiration of the applicable 5-full-business-day period. The review of a petition or action under this subparagraph is limited to the sufficiency

of service on the board and the facial validity of the written agreement or ballots filed.

6. If a vacancy occurs on the board as a result of a recall and less than a majority of the board members are removed, the vacancy may be filled by the affirmative vote of a majority of the remaining directors, notwithstanding any provision to the contrary contained in this chapter. If vacancies occur on the board as a result of a recall and a majority or more of the board members are removed, the vacancies shall be filled in accordance with procedural rules to be adopted by the division, which rules need not be consistent with this chapter. The rules must provide procedures governing the conduct of the recall election as well as the operation of the association during the period after a recall but before the recall election.

7. A board member who has been recalled may file a petition pursuant to s. 719.1255 or file an action in a court of competent jurisdiction challenging the validity of the recall. The petition or action must be filed within 60 days after the recall is deemed certified. The association and the unit owner representative shall be named as the respondents.

8. The division or a court of competent jurisdiction may not accept for filing a recall petition or action, whether filed pursuant to subparagraph 1., subparagraph 2., subparagraph 5., or subparagraph 7. and regardless of whether the recall was

certified, when there are 60 or fewer days until the scheduled reelection of the board member sought to be recalled or when 60 or fewer days have not elapsed since the election of the board member sought to be recalled.

(l) Alternative Dispute Resolution ~~Arbitration~~.—There shall be a provision for mandatory nonbinding alternative dispute resolution ~~arbitration~~ of internal disputes arising from the operation of the cooperative in accordance with s. 719.1255.

(3) GENERALLY.—The association may extinguish a discriminatory restriction, as defined in s. 712.065(1), pursuant to s. 712.065.

Section 17. Paragraph (l) of subsection (4) of section 720.303, Florida Statutes, is redesignated as paragraph (m), a new paragraph (l) is added to that subsection, and paragraph (c) of subsection (2), present paragraph (l) of subsection (4), and paragraphs (c) and (d) of subsection (6), and paragraphs (b), (d), (g), (k), and (l) of subsection (10) of that section are amended, to read:

720.303 Association powers and duties; meetings of board; official records; budgets; financial reporting; association funds; recalls.—

(2) BOARD MEETINGS.—

(c) The bylaws shall provide the following for giving notice to parcel owners and members of all board meetings and, if they do not do so, shall be deemed to include the following:

1. Notices of all board meetings must be posted in a conspicuous place in the community at least 48 hours in advance of a meeting, except in an emergency. In the alternative, if notice is not posted in a conspicuous place in the community, notice of each board meeting must be mailed or delivered to each member at least 7 days before the meeting, except in an emergency. Notwithstanding this general notice requirement, for communities with more than 100 members, the association bylaws may provide for a reasonable alternative to posting or mailing of notice for each board meeting, including publication of notice, provision of a schedule of board meetings, or the conspicuous posting and repeated broadcasting of the notice on a closed-circuit cable television system serving the homeowners' association. However, if broadcast notice is used in lieu of a notice posted physically in the community, the notice must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required. When broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on the association's website or mobile application for at

least the minimum period of time for which a notice of a meeting is also required to be physically posted on the association property. Any rule adopted shall, in addition to other matters, include a requirement that the association send an electronic notice in the same manner as is required for a notice of a meeting of the members, which must include a hyperlink to the website or mobile appliation where the notice is posted, to members whose e-mail addresses are included in the association's official records. The association may provide notice by electronic transmission in a manner authorized by law for meetings of the board of directors, committee meetings requiring notice under this section, and annual and special meetings of the members to any member who has provided a facsimile number or e-mail address to the association to be used for such purposes; however, a member must consent in writing to receiving notice by electronic transmission.

2. An assessment may not be levied at a board meeting unless the notice of the meeting includes a statement that assessments will be considered and the nature of the assessments. Written notice of any meeting at which special assessments will be considered or at which amendments to rules regarding parcel use will be considered must be mailed, delivered, or electronically transmitted to the members and parcel owners and posted conspicuously on the property or

broadcast on closed-circuit cable television not less than 14 days before the meeting.

3. Directors may not vote by proxy or by secret ballot at board meetings, except that secret ballots may be used in the election of officers. This subsection also applies to the meetings of any committee or other similar body, when a final decision will be made regarding the expenditure of association funds, and to any body vested with the power to approve or disapprove architectural decisions with respect to a specific parcel of residential property owned by a member of the community.

(4) OFFICIAL RECORDS.—The association shall maintain each of the following items, when applicable, which constitute the official records of the association:

(l) Ballots, sign-in sheets, voting proxies, and all other papers and electronic records relating to voting by parcel owners, which must be maintained for at least 1 year after the date of the election, vote, or meeting.

(m) ~~(l)~~ All other written records of the association not specifically included in this subsection ~~the foregoing~~ which are related to the operation of the association.

(6) BUDGETS.—

(c)1. If the budget of the association does not provide for reserve accounts pursuant to paragraph (d), or the declaration of covenants, articles, or bylaws do not obligate

the developer to create reserves, and the association is responsible for the repair and maintenance of capital improvements that may result in a special assessment if reserves are not provided or not fully funded, then each financial report for the preceding fiscal year required by subsection (7) must contain the following statement in conspicuous type:

THE BUDGET OF THE ASSOCIATION DOES NOT PROVIDE FOR FULLY FUNDING RESERVE ACCOUNTS FOR CAPITAL EXPENDITURES AND DEFERRED MAINTENANCE THAT MAY RESULT IN SPECIAL ASSESSMENTS REGARDING THOSE ITEMS. OWNERS MAY ELECT TO PROVIDE FOR FULLY FUNDING RESERVE ACCOUNTS PURSUANT TO SECTION 720.303(6), FLORIDA STATUTES, UPON OBTAINING THE APPROVAL OF A MAJORITY OF THE TOTAL VOTING INTERESTS OF THE ASSOCIATION BY VOTE OF THE MEMBERS AT A MEETING OR BY WRITTEN CONSENT.

2. If the budget of the association does provide for funding accounts for deferred expenditures, including, but not limited to, funds for capital expenditures and deferred maintenance, but such accounts are not created or established pursuant to paragraph (d), each financial report for the preceding fiscal year required under subsection (7) must also contain the following statement in conspicuous type:

THE BUDGET OF THE ASSOCIATION PROVIDES FOR LIMITED VOLUNTARY DEFERRED EXPENDITURE ACCOUNTS, INCLUDING CAPITAL EXPENDITURES AND DEFERRED MAINTENANCE, SUBJECT TO LIMITS ON FUNDING CONTAINED IN OUR GOVERNING DOCUMENTS. BECAUSE THE OWNERS HAVE NOT ELECTED TO PROVIDE FOR RESERVE ACCOUNTS PURSUANT TO SECTION 720.303(6), FLORIDA STATUTES, THESE FUNDS ARE NOT SUBJECT TO THE RESTRICTIONS ON USE OF SUCH FUNDS SET FORTH IN THAT STATUTE, NOR ARE RESERVES CALCULATED IN ACCORDANCE WITH THAT STATUTE.

(d) An association is deemed to have provided for reserve accounts ~~if reserve accounts have been initially established by the developer or if the membership of the association affirmatively elects to provide for reserves. If reserve accounts are established by the developer, the budget must designate the components for which the reserve accounts may be used. If reserve accounts are not initially provided by the developer, the membership of the association may elect to do so~~ upon the affirmative approval of a majority of the total voting interests of the association. Such approval may be obtained by vote of the members at a duly called meeting of the membership or by the written consent of a majority of the total voting interests of the association. The approval action of the membership must state that reserve accounts shall be provided for in the budget and must designate the components for which the reserve accounts are to be established. Upon approval by the membership, the board of directors shall include the required

reserve accounts in the budget in the next fiscal year following the approval and each year thereafter. Once established as provided in this subsection, the reserve accounts must be funded or maintained or have their funding waived in the manner provided in paragraph (f).

(10) RECALL OF DIRECTORS.—

(b)1. Board directors may be recalled by an agreement in writing or by written ballot without a membership meeting. The agreement in writing or the written ballots, or a copy thereof, shall be served on the association by certified mail or by personal service in the manner authorized by chapter 48 and the Florida Rules of Civil Procedure.

2. The board shall duly notice and hold a meeting of the board within 5 full business days after receipt of the agreement in writing or written ballots. At the meeting, the board shall either certify the written ballots or written agreement to recall a director or directors of the board, in which case such director or directors shall be recalled effective immediately and shall turn over to the board within 5 full business days any and all records and property of the association in their possession, or proceed as described in paragraph (d).

3. When it is determined by the department pursuant to binding arbitration proceedings <u>or a court of competent jurisdiction</u> that an initial recall effort was defective, written recall agreements or written ballots used in the first

recall effort and not found to be defective may be reused in one subsequent recall effort. However, in no event is a written agreement or written ballot valid for more than 120 days after it has been signed by the member.

4. Any rescission or revocation of a member's written recall ballot or agreement must be in writing and, in order to be effective, must be delivered to the association before the association is served with the written recall agreements or ballots.

5. The agreement in writing or ballot shall list at least as many possible replacement directors as there are directors subject to the recall, when at least a majority of the board is sought to be recalled; the person executing the recall instrument may vote for as many replacement candidates as there are directors subject to the recall.

(d) If the board determines not to certify the written agreement or written ballots to recall a director or directors of the board or does not certify the recall by a vote at a meeting, the board shall, within 5 full business days after the meeting, file an action with a court of competent jurisdiction or file with the department a petition for binding arbitration pursuant to the applicable procedures in ss. 718.112(2)(j) and 718.1255 and the rules adopted thereunder. For the purposes of this section, the members who voted at the meeting or who executed the agreement in writing shall constitute one party

under the petition for arbitration or action in a court of competent jurisdiction. If the arbitrator or court certifies the recall as to any director or directors of the board, the recall will be effective upon the final order of the court or the mailing of the final order of arbitration to the association. The director or directors so recalled shall deliver to the board any and all records of the association in their possession within 5 full business days after the effective date of the recall.

(g) If the board fails to duly notice and hold the required meeting or fails to file the required petition or action, the unit owner representative may file an action in a court of competent jurisdiction or a petition pursuant to s. 718.1255 challenging the board's failure to act. The petition or action must be filed within 60 days after the expiration of the applicable 5-full-business-day period. The review of a petition or action under this paragraph is limited to the sufficiency of service on the board and the facial validity of the written agreement or ballots filed.

(k) A board member who has been recalled may file an action with a court of competent jurisdiction or file a petition pursuant to ss. 718.112(2)(j) and 718.1255 and the rules adopted challenging the validity of the recall. The petition or action must be filed within 60 days after the recall is deemed

certified. The association and the unit owner representative shall be named as respondents.

(l) The division or a court of competent jurisdiction may not accept for filing a recall petition or action, whether filed pursuant to paragraph (b), paragraph (c), paragraph (g), or paragraph (k) and regardless of whether the recall was certified, when there are 60 or fewer days until the scheduled reelection of the board member sought to be recalled or when 60 or fewer days have not elapsed since the election of the board member sought to be recalled.

Section 18. Subsections (1) and (2) of section 720.305, Florida Statutes, are amended to read:

720.305 Obligations of members; remedies at law or in equity; levy of fines and suspension of use rights.—

(1) Each member and the member's tenants, guests, and invitees, and each association, are governed by, and must comply with, this chapter and~~,~~ the governing documents of the community~~, and the rules of the association~~. Actions at law or in equity, or both, to redress alleged failure or refusal to comply with these provisions may be brought by the association or by any member against:

(a) The association;

(b) A member;

(c) Any director or officer of an association who willfully and knowingly fails to comply with these provisions; and

(d) Any tenants, guests, or invitees occupying a parcel or using the common areas.

The prevailing party in any such litigation is entitled to recover reasonable attorney fees and costs. A member prevailing in an action between the association and the member under this section, in addition to recovering his or her reasonable attorney fees, may recover additional amounts as determined by the court to be necessary to reimburse the member for his or her share of assessments levied by the association to fund its expenses of the litigation. This relief does not exclude other remedies provided by law. This section does not deprive any person of any other available right or remedy.

(2) An ~~The~~ association may levy reasonable fines. A fine may not exceed $100 per violation against any member or any member's tenant, guest, or invitee for the failure of the owner of the parcel or its occupant, licensee, or invitee to comply with any provision of the declaration, the association bylaws, or reasonable rules of the association unless otherwise provided in the governing documents. A fine may be levied by the board for each day of a continuing violation, with a single notice and opportunity for hearing, except that the fine may not exceed

$1,000 in the aggregate unless otherwise provided in the governing documents. A fine of less than $1,000 may not become a lien against a parcel. In any action to recover a fine, the prevailing party is entitled to reasonable attorney fees and costs from the nonprevailing party as determined by the court.

(a) An association may suspend, for a reasonable period of time, the right of a member, or a member's tenant, guest, or invitee, to use common areas and facilities for the failure of the owner of the parcel or its occupant, licensee, or invitee to comply with any provision of the declaration, the association bylaws, or reasonable rules of the association. This paragraph does not apply to that portion of common areas used to provide access or utility services to the parcel. A suspension may not prohibit an owner or tenant of a parcel from having vehicular and pedestrian ingress to and egress from the parcel, including, but not limited to, the right to park.

(b) A fine or suspension levied by the board of administration may not be imposed unless the board first provides at least 14 days' notice to the parcel owner and, if applicable, any occupant, licensee, or invitee of the parcel owner, sought to be fined or suspended and an opportunity for a hearing before a committee of at least three members appointed by the board who are not officers, directors, or employees of the association, or the spouse, parent, child, brother, or sister of an officer, director, or employee. If the committee,

by majority vote, does not approve a proposed fine or suspension, the proposed fine or suspension may not be imposed. The role of the committee is limited to determining whether to confirm or reject the fine or suspension levied by the board. If the proposed fine or suspension levied by the board is approved by the committee, the fine payment is due 5 days after notice of the approved fine is provided to the parcel owner and, if applicable, to any occupant, licensee, or invitee of the parcel owner ~~the date of the committee meeting at which the fine is approved~~. The association must provide written notice of such fine or suspension by mail or hand delivery to the parcel owner and, if applicable, to any occupant ~~tenant~~, licensee, or invitee of the parcel owner.

Section 19. Paragraph (g) of subsection (1) and paragraph (c) of subsection 9 of section 720.306, Florida Statutes, are amended, and paragraph (h) is added to subsection (1) to read:

720.306 Meetings of members; voting and election procedures; amendments.—

(1) QUORUM; AMENDMENTS.—

(g) A notice required under this section must be mailed or delivered to the address identified as the parcel owner's mailing address in the official records of the association as required under s. 720.303(4) ~~on the property appraiser's website for the county in which the parcel is located~~, or electronically transmitted in a manner authorized by the association if the

parcel owner has consented, in writing, to receive notice by electronic transmission.

(h)1. Except as provided herein, an amendment to any governing document enacted after July 1, 2020, that prohibits a parcel owner from renting his or her parcel, alters the authorized duration of a rental term, or specifies or limits the number of times that a parcel owner may rent his or her parcel during a specified period, applies only to a parcel owner who consents, individually or through a representative, to the amendment, and to parcel owners who acquire title to a parcel after the effective date of the amendment.

2. Notwithstanding subparagraph 1. an association may amend its governing documents to prohibit or regulate rental durations that are for terms of less than six months, and prohibit a parcel owner from renting his or parcel more than three times in a calendar year. Any such amendments apply to all parcel owners.

3. Nothing in this paragraph shall affect the amendment restrictions for associations of 15 or fewer parcel owners as provided in s. 720.303(1).

4. For purposes of this paragraph, a change of ownership does not occur when a parcel owner conveys the parcel to an affiliated entity or when beneficial ownership of the parcel does not change. For purposes of this paragraph, the term "affiliated entity" means an entity which controls, is

controlled by, or is under common control with the parcel owner or that becomes a parent or successor entity by reason of transfer, merger, consolidation, public offering, reorganization, dissolution or sale of stock, or transfer of membership partnership interests. For a conveyance to be recognized as one made to an affiliated entity, the entity must furnish the association a document certifying that this paragraph applies, as well as providing any organizational documents for the parcel owner and the affiliated entity that support the representations in the certificate, as requested by the association.

(9) ELECTIONS AND BOARD VACANCIES.—

(c) Any election dispute between a member and an association must be submitted to mandatory binding arbitration with the division or filed with a court of competent jurisdiction. Such proceedings that are submitted to mandatory binding arbitration with the division must be conducted in the manner provided by s. 718.1255 and the procedural rules adopted by the division. Unless otherwise provided in the bylaws, any vacancy occurring on the board before the expiration of a term may be filled by an affirmative vote of the majority of the remaining directors, even if the remaining directors constitute less than a quorum, or by the sole remaining director. In the alternative, a board may hold an election to fill the vacancy, in which case the election procedures must conform to the

requirements of the governing documents. Unless otherwise provided in the bylaws, a board member appointed or elected under this section is appointed for the unexpired term of the seat being filled. Filling vacancies created by recall is governed by s. 720.303(10) and rules adopted by the division.

Section 20. Subsection (1) of section 720.311, Florida Statutes, is amended to read:

720.311 Dispute resolution.—

(1) The Legislature finds that alternative dispute resolution has made progress in reducing court dockets and trials and in offering a more efficient, cost-effective option to litigation. The filing of any petition for arbitration or the serving of a demand for presuit mediation as provided for in this section shall toll the applicable statute of limitations. Any recall dispute filed with the department pursuant to s. 720.303(10) shall be conducted by the department in accordance with the provisions of ss. 718.112(2)(j) and 718.1255, and the rules adopted by the division. In addition, the department shall conduct mandatory binding arbitration of election disputes between a member and an association pursuant to s. 718.1255 and rules adopted by the division. Neither election disputes nor recall disputes are eligible for presuit mediation; these disputes shall be arbitrated by the department or filed in a court of competent jurisdiction. At the conclusion of a ~~the~~ proceeding filed for arbitration with the department, the

department shall charge the parties a fee in an amount adequate to cover all costs and expenses incurred by the department in conducting the proceeding. Initially, the petitioner shall remit a filing fee of at least $200 to the department. The fees paid to the department shall become a recoverable cost in the arbitration proceeding, and the prevailing party in an arbitration proceeding shall recover its reasonable costs and attorney's fees in an amount found reasonable by the arbitrator. The department shall adopt rules to effectuate the purposes of this section.

Section 21. Subsection (6) is added to section 720.3075, Florida Statutes, to read:

720.3075 Prohibited clauses in association documents.—

(6) The association may extinguish a discriminatory restriction, as defined in s. 712.065(1), pursuant to s. 712.065.

Section 22. This act shall take effect July 1, 2020.

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

Remove everything before the enacting clause and insert:

An act relating to community associations; amending s. 514.0015, F.S.; exempting certain property association pools from Department of Health regulations; amending

s. 627.714, F.S.; prohibiting subrogation rights against a condominium association under certain circumstances; creating s. 712.065, F.S.; defining the term "discriminatory restriction"; providing that discriminatory restrictions are unlawful, unenforceable, and declared null and void; providing that certain discriminatory restrictions are extinguished and severed from recorded title transactions; specifying that the recording of certain notices does not reimpose or preserve a discriminatory restriction; providing requirements for a parcel owner to remove a discriminatory restriction from a covenant or restriction; amending s. 718.111, F.S.; requiring that certain records be maintained for a specified time; requiring associations to maintain official records in a specified manner; requiring an association to provide a checklist or affidavit relating to certain records to certain persons; providing a timeframe for maintaining such checklist and affidavit; creating a rebuttable presumption; prohibiting an association from requiring certain actions relating to the inspection of records; revising requirements relating to the posting of digital copies of certain documents by certain condominium associations; conforming cross-references;

amending s. 718.112, F.S.; authorizing condominium associations to extinguish discriminatory restrictions; specifying that only board service that occurs on or after a specified date may be used for calculating a board member's term limit; providing requirements for certain notices; revising the fees an association may charge for transfers; conforming provisions to changes made by the act; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; defining the terms "natural gas fuel" and "natural gas fuel vehicle"; revising legislative findings; revising requirements for electric vehicle charging stations; providing requirements for the installation of natural gas fuel stations on property governed by condominium associations; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying when arbitration is binding on the parties; providing requirements for presuit mediation; amending s. 718.117, F.S.; conforming provisions to changes made by the act; amending s. 718.121, F.S.; providing when the installation of a natural gas fuel station may be the basis of a lien; amending s. 718.202, F.S.; revising how developers may use certain withdrawn escrow funds; amending s.

718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions; revising requirements for certain fines; amending s. 718.501, F.S.; defining the term "financial issue"; authorizing the Division of Condominiums, Timeshares, and Mobile Homes to adopt rules; amending s. 718.5014, F.S.; revising where the principal office of the Office of the Condominium Ombudsman must be maintained; amending s. 719.103, F.S.; revising the definition of the term "unit" to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; making technical changes; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; amending procedure to challenge a board member recall; conforming provisions to changes made by the act; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising when a specified statement must

be included in an association's financial report for the preceding fiscal year; revising requirements for such statement; revising when an association is deemed to have provided for reserve accounts; amending procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; amending the procedure for election disputes; amending s. 720.311, F.S.; amending procedure for election disputes; amending s. 720.3075, F.S.; authorizing homeowners' associations to extinguish discriminatory restrictions; providing an effective date.

Amendment No. a1

COMMITTEE/SUBCOMMITTEE ACTION	
ADOPTED	__ (Y/N)
ADOPTED AS AMENDED	__ (Y/N)
ADOPTED W/O OBJECTION	✓ (Y/N)
FAILED TO ADOPT	__ (Y/N)
WITHDRAWN	__ (Y/N)
OTHER	____

Committee/Subcommittee hearing bill: Commerce Committee
Representative La Rosa offered the following:

Amendment to Amendment (079453) by Representative Shoaf (with title amendment)

Between lines 1656 and 1657 of the amendment, insert:

Section 1. Paragraphs (a) and (b) of subsection (2) of section 720.304, Florida Statutes, are amended to read:

720.304 Right of owners to peaceably assemble; display of flag; SLAPP suits prohibited.—

(2)(a) Any homeowner may display one portable, removable United States flag or official flag of the State of Florida in a respectful manner, and one portable, removable official flag, in a respectful manner, not larger than 4 1/2 feet by 6 feet, which represents <u>any state, as defined in s. 624.08, or</u> the United States Army, Navy, Air Force, Marine Corps, or Coast Guard, or a

POW-MIA flag, regardless of any covenants, restrictions, bylaws, rules, or requirements of the association.

(b) Any homeowner may erect a freestanding flagpole no more than 20 feet high on any portion of the homeowner's real property, regardless of any covenants, restrictions, bylaws, rules, or requirements of the association, if the flagpole does not obstruct sightlines at intersections and is not erected within or upon an easement. The homeowner may further display in a respectful manner from that flagpole, regardless of any covenants, restrictions, bylaws, rules, or requirements of the association, one official United States flag, not larger than 4 1/2 feet by 6 feet, and may additionally display one official flag of the State of Florida, any state, as defined in s. 624.08, or the United States Army, Navy, Air Force, Marines, or Coast Guard, or a POW-MIA flag. Such additional flag must be equal in size to or smaller than the United States flag. The flagpole and display are subject to all building codes, zoning setbacks, and other applicable governmental regulations, including, but not limited to, noise and lighting ordinances in the county or municipality in which the flagpole is erected and all setback and locational criteria contained in the governing documents.

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

Remove line 1925 of the amendment and insert:
amending s. 720.304, F.S.; regarding display of flags; amending s. 720.305, F.S.; providing requirements for certain

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION		
ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

Committee/Subcommittee hearing bill: Commerce Committee

Representative Fischer offered the following:

Amendment

Remove lines 76-77 and insert:

212.0606(2), a taxicab association, the owner of a for-hire vehicle as defined in s. 320.01(15), or a service provider who is solely providing hardware or software as a service to a person or entity that is not effectuating payment of financial consideration for use of a shared vehicle.

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

W/D prior to consideration

Committee/Subcommittee hearing bill: Commerce Committee

Representative Sabatini offered the following:

Amendment (with title amendment)

Between lines 1506 and 1507, insert:

Section 33. Section 624.155, Florida Statutes is amended to read:

624.155 Civil remedy.—

(10) Notwithstanding subsections (1)-(9), in an action for third party bad faith under this chapter or at common law:

(a) An insured or claimant has the burden to prove that the insurer acted in bad faith. Negligent conduct of the insurer is not enough to establish bad faith, an insured or claimant must prove that the insurer acted in reckless disregard for the rights of any insured and that such reckless disregard caused damage to the insured or claimant.

(b) The actions or inactions of the insured or claimant are relevant in an action for bad faith. It is an affirmative defense to a claim for bad faith that the insured's or claimant's own conduct, in whole or in part, caused an excess judgment.

(c) An insurer must advise the insured of settlement opportunities, advise the insured as to the probable outcome of the litigation, warn the insured of the possibility of an excess judgment, advise the insured of steps to avoid an excess judgment, and defend its insured against a legal action when the complaint alleges facts that fairly and potentially bring the suit within policy coverage. If the insurer fulfills these obligations, and if the trier of fact finds that the insurer stood ready and willing to settle for policy limits, then the insurer is not liable.

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

Remove line 1 and insert:
An act relating to insurance; repealing

Remove line 89 and insert:
professions; amending s. 624.155, F.S.; establishing the burden of proof in a common law or statutory claim for third party bad faith; providing that negligent conduct alone is not proof of bad faith by an insurer; creating affirmative defenses to an

action for third party bad faith; establishing duties of an insurer relevant to a third party action; providing that an insurer who fulfills such duties has no liability for third party bad faith; amending s. 626.9541, F.S.; conforming a

COMMITTEE/SUBCOMMITTEE ACTION

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

Committee/Subcommittee hearing bill: Commerce Committee
Representative Santiago offered the following:

Amendment (with title amendment)

Remove lines 127-130 and insert:

Section 3. Paragraph (a) of subsection (5) and subsection (10) of section 627.736, Florida Statutes, are amended to read:

627.736 Required personal injury protection benefits; exclusions; priority; claims.—

(5) CHARGES FOR TREATMENT OF INJURED PERSONS.—

(a) A physician, hospital, clinic, or other person or institution lawfully rendering treatment to an injured person for a bodily injury covered by personal injury protection insurance may charge the insurer and injured party only a reasonable amount pursuant to this section for the services and supplies rendered, and the insurer providing such coverage may

pay for such charges directly to such person or institution lawfully rendering such treatment if the insured receiving such treatment or his or her guardian has countersigned the properly completed invoice, bill, or claim form approved by the office upon which such charges are to be paid for as having actually been rendered, to the best knowledge of the insured or his or her guardian. However, such a charge may not exceed the amount the person or institution customarily charges for like services or supplies. In determining whether a charge for a particular service, treatment, or otherwise is reasonable, consideration may be given to evidence of usual and customary charges and payments accepted by the provider involved in the dispute, reimbursement levels in the community and various federal and state medical fee schedules applicable to motor vehicle and other insurance coverages, and other information relevant to the reasonableness of the reimbursement for the service, treatment, or supply.

1. The insurer may limit reimbursement to 80 percent of the following schedule of maximum charges:

a. For emergency transport and treatment by providers licensed under chapter 401, 200 percent of Medicare.

b. For emergency services and care provided by a hospital licensed under chapter 395, 200 percent of Medicare ~~75 percent of the hospital's usual and customary charges~~.

c. For emergency services and care as defined by s.

395.002 provided in a facility licensed under chapter 395 rendered by a physician or dentist, and related hospital inpatient services rendered by a physician or dentist, 200 percent of Medicare ~~the usual and customary charges in the community~~.

d. For hospital inpatient services, ~~other than emergency services and care,~~ 200 percent of the Medicare Part A prospective payment applicable to the specific hospital providing the inpatient services.

e. For hospital outpatient services, ~~other than emergency services and care,~~ 200 percent of the Medicare Part A Ambulatory Payment Classification for the specific hospital providing the outpatient services.

f. For all other medical services, supplies, and care, 200 percent of the allowable amount under:

(I) The participating physicians fee schedule of Medicare Part B, except as provided in sub-sub-subparagraphs (II) and (III).

(II) Medicare Part B, in the case of services, supplies, and care provided by ambulatory surgical centers and clinical laboratories.

(III) The Durable Medical Equipment Prosthetics/Orthotics and Supplies fee schedule of Medicare Part B, in the case of durable medical equipment.

However, if such services, supplies, or care is not reimbursable under Medicare Part B, as provided in this sub-subparagraph, the insurer may limit reimbursement to 80 percent of the maximum reimbursable allowance under workers' compensation, as determined under s. 440.13 and rules adopted thereunder which are in effect at the time such services, supplies, or care is provided. Services, supplies, or care that is not reimbursable under Medicare or workers' compensation is not required to be reimbursed by the insurer.

2. For purposes of subparagraph 1., the applicable fee schedule or payment limitation under Medicare is the fee schedule or payment limitation in effect on March 1 of the service year in which the services, supplies, or care is rendered and for the area in which such services, supplies, or care is rendered, and the applicable fee schedule or payment limitation applies to services, supplies, or care rendered during that service year, notwithstanding any subsequent change made to the fee schedule or payment limitation, except that it may not be less than the allowable amount under the applicable schedule of Medicare Part B for 2007 for medical services, supplies, and care subject to Medicare Part B. For purposes of this subparagraph, the term "service year" means the period from March 1 through the end of February of the following year.

3. Subparagraph 1. does not allow the insurer to apply any limitation on the number of treatments or other utilization

limits that apply under Medicare or workers' compensation. An insurer that applies the allowable payment limitations of subparagraph 1. must reimburse a provider who lawfully provided care or treatment under the scope of his or her license, regardless of whether such provider is entitled to reimbursement under Medicare due to restrictions or limitations on the types or discipline of health care providers who may be reimbursed for particular procedures or procedure codes. However, subparagraph 1. does not prohibit an insurer from using the Medicare coding policies and payment methodologies of the federal Centers for Medicare and Medicaid Services, including applicable modifiers, to determine the appropriate amount of reimbursement for medical services, supplies, or care if the coding policy or payment methodology does not constitute a utilization limit.

4. If an insurer limits payment as authorized by subparagraph 1., the person providing such services, supplies, or care may not bill or attempt to collect from the insured any amount in excess of such limits, except for amounts that are not covered by the insured's personal injury protection coverage due to the coinsurance amount or maximum policy limits.

5. An insurer may limit payment as authorized by this paragraph only if the insurance policy includes a notice at the time of issuance or renewal that the insurer may limit payment pursuant to the schedule of charges specified in this paragraph. A policy form approved by the office satisfies this requirement.

If a provider submits a charge for an amount less than the amount allowed under subparagraph 1., the insurer may pay the amount of the charge submitted.

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

Remove line 24 and insert:

s. 627.736, F.S.; revising allowable maximum medical charges; specifying information required as

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCS for CS/CS/HB 895 (2020)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION		
ADOPTED	✓	(Y/N)
ADOPTED AS AMENDED		(Y/N)
ADOPTED W/O OBJECTION		(Y/N)
FAILED TO ADOPT		(Y/N)
WITHDRAWN		(Y/N)
OTHER		

Committee/Subcommittee hearing bill: Commerce Committee

Representative Santiago offered the following:

Amendment (with title amendment)

Remove lines 44-243 and insert:

the insurer under s. 624.422. The 60 days shall begin tolling when the department receives an e-mail notice of receipt from the insurer.

(b) The notice shall be on a form provided by the department and shall state with specificity the following information, and such other information as the department may require:

1. The statutory provision, including the specific language of the statute, which the authorized insurer allegedly violated.

2. The facts and circumstances giving rise to the violation.

3. The name of any individual involved in the violation.

4. Reference to specific policy language that is relevant to the violation, if any. If the person bringing the civil action is a third party claimant, she or he shall not be required to reference the specific policy language if the authorized insurer has not provided a copy of the policy to the third party claimant pursuant to written request.

5. A statement that the notice is given in order to perfect the right to pursue the civil remedy authorized by this section.

6. Proof of the insured's legal liability and damages which have become clear with supporting documentation.

(c)1. No action shall lie if, within 60 days after the insurer receives ~~filing~~ notice from the department in accordance with this subsection, the damages are paid or the circumstances giving rise to the violation are corrected.

2. A third-party claimant shall have no action under sub-paragraph (1)(b)1. if:

a. There is a single claimant in a liability claim and the insurer offers the lesser of policy limits or the claimant's demand prior to the end of the 60 days, including the period prior to the 60 days; or

b. If there are two or more claimants in a liability claim making claims arising out of a single occurrence which in total exceed the available policy limits of one or more of the insured parties who may be liable to the claimants, an insurer is not liable beyond the available policy limits for failure to pay all or any portion of the available policy limits to one or more of the claimants, if within 90 days after receiving notice of the

second claim or during the 60 days the insurer files an interpleader action under the Florida Rules of Civil Procedure. The claimants are entitled to a prorated share of the policy limits as determined by the trier of fact. An insurer's interpleader action does not alter or amend the insurer's obligation to defend its insured. Upon disbursement of interplead funds, claimants who receive said funds shall execute releases in favor of the insured party or parties.

(d) The authorized insurer that is the recipient of a notice filed pursuant to this section shall report to the department on the disposition of the alleged violation.

(e) The applicable statute of limitations for an action under this section shall be tolled for a period of 60 ~~65~~ days after the insurer receives from the department ~~by the mailing of~~ the notice required by this subsection ~~or the mailing of a subsequent notice required by this subsection~~.

(f) A notice required under this subsection may not be filed within 60 days after appraisal is invoked by any party in a residential property insurance claim.

(10) The insured, claimant, or representative of the insured or claimant has a duty to act in good faith in furnishing information regarding the claim, in making demands of the insurer, in setting deadlines, and in attempts to settle a claim. This duty does not create a separate cause of action and may only be used as a defense against damages awarded pursuant to this subsection. It shall be a defense to a claim of bad faith that the claimant, claimant's representative or the

insured failed to make good faith efforts to cooperate with the insurer in the investigation of the claim.

Section 2. Subsection (2) of section 624.422, Florida Statutes, is amended to read:

624.422 Service of process; appointment of Chief Financial Officer as process agent.—

(2) Prior to its authorization to transact insurance in this state, each insurer shall file with the department designation of the name and address of the person to whom process against it served upon the Chief Financial Officer is to be forwarded. Each insurer shall also file with the department designation of the name and e-mail address of the person to whom the department shall forward civil remedy notices filed under s. 624.155. The insurer may change a ~~the~~ designation at any time by a new filing.

Section 3. Subsection (10) of section 627.736, Florida Statutes, is amended to read:

627.736 Required personal injury protection benefits; exclusions; priority; claims.—

(10) DEMAND LETTER.—

(a) As a condition precedent to filing any action for benefits or related relief under this section, written notice of an intent to initiate litigation must be provided to the insurer. Such notice may not be sent until the claim is overdue, including any additional time the insurer has to pay the claim pursuant to paragraph (4)(b).

(b) The notice must state that it is a "demand letter under s. 627.736" and state the following with specificity:

1. The name of the insured on whose behalf ~~upon which~~ such benefits are being sought and, if the claimant is not the insured, the notice shall include, ~~including~~ a copy of the assignment signed by the insured prior to the delivery of any such treatment, service or accommodation, and giving rights to the claimant to seek benefits ~~if the claimant is not the insured~~.

2. The claim number and ~~or~~ policy number upon which such claim was originally submitted to the insurer by either the claimant or the insured.

3. Where ~~To the extent~~ applicable, the name of any medical provider who rendered to an insured the treatment, services, accommodations, or supplies that form the basis of such claim against the insurer. The notice shall be accompanied by~~; and~~ an itemized statement identifying each treatment, service or accommodation provided to the insured, and shall specify for each such treatment, service or accommodation on a line item basis as previously billed to the insurer ~~specifying each exact amount~~, the date of each treatment, service, or accommodation, the CPT code, ~~and~~ the amount charged, and the amount paid ~~type of benefit claimed to be due~~. A completed form satisfying the requirements of paragraph (5)(d) or the lost-wage statement previously submitted, as applicable, shall be included with ~~may be used as~~ the itemized statement. To the extent that the demand involves an insurer's withdrawal of payment under paragraph (7)(a) for future treatment not yet rendered, the claimant shall attach a copy of the insurer's notice withdrawing such payment and an itemized statement of the type, frequency, and duration

of future treatment claimed to be reasonable and medically necessary.

4. The identification of all line items that the claimant contends to be in dispute because of an insurer's non-payment or underpayment, the legal or factual basis for the claimant's position that the insurer's underpayment payment or non-payment is incorrect, the CPT code, and the amount that the clamant contends that the insurer is required to pay to fully resolve the dispute, including the specific amount of the statutory penalty, interest and postage to be paid pursuant to paragraphs (d) and (e).

5. To the extent that an insurer has denied a claim on the basis that benefits are exhausted, the notice shall specify any treatment, service or accommodation that claimant contends to have been improperly paid, the amount of the asserted improper payment, and the amount that the insurer is required to pay to claimant to resolve the dispute.

(c) If the claimant contends that the insured had an emergency medical condition, the notice shall be accompanied by documentation demonstrating that the insured to whom the treatment, services or accommodation was provided sustained an emergency medical condition. The documentation shall be from a provider identified in sub-paragraphs (1)(a)1. or (1)(a)2.

(d) ~~(c)~~ Each notice required by this subsection must comply with the requirements of paragraphs (b) and (c) and must be delivered to the insurer by United States certified or registered mail, return receipt requested. A notice that does not comply with the requirements of paragraphs (b) and (c) shall

not trigger an insurer's obligations under (e). Such postal costs shall be reimbursed by the insurer if requested by the claimant in the notice, when the insurer pays the claim. Such notice must be sent to the person and address specified by the insurer for the purposes of receiving notices under this subsection. Each licensed insurer, whether domestic, foreign, or alien, shall file with the office the name and address of the designated person to whom notices must be sent which the office shall make available on its Internet website. The name and address on file with the office pursuant to s. 624.422 is deemed the authorized representative to accept notice pursuant to this subsection if no other designation has been made.

(e) ~~(d)~~ If, within 30 days after receipt of notice by the insurer, the overdue claim specified in a the notice that complies with paragraphs (b) and (c) is paid by the insurer together with applicable interest and a penalty of 10 percent of the overdue amount paid by the insurer, subject to a maximum penalty of $250, no action may be brought against the insurer. If the demand involves an insurer's withdrawal of payment under paragraph (7)(a) for future treatment not yet rendered, no action may be brought against the insurer if, within 30 days after its receipt of the notice, the insurer mails to the person filing the notice a written statement of the insurer's agreement to pay for such treatment in accordance with the notice and to pay a penalty of 10 percent, subject to a maximum penalty of $250, when it pays for such future treatment in accordance with the requirements of this section. To the extent the insurer determines not to pay any amount demanded, the penalty is not

payable in any subsequent action. For purposes of this subsection, payment or the insurer's agreement shall be treated as being made on the date a draft or other valid instrument that is equivalent to payment, or the insurer's written statement of agreement, is placed in the United States mail in a properly addressed, postpaid envelope, or if not so posted, on the date of delivery. The insurer is not obligated to pay any attorney fees if the insurer pays the claim or mails its agreement to pay for future treatment within the time prescribed by this subsection.

(f) ~~(e)~~ The applicable statute of limitation for an action under this section shall be tolled for 30 business days by the mailing of a ~~the~~ notice required by this subsection.

(g) No action shall be filed or prosecuted by or on behalf of a claimant seeking benefits or related relief against an insurer:

1. If a compliant notice is not sent to an insurer;

2. The insurer issued full payment to the claimant in response to a notice within the time frame prescribed by paragraph (e); or

3. Asserting a claim of non-payment or underpayment of benefits not identified in the notice.

Any action filed or prosecuted by or on behalf of a claimant seeking benefits or related relief under this section in violation of this paragraph shall entitle an insurer to recover its reasonable legal fees, costs and disbursements related to

the defense of any such action against the claimant and its counsel.

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

Remove lines 18-31 and insert:

with insurers' investigations; creating an affirmative defense where the insured or claimant has acted in bad faith; amending s. 624.422, F.S., requiring insurers to file with the department certain contact information for service of process; amending s. 627.736, F.S.; specifying information required as part of a pre-suit notice in motor vehicle personal injury protection claims; requiring information relating to treatment and services provided to claimants; requiring the identification of payments in dispute; requiring claimants to comply with notice requirements; prohibiting relief to claimants in certain circumstances; awarding attorney's fees in certain circumstances; providing an

COMMITTEE/SUBCOMMITTEE ACTION

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

Committee/Subcommittee hearing bill: Commerce Committee
Representative Santiago offered the following:

Amendment (with title amendment)

Remove lines 44-243 and insert:

the insurer under s. 624.422. The 60 days shall begin tolling when the department receives an e-mail notice of receipt from the insurer.

(b) The notice shall be on a form provided by the department and shall state with specificity the following information, and such other information as the department may require:

1. The statutory provision, including the specific language of the statute, which the authorized insurer allegedly violated.

2. The facts and circumstances giving rise to the violation.

3. The name of any individual involved in the violation.

4. Reference to specific policy language that is relevant to the violation, if any. If the person bringing the civil action is a third party claimant, she or he shall not be required to reference the specific policy language if the authorized insurer has not provided a copy of the policy to the third party claimant pursuant to written request.

5. A statement that the notice is given in order to perfect the right to pursue the civil remedy authorized by this section.

6. Proof of the insured's legal liability and damages which have become clear with supporting documentation.

(c)1. No action shall lie if, within 60 days after the insurer receives ~~filing~~ notice from the department in accordance with this subsection, the damages are paid or the circumstances giving rise to the violation are corrected.

2. A third-party claimant shall have no action under sub-paragraph (1)(b)1. if:

a. There is a single claimant in a liability claim and the insurer offers the lesser of policy limits or the claimant's demand prior to the end of the 60 days, including the period prior to the 60 days; or

b. If there are two or more claimants in a liability claim making claims arising out of a single occurrence which in total exceed the available policy limits of one or more of the insured parties who may be liable to the claimants, an insurer is not liable beyond the available policy limits for failure to pay all or any portion of the available policy limits to one or more of the claimants, if within 90 days after receiving notice of the second claim or during the 60 days the insurer files an interpleader action under the Florida Rules of Civil Procedure. The claimants are entitled to a prorated share of the policy limits as determined by the trier of fact. An insurer's interpleader action does not alter or amend the insurer's obligation to defend its insured. Upon disbursement of interplead funds, claimants who receive said funds shall execute releases in favor of the insured party or parties.

(d) The authorized insurer that is the recipient of a notice filed pursuant to this section shall report to the department on the disposition of the alleged violation.

(e) The applicable statute of limitations for an action under this section shall be tolled for a period of 60 ~~65~~ days after the insurer receives from the department ~~by the mailing of~~ the notice required by this subsection ~~or the mailing of a subsequent notice required by this subsection~~.

(f) A notice required under this subsection may not be filed within 60 days after appraisal is invoked by any party in a residential property insurance claim.

(10) The insured, claimant, or representative of the insured or claimant has a duty to act in good faith in furnishing information regarding the claim, in making demands of the insurer, in setting deadlines, and in attempts to settle a claim. This duty does not create a separate cause of action and may only be used as a defense against damages awarded pursuant to this subsection. It shall be a defense to a claim of bad faith that the claimant, claimant's representative or the insured failed to make good faith efforts to cooperate with the insurer in the investigation of the claim.

Section 2. Subsection (2) of section 624.422, Florida Statutes, is amended to read:

624.422 Service of process; appointment of Chief Financial Officer as process agent.—

(2) Prior to its authorization to transact insurance in this state, each insurer shall file with the department designation of the name and address of the person to whom process against it served upon the Chief Financial Officer is to be forwarded. Each insurer shall also file with the department designation of the name and e-mail address of the person to whom the department shall forward civil remedy notices filed under s.

624.155. The insurer may change a ~~the~~ designation at any time by a new filing.

Section 3. Subsection (10) of section 627.736, Florida Statutes, is amended to read:

627.736 Required personal injury protection benefits; exclusions; priority; claims.—

(10) DEMAND LETTER.—

(a) As a condition precedent to filing any action for benefits or related relief under this section, written notice of an intent to initiate litigation must be provided to the insurer. Such notice may not be sent until the claim is overdue, including any additional time the insurer has to pay the claim pursuant to paragraph (4)(b).

(b) The notice must state that it is a "demand letter under s. 627.736" and state the following with specificity:

1. The name of the insured on whose behalf ~~upon which~~ such benefits are being sought and, if the claimant is not the insured, the notice shall include, ~~including~~ a copy of the assignment signed by the insured prior to the delivery of any such treatment, service or accommodation, and giving rights to the claimant to seek benefits ~~if the claimant is not the insured~~.

2. The claim number and ~~or~~ policy number upon which such claim was originally submitted to the insurer by either the claimant or the insured.

3. Where ~~To the extent~~ applicable, the name of any medical provider who rendered to an insured the treatment, services, accommodations, or supplies that form the basis of such claim against the insurer. The notice shall be accompanied by~~; and~~ an itemized statement identifying each treatment, service or accommodation provided to the insured, and shall specify for each such treatment, service or accommodation on a line item basis as previously billed to the insurer ~~specifying each exact amount~~, the date of each treatment, service, or accommodation, the CPT code, ~~and~~ the amount charged, and the amount paid ~~type of benefit claimed to be due~~. A completed form satisfying the requirements of paragraph (5)(d) or the lost-wage statement previously submitted, as applicable, shall be included with ~~may be used as~~ the itemized statement. To the extent that the demand involves an insurer's withdrawal of payment under paragraph (7)(a) for future treatment not yet rendered, the claimant shall attach a copy of the insurer's notice withdrawing such payment and an itemized statement of the type, frequency, and duration of future treatment claimed to be reasonable and medically necessary.

4. The identification of all line items that the claimant contends to be in dispute because of an insurer's non-payment or underpayment, the legal or factual basis for the claimant's position that the insurer's underpayment payment or non-payment is incorrect, the CPT code, and the amount that the clamant

contends that the insurer is required to pay to fully resolve the dispute, including the specific amount of the statutory penalty, interest and postage to be paid pursuant to paragraphs (d) and (e).

5. To the extent that an insurer has denied a claim on the basis that benefits are exhausted, the notice shall specify any treatment, service or accommodation that claimant contends to have been improperly paid, the amount of the asserted improper payment, and the amount that the insurer is required to pay to claimant to resolve the dispute.

(c) If the claimant contends that the insured had an emergency medical condition, the notice shall be accompanied by documentation demonstrating that the insured to whom the treatment, services or accommodation was provided sustained an emergency medical condition. The documentation shall be from a provider identified in sub-paragraphs (1)(a)1. or (1)(a)2.

(d) ~~(c)~~ Each notice required by this subsection must comply with the requirements of paragraphs (b) and (c) and must be delivered to the insurer by United States certified or registered mail, return receipt requested. A notice that does not comply with the requirements of paragraphs (b) and (c) shall not trigger an insurer's obligations under (e). Such postal costs shall be reimbursed by the insurer if requested by the claimant in the notice, when the insurer pays the claim. Such notice must be sent to the person and address specified by the

insurer for the purposes of receiving notices under this subsection. Each licensed insurer, whether domestic, foreign, or alien, shall file with the office the name and address of the designated person to whom notices must be sent which the office shall make available on its Internet website. The name and address on file with the office pursuant to s. 624.422 is deemed the authorized representative to accept notice pursuant to this subsection if no other designation has been made.

(e) ~~(d)~~ If, within 30 days after receipt of notice by the insurer, the overdue claim specified in a the notice that complies with paragraphs (b) and (c) is paid by the insurer together with applicable interest and a penalty of 10 percent of the overdue amount paid by the insurer, subject to a maximum penalty of $250, no action may be brought against the insurer. If the demand involves an insurer's withdrawal of payment under paragraph (7)(a) for future treatment not yet rendered, no action may be brought against the insurer if, within 30 days after its receipt of the notice, the insurer mails to the person filing the notice a written statement of the insurer's agreement to pay for such treatment in accordance with the notice and to pay a penalty of 10 percent, subject to a maximum penalty of $250, when it pays for such future treatment in accordance with the requirements of this section. To the extent the insurer determines not to pay any amount demanded, the penalty is not payable in any subsequent action. For purposes of this

subsection, payment or the insurer's agreement shall be treated as being made on the date a draft or other valid instrument that is equivalent to payment, or the insurer's written statement of agreement, is placed in the United States mail in a properly addressed, postpaid envelope, or if not so posted, on the date of delivery. The insurer is not obligated to pay any attorney fees if the insurer pays the claim or mails its agreement to pay for future treatment within the time prescribed by this subsection.

(f) ~~(e)~~ The applicable statute of limitation for an action under this section shall be tolled for 30 business days by the mailing of a ~~the~~ notice required by this subsection.

(g) No action shall be filed or prosecuted by or on behalf of a claimant seeking benefits or related relief against an insurer:

1. If a compliant notice is not sent to an insurer;

2. The insurer issued full payment to the claimant in response to a notice within the time frame prescribed by paragraph (e); or

3. Asserting a claim of non-payment or underpayment of benefits not identified in the notice.

Any action filed or prosecuted by or on behalf of a claimant seeking benefits or related relief under this section in violation of this paragraph shall entitle an insurer to recover

its reasonable legal fees, costs and disbursements related to the defense of any such action against the claimant and its counsel.

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

Remove lines 18-31 and insert:

with insurers' investigations; creating an affirmative defense where the insured or claimant has acted in bad faith; amending s. 624.422, F.S., requiring insurers to file with the department certain contact information for service of process; amending s. 627.736, F.S.; specifying information required as part of a pre-suit notice in motor vehicle personal injury protection claims; requiring information relating to treatment and services provided to claimants; requiring the identification of payments in dispute; requiring claimants to comply with notice requirements; prohibiting relief to claimants in certain circumstances; awarding attorney's fees in certain circumstances; providing an

COMMITTEE/SUBCOMMITTEE ACTION

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

Committee/Subcommittee hearing bill: Commerce Committee

Representative Yarborough offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (4) is added to section 125.01055, Florida Statutes, to read:

125.01055 Affordable housing.—

(4) Notwithstanding any other law, local ordinance, or regulation to the contrary, the board of county commissioners may approve the development of housing that is affordable, as defined in s. 420.0004, on any parcel zoned for residential, commercial, or industrial use.

Section 2. Paragraph (d) of subsection (7) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.—

(7)

(d) Notwithstanding the provisions of paragraph (c), any separate legal entity created pursuant to this section and controlled by the municipalities or counties of this state or by one or more municipality and one or more county of this state, the membership of which consists or is to consist of municipalities only, counties only, or one or more municipality and one or more county, may, for the purpose of financing or refinancing any capital projects, exercise all powers in connection with the authorization, issuance, and sale of bonds. Notwithstanding any limitations provided in this section, all of the privileges, benefits, powers, and terms of part I of chapter 125, part II of chapter 166, and ~~part I of~~ chapter 159 shall be fully applicable to such entity. Bonds issued by such entity shall be deemed issued on behalf of the counties, ~~or~~ municipalities, or private entities which enter into loan agreements with such entity as provided in this paragraph. Any loan agreement executed pursuant to a program of such entity shall be governed by the provisions of part I of chapter 159 or, in the case of counties, part I of chapter 125, or in the case of municipalities and charter counties, part II of chapter 166. Proceeds of bonds issued by such entity may be loaned to counties or municipalities of this state or a combination of municipalities and counties, whether or not such counties or

municipalities are also members of the entity issuing the bonds, or to private entities for "self-liquidating" projects as defined in s. 159.02, whether or not such private entities are located within the jurisdictional boundaries of a county or municipality that is a member of the entity issuing the bonds. The issuance of bonds by such entity to fund a loan program to make loans to municipalities, ~~or~~ counties, or private entities or a combination of municipalities, ~~and~~ counties, and private entities with one another for capital projects to be identified subsequent to the issuance of the bonds to fund such loan programs is deemed to be a paramount public purpose. Any entity so created may also issue bond anticipation notes, as provided by s. 215.431, in connection with the authorization, issuance, and sale of such bonds. In addition, the governing body of such legal entity may also authorize bonds to be issued and sold from time to time and may delegate, to such officer, official, or agent of such legal entity as the governing body of such legal entity may select, the power to determine the time; manner of sale, public or private; maturities; rate or rates of interest, which may be fixed or may vary at such time or times and in accordance with a specified formula or method of determination; and other terms and conditions as may be deemed appropriate by the officer, official, or agent so designated by the governing body of such legal entity. However, the amounts and maturities of such bonds and the interest rate or rates of such bonds shall

be within the limits prescribed by the governing body of such legal entity and its resolution delegating to such officer, official, or agent the power to authorize the issuance and sale of such bonds. A local government self-insurance fund established under this section may financially guarantee bonds or bond anticipation notes issued or loans made under this subsection. Bonds issued pursuant to this paragraph may be validated as provided in chapter 75. The complaint in any action to validate such bonds shall be filed only in the Circuit Court for Leon County. The notice required to be published by s. 75.06 shall be published only in Leon County, and the complaint and order of the circuit court shall be served only on the State Attorney of the Second Judicial Circuit and on the state attorney of each circuit in each county where the public agencies which were initially a party to the agreement are located. Notice of such proceedings shall be published in the manner and the time required by s. 75.06 in Leon County and in each county where the public agencies which were initially a party to the agreement are located. Obligations of any county or municipality pursuant to a loan agreement as described in this paragraph may be validated as provided in chapter 75.

Section 3. Subsections (1), (3), and (4) of section 163.31771, Florida Statutes, are amended to read:

163.31771 Accessory dwelling units.—

(1) The Legislature finds that the median price of homes

in this state has increased steadily over the last decade and at a greater rate of increase than the median income in many urban areas. The Legislature finds that the cost of rental housing has also increased steadily and the cost often exceeds an amount that is affordable to extremely-low-income, very-low-income, low-income, or moderate-income persons and has resulted in a critical shortage of affordable rentals in many urban areas in the state. This shortage of affordable rentals constitutes a threat to the health, safety, and welfare of the residents of the state. Therefore, the Legislature finds that it serves an important public purpose to require ~~encourage~~ the permitting of accessory dwelling units in single-family residential areas in order to increase the availability of affordable rentals for extremely-low-income, very-low-income, low-income, or moderate-income persons.

(3) Each ~~Upon a finding by a local government that there is a shortage of affordable rentals within its jurisdiction, the~~ local government shall ~~may~~ adopt an ordinance to allow accessory dwelling units in any area zoned for single-family residential use, except in an area of critical state concern where the state caps the number of new housing units which may be built within a year.

(4) ~~If the local government adopts an ordinance under this section,~~ An application for a building permit to construct an accessory dwelling unit must include an affidavit from the

applicant which attests that the unit will be rented at an affordable rate to an extremely-low-income, very-low-income, low-income, or moderate-income person or persons.

Section 4. Subsection (10) is added to section 163.31801, Florida Statutes, to read:

163.31801 Impact fees; short title; intent; minimum requirements; audits; challenges.—

(10) In addition to the items that must be reported in the annual financial reports under s. 218.32, each county, municipality, and special district must report all of the following data on each impact fee charged:

(a) The specific purpose of the impact fee, including the specific infrastructure needs to be met such as transportation, parks, water, sewer, and schools.

(b) The impact fee schedule policy describing the method of calculating impact fees, such as flat fees, tiered fees based on the number of bedrooms, or tiered fees based on the square footage.

(c) The amount assessed for each purpose and for each type of dwelling.

(d) The total amount of impact fees charged by type of dwelling.

Section 5. Subsection (4) is added to section 166.04151, Florida Statutes, to read:

166.04151 Affordable housing.—

(4) Notwithstanding any other law, local ordinance, or regulation to the contrary, the governing body of a municipality may approve the development of housing that is affordable, as defined in s. 420.0004, on any parcel zoned for residential, commercial, or industrial use.

Section 6. Paragraph (h) of subsection (3) of section 320.77, Florida Statutes, is amended to read:

320.77 License required of mobile home dealers.—

(3) APPLICATION.—The application for such license shall be in the form prescribed by the department and subject to such rules as may be prescribed by it. The application shall be verified by oath or affirmation and shall contain:

(h) Certification by the applicant:

1. That the location is a permanent one, not a tent or a temporary stand or other temporary quarters.~~; and,~~

2. Except in the case of a mobile home broker, that the location affords sufficient ~~unoccupied~~ space to display ~~store all mobile~~ homes ~~offered and displayed~~ for sale. A space to display a manufactured home as a model home satisfies this requirement.~~; and that~~ The location must be ~~is~~ a suitable place in which the applicant can in good faith carry on business and keep and maintain books, records, and files necessary to conduct such business, which must ~~will~~ be available at all reasonable hours to inspection by the department or any of its inspectors or other employees.

This paragraph does ~~subsection shall~~ not preclude a licensed mobile home dealer from displaying and offering for sale mobile homes in a mobile home park.

The department shall, if it deems necessary, cause an investigation to be made to ascertain if the facts set forth in the application are true and shall not issue a license to the applicant until it is satisfied that the facts set forth in the application are true.

Section 7. Paragraph (j) of subsection (3) of section 320.771, Florida Statutes, is amended to read:

320.771 License required of recreational vehicle dealers.—

(3) APPLICATION.—The application for such license shall be in the form prescribed by the department and subject to such rules as may be prescribed by it. The application shall be verified by oath or affirmation and shall contain:

(j) A statement that the applicant is insured under a garage liability insurance policy, which shall include, at a minimum, $25,000 combined single-limit liability coverage, including bodily injury and property damage protection, and $10,000 personal injury protection, if the applicant is to be licensed as a dealer in, or intends to sell, recreational vehicles. However, a garage liability policy is not required for the licensure of a mobile home dealer who sells only park

trailers.

The department shall, if it deems necessary, cause an investigation to be made to ascertain if the facts set forth in the application are true and shall not issue a license to the applicant until it is satisfied that the facts set forth in the application are true.

Section 8. Paragraph (c) of subsection (2) of section 320.822, Florida Statutes, is amended to read:

320.822 Definitions; ss. 320.822-320.862.—In construing ss. 320.822-320.862, unless the context otherwise requires, the following words or phrases have the following meanings:

(2) "Code" means the appropriate standards found in:

(c) The Mobile and Manufactured Home Repair and Remodeling Code and the Used Recreational Vehicle Code.

Section 9. Subsection (2) of section 320.8232, Florida Statutes, is amended to read:

320.8232 Establishment of uniform standards for used recreational vehicles and repair and remodeling code for mobile homes.—

(2) The Mobile and Manufactured Home ~~provisions of the~~ Repair and Remodeling Code must be a uniform code, must ~~shall~~ ensure safe and livable housing, and may ~~shall~~ not be more stringent than those standards required to be met in the manufacture of mobile homes. Such code must ~~provisions shall~~

include~~, but not be limited to,~~ standards for structural adequacy, plumbing, heating, electrical systems, and fire and life safety. All repairs and remodeling of mobile and manufactured homes must be performed in accordance with department rules.

Section 10. Subsection (9) of section 367.022, Florida Statutes, is amended, and subsection (14) is added to that section, to read:

367.022 Exemptions.—The following are not subject to regulation by the commission as a utility nor are they subject to the provisions of this chapter, except as expressly provided:

(9) Any person who resells water service to his or her tenants or to individually metered residents for a fee that does not exceed the actual purchase price of the water and wastewater service plus the actual cost of meter reading and billing, not to exceed 9 percent of the actual cost of service.

(14) The owner of a mobile home park operating both as a mobile home park and a mobile home subdivision, as those terms are defined in s. 723.003, who provides service within the park and subdivision to a combination of both tenants and lot owners, provided that the service to tenants is without specific compensation.

Section 11. Paragraph (c) of subsection (6) of section 420.5087, Florida Statutes, is amended to read:

420.5087 State Apartment Incentive Loan Program.—There is

hereby created the State Apartment Incentive Loan Program for the purpose of providing first, second, or other subordinated mortgage loans or loan guarantees to sponsors, including for-profit, nonprofit, and public entities, to provide housing affordable to very-low-income persons.

(6) On all state apartment incentive loans, except loans made to housing communities for the elderly to provide for lifesafety, building preservation, health, sanitation, or security-related repairs or improvements, the following provisions shall apply:

(c) The corporation shall provide by rule for the establishment of a review committee for the competitive evaluation and selection of applications submitted in this program. The review committee must use evaluation criteria that include, ~~including,~~ but are not limited to, the following ~~criteria~~:

1. Tenant income and demographic targeting objectives of the corporation.

2. Targeting objectives of the corporation which will ensure an equitable distribution of loans between rural and urban areas.

3. Sponsor's agreement to reserve the units for persons or families who have incomes below 50 percent of the state or local median income, whichever is higher, for a time period that exceeds the minimum required by federal law or this part.

4. Sponsor's agreement to reserve more than:

a. Twenty percent of the units in the project for persons or families who have incomes that do not exceed 50 percent of the state or local median income, whichever is higher; or

b. Forty percent of the units in the project for persons or families who have incomes that do not exceed 60 percent of the state or local median income, whichever is higher, without requiring a greater amount of the loans as provided in this section.

5. Provision for tenant counseling.

6. Sponsor's agreement to accept rental assistance certificates or vouchers as payment for rent.

7. Projects requiring the least amount of a state apartment incentive loan compared to overall project cost, except that the share of the loan attributable to units serving extremely-low-income persons must be excluded from this requirement.

8. Local government contributions and local government comprehensive planning and activities that promote affordable housing and policies that promote access to public transportation, reduce the need for onsite parking, and expedite permits for affordable housing projects.

9. Project feasibility.

10. Economic viability of the project.

11. Commitment of first mortgage financing.

12. Sponsor's prior experience. This criterion may not require a sponsor to have prior experience with the corporation to qualify for financing under the program.

13. Sponsor's ability to proceed with construction.

14. Projects that directly implement or assist welfare-to-work transitioning.

15. Projects that reserve units for extremely-low-income persons.

16. Projects that include green building principles, storm-resistant construction, or other elements that reduce long-term costs relating to maintenance, utilities, or insurance.

17. Job-creation rate of the developer and general contractor, as provided in s. 420.507(47).

Section 12. Section 420.5095, Florida Statutes, is amended to read:

420.5095 Community Workforce Housing Loan ~~Innovation Pilot~~ Program.—

(1) The Legislature finds and declares that recent rapid increases in the median purchase price of a home and the cost of rental housing have far outstripped the increases in median income in the state, ~~preventing essential services personnel from living in the communities where they serve and thereby~~ creating the need for innovative solutions for the provision of housing opportunities ~~for essential services personnel~~.

(2) The Community Workforce Housing Loan ~~Innovation Pilot~~ Program is created to provide ~~affordable rental and home ownership community~~ workforce housing for persons ~~essential services personnel~~ affected by the high cost of housing~~, using regulatory incentives and state and local funds to promote local public-private partnerships and leverage government and private resources~~.

(3) For purposes of this section, the term~~:~~

~~(a)~~ "workforce housing" means housing affordable to natural persons or families whose total annual household income does not exceed 80 ~~140~~ percent of the area median income, adjusted for household size, or 120 ~~150~~ percent of area median income, adjusted for household size, in areas of critical state concern designated under s. 380.05, for which the Legislature has declared its intent to provide affordable housing, and areas that were designated as areas of critical state concern for at least 20 consecutive years before ~~prior to~~ removal of the designation.

~~(b) "Public-private partnership" means any form of business entity that includes substantial involvement of at least one county, one municipality, or one public sector entity, such as a school district or other unit of local government in which the project is to be located, and at least one private sector for-profit or not-for-profit business or charitable entity, and may be any form of business entity, including a~~

~~joint venture or contractual agreement.~~

(4) The Florida Housing Finance Corporation may ~~is authorized to~~ provide loans under the ~~Community Workforce Housing Innovation Pilot~~ program ~~loans~~ to applicants ~~an applicant~~ for construction ~~or rehabilitation~~ of workforce housing ~~in eligible areas. This funding is intended to be used with other public and private sector resources~~.

(5) The corporation shall establish a loan application process under s. 420.5087 ~~by rule which includes selection criteria, an application review process, and a funding process~~. ~~The corporation shall also establish an application review committee that may include up to three private citizens representing the areas of housing or real estate development, banking, community planning, or other areas related to the development or financing of workforce and affordable housing.~~

~~(a) The selection criteria and application review process must include a procedure for curing errors in the loan applications which do not make a substantial change to the proposed project.~~

~~(b) To achieve the goals of the pilot program, the application review committee may approve or reject loan applications or responses to questions raised during the review of an application due to the insufficiency of information provided.~~

~~(c) The application review committee shall make~~

~~recommendations concerning program participation and funding to the corporation's board of directors.~~

~~(d) The board of directors shall approve or reject loan applications, determine the tentative loan amount available to each applicant, and rank all approved applications.~~

~~(e) The board of directors shall decide which approved applicants will become program participants and determine the maximum loan amount for each program participant.~~

~~(6) The corporation shall provide incentives for local governments in eligible areas to use local affordable housing funds, such as those from the State Housing Initiatives Partnership Program, to assist in meeting the affordable housing needs of persons eligible under this program. Local governments are authorized to use State Housing Initiative Partnership Program funds for persons or families whose total annual household income does not exceed:~~

~~(a) One hundred and forty percent of the area median income, adjusted for household size; or~~

~~(b) One hundred and fifty percent of the area median income, adjusted for household size, in areas that were designated as areas of critical state concern for at least 20 consecutive years prior to the removal of the designation and in areas of critical state concern, designated under s. 380.05, for which the Legislature has declared its intent to provide affordable housing.~~

~~(7) Funding shall be targeted to innovative projects in areas where the disparity between the area median income and the median sales price for a single-family home is greatest, and where population growth as a percentage rate of increase is greatest. The corporation may also fund projects in areas where innovative regulatory and financial incentives are made available. The corporation shall fund at least one eligible project in as many counties and regions of the state as is practicable, consistent with program goals.~~

(6)~~(8)~~ Projects must be given ~~shall receive~~ priority consideration for funding if ~~where~~:

(a) The local jurisdiction has adopted, or is committed to adopting, appropriate regulatory incentives, ~~or the local jurisdiction or public-private partnership has adopted or is committed to adopting~~ local contributions or financial strategies, or other funding sources to promote the development and ongoing financial viability of such projects. Local incentives include such actions as expediting review of development orders and permits, supporting development near transportation hubs and major employment centers, and adopting land development regulations designed to allow flexibility in densities, use of accessory units, mixed-use developments, and flexible lot configurations. Financial strategies include such actions as promoting employer-assisted housing programs, providing tax increment financing, and providing land.

~~(b) Projects are innovative and include new construction or rehabilitation; mixed-income housing; commercial and housing mixed-use elements; innovative design; green building principles; storm-resistant construction; or other elements that reduce long-term costs relating to maintenance, utilities, or insurance and promote homeownership. The program funding may not exceed the costs attributable to the portion of the project that is set aside to provide housing for the targeted population.~~

(b) ~~(c)~~ The projects ~~that~~ set aside at least 50 ~~at least 80~~ percent of the units for workforce housing ~~and at least 50 percent for essential services personnel and for projects that require the least amount of program funding compared to the overall housing costs for the project~~.

~~(9) Notwithstanding s. 163.3184(4)(b)-(d), any local government comprehensive plan amendment to implement a Community Workforce Housing Innovation Pilot Program project found consistent with this section shall be expedited as provided in this subsection. At least 30 days prior to adopting a plan amendment under this subsection, the local government shall notify the state land planning agency of its intent to adopt such an amendment, and the notice shall include its evaluation related to site suitability and availability of facilities and services. The public notice of the hearing required by s. 163.3184(11)(b)2. shall include a statement that the local government intends to use the expedited adoption process~~

~~authorized by this subsection. Such amendments shall require only a single public hearing before the governing board, which shall be an adoption hearing as described in s. 163.3184(4)(e). Any further proceedings shall be governed by s. 163.3184(5)-(13).~~

~~(10) The processing of approvals of development orders or development permits, as defined in s. 163.3164, for innovative community workforce housing projects shall be expedited.~~

(7) ~~(11)~~ The corporation shall award loans with a 1 ~~interest rates set at 1 to 3~~ percent interest rate for a term that does not exceed 15 years~~, which may be made forgivable when long-term affordability is provided and when at least 80 percent of the units are set aside for workforce housing and at least 50 percent of the units are set aside for essential services personnel~~.

~~(12) All eligible applications shall:~~

~~(a) For home ownership, limit the sales price of a detached unit, townhome, or condominium unit to not more than 90 percent of the median sales price for that type of unit in that county, or the statewide median sales price for that type of unit, whichever is higher, and require that all eligible purchasers of home ownership units occupy the homes as their primary residence.~~

~~(b) For rental units, restrict rents for all workforce housing serving those with incomes at or below 120 percent of~~

~~area median income at the appropriate income level using the restricted rents for the federal low-income housing tax credit program and, for workforce housing units serving those with incomes above 120 percent of area median income, restrict rents to those established by the corporation, not to exceed 30 percent of the maximum household income adjusted to unit size.~~

~~(c) Demonstrate that the applicant is a public-private partnership in an agreement, contract, partnership agreement, memorandum of understanding, or other written instrument signed by all the project partners.~~

~~(d) Have grants, donations of land, or contributions from the public-private partnership or other sources collectively totaling at least 10 percent of the total development cost or $2 million, whichever is less. Such grants, donations of land, or contributions must be evidenced by a letter of commitment, agreement, contract, deed, memorandum of understanding, or other written instrument at the time of application. Grants, donations of land, or contributions in excess of 10 percent of the development cost shall increase the application score.~~

~~(e) Demonstrate how the applicant will use the regulatory incentives and financial strategies outlined in subsection (8) from the local jurisdiction in which the proposed project is to be located. The corporation may consult with the Department of Economic Opportunity in evaluating the use of regulatory incentives by applicants.~~

~~(f) Demonstrate that the applicant possesses title to or site control of land and evidences availability of required infrastructure.~~

~~(g) Demonstrate the applicant's affordable housing development and management experience.~~

~~(h) Provide any research or facts available supporting the demand and need for rental or home ownership workforce housing for eligible persons in the market in which the project is proposed.~~

~~(13) Projects may include manufactured housing constructed after June 1994 and installed in accordance with mobile home installation standards of the Department of Highway Safety and Motor Vehicles.~~

(8) ~~(14)~~ The corporation may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this section.

~~(15) The corporation may use a maximum of 2 percent of the annual program appropriation for administration and compliance monitoring.~~

~~(16) The corporation shall review the success of the Community Workforce Housing Innovation Pilot Program to ascertain whether the projects financed by the program are useful in meeting the housing needs of eligible areas and shall include its findings in the annual report required under s. 420.511(3).~~

Section 13. Section 420.531, Florida Statutes, is amended to read:

420.531 Affordable Housing Catalyst Program.—

(1) The corporation shall operate the Affordable Housing Catalyst Program for the purpose of securing the expertise necessary to provide specialized technical support to local governments and community-based organizations to implement the HOME Investment Partnership Program, State Apartment Incentive Loan Program, State Housing Initiatives Partnership Program, and other affordable housing programs. To the maximum extent feasible, the entity to provide the necessary expertise must be recognized by the Internal Revenue Service as a nonprofit tax-exempt organization. It must have as its primary mission the provision of affordable housing training and technical assistance, an ability to provide training and technical assistance statewide, and a proven track record of successfully providing training and technical assistance under the Affordable Housing Catalyst Program. The technical support shall, at a minimum, include training relating to the following key elements of the partnership programs:

(a) ~~(1)~~ Formation of local and regional housing partnerships as a means of bringing together resources to provide affordable housing.

(b) ~~(2)~~ Implementation of regulatory reforms to reduce the risk and cost of developing affordable housing.

(c) ~~(3)~~ Implementation of affordable housing programs included in local government comprehensive plans.

(d) ~~(4)~~ Compliance with requirements of federally funded housing programs.

(2) In consultation with the corporation, the entity providing statewide training and technical assistance shall convene and administer biannual regional workshops for the locally elected officials serving on affordable housing advisory committees as provided in s. 420.9076. The regional workshops may be conducted through teleconferencing or other technological means and must include processes and programming that facilitate peer-to-peer identification and sharing of best affordable housing practices among the locally elected officials. Annually, the entity providing statewide training and technical assistance must compile calendar year reports summarizing the deliberations, actions, and recommendations of each region, as well as the attendance records of locally elected officials, and must submit such reports to the President of the Senate, the Speaker of the House of Representatives, and the corporation by March 31 of the following year.

Section 14. Subsection (2) of section 420.9071, Florida Statutes, is amended to read:

420.9071 Definitions.—As used in ss. 420.907-420.9079, the term:

(2) "Affordable" means that monthly rents or monthly mortgage payments including taxes and insurance do not exceed 30 percent of that amount which represents the percentage of the

567 median annual gross income for the households as indicated in
568 subsection (19), subsection (20), or subsection (28). However,
569 it is not the intent to limit an individual household's ability
570 to devote more than 30 percent of its income for housing, and
571 housing for which a household devotes more than 30 percent of
572 its income shall be deemed affordable if the first institutional
573 mortgage lender is satisfied that the household can afford
574 mortgage payments in excess of the 30 percent benchmark. The
575 term also includes housing provided by a not-for-profit
576 corporation that derives at least 75 percent of its annual
577 revenues from contracts or services provided to a state or
578 federal agency, for low-income persons and low-income households
9 that provides treatment for persons who suffer from mental
580 health, substance abuse, or domestic violence; and that provides
581 on-premises social and community support services including, job
582 training, life skills training, alcohol and substance abuse
583 disorder treatment, child care, and client case management
584 services.
585 Section 15. Subsection (7) of section 420.9073, Florida
586 Statutes, is renumbered as subsection (8), and a new subsection
587 (7) is added to that section to read:
588 420.9073 Local housing distributions.—
589 (7) Notwithstanding subsections (1)-(4), the corporation
590 may withhold up to 5 percent of the total amount distributed
591 each fiscal year from the Local Government Housing Trust Fund to

provide additional funding to counties and eligible municipalities for the construction of transitional housing for persons aging out of foster care. Funds may not be used for the design or planning of transitional housing and the housing must be constructed on campus that provides housing for persons in foster care or persons aging out of foster care pursuant to s. 409.1451. The corporation must consult with the Department of Children and Families to create minimum criteria for such housing. Any portion of the withheld funds not distributed or committed by the end of the fiscal year shall be distributed as provided in subsections (1) and (2).

Section 16. Paragraph (a) of subsection (4) of section 420.9075, Florida Statutes, is amended, and paragraph (j) is added to subsection (10) of that section, to read:

420.9075 Local housing assistance plans; partnerships.—

(4) Each local housing assistance plan is governed by the following criteria and administrative procedures:

(a) Each county, eligible municipality, or entity formed through interlocal agreement to participate in the State Housing Initiatives Partnership Program must develop a qualification system and selection criteria for applications for awards by eligible sponsors, adopt criteria for the selection of eligible persons, and adopt a maximum award schedule or system of amounts consistent with the intent and budget of its local housing assistance plan, with ss. 420.907-420.9079, and with corporation

rule. The selection criteria must provide priority to applicants who need less assistance so as to maximize the total number of applicants who may receive an award under the program.

(10) Each county or eligible municipality shall submit to the corporation by September 15 of each year a report of its affordable housing programs and accomplishments through June 30 immediately preceding submittal of the report. The report shall be certified as accurate and complete by the local government's chief elected official or his or her designee. Transmittal of the annual report by a county's or eligible municipality's chief elected official, or his or her designee, certifies that the local housing incentive strategies, or, if applicable, the local housing incentive plan, have been implemented or are in the process of being implemented pursuant to the adopted schedule for implementation. The report must include, but is not limited to:

(j) The number of affordable housing applications that were submitted, the number of such applications that were approved, and the number of such applications that were denied.

Section 17. Subsections (2) and (4) of section 420.9076, Florida Statutes, are amended, and subsection (10) is added to that section, to read:

420.9076 Adoption of affordable housing incentive strategies; committees.—

(2) The governing board of a county or municipality shall

appoint the members of the affordable housing advisory committee. Pursuant to the terms of any interlocal agreement, a county and municipality may create and jointly appoint an advisory committee. The local action adopted pursuant to s. 420.9072 which creates the advisory committee and appoints the advisory committee members must name at least 8 but not more than 11 committee members and specify their terms. Effective October 1, 2020, the committee must consist of one locally elected official from each county or municipality participating in the State Housing Initiatives Partnership Program and one representative from at least six of the categories below:

(a) A citizen who is actively engaged in the residential home building industry in connection with affordable housing.

(b) A citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing.

(c) A citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing.

(d) A citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing.

(e) A citizen who is actively engaged as a for-profit provider of affordable housing.

(f) A citizen who is actively engaged as a not-for-profit provider of affordable housing.

(g) A citizen who is actively engaged as a real estate

667 professional in connection with affordable housing.
668 (h) A citizen who actively serves on the local planning
669 agency pursuant to s. 163.3174. If the local planning agency is
670 comprised of the governing board of the county or municipality,
671 the governing board may appoint a designee who is knowledgeable
672 in the local planning process.
673 (i) A citizen who resides within the jurisdiction of the
674 local governing body making the appointments.
675 (j) A citizen who represents employers within the
676 jurisdiction.
677 (k) A citizen who represents essential services personnel,
678 as defined in the local housing assistance plan.
679 (4) Annually ~~Triennially~~, the advisory committee shall
680 review the established policies and procedures, ordinances, land
681 development regulations, and adopted local government
682 comprehensive plan of the appointing local government and shall
683 recommend specific actions or initiatives to encourage or
684 facilitate affordable housing while protecting the ability of
685 the property to appreciate in value. The recommendations may
686 include the modification or repeal of existing policies,
687 procedures, ordinances, regulations, or plan provisions; the
688 creation of exceptions applicable to affordable housing; or the
689 adoption of new policies, procedures, regulations, ordinances,
690 or plan provisions, including recommendations to amend the local
691 government comprehensive plan and corresponding regulations,

ordinances, and other policies. At a minimum, each advisory committee shall submit an annual ~~a~~ report to the local governing body and to the entity providing statewide training and technical assistance for the Affordable Housing Catalyst Program which ~~that~~ includes recommendations on~~, and triennially thereafter evaluates~~ the implementation of~~,~~ affordable housing incentives in the following areas:

(a) The processing of approvals of development orders or permits for affordable housing projects is expedited to a greater degree than other projects, as provided in s. 163.3177(6)(f)3.

(b) All allowable fee waivers provided ~~The modification of impact-fee requirements, including reduction or waiver of fees and alternative methods of fee payment~~ for the development or construction of affordable housing.

(c) The allowance of flexibility in densities for affordable housing.

(d) The reservation of infrastructure capacity for housing for very-low-income persons, low-income persons, and moderate-income persons.

(e) ~~The allowance of~~ Affordable accessory residential units ~~in residential zoning districts~~.

(f) The reduction of parking and setback requirements for affordable housing.

(g) The allowance of flexible lot configurations,

including zero-lot-line configurations for affordable housing.

(h) The modification of street requirements for affordable housing.

(i) The establishment of a process by which a local government considers, before adoption, policies, procedures, ordinances, regulations, or plan provisions that increase the cost of housing.

(j) The preparation of a printed inventory of locally owned public lands suitable for affordable housing.

(k) The support of development near transportation hubs and major employment centers and mixed-use developments.

The advisory committee recommendations may also include other affordable housing incentives identified by the advisory committee. Local governments that receive the minimum allocation under the State Housing Initiatives Partnership Program shall perform an ~~the~~ initial review but may elect to not perform the annual ~~triennial~~ review.

(10) The locally elected official serving on an advisory committee, or a locally elected designee, must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program as provided in s. 420.531(2). If the locally elected official or locally elected designee fails to attend three consecutive regional workshops, the corporation may withhold funds pending the person's

attendance at the next regularly scheduled biannual meeting.

Section 18. Subsection (18) of section 553.791, Florida Statutes, is amended to read:

553.791 Alternative plans review and inspection.—

(18) Each local building code enforcement agency may audit the performance of building code inspection services by private providers operating within the local jurisdiction. However, a building or structure ~~the same private provider~~ may not be audited more than four times in a calendar year unless the local building official determines a condition of the ~~a~~ building or structure constitutes an immediate threat to public safety and welfare. Work on a building or structure may proceed after inspection and approval by a private provider if the provider has given notice of the inspection pursuant to subsection (9) and, subsequent to such inspection and approval, the work shall not be delayed for completion of an inspection audit by the local building code enforcement agency.

Section 19. Subsection (4) of section 723.011, Florida Statutes, is amended to read:

723.011 Disclosure prior to rental of a mobile home lot; prospectus, filing, approval.—

(4) With regard to a tenancy in existence on the effective date of this chapter, the prospectus or offering circular offered by the mobile home park owner must ~~shall~~ contain the same terms and conditions as rental agreements offered to all

other mobile home owners residing in the park on the effective date of this act, excepting only rent variations based upon lot location and size, and may ~~shall~~ not require any mobile home owner to install any permanent improvements, except that the mobile home owner may be required to install permanent improvements to the mobile home as disclosed in the prospectus.

Section 20. Subsection (5) of section 723.012, Florida Statutes, is amended to read:

723.012 Prospectus or offering circular.—The prospectus or offering circular, which is required to be provided by s. 723.011, must contain the following information:

(5) A description of the recreational and other common facilities, if any, that will be used by the mobile home owners, including, but not limited to:

(a) The number of buildings and each room thereof and its intended purposes, location, approximate floor area, and capacity in numbers of people.

(b) Each swimming pool, as to its general location, approximate size and depths, and approximate deck size and capacity and whether heated.

(c) All other facilities and permanent improvements that ~~which~~ will serve the mobile home owners.

(d) A general description of the items of personal property available for use by the mobile home owners.

(e) A general description of the days and hours that

facilities will be available for use.

(f) A statement as to whether all improvements are complete and, if not, their estimated completion dates.

If a mobile home park owner intends to include additional property and mobile home lots and to increase the number of lots that will use the shared facilities of the park, the mobile home park owner must amend the prospectus to disclose such additions. If the number of mobile home lots in the park increases by more than 15 percent of the total number of lots in the original prospectus, the mobile home park owner must reasonably offset the impact of the additional lots by increasing the shared facilities. The amendment to the prospectus must include a reasonable timeframe for providing the required additional shared facilities. The costs and expenses necessary to increase the shared facilities may not be passed on or passed through to the existing mobile home owners.

Section 21. Section 723.023, Florida Statutes, is amended to read:

723.023 Mobile home owner's general obligations.—A mobile home owner shall ~~at all times~~:

(1) At all times comply with all obligations imposed on mobile home owners by applicable provisions of building, housing, and health codes, including compliance with all building permits and construction requirements for construction

on the mobile home and lot. The home owner is responsible for all fines imposed by the local government for noncompliance with any local codes.

(2) At all times keep the mobile home lot that ~~which~~ he or she occupies clean, neat, and sanitary, and maintained in compliance with all local codes.

(3) At all times comply with properly promulgated park rules and regulations and require other persons on the premises with his or her consent to comply with such rules and to conduct themselves, and other persons on the premises with his or her consent, in a manner that does not unreasonably disturb other residents of the park or constitute a breach of the peace.

(4) Receive written approval from the mobile home park owner before making any exterior modification or addition to the home.

(5) When vacating the premises, remove any debris and other property of any kind which is left on the mobile home lot.

Section 22. Subsection (5) of section 723.031, Florida Statutes, is amended to read:

723.031 Mobile home lot rental agreements.—

(5) The rental agreement must ~~shall~~ contain the lot rental amount and services included. An increase in lot rental amount upon expiration of the term of the lot rental agreement must ~~shall~~ be in accordance with ss. 723.033 and 723.037 or s. 723.059(4), whichever is applicable; ~~,~~ provided that, pursuant to

s. 723.059(4), the amount of the lot rental increase is disclosed and agreed to by the purchaser, in writing. An increase in lot rental amount shall not be arbitrary or discriminatory between similarly situated tenants in the park. A lot rental amount may not be increased during the term of the lot rental agreement, except:

(a) When the manner of the increase is disclosed in a lot rental agreement with a term exceeding 12 months and which provides for such increases not more frequently than annually.

(b) For pass-through charges as defined in s. 723.003.

(c) That a charge may not be collected which results in payment of money for sums previously collected as part of the lot rental amount. The provisions hereof notwithstanding, the mobile home park owner may pass on, at any time during the term of the lot rental agreement, ad valorem property taxes, non-ad valorem assessments, and utility charges, or increases of either, provided that the ad valorem property taxes, non-ad valorem assessments, and utility charges are not otherwise being collected in the remainder of the lot rental amount and provided further that the passing on of such ad valorem taxes, non-ad valorem assessments, or utility charges, or increases of either, was disclosed prior to tenancy, was being passed on as a matter of custom between the mobile home park owner and the mobile home owner, or such passing on was authorized by law. A park owner is deemed to have disclosed the passing on of ad valorem property

taxes and non-ad valorem assessments if ad valorem property taxes or non-ad valorem assessments were disclosed as a separate charge or a factor for increasing the lot rental amount in the prospectus or rental agreement. Such ad valorem taxes, non-ad valorem assessments, and utility charges shall be a part of the lot rental amount as defined by this chapter. The term "non-ad valorem assessments" has the same meaning as provided in s. 197.3632(1)(d). Other provisions of this chapter notwithstanding, pass-on charges may be passed on only within 1 year of the date a mobile home park owner remits payment of the charge. A mobile home park owner is prohibited from passing on any fine, interest, fee, or increase in a charge resulting from a park owner's payment of the charge after the date such charges become delinquent. A mobile home park owner is prohibited from charging or collecting from the mobile home owners any sum for ad valorem taxes or non-ad valorem tax charges in an amount in excess of the sums remitted by the park owner to the tax collector. Nothing herein shall prohibit a park owner and a homeowner from mutually agreeing to an alternative manner of payment to the park owner of the charges.

(d) If a notice of increase in lot rental amount is not given 90 days before the renewal date of the rental agreement, the rental agreement must remain under the same terms until a 90-day notice of increase in lot rental amount is given. The notice may provide for a rental term shorter than 1 year in

order to maintain the same renewal date.

Section 23. Subsection (1) and paragraph (a) of subsection (4) of section 723.037, Florida Statutes, are amended to read:

723.037 Lot rental increases; reduction in services or utilities; change in rules and regulations; mediation.—

(1) A park owner shall give written notice to each affected mobile home owner and the board of directors of the homeowners' association, if one has been formed, at least 90 days before any increase in lot rental amount or reduction in services or utilities provided by the park owner or change in rules and regulations. The park owner may give notice of all increases in lot rental amount for multiple anniversary dates in the same 90-day notice. The notice must ~~shall~~ identify all other affected homeowners, which may be by lot number, name, group, or phase. If the affected homeowners are not identified by name, the park owner shall make the names and addresses available upon request. However, this requirement does not authorize the release of the names, addresses, or other private information about the homeowners to the association or any other person for any other purpose. The home owner's right to the 90-day notice may not be waived or precluded by a home owner, or the homeowners' committee, in an agreement with the park owner. Rules adopted as a result of restrictions imposed by governmental entities and required to protect the public health, safety, and welfare may be enforced prior to the expiration of

the 90-day period but are not otherwise exempt from the requirements of this chapter. Pass-through charges must be separately listed as to the amount of the charge, the name of the governmental entity mandating the capital improvement, and the nature or type of the pass-through charge being levied. Notices of increase in the lot rental amount due to a pass-through charge must ~~shall~~ state the additional payment and starting and ending dates of each pass-through charge. The homeowners' association shall have no standing to challenge the increase in lot rental amount, reduction in services or utilities, or change of rules and regulations unless a majority of the affected homeowners agree, in writing, to such representation.

(4)(a) A committee, not to exceed five in number, designated by a majority of the affected mobile home owners or by the board of directors of the homeowners' association, if applicable, and the park owner shall meet, at a mutually convenient time and place no later than 60 days before the effective date of the change to discuss the reasons for the increase in lot rental amount, reduction in services or utilities, or change in rules and regulations. The negotiating committee shall make a written request for a meeting with the park owner or subdivision developer to discuss those matters addressed in the 90-day notice, and may include in the request a listing of any other issue, with supporting documentation, that

the committee intends to raise and discuss at the meeting. The committee shall address all lot rental amount increases that are specified in the notice of lot rental amount increase, regardless of the effective date of the increase.

This subsection is not intended to be enforced by civil or administrative action. Rather, the meetings and discussions are intended to be in the nature of settlement discussions prior to the parties proceeding to mediation of any dispute.

Section 24. Subsections (5) and (6) are added to section 723.041, Florida Statutes, to read:

723.041 Entrance fees; refunds; exit fees prohibited; replacement homes.—

(5) A mobile home park that is damaged or destroyed due to wind, water, or other natural force may be rebuilt on the same site with the same density as was approved, permitted, and built before the park was damaged or destroyed.

(6) This section does not limit the regulation of the uniform firesafety standards established under s. 633.206, but supersedes any other density, separation, setback, or lot size regulation adopted after initial permitting and construction of the mobile home park.

Section 25. Section 723.042, Florida Statutes, is amended to read:

723.042 Provision of improvements.—A ~~No~~ person may not

~~shall~~ be required by a mobile home park owner or developer, as a condition of residence in the mobile home park, to provide any improvement unless the requirement is disclosed pursuant to s. 723.012(7) ~~s. 723.011~~ prior to occupancy in the mobile home park.

Section 26. Subsections (3) and (4) of section 723.059, Florida Statutes, are amended to read:

723.059 ~~Rights of~~ Purchaser of a mobile home within a mobile home park.—

(3) The purchaser of a mobile home who intends to become ~~becomes~~ a resident of the mobile home park in accordance with this section has the right to assume the remainder of the term of any rental agreement then in effect between the mobile home park owner and the seller and may assume the seller's prospectus. However, nothing herein shall prohibit a mobile home park owner from offering the purchaser of a mobile home any approved prospectus ~~shall be entitled to rely on the terms and conditions of the prospectus or offering circular as delivered to the initial recipient~~.

(4) However, nothing herein shall be construed to prohibit a mobile home park owner from increasing the rental amount to be paid by the purchaser upon the expiration of the assumed rental agreement in an amount deemed appropriate by the mobile home park owner, so long as such increase is disclosed to the purchaser prior to his or her occupancy and is imposed in a

manner consistent with the purchaser's ~~initial offering circular or~~ prospectus and this act.

Section 27. Paragraph (d) of subsection (1) of section 723.061, Florida Statutes, is amended, and subsection (5) is added to that section, to read:

723.061 Eviction; grounds, proceedings.—

(1) A mobile home park owner may evict a mobile home owner, a mobile home tenant, a mobile home occupant, or a mobile home only on one or more of the following grounds:

(d) Change in use of the land comprising the mobile home park, or the portion thereof from which mobile homes are to be evicted, from mobile home lot rentals to some other use, if:

1. The park owner gives written notice to the homeowners' association formed and operating under ss. 723.075-723.079 of its right to purchase the mobile home park, if the land comprising the mobile home park is changing use from mobile home lot rentals to a different use, at the price and under the terms and conditions set forth in the written notice.

a. The notice shall be delivered to the officers of the homeowners' association by United States mail. Within 45 days after the date of mailing of the notice, the homeowners' association may execute and deliver a contract to the park owner to purchase the mobile home park at the price and under the terms and conditions set forth in the notice. If the contract between the park owner and the homeowners' association is not

executed and delivered to the park owner within the 45-day period, the park owner is under no further obligation to the homeowners' association except as provided in sub-subparagraph b.

b. If the park owner elects to offer or sell the mobile home park at a price lower than the price specified in her or his initial notice to the officers of the homeowners' association, the homeowners' association has an additional 10 days to meet the revised price, terms, and conditions of the park owner by executing and delivering a revised contract to the park owner.

c. The park owner is not obligated under this subparagraph or s. 723.071 to give any other notice to, or to further negotiate with, the homeowners' association for the sale of the mobile home park to the homeowners' association after 6 months after the date of the mailing of the initial notice under sub-subparagraph a.

2. The park owner gives the affected mobile home owners and tenants at least 6 months' notice of the eviction due to the projected change in use and of their need to secure other accommodations. Within 20 days after giving an eviction notice to a mobile home owner, the park owner must provide the division with a copy of the notice. The division must provide the executive director of the Florida Mobile Home Relocation Corporation with a copy of the notice.

a. The notice of eviction due to a change in use of the land must include in a font no smaller than the body of the notice the following statement:

YOU MAY BE ENTITLED TO COMPENSATION FROM THE FLORIDA MOBILE HOME RELOCATION TRUST FUND, ADMINISTERED BY THE FLORIDA MOBILE HOME RELOCATION CORPORATION (FMHRC). FMHRC CONTACT INFORMATION IS AVAILABLE FROM THE FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION.

b. The park owner may not give a notice of increase in lot rental amount within 90 days before giving notice of a change in use.

(5) A park owner who accepts payment of any portion of the lot rental amount with actual knowledge of noncompliance after notice and termination of the rental agreement due to a violation under paragraph (1)(b), paragraph (1)(c), or paragraph (1)(e) does not waive the right to terminate the rental agreement or the right to bring a civil action for the noncompliance, but not for any subsequent or continuing noncompliance. Any rent so received must be accounted for at the final hearing.

Section 28. Subsection (1) of section 723.076, Florida Statutes, is amended to read:

723.076 Incorporation; notification of park owner.—

(1) Upon receipt of its certificate of incorporation, the homeowners' association shall notify the park owner in writing of such incorporation and shall advise the park owner of the names and addresses of the officers of the homeowners' association by personal delivery upon the park owner's representative as designated in the prospectus or by certified mail, return receipt requested. Thereafter, the homeowners' association shall notify the park owner in writing by certified mail, return receipt requested, of any change of names and addresses of its president or registered agent. Upon election or appointment of new officers or board members, the homeowners' association shall notify the park owner in writing by certified mail, return receipt requested, of the names and addresses of the new officers or board members.

Section 29. Paragraphs (b) through (e) of subsection (2) of section 723.078, Florida Statutes, are amended, and paragraph (i) of that subsection is reenacted, to read:

723.078 Bylaws of homeowners' associations.—

(2) The bylaws shall provide and, if they do not, shall be deemed to include, the following provisions:

(b) Quorum; voting requirements; proxies.—

1. Unless otherwise provided in the bylaws, 30 percent of the total membership is required to constitute a quorum. Decisions shall be made by a majority of members represented at a meeting at which a quorum is present.

2.a. A member may not vote by general proxy but may vote by limited proxies substantially conforming to a limited proxy form adopted by the division. Limited proxies and general proxies may be used to establish a quorum. Limited proxies may be used for votes taken to amend the articles of incorporation or bylaws pursuant to this section, and any other matters for which this chapter requires or permits a vote of members. A~~,~~ ~~except that no~~ proxy, limited or general, may not be used in the election of board members in general elections or elections to fill vacancies caused by recall, resignation, or otherwise. Board members must be elected by written ballot or by voting in person. If a mobile home or subdivision lot is owned jointly, the owners of the mobile home or subdivision lot must be counted as one for the purpose of determining the number of votes required for a majority. Only one vote per mobile home or subdivision lot shall be counted. Any number greater than 50 percent of the total number of votes constitutes a majority. Notwithstanding this section, members may vote in person at member meetings or by secret ballot, including absentee ballots, as defined by the division.

b. Elections shall be decided by a plurality of the ballots cast. There is no quorum requirement; however, at least 20 percent of the eligible voters must cast a ballot in order to have a valid election. A member may not allow any other person to cast his or her ballot, and any ballots improperly cast are

invalid. An election is not required unless there are more candidates nominated than vacancies that exist on the board.

c. Each member or other eligible person who desires to be a candidate for the board of directors shall appear on the ballot in alphabetical order by surname. A ballot may not indicate if any of the candidates are incumbent on the board. All ballots must be uniform in appearance. Write-in candidates and more than one vote per candidate per ballot are not allowed. A ballot may not provide a space for the signature of, or any other means of identifying, a voter. If a ballot contains more votes than vacancies or fewer votes than vacancies, the ballot is invalid unless otherwise stated in the bylaws.

d. An impartial committee shall be responsible for overseeing the election process and complying with all ballot requirements. For purposes of this section, the term "impartial committee" means a committee whose members do not include any of the following people or their spouses:

(I) Current board members.

(II) Current association officers.

(III) Candidates for the association or board.

e. The association bylaws shall provide a method for determining the winner of an election in which two or more candidates for the same position receive the same number of votes.

f. The division shall adopt procedural rules to govern

elections, including, but not limited to, rules for providing notice by electronic transmission and rules for maintaining the secrecy of ballots.

3. A proxy is effective only for the specific meeting for which originally given and any lawfully adjourned meetings thereof. In no event shall any proxy be valid for a period longer than 90 days after the date of the first meeting for which it was given. Every proxy shall be revocable at any time at the pleasure of the member executing it.

4. A member of the board of directors or a committee may submit in writing his or her agreement or disagreement with any action taken at a meeting that the member did not attend. This agreement or disagreement may not be used as a vote for or against the action taken and may not be used for the purposes of creating a quorum.

(c) Board of directors' and committee meetings.—

1. Meetings of the board of directors and meetings of its committees at which a quorum is present shall be open to all members. Notwithstanding any other provision of law, the requirement that board meetings and committee meetings be open to the members does not apply to meetings between the park owner and the board of directors or any of the board's committees, board or committee meetings held for the purpose of discussing personnel matters, or meetings between the board or a committee and the association's attorney, with respect to potential or

pending litigation, when ~~where~~ the meeting is held for the purpose of seeking or rendering legal advice, and when ~~where~~ the contents of the discussion would otherwise be governed by the attorney-client privilege. Notice of all meetings open to members shall be posted in a conspicuous place upon the park property at least 48 hours in advance, except in an emergency. Notice of any meeting in which dues ~~assessments against members~~ are to be considered for any reason shall specifically contain a statement that dues ~~assessments~~ will be considered and the nature of such dues ~~assessments~~.

2. A board or committee member's participation in a meeting via telephone, real-time videoconferencing, or similar real-time telephonic, electronic, or video communication counts toward a quorum, and such member may vote as if physically present. A speaker shall be used so that the conversation of those board or committee members attending by telephone may be heard by the board or committee members attending in person, as well as by members present at a meeting.

3. Members of the board of directors may use e-mail as a means of communication but may not cast a vote on an association matter via e-mail.

4. The right to attend meetings of the board of directors and its committees includes the right to speak at such meetings with reference to all designated agenda items. The association may adopt reasonable written rules governing the frequency,

duration, and manner of members' statements. Any item not included on the notice may be taken up on an emergency basis by at least a majority plus one of the members of the board. Such emergency action shall be noticed and ratified at the next regular meeting of the board. Any member may tape record or videotape meetings of the board of directors and its committees, except meetings between the board of directors or its appointed homeowners' committee and the park owner. The division shall adopt reasonable rules governing the tape recording and videotaping of the meeting.

5. Except as provided in paragraph (i), a vacancy occurring on the board of directors may be filled by the affirmative vote of the majority of the remaining directors, even though the remaining directors constitute less than a quorum; by the sole remaining director; if the vacancy is not so filled or if no director remains, by the members; or, on the application of any person, by the circuit court of the county in which the registered office of the corporation is located.

6. The term of a director elected or appointed to fill a vacancy expires at the next annual meeting at which directors are elected. A directorship to be filled by reason of an increase in the number of directors may be filled by the board of directors, but only for the term of office continuing until the next election of directors by the members.

7. A vacancy that will occur at a specific later date, by

reason of a resignation effective at a later date, may be filled before the vacancy occurs. However, the new director may not take office until the vacancy occurs.

8.a. The officers and directors of the association have a fiduciary relationship to the members.

b. A director and committee member shall discharge his or her duties in good faith, with the care an ordinarily prudent person in a like position would exercise under similar circumstances, and in a manner he or she reasonably believes to be in the best interests of the corporation.

9. In discharging his or her duties, a director may rely on information, opinions, reports, or statements, including financial statements and other financial data, if prepared or presented by:

a. One or more officers or employees of the corporation who the director reasonably believes to be reliable and competent in the matters presented;

b. Legal counsel, public accountants, or other persons as to matters the director reasonably believes are within the persons' professional or expert competence; or

c. A committee of the board of directors of which he or she is not a member if the director reasonably believes the committee merits confidence.

10. A director is not acting in good faith if he or she has knowledge concerning the matter in question that makes

reliance otherwise permitted by subparagraph 9. unwarranted.

11. A director is not liable for any action taken as a director, or any failure to take any action, if he or she performed the duties of his or her office in compliance with this section.

(d) Member meetings.—Members shall meet at least once each calendar year, and the meeting shall be the annual meeting. All members of the board of directors shall be elected at the annual meeting unless the bylaws provide for staggered election terms or for their election at another meeting. The bylaws shall not restrict any member desiring to be a candidate for board membership from being nominated from the floor. All nominations from the floor must be made at a duly noticed meeting of the members held at least 27 ~~30~~ days before the annual meeting. The bylaws shall provide the method for calling the meetings of the members, including annual meetings. The method shall provide at least 14 days' written notice to each member in advance of the meeting and require the posting in a conspicuous place on the park property of a notice of the meeting at least 14 days prior to the meeting. The right to receive written notice of membership meetings may be waived in writing by a member. Unless waived, the notice of the annual meeting shall be mailed, hand delivered, or electronically transmitted to each member, and shall constitute notice. Unless otherwise stated in the bylaws, an officer of the association shall provide an affidavit

affirming that the notices were mailed, ~~or~~ hand delivered, or provided by electronic transmission in accordance with ~~the provisions of~~ this section to each member at the address last furnished to the corporation. These meeting requirements do not prevent members from waiving notice of meetings or from acting by written agreement without meetings, if allowed by the bylaws.

(e) Minutes of meetings.—

1. Notwithstanding any other provision of law, the minutes of board or committee meetings that are closed to members are privileged and confidential and are not available for inspection or photocopying.

2. Minutes of all meetings of members of an association and meetings open to members of~~,~~ the board of directors~~,~~ and a committee of the board must be maintained in written form and approved by the members, board, or committee, as applicable. A vote or abstention from voting on each matter voted upon for each director present at a board meeting must be recorded in the minutes.

3.~~2.~~ All approved minutes of open meetings of members, committees, and the board of directors shall be kept in a businesslike manner and shall be available for inspection by members, or their authorized representatives, and board members at reasonable times. The association shall retain these minutes within this state for ~~a period of~~ at least 5 ~~7~~ years.

(i) Recall of board members.—Any member of the board of

directors may be recalled and removed from office with or without cause by the vote of or agreement in writing by a majority of all members. A special meeting of the members to recall a member or members of the board of directors may be called by 10 percent of the members giving notice of the meeting as required for a meeting of members, and the notice shall state the purpose of the meeting. Electronic transmission may not be used as a method of giving notice of a meeting called in whole or in part for this purpose.

1. If the recall is approved by a majority of all members by a vote at a meeting, the recall is effective as provided in this paragraph. The board shall duly notice and hold a board meeting within 5 full business days after the adjournment of the member meeting to recall one or more board members. At the meeting, the board shall either certify the recall, in which case such member or members shall be recalled effective immediately and shall turn over to the board within 5 full business days any and all records and property of the association in their possession, or shall proceed under subparagraph 3.

2. If the proposed recall is by an agreement in writing by a majority of all members, the agreement in writing or a copy thereof shall be served on the association by certified mail or by personal service in the manner authorized by chapter 48 and the Florida Rules of Civil Procedure. The board of directors

shall duly notice and hold a meeting of the board within 5 full business days after receipt of the agreement in writing. At the meeting, the board shall either certify the written agreement to recall members of the board, in which case such members shall be recalled effective immediately and shall turn over to the board, within 5 full business days, any and all records and property of the association in their possession, or shall proceed as described in subparagraph 3.

3. If the board determines not to certify the written agreement to recall members of the board, or does not certify the recall by a vote at a meeting, the board shall, within 5 full business days after the board meeting, file with the division a petition for binding arbitration pursuant to the procedures of s. 723.1255. For purposes of this paragraph, the members who voted at the meeting or who executed the agreement in writing shall constitute one party under the petition for arbitration. If the arbitrator certifies the recall of a member of the board, the recall shall be effective upon mailing of the final order of arbitration to the association. If the association fails to comply with the order of the arbitrator, the division may take action under s. 723.006. A member so recalled shall deliver to the board any and all records and property of the association in the member's possession within 5 full business days after the effective date of the recall.

4. If the board fails to duly notice and hold a board

meeting within 5 full business days after service of an agreement in writing or within 5 full business days after the adjournment of the members' recall meeting, the recall shall be deemed effective and the board members so recalled shall immediately turn over to the board all records and property of the association.

5. If the board fails to duly notice and hold the required meeting or fails to file the required petition, the member's representative may file a petition pursuant to s. 723.1255 challenging the board's failure to act. The petition must be filed within 60 days after expiration of the applicable 5-full-business-day period. The review of a petition under this subparagraph is limited to the sufficiency of service on the board and the facial validity of the written agreement or ballots filed.

6. If a vacancy occurs on the board as a result of a recall and less than a majority of the board members are removed, the vacancy may be filled by the affirmative vote of a majority of the remaining directors, notwithstanding any other provision of this chapter. If vacancies occur on the board as a result of a recall and a majority or more of the board members are removed, the vacancies shall be filled in accordance with procedural rules to be adopted by the division, which rules need not be consistent with this chapter. The rules must provide procedures governing the conduct of the recall election as well

as the operation of the association during the period after a recall but before the recall election.

7. A board member who has been recalled may file a petition pursuant to s. 723.1255 challenging the validity of the recall. The petition must be filed within 60 days after the recall is deemed certified. The association and the member's representative shall be named as the respondents.

8. The division may not accept for filing a recall petition, whether or not filed pursuant to this subsection, and regardless of whether the recall was certified, when there are 60 or fewer days until the scheduled reelection of the board member sought to be recalled or when 60 or fewer days have not elapsed since the election of the board member sought to be recalled.

Section 30. Paragraphs (d) and (f) through (i) of subsection (4) and subsection (5) of section 723.079, Florida Statutes, are amended to read:

723.079 Powers and duties of homeowners' association.—

(4) The association shall maintain the following items, when applicable, which constitute the official records of the association:

(d) The approved minutes of all meetings of the members <u>of an association and meetings open for members of</u>~~,~~ the board of directors, and committees of the board, which minutes must be retained within <u>this</u> ~~the~~ state for at least <u>5</u> ~~7~~ years.

(f) All of the association's insurance policies or copies thereof, which must be retained within this state for at least 5 ~~7~~ years after the expiration date of the policy.

(g) A copy of all contracts or agreements to which the association is a party, including, without limitation, any written agreements with the park owner, lease, or other agreements or contracts under which the association or its members has any obligation or responsibility, which must be retained within this state for at least 5 ~~7~~ years after the expiration date of the contract or agreement.

(h) The financial and accounting records of the association, kept according to good accounting practices. All financial and accounting records must be maintained within this state for a ~~period of~~ at least 5 ~~7~~ years. The financial and accounting records must include:

1. Accurate, itemized, and detailed records of all receipts and expenditures.

2. A current account and a periodic statement of the account for each member, designating the name and current address of each member who is obligated to pay dues or assessments, the due date and amount of each assessment or other charge against the member, the date and amount of each payment on the account, and the balance due.

3. All tax returns, financial statements, and financial reports of the association.

4. Any other records that identify, measure, record, or communicate financial information.

(i) All other written records of the association not specifically included in the foregoing which are related to the operation of the association must be retained within this state for at least 5 years or at least 5 years after the expiration date, as applicable.

(5) The official records shall be ~~maintained within the state for at least 7 years and shall be~~ made available to a member for inspection or photocopying within 20 ~~10~~ business days after receipt by the board or its designee of a written request submitted by certified mail, return receipt requested. The requirements of this subsection are satisfied by having a copy of the official records available for inspection or copying in the park or, at the option of the association, by making the records available to a member electronically via the Internet or by allowing the records to be viewed in electronic format on a computer screen and printed upon request. If the association has a photocopy machine available where the records are maintained, it must provide a member with copies on request during the inspection if the entire request is no more than 25 pages. An association shall allow a member or his or her authorized representative to use a portable device, including a smartphone, tablet, portable scanner, or any other technology capable of scanning or taking photographs, to make an electronic copy of

the official records in lieu of the association's providing the member or his or her authorized representative with a copy of such records. The association may not charge a fee to a member or his or her authorized representative for the use of a portable device.

(a) The failure of an association to provide access to the records within 20 ~~10~~ business days after receipt of a written request submitted by certified mail, return receipt requested, creates a rebuttable presumption that the association willfully failed to comply with this subsection.

(b) A member who is denied access to official records is entitled to ~~the actual damages or minimum~~ damages for the association's willful failure to comply with this subsection in the amount of~~. The minimum damages are to be~~ $10 per calendar day up to 10 days, not to exceed $100. The calculation for damages begins ~~to begin~~ on the 21st ~~11th~~ business day after receipt of the written request, submitted by certified mail, return receipt requested.

(c) A dispute between a member and an association regarding inspecting or photocopying official records must be submitted to mandatory binding arbitration with the division, and the arbitration must be conducted pursuant to s. 723.1255 and procedural rules adopted by the division.

(d) The association may adopt reasonable written rules governing the frequency, time, location, notice, records to be

inspected, and manner of inspections, but may not require a member to demonstrate a proper purpose for the inspection, state a reason for the inspection, or limit a member's right to inspect records to less than 1 business day per month. The association may impose fees to cover the costs of providing copies of the official records, including the costs of copying and for personnel to retrieve and copy the records if the time spent retrieving and copying the records exceeds 30 minutes and if the personnel costs do not exceed $20 per hour. Personnel costs may not be charged for records requests that result in the copying of 25 or fewer pages. The association may charge up to 25 cents per page for copies made on the association's photocopier. If the association does not have a photocopy machine available where the records are kept, or if the records requested to be copied exceed 25 pages in length, the association may have copies made by an outside duplicating service and may charge the actual cost of copying, as supported by the vendor invoice. The association shall maintain an adequate number of copies of the recorded governing documents, to ensure their availability to members and prospective members. Notwithstanding this paragraph, the following records are not accessible to members or home owners:

1. A record protected by the lawyer-client privilege as described in s. 90.502 and a record protected by the work-product privilege, including, but not limited to, a record

prepared by an association attorney or prepared at the attorney's express direction which reflects a mental impression, conclusion, litigation strategy, or legal theory of the attorney or the association and which was prepared exclusively for civil or criminal litigation, for adversarial administrative proceedings, or in anticipation of such litigation or proceedings until the conclusion of the litigation or proceedings.

2. E-mail addresses, telephone numbers, facsimile numbers, emergency contact information, any addresses for a home owner other than as provided for association notice requirements, and other personal identifying information of any person, excluding the person's name, lot designation, mailing address, and property address. Notwithstanding the restrictions in this subparagraph, an association may print and distribute to home owners a directory containing the name, park address, and telephone number of each home owner. However, a home owner may exclude his or her telephone number from the directory by so requesting in writing to the association. The association is not liable for the disclosure of information that is protected under this subparagraph if the information is included in an official record of the association and is voluntarily provided by a home owner and not requested by the association.

3. An electronic security measure that is used by the association to safeguard data, including passwords.

4. The software and operating system used by the association which allows the manipulation of data, even if the home owner owns a copy of the same software used by the association. The data is part of the official records of the association.

Section 31. Section 723.1255, Florida Statutes, is amended to read:

723.1255 Alternative resolution of recall, election, and inspection and photocopying of official records disputes.—

(1) A dispute between a mobile home owner and a homeowners' association regarding the election and recall of officers or directors under s. 723.078(2)(b) or regarding the inspection and photocopying of official records under s. 723.079(5) must be submitted to mandatory binding arbitration with the division. The arbitration shall be conducted in accordance with this section and the procedural rules adopted by the division.

(2) Each party shall be responsible for paying its own attorney fees, expert and investigator fees, and associated costs. The cost of the arbitrators shall be divided equally between the parties regardless of the outcome.

(3) The division shall adopt procedural rules to govern mandatory binding arbitration proceedings ~~The Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation shall adopt~~

~~rules of procedure to govern binding recall arbitration proceedings~~.

Section 32. For the purpose of incorporating the amendment made by this act to section 420.5087, Florida Statutes, in a reference thereto, paragraph (i) of subsection (22) of section 420.507, Florida Statutes, is reenacted to read:

420.507 Powers of the corporation.—The corporation shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this part, including the following powers which are in addition to all other powers granted by other provisions of this part:

(22) To develop and administer the State Apartment Incentive Loan Program. In developing and administering that program, the corporation may:

(i) Establish, by rule, the procedure for competitively evaluating and selecting all applications for funding based on the criteria set forth in s. 420.5087(6)(c), determining actual loan amounts, making and servicing loans, and exercising the powers authorized in this subsection.

Section 33. For the purpose of incorporating the amendment made by this act to section 420.5095, Florida Statutes, in a reference thereto, subsection (2) of section 193.018, Florida Statutes, is reenacted to read:

193.018 Land owned by a community land trust used to provide affordable housing; assessment; structural improvements,

condominium parcels, and cooperative parcels.—

(2) A community land trust may convey structural improvements, condominium parcels, or cooperative parcels, that are located on specific parcels of land that are identified by a legal description contained in and subject to a ground lease having a term of at least 99 years, for the purpose of providing affordable housing to natural persons or families who meet the extremely-low-income, very-low-income, low-income, or moderate-income limits specified in s. 420.0004, or the income limits for workforce housing, as defined in s. 420.5095(3). A community land trust shall retain a preemptive option to purchase any structural improvements, condominium parcels, or cooperative parcels on the land at a price determined by a formula specified in the ground lease which is designed to ensure that the structural improvements, condominium parcels, or cooperative parcels remain affordable.

Section 34. This act shall take effect July 1, 2020.

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

Remove everything before the enacting clause and insert:

An act relating to community development and housing; amending s. 125.01055, F.S.; authorizing a board of county commissioners to approve development of

affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 163.01, F.S.; amending the Florida Interlocal Cooperation Act; amending s. 163.31771, F.S.; revising legislative findings; requiring local governments to adopt ordinances that allow accessory dwelling units in any area zoned for single-family residential use; providing an exception; amending s. 163.31801, F.S.; requiring counties, municipalities, and special districts to include certain data relating to impact fees in their annual financial reports; amending s. 166.04151, F.S.; authorizing governing bodies of municipalities to approve the development of affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 320.77, F.S.; revising a certification requirement for mobile home dealer applicants relating to the applicant's business location; amending s. 320.771, F.S.; exempting certain recreational vehicle dealer applicants from a garage liability insurance requirement; amending s. 320.822, F.S.; revising the definition of the term "code"; amending s. 320.8232, F.S.; revising applicable standards for the repair and remodeling of mobile and manufactured homes; amending s. 367.022, F.S.; exempting certain mobile home park

owners and mobile home subdivision owners from regulation by the Florida Public Service Commission relating to water and wastewater service; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; amending s. 420.5095, F.S.; renaming the Community Workforce Housing Innovation Pilot Program as the Community Workforce Housing Loan Program; requiring the program to provide workforce housing; revising the definition of the term "workforce housing"; deleting the definition of the term "public-private partnership"; authorizing the Florida Housing Finance Corporation to provide loans under the program to applicants for construction of workforce housing; requiring the corporation to establish a certain loan application process; deleting provisions requiring the corporation to provide incentives for local governments to use certain funds; requiring projects to receive priority consideration for funding under certain circumstances; deleting a provision providing for the expedition of local government comprehensive plan amendments to implement a program project; requiring that the corporation award loans at a specified interest rate and for a limited term;

conforming provisions to changes made by the act; amending s. 420.531, F.S.; specifying that technical support provided to local governments and community-based organizations includes implementation of the State Apartment Incentive Loan Program; requiring the entity providing training and technical assistance to convene and administer biannual regional workshops; requiring such entity to annually compile and submit certain information to the Legislature and the corporation by a specified date; amending s. 420.9073, F.S.; authorizing the corporation to withhold a certain portion of funds distributed from the Local Government Housing Trust Fund to be used for certain transitional housing; prohibiting such funds from being used for specified purposes; requiring the corporation to consult with the Department of Children and Families to create minimum criteria for such housing; providing for the distribution of withheld funds; amending s. 420.9071, F.S.; revising a definition; amending s. 420.9075, F.S.; requiring an optimization plan to be included in local housing assistance plan criteria; revising requirements for reports submitted by counties and certain municipalities to the corporation; amending s. 420.9076, F.S.; revising the membership of local

affordable housing advisory committees beginning on a specified date; requiring the committees to perform specified duties annually instead of triennially; requiring locally elected officials serving on advisory committees, or their designees, to attend biannual regional workshops; providing a penalty; amending s. 553.791, F.S.; amending alternative plans and inspections; amending s. 723.011, F.S.; providing construction relating to rental agreements and tenancies; providing that a mobile home owner may be required to install permanent improvements as disclosed in the mobile home park prospectus; amending s. 723.012, F.S.; authorizing mobile home park owners to make certain prospectus amendments; providing requirements for the amendment; prohibiting certain costs and expenses from being passed on to existing mobile home owners; amending s. 723.023, F.S.; revising general obligations for mobile home owners; amending s. 723.031, F.S.; specifying a requirement for disclosing and agreeing to a mobile home lot rental increase; revising construction relating to a park owner's disclosure of certain taxes and assessments; amending s. 723.037, F.S.; authorizing mobile home park owners to give notice of lot rental increases for multiple anniversary dates in one

notice; providing construction; revising a requirement for a lot rental negotiation committee; amending s. 723.041, F.S.; providing that a mobile home park damaged or destroyed due to natural forces may be rebuilt with the same density as previously approved, permitted, and built; providing construction; amending s. 723.042, F.S.; conforming a provision to changes made by the act; amending s. 723.059, F.S.; authorizing certain mobile home purchasers to assume the remainder of a seller's prospectus; authorizing a mobile home park owner to offer a purchaser any approved prospectus; amending s. 723.061, F.S.; specifying entities that must be provided with a copy of an eviction notice when received by a mobile home owner; specifying the waiver and nonwaiver of certain rights of a mobile home park owner under certain circumstances; requiring the accounting at final hearing of rents received; amending s. 723.076, F.S.; revising procedures related to the election or appointment of new officers in a homeowner's association; amending s. 723.078, F.S.; revising requirements for board elections and ballots; requiring an impartial committee to be responsible for overseeing the election process and complying with ballot requirements; defining the term "impartial

committee"; requiring that association bylaws provide a method for determining the winner of an election under certain circumstances; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt procedural rules; revising the types of meetings that are not required to be open to members; providing an exception to a provision requiring an officer of an association to provide an affidavit affirming certain information; authorizing meeting notices to be provided by electronic means; providing that the minutes of certain board and committee meetings are privileged and confidential; conforming provisions to changes made by the act; amending s. 723.079, F.S.; revising homeowners' association recordkeeping requirements; revising the timeframes for which certain records are required to be retained and be made available for inspection or photocopying; capping the amount of damages for which an association is liable when a member is denied access to official records; requiring that certain disputes be submitted to mandatory binding arbitration with the division; amending s. 723.1255, F.S.; requiring that certain disputes be submitted to mandatory binding arbitration with the division; providing requirements for such arbitration and fees and costs; requiring the division

to adopt rules; reenacting s. 420.507(22)(i), F.S., relating to powers of the Florida Housing Finance Corporation, to incorporate the amendment made to s. 420.5087, F.S., in a reference thereto; reenacting s. 193.018(2), F.S., relating to land owned by a community land trust used to provide affordable housing, to incorporate the amendment made to s. 420.5095, F.S., in a reference thereto; providing an effective date

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION	
ADOPTED	__ (Y/N)
ADOPTED AS AMENDED	__ (Y/N)
ADOPTED W/O OBJECTION	✓ (Y/N)
FAILED TO ADOPT	__ (Y/N)
WITHDRAWN	__ (Y/N)
OTHER	_____

Committee/Subcommittee hearing bill: Commerce Committee

Representative Leek offered the following:

Amendment (with title amendment)

Remove lines 41-45 and insert:

Section 1. Part XIII of chapter 559, Florida Statutes, consisting of sections 559.952, 559.953, 559.954, 559.955, 559.956, 559.957, 559.958, 559.959, 559.961, and 559.962, is created and entitled "Litigation Financing Consumer Protection Act."

Remove lines 46-48 and insert:

Section 2. Section 559.952, Florida Statutes, is created to read:

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

Remove lines 84-87 and insert:
specified in s. 559.957(2).
Section 3. Section 559.953, Florida Statutes, is created to read:
559.953 Litigation financier registration; registration

Remove line 122 and insert:
awarded to a consumer under part II of chapter 501.

Remove lines 155-157 and insert:
Section 4. Section 559.954, Florida Statutes, is created to read:
559.954 Litigation financing contracts; terms.—The

Remove lines 175-177 and insert:
Section 5. Section 559.955, Florida Statutes, is created to read:
559.955 Prohibited conduct.—A litigation financier may

Remove lines 223-225 and insert:
Section 6. Section 559.956, Florida Statutes, is created to read:
559.956 Required disclosures.—

Remove lines 282-284 and insert:

Section 7. Section 559.957, Florida Statutes, is created to read:

559.957 Contingent right to proceeds assignable; priority

Remove lines 299-301 and insert:

Section 8. Section 559.958, Florida Statutes, is created to read:

559.958 Interest, fees, charges, and penalties.—

Remove lines 331-334 and insert:

contract under s. 559.954(1).

Section 9. Section 559.959, Florida Statutes, is created to read:

559.959 Litigation financing contracts; discovery.—Except

Remove lines 340-342 and insert:

Section 10. Section 559.961, Florida Statutes, is created to read:

559.961 Effect of communication on privilege.—

Remove lines 348-350 and insert:

Section 11. Section 559.962, Florida Statutes, is created to read:

559.962 Violation; enforcement.—

Remove line 352 and insert:
trade practice actionable under part II of chapter 501.

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

Remove lines 3-34 and insert:
protection; creating part XIII of ch. 559, F.S., entitled "Litigation Financing Consumer Protection Act"; creating s. 559.952, F.S.; providing definitions; creating s. 559.953, F.S.; requiring litigation financiers to register with the Department of State before engaging in litigation financing; providing registration requirements; requiring litigation financiers to file a surety bond meeting specified requirements; requiring the department serve notice to such financiers and to revoke such registrations for certain noncompliance; authorizing the department to adopt rules; creating s. 559.954, F.S.; providing requirements for litigation financing contracts; creating s. 559.955, F.S.; prohibiting litigation financiers from engaging in specified conduct; creating s. 559.956, F.S.; providing disclosure requirements for litigation financing contracts; creating s. 559.957, F.S.; providing for the assignment of contingent rights to civil action or

claim proceeds; specifying the priority of liens against or rights to civil action or claim proceeds; creating s. 559.958, F.S.; authorizing litigation financiers to assess specified interest, fees, and charges; providing requirements for such interest, fees, and charges; prohibiting a litigation financier from assessing specified fees or charges; creating s. 559.959, F.S.; requiring the disclosure of litigation financing contracts under specified circumstances; creating s. 559.961, F.S.; providing that specified communications between attorneys and litigation financiers do not affect statutory or common-law privilege; creating s. 559.962, F.S.; providing that

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7041 (2020)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION	
ADOPTED	__ (Y/N)
ADOPTED AS AMENDED	__ (Y/N)
ADOPTED W/O OBJECTION	✓ (Y/N)
FAILED TO ADOPT	__ (Y/N)
WITHDRAWN	__ (Y/N)
OTHER	_____

Committee/Subcommittee hearing bill: Commerce Committee

Representative Leek offered the following:

Amendment

Remove lines 66-67 and insert:

in which a litigation financier provides to a consumer a funded amount of $500,000 or less in exchange for an assignment of the consumer's contingent right to

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: HB 965

Amendment Barcode Number: 535115

WP

Name: BETH ALVI

Representing: AUDUBON FL

Title: DIR OF POLICY

Address: 308 N. MONROE

City: TALLAHASSEE State/Zip:

Phone Number: 850-591-9784 Meeting Date: 2/27/2020

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic:

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: HB 65

Amendment Barcode Number: _____

W/S

Name: STARLA Brown

Representing: Americans for Prosperity

Title: Deputy State Director

Address: _____

City: Delray Beach State/Zip: _____

Phone Number: _____ Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Fireworks

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

[✓] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [✓] Opponent [ ] Waive in Support [✓] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: 207

Amendment Barcode Number: 763713

WS

Name: Joanna Bonfanti (Bon-fawn-tee)

Representing: Utilities Inc. Florida

Title: Government Affairs Consultant

Address: 215 S. Monroe St., Suite 601

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-521-1980 Meeting Date: 02/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic:

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☒ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 207

Amendment Barcode Number: _____

WS

Name: Joanna Bonfanti (Bon-fawn-tee)

Representing: Utilities Inc. Florida

Title: Government Affairs Consultant

Address: 215 S. Monroe St., Suite 601

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-521-1980 Meeting Date: 02/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [X]	Waive in Opposition [ ]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 207

Amendment Barcode Number: _____

4/15

Name: Chris Hansen

Representing: Florida Rural Water Assoc.

Title: Ballard Partners

Address: 201 E. Park Ave. 5th Floor

City: Tallahassee State/Zip: FL

Phone Number: 850/577-0444 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Water/Wastewater

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

WS

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: HB 207

Amendment Barcode Number: _____

Name: MIKE HARRELL

Representing: GOVERNMENT SERVICES GROUP

Title: _____

Address: _____

City: _____ State/Zip: _____

Phone Number: 321 7582 Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [ ] NO [ ]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 207

Amendment Barcode Number: _____

WS

Name: HOWARD E. "GENE" ADAMS

Representing: FLORIDA GOVERNMENTAL UTILITY AUTHORITY

Title: ATTORNEY

Address: 215 SOUTH MONROE ST., 2ND FLOOR

City: TALLAHASSEE State/Zip: FLA. 32301

Phone Number: 850-222-3533 Meeting Date: 02/27/2020

Committee/Subcommittee: COMMERCE COMMITTEE

Presentation/Workshop Topic: UTILITIES

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☒ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☒ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 537

Amendment Barcode Number: _____

Name: Scott Dudley

Representing: Florida League of Cities

Title: Legislative Director

Address: 301 S. Bronough Street Suite 300

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-9684 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [ ]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [X]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

17476826

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

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

☑ Bill ☐ Amendment

Bill Number: **CS/HB 537 : Home-based Businesses**

Amendment Barcode Number: **N/A**

Name:	**Nungesser, Timothy**		
Representing:	**National Federation of Independent Business**		
Title:	**Legislative Director**		
Address:	**110 E Jefferson St**		
City:	**Tallahassee**	State/Zip:	**FL**
Phone Number:	**(850) 681-0416**	Meeting Date:	**February 27, 2020 8:00 AM**
Committee/Subcommittee:	**Commerce Committee**		
Presentation/Workshop Topic:	**N/A**		

☑ Registered Lobbyist
☐ State Employee
☑ I Wish To Speak
☐ Appearing in response to subpoena
☐ Appearing in response to an inquiry for information made by member, committee or staff
☐ Appearing at the written request of the chair
☐ Judge or elected officer appearing in official capacity
☑ Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment
N/A

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 537

Amendment Barcode Number: _____

WP

Name: Starla Brown

Representing: Americans for Prosperity

Title: Deputy State Director

Address: _____

City: Delray Beach State/Zip: _____

Phone Number: _____ Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Home-based Businesses

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

[✓] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [✓] Opponent [ ] Waive in Support [✓] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [X]

Bill/PCS/PCB Number: 623

Amendment Barcode Number: 79453

Name: Pete Dunbar

Representing: Real Property Section, Florida Bar

Title:

Address: 215 S. Monroe

City: Tallahassee State/Zip: 32301

Phone Number: 999-4100 Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Community Associations

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [✓] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [✓] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 623

Amendment Barcode Number: 79453

Name: Travis Moore

Representing: Community Associations Institute & First Service Residential

Title:

Address: P.O. Box 2020

City: St. Petersburg State/Zip: FL

Phone Number: 727.421.6902 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Community Associations

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☑

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [X]

Bill/PCS/PCB Number: 623

Amendment Barcode Number: 079453

Name: Mark Anderson

Representing: CEOMC (Chief Executive Officers of Management Companies)

Title: Lobbyist

Address: 110 S monroe st

City: Tallahassee State/Zip: FL 32301

Phone Number: 813-205-0558 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [X] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [/] Amendment [ ]

Bill/PCS/PCB Number: HB 623

Amendment Barcode Number: _____

Name: Conner Mann

Representing: DBPR

Title: Legislative Affairs Coordinator

Address: 2601 Blair Stone Rd.

City: Tallahassee State/Zip: FL, 32399

Phone Number: 850-717-1723 Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Community Associations

Registered Lobbyist: YES [/] NO [ ]

State Employee: YES [ ] NO [ ]

[/] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 623

Amendment Barcode Number: _____

Name: Travis Moore

Representing: Community Associations Institute & FirstService Residential

Title: _____

Address: P.O. Box 2020

City: St. Petersburg State/Zip: FL 33731

Phone Number: 727.421.6902 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Community Associations

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

80572378

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

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

☑ Bill ☐ Amendment

Bill Number: **CS/CS/HB 623 : Community Associations**

Amendment Barcode Number: **N/A**

Name:	**Salzverg, Joseph**		
Representing:	**Florida Association of Insurance Agents**		
Title:			
Address:	**301 S Bronough St, Suite 600**		
City:	**Tallahassee**	State/Zip:	**FL**
Phone Number:	**(850) 577-9090**	Meeting Date:	**February 27, 2020 8:00 AM**
Committee/Subcommittee:	**Commerce Committee**		
Presentation/Workshop Topic:	**N/A**		

☑ Registered Lobbyist
☐ State Employee
☐ I Wish To Speak
☐ Appearing in response to subpoena
☐ Appearing in response to an inquiry for information made by member, committee or staff
☐ Appearing at the written request of the chair
☐ Judge or elected officer appearing in official capacity
☑ Lobbyist Appearance Form Submitted

Bill	Amendment
Waive In Support	**N/A**

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 623

Amendment Barcode Number: _____

Name: Bill Sklar

Representing: Florida Homebuilders Assoc

Title: 215 S. Monroe Street, Ste 500

Address: _____

City: Tallahassee State/Zip: FL 32301

Phone Number: 561-654-4993 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Condos / HOA's

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [ ]

- [✓] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [X]	Waive in Opposition [ ]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 623

Amendment Barcode Number: _____

Name: Mark Anderson

Representing: CEOMC (Chief Executive Officers of Management Companies)

Title: Lobbyist

Address: 110 S Monroe St

City: Tallahassee State/Zip: FL 32301

Phone Number: 813-205-0658 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [X] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 723

Amendment Barcode Number: _____

Name: Bill Cotterall

Representing: Florida Justice Association

Title: _____

Address: 218 S Monroe ST

City: Tallahassee State/Zip: FL 32301

Phone Number: _____ Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Fees - To - Fees

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 723

Amendment Barcode Number: _____

W/S

Name: ALLISON LIBY-SCHOONOVER

Representing: TURO

Title: METZ, HUSBAND & DAUGHTON

Address: 119 S MONROE ST SUITE 200

City: TLH State/Zip: FL

Phone Number: 850-205-9000 Meeting Date: 02/27/2020

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: _____

Amendment Barcode Number: _____

W/S

Name: Jasmyne Henderson

Representing: Miami-Dade County

Title: Director of Government Affairs

Address: 1025 E. Park Ave

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-216-1002 Meeting Date: 02/27/2020

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: HB 0723 Peer-to-Peer Car Sharing

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 723

Amendment Barcode Number: _____

WP

Name: George Feijoo ("Fay-Jew")

Representing: Avail

Title: Consultant - Floridian Partners

Address: 108 S. Monroe St.

City: Tallahassee State/Zip: FL, 32301

Phone Number: 305 720 7099 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Peer-2-Peer Car Sharing

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☒ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 771

Amendment Barcode Number: 524235 Am. 1

Name: Monte Stevens

Representing: American Property Casualty Insurance Assoc.

Title:

Address: 123 S. Adams

City: Tally State/Zip: FL

Phone Number: 671 4401 Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic:

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak — as A Waive Support of Amendment

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☑ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 771

Amendment Barcode Number: 524235

Name: Carolyn Johnson

Representing: FL Chamber

Title: Policy Director

Address: 136 S Bronough St

City: Tallahassee State/Zip:

Phone Number: 521-1200 Meeting Date:

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Motor Vehicle Insurance

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

WPO

Name: Jared Willis

Representing: FL Osteopathic Medical Assoc.

Title: Dir. of Gov't Relations

Address: 2544 Blairstone pines dr.

City: Tallahassee State/Zip: FL 32301

Phone Number: 284-1996 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

W/O

Name: MONTE STEVENS

Representing: AMERICAN PROPERTY & CASUALTY INSURANCE ASSN

Title: _____

Address: 123 S. ADAMS

City: TALLY State/Zip: FL

Phone Number: 6714401 Meeting Date: _____

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak - WAIVE SUPPORT

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent	☑	Opponent	☐	Waive in Support	☑	Waive in Opposition	☐	Info only ☐
Amendment:	Proponent	☐	Opponent	☐	Waive in Support	☐	Waive in Opposition	☐	Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [✓] Amendment [ ]

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: MICHAEL CARLSON

Representing: PERSONAL INSURANCE FEDERATION

Title: CEO

Address: 215 S. Monroe St. Ste. 835

City: Tal. State/Zip: FL 32301

Phone Number: 850 577 7425 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: PIP Repeal

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

[✓] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [✓]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Toni Large

Representing: Florida College of Emergency Physicians

Title: _____

Address: 215 S. Monroe St

City: Tallahassee State/Zip: FL 32308

Phone Number: (850) 556-1461 Meeting Date: 2/26/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: BI / Bodily Injury

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

- ☐ I wish to speak
- ☐ Appearing in response to an inquiry for information made by member, committee, or staff
- ☐ Appearing in response to subpoena
- ☐ Appearing at the written request of the chair
- ☐ Judge or elected officer appearing in official capacity
- ☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

4/0

Name: Robert Reyes

Representing: Allstate

Title: _____

Address: 817 Inglesida Ave

City: Tall State/Zip: FL

Phone Number: 850 509 1802 Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☐

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ] W/O

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Jarrad Fowler

Representing: Florida Medical Association

Title: Dir of Health Care Policy

Address: 1430 Piedmont Dr. E

City: Tallahassee State/Zip: FL, 32308

Phone Number: 850-264-6496 Meeting Date: 2-27-20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Motor Vehicle Ins.

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [X] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Doug Bell

Representing: Progressive Insurance

Title: _____

Address: 119 S. Monroe St.

City: TLH State/Zip: FL

Phone Number: 205 9000 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [ ]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: PAUL ANDERSON

Representing: FAIR

Title: ATTORNEY - B.O.D.

Address: 1584 METROPOLITAN BLVD.

City: TALLAHASSEE State/Zip: FL.

Phone Number: 850-894-3022 Meeting Date: 2/27/20

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☐ NO ☑

State Employee: YES ☐ NO ☑

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [✓] Amendment [ ]

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

WP

Name: Bonny Gordon

Representing: GEICO

Title: SR. Counsel

Address: 1 GEICO Plaza

City: Washington State/Zip: DC 20076

Phone Number: 301-986-2653 Meeting Date: 2-27-2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [✓] Waive in Support [ ] Waive in Opposition [✓] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Gary Guzzo

Representing: Florida Insurance Council

Title: Lobbyist

Address: 106 S. Monroe St

City: Tallahassee State/Zip: Fla. 32301

Phone Number: 850-681-0024 Meeting Date: 2-28-20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Rick Parker

Representing: Florida Justice Reform Institute

Title: President

Address: 210 S. Monroe St.

City: Tallahassee State/Zip: FL 32312

Phone Number: 850-894-1111 Meeting Date: 02.27.20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Motor Vehicle Insurance

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

[X] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 771

Amendment Barcode Number: _____

Name: Kim Driggers

Representing: Florida Chiropractic Assn.

Title: Assistant General Counsel

Address: 3720 Piney Grove Dr

City: Tallahassee State/Zip: FL

Phone Number: 850-597-1355 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Motor Vehicle Ins.

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

[X] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: 895

Amendment Barcode Number: 10100

w/o

Name: Jared Willis

Representing: FL Osteopathic Medical Assoc.

Title: Dir. of Gov't Relations

Address: 2544 Blairstone Pines Dr.

City: Tallahassee State/Zip: FL 32301

Phone Number: 284-1996 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: 895

Amendment Barcode Number: 10100

Name: Toni Large

Representing: Florida College of Emergency Physicians

Title:

Address: 215 S. Monroe St

City: Tallahassee State/Zip: FL 32308

Phone Number: (850) 556-1461 Meeting Date: 2/26/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: PIP fee schedule

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☒ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: 395

Amendment Barcode Number: 101004D

w/d

Name: Jarrod Fowler

Representing: Florida Medical Association

Title: Dir. of Health Care Policy

Address: 1430 Piedmont Dr. E

City: Tallahassee State/Zip: 32308, FL

Phone Number: 850-224-6494 Meeting Date: ~~2-26-20~~ 2-27-20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: 895

Amendment Barcode Number: 10100

Name: Joe Anne Hart

Representing: Florida Dental Association

Title: Chief Legislative Officer

Address: 118 E. Jefferson St.

City: Tallahassee State/Zip: FL / 32301

Phone Number: 850. 224. 1089 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☒

Bill/PCS/PCB Number: PCS for CS/CS/HB 895

Amendment Barcode Number: 324169

Name: Rick Parker

Representing: Florida Justice Reform Institute

Title:

Address: 3600 maclay Blvd, Suite 101

City: Tallahassee State/Zip: FL 32312

Phone Number: 850-894-1111 Meeting Date: 02.27.20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☒ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☒

Bill/PCS/PCB Number: PCS for CS/CS/HB 995

Amendment Barcode Number: Santiago amendment

Name: Rick Parker

Representing: Florida Justice Reform Institute

Title: 3

Address: 3600 Maclay Blvd.

City: Tallahassee State/Zip: FL

Phone Number: 850 894-1111 Meeting Date: 2.27.20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☒ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☒

Bill/PCS/PCB Number: 895 Amendment #2

Amendment Barcode Number: 324145

Name: Rick Parker

Representing: Florida Justice Reform Institute

Title:

Address: 210 S. Monroe St.

City: Tallahassee State/Zip: FL

Phone Number: Meeting Date:

Committee/Subcommittee:

Presentation/Workshop Topic:

Registered Lobbyist: YES ☐ NO ☐

State Employee: YES ☐ NO ☐

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☒ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☒ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☑

Bill/PCS/PCB Number: 895

Amendment Barcode Number: 561950

Amendment #2

Name: Rick Parker

Representing: Florida Justice Reform Institute

Title:

Address: 210 S. Monroe St.

City: Tallahassee State/Zip: FL

Phone Number: Meeting Date:

Committee/Subcommittee:

Presentation/Workshop Topic:

Registered Lobbyist: YES ☐ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

UPS

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 895

Amendment Barcode Number: Santiago A2 (bad faith)

Name: Carolyn Johnson

Representing: FL Chamber of Commerce

Title: Policy Director

Address: 136 S Bronough St

City: Tallahassee State/Zip:

Phone Number: 521-1200 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/S

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 895 - PCS

Amendment Barcode Number: _____

Name: MONTE STEVENS

Representing: AMERICAN PROPERTY & CASUALTY INSURANCE ASSOC.

Title: _____

Address: 123 S. ADAMS

City: TALLY State/Zip: FL

Phone Number: 671 4401 Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak - WAIVE SUPPORT

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

Name: FRED CUNNINGHAM

Representing: FSA

Title: _____

Address: 2401 PGA BLVD, SUITE 140

City: PALM BEACH GARDENS State/Zip: FL/33410

Phone Number: 561 676 3333 Meeting Date: 2/27

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☐ NO ☑

State Employee: YES ☐ NO ☑

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☐	Info only ☐
Amendment:	Proponent ☐	Opponent ☑	Waive in Support ☐	Waive in Opposition ☐	Info only ☐

64058077

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.

☑ Bill ☐ Amendment
Bill Number: **PCS for CS/CS/HB 895**
Amendment Barcode Number: **N/A**

Name:	**Black, Gregory**		
Representing:	**R Street Institute**		
Title:			
Address:	**1727 Highland Place, Suite 601**		
City:	**Tallahassee**	State/Zip:	**FL**
Phone Number:	**(850) 509-8022**	Meeting Date:	**February 27, 2020 8:00 AM**
Committee/Subcommittee:	**Commerce Committee**		
Presentation/Workshop Topic:	**N/A**		

☑ Registered Lobbyist
☐ State Employee
☐ I Wish To Speak
☐ Appearing in response to subpoena
☐ Appearing in response to an inquiry for information made by member, committee or staff
☐ Appearing at the written request of the chair
☐ Judge or elected officer appearing in official capacity
☑ Lobbyist Appearance Form Submitted

Bill	Amendment
Waive In Support	**N/A**

27067631

4/5

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

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

☑ Bill ☐ Amendment
Bill Number: **PCS for CS/CS/HB 895**
Amendment Barcode Number: **N/A**

Name:	**Parker, Julius (Rick)**		
Representing:	**Florida Justice Reform Institute**		
Title:			
Address:	**3600 Maclay Blvd, Suite 101**		
City:	**Tallahassee**	State/Zip:	**FL**
Phone Number:	**(850) 894-1111**	Meeting Date:	**February 27, 2020 8:00 AM**
Committee/Subcommittee:	**Commerce Committee**		
Presentation/Workshop Topic:	**N/A**		

☑ Registered Lobbyist
☐ State Employee
☐ I Wish To Speak
☐ Appearing in response to subpoena
☐ Appearing in response to an inquiry for information made by member, committee or staff
☐ Appearing at the written request of the chair
☐ Judge or elected officer appearing in official capacity
☑ Lobbyist Appearance Form Submitted

Bill
~~Info Only~~ Proponent
Amendment
N/A

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: PCS 895

Amendment Barcode Number: _____

U/S

Name: Carolyn Johnson

Representing: FL Chamber of Commerce

Title: Policy Director

Address: 136 S Bronough St

City: Tallahassee State/Zip: _____

Phone Number: 521-1200 Meeting Date: _____

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

w/o

Name: Bonny Gordon

Representing: ~~Bonny~~ GEICO

Title: SR. Counsel

Address: 1 GEICO Plaza

City: Washington DC State/Zip: 20076

Phone Number: 301-986-2653 Meeting Date: 2-27-2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

4/5

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

Name: ALIX MILLER

Representing: FLORIDA TRUCKING ASSOCIATION

Title: VICE PRESIDENT

Address: 350 E. College Ave

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-222-9900 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [X]	Waive in Opposition [ ]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

W/D

Name: Kim Driggers

Representing: FL Chiropractic Assn.

Title: Assistant General Counsel

Address: 3770 Piney Grove Dr.

City: Tallahassee State/Zip: FL 32311

Phone Number: 850-497-1355 Meeting Date: 2/27/2020

Committee/Subcommittee: General

Presentation/Workshop Topic: Insurance

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [X]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

Name: Dale Swope

Representing: Taxpayers against Unfair Rail Tariffs

Title: _____

Address: 1234 6th Ave

City: Tampa State/Zip: FL 33605

Phone Number: 813 477-4000 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [ ] NO [X]

State Employee: YES [ ] NO [X]

[X] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

WS

Name: Gary Guzzo

Representing: Institute for Legal Reform ILR

Title: Lobbyist

Address: 108 S. Monroe St

City: Tallahassee State/Zip: Fla 32301

Phone Number: 850.681-0024 Meeting Date: _____

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☒

Bill/PCS/PCB Number: 895

Amendment Barcode Number: _____

4/5

Name: Brewster Bevis

Representing: Associated Industries of Florida

Title: Senior VP

Address: 516 N Adm

City: TLH State/Zip: FL 32301

Phone Number: _____ Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☑ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [✓] Amendment [ ]

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

w/o

Name: Gary Rutledge

Representing: MillerCoors

Title: _____

Address: _____

City: _____ State/Zip: _____

Phone Number: (850) 681-6781 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [✓] Waive in Support [ ] Waive in Opposition [✓] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

WS

Name: JASON UNGER

Representing: ST. AUGUSTINE DISTILLERY & SEAVIN WINERY (~~and 5K~~)

Title: _____

Address: 301 S. BRONOUGH ST.

City: TLH State/Zip: FL 32312

Phone Number: 577 9090 Meeting Date: _____

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: BEVERAGE LAW

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

W/S

Name: Brewster Bevis

Representing: Associated Industries of Florida

Title: Senior VP

Address: 516 N Adams

City: TL State/Zip: 32301

Phone Number: _____ Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: C

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☑ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [✓] Amendment [ ]

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

UNO

Name: BRECHT HEUCHAN

Representing: SOUTHERN WINE & SPIRITS

Title: GOV'T AFFAIRS

Address: PO BOX 10549

City: TALLAHASSEE State/Zip: FL / 32302

Phone Number: 850.702.0144 Meeting Date: 2/27/2020

Committee/Subcommittee: HOUSE COMMERCE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [✓] Waive in Support [ ] Waive in Opposition [✓] Info only [ ]

Amendment: Proponent [ ] Opponent [✓] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

40

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: HB 1165

Amendment Barcode Number: _____

Name: Brian Musselwhite

Representing: Universal Orlando

Title: Vice President - Comcast NBCUniversal

Address: 106 East College Avenue Suite 1100

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-528-0561 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [✓] Amendment [ ]

Bill/PCS/PCB Number: PCS to HB 1165

Amendment Barcode Number: _____

W/D

Name: Kelly Mallette

Representing: Gold Coast Beverage Distributors

Title: _____

Address: 104 W. Jefferson Street

City: Tallahassee State/Zip: FL 32301

Phone Number: (850) 224-3427 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [✓] NO [ ]

State Employee: YES [ ] NO [✓]

[✓] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[✓] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [✓]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

WJS

Name: Josh Aubuchon

Representing: Florida Brewers Guild

Title: Gen. Counsel

Address: 315 S. Calhoun

City: Tallahassee State/Zip: FL 32301

Phone Number: 224-7000 Meeting Date: February 27, 2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Alcoholic Beverages

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

- ☐ I wish to speak
- ☐ Appearing in response to an inquiry for information made by member, committee, or staff
- ☐ Appearing in response to subpoena
- ☐ Appearing at the written request of the chair
- ☐ Judge or elected officer appearing in official capacity
- ☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

4/0

Name: DAVID ROBERTS

Representing: FLORIDA INDEPENDENT SPIRITS ASSN.

Title: _____

Address: 210 S. MONROE ST.

City: TALLAHASSEE State/Zip: FL 32301

Phone Number: 850-443-4620 Meeting Date: 2/27/2020

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: BEVERAGE LAW

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: 10000

Name: DAVID ROBERTS

Representing: FLORIDA INDEPENDENT SPIRITS ASSN.

Title:

Address: 210 S. MONROE ST.

City: TALLAHASSEE State/Zip: FL 32301

Phone Number: 850-443-4820 Meeting Date:

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: BEVERAGE LAW

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: ⊄

WD

Name: Natalie Kui

Representing: Pepin Distributing

Title: VP/COO

Address: 235 W Brandon Blvd

City: Brandon State/Zip: FL 33511

Phone Number: 8139248218 Meeting Date: 2-27-2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☑ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: 1000

Name: Natalie King

Representing: Pepin Distributing

Title: VP/COO

Address: 235 W Brandon Blvd 640

City: Brandon State/Zip: FL 33511

Phone Number: 813 924 2218 Meeting Date: 2-27-2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☑ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

4/0

Name: Scott Dick

Representing: ABC Liquors

Title: lobbyist

Address: 210 S. Monroe St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850 421 9100 Meeting Date: 02-27-20

Committee/Subcommittee: House Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☑ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: 1000

Name: Scott Dick

Representing: ABC Liquors

Title: lobbyist

Address: 210 S. Monroe St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850 421-9100 Meeting Date:

Committee/Subcommittee: House Commerce

Presentation/Workshop Topic:

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☑ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: HB 1165

Amendment Barcode Number: _____

WP

Name: Scott Ashley

Representing: Wine & Spirits Distributors of Florida

Title: President & General Counsel

Address: 215 S. Monroe St. #800-A

City: Talla. State/Zip: FL 32301

Phone Number: (850) 681-8700 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Craft Distilleries

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☑ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: PCS 1165

Amendment Barcode Number: _____

Name: Scott Ashley

Representing: Wine & Spirits Distributors of Florida

Title: President & General Counsel

Address: 215 S. Monroe St., #800-A

City: Talla State/Zip: FL 32301

Phone Number: (850) 681-8700 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Craft Distilleries / Alcohol Regulation

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☐

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent	☐	Opponent	☐	Waive in Support	☐	Waive in Opposition	☐	Info only ☐
Amendment:	Proponent	☐	Opponent	☑	Waive in Support	☐	Waive in Opposition	☐	Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: _____

WP

Name: Mitch Rubin

Representing: Florida Beer Wholesalers Association

Title: Executive Director

Address: 215 S. Monroe St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850 224-2337 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [X] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [X]

Bill/PCS/PCB Number: 1165

Amendment Barcode Number: 1000

Name: Mitch Rubin

Representing: Florida Beer Wholesalers Association

Title: Executive Director

Address: 215 S. Monroe St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850 224 2337 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic:

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [X] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

W/S

Name: Tracy Carlso & Esther Byrd

Representing: Florida Federated Women Republican Women's

Title: _____

Address: _____

City: _____ State/Zip: _____

Phone Number: _____ Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☐ NO ☑

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 1205

Amendment Barcode Number: _____

WS

Name: Esther Byrd

Representing: Florida Federation of Republican Women

Title: _____

Address: _____

City: _____ State/Zip: _____

Phone Number: 904 327 8933 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [ ] NO [X]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: PCB-1265

Amendment Barcode Number: _____

WS

Name: J. B. CLARK

Representing: FL. ELECTRICAL WORKERS ASSN.

Title: LOBBYIST

Address: 2071 CYNTHIA DRIVE

City: TALLAHASSEE State/Zip: FL 32303

Phone Number: 850-556-8143 Meeting Date: 2/27/20

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: E-VERIFY

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☑ I wish to speak WAIVE

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

Name: Marianna Castro

Representing: IMPAC

Title: Central Florida Director

Address: 115 E Park Ave, Suite 1

City: Tallahassee State/Zip: FL

Phone Number: 850 443 1444 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: E-Verify

Registered Lobbyist: YES ☐ NO ☒

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

w/o

Name: Ida V. Eskamani

Representing: Florida Immigrant Coalition

Title: Public Policy

Address: 126 N Mills Ave

City: Orlando State/Zip: FL 32801

Phone Number: _____ Meeting Date: 2/27/20

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

	Proponent	Opponent	Waive in Support	Waive in Opposition	Info only
Bill:	☐	☐	☐	☑	☐
Amendment:	☐	☐	☐	☐	☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: HB 1265

Amendment Barcode Number: _____

W/O

Name: KARA GROSS

Representing: AMERICAN CIVIL LIBERTIES UNION OF FLORIDA

Title: LEGISLATIVE DIRECTOR

Address: 4343 W. FLAGLER ST

City: MIAMI State/Zip: 33134

Phone Number: 786-363-4436 Meeting Date: 2/27/20

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: E-VERIFY

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

[X] I wish to speak (WAIVE IN OPPOSITION)

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [X] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

Name: Ingrid Delgado

Representing: Florida Conference of Catholic Bishops

Title: Associate Director for Social Concerns & Respect Life

Address: 201 W Park Av

City: Tallahassee State/Zip: FL / 32301

Phone Number: _____ Meeting Date: _____

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Verification of Employment Eligibility

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [X] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/O

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

Name: Scott McCoy

Representing: Southern Poverty Law Center Foundation

Title: Policy Director

Address: _____

City: Tallahassee State/Zip: FL 32302

Phone Number: 334-224-4309 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Employment Verification

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

w/o

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

Name: Karen Woodall

Representing: FL Center for Fiscal + Economic Policy

Title: Exec Director

Address: 579 E. Call St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-321-9386 Meeting Date: 2

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Verification of Employment Eligibility

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☒	Info only ☐
Amendment:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☐	Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

440

Name: Chano Valero

Representing: Florida Latina Advocacy Network

Title: _____

Address: _____

City: Miami State/Zip: _____

Phone Number: _____ Meeting Date: _____

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☐ NO ☐

State Employee: YES ☐ NO ☐

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☒ Amendment ☐

Bill/PCS/PCB Number: 1265

Amendment Barcode Number: _____

4/0

Name: ALEXIS DAVIS

Representing: FLORIDA POLICY INSTITUTE

Title: _____

Address: _____

City: ORLANDO State/Zip: 32801

Phone Number: _____ Meeting Date: _____

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☐ NO ☒

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent ~~or opponent~~ on the bill as a whole.)

Bill:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☒	Info only ☐
Amendment:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☐	Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☑

Bill/PCS/PCB Number: 1339

Amendment Barcode Number: 386787

Name: Jeff Branch

Representing: Florida League of Cities

Title: Legislative Advocate

Address:

City: Tallahassee State/Zip:

Phone Number: 701-3701 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: Housing

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☒ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☒ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [X]

Bill/PCS/PCB Number: 1339

Amendment Barcode Number: 386787

W/S

Name: Lori Killinger

Representing: Florida Manufactured Housing Assn.

Title: Legislative Counsel

Address:

City: State/Zip:

Phone Number: 850 222 5702 Meeting Date: 2/27/20

Committee/Subcommittee:

Presentation/Workshop Topic:

Registered Lobbyist: YES [ ] NO [ ]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent	[X]	Opponent	[ ]	Waive in Support	[X]	Waive in Opposition	[ ]	Info only [ ]
Amendment:	Proponent	[X]	Opponent	[ ]	Waive in Support	[X]	Waive in Opposition	[ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 1339

Amendment Barcode Number: _____

WS

Name: Nancy Stewart

Representing: Federation of Manufactured Home Owners of FL

Title: _____

Address: 1400 Village Square Blvd Ste 3-156

City: Tallahassee State/Zip: FL 32312

Phone Number: 850.385.7805 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: Manufactured Housing

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent [ ]	Opponent [ ]	Waive in Support [X]	Waive in Opposition [ ]	Info only [ ]
Amendment:	Proponent [ ]	Opponent [ ]	Waive in Support [ ]	Waive in Opposition [ ]	Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 1339

Amendment Barcode Number: _____

Name: DANE BENNETT

Representing: FL HOME BUILDERS ASSOCIATION

Title: DIR. OF GOV. AFFAIRS

Address: 2600 CENTENNIAL PLACE

City: TALLAHASSEE State/Zip: FL 32308

Phone Number: 850 702 9475 Meeting Date: 2-27-2020

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [ ]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [X] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 1339

Amendment Barcode Number: _____

Name: Trey Price

Representing: Florida Housing Finance Corporation

Title: Executive Director

Address: 227 N. Bronough St

City: Tallahassee State/Zip: FL

Phone Number: 850-488-4197 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☑ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

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WS

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

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

☑ Bill ☐ Amendment

Bill Number: **HB 7041 : Litigation Financing Consumer Protection**

Amendment Barcode Number: **N/A**

Name:	**Nungesser, Timothy**		
Representing:	**National Federation of Independent Business**		
Title:	**Legislative Director**		
Address:	**110 E Jefferson St**		
City:	**Tallahassee**	State/Zip:	**FL**
Phone Number:	**(850) 681-0416**	Meeting Date:	**February 27, 2020 8:00 AM**
Committee/Subcommittee:	**Commerce Committee**		
Presentation/Workshop Topic:	**N/A**		

☑ Registered Lobbyist
☐ State Employee
☑ I Wish To Speak
☐ Appearing in response to subpoena
☐ Appearing in response to an inquiry for information made by member, committee or staff
☐ Appearing at the written request of the chair
☐ Judge or elected officer appearing in official capacity
☑ Lobbyist Appearance Form Submitted

Bill	Amendment
Proponent	**N/A**

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/S

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 7041

Amendment Barcode Number: _____

Name: ALIX MILLER

Representing: FLORIDA TRUCKING ASSOCIATION

Title: VICE PRESIDENT

Address: 350 E. College Ave

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-222-9900 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Litigation financing Consumer Protection

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 7041

Amendment Barcode Number: _____

WS

Name: Carolyn Johnson

Representing: FL Chamber of Commerce

Title: Policy Director

Address: 136 S Bronough St

City: Tallahassee State/Zip: _____

Phone Number: 521-1200 Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Litigation Financing

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☑ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☑ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 7041

Amendment Barcode Number: _____

WS

Name: Brewster Bevis

Representing: Associated Industries of Florida

Title: Senior VP

Address: 516 N Adams

City: TLH State/Zip: _____

Phone Number: _____ Meeting Date: 2/27

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☑ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill:	Proponent ☐	Opponent ☐	Waive in Support ☑	Waive in Opposition ☐	Info only ☐
Amendment:	Proponent ☐	Opponent ☐	Waive in Support ☐	Waive in Opposition ☐	Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 7041

Amendment Barcode Number: _____

Name: William Large

Representing: Florida Justice Reform Institute

Title: President

Address: 210 South Monroe Street

City: Tallahassee State/Zip: FL 32301

Phone Number: 850.222.0170 Meeting Date: 02.27.20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Litigation Financing Consumer Protection

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [ ] I wish to speak
- [ ] Appearing in response to an inquiry for information made by member, committee, or staff
- [ ] Appearing in response to subpoena
- [ ] Appearing at the written request of the chair
- [ ] Judge or elected officer appearing in official capacity
- [ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/O

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 7099

Amendment Barcode Number: _____

Name: Jeff Branch

Representing: Florida League of Cities

Title: Legislative Advocate

Address: _____

City: Tallahassee State/Zip: _____

Phone Number: _____ Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce Comm. Hee

Presentation/Workshop Topic: Essential Infrastructure

Registered Lobbyist: YES ☒ NO ☐

State Employee: YES ☐ NO ☒

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☒ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 7099

Amendment Barcode Number: ~~7099~~

Name: Lindsay Cross

Representing: Florida conservation voters

Title: Government Relations Director

Address: 1700 N Monroe 11-286

City: Tally State/Zip: FL 32303

Phone Number: Meeting Date: 2/27/20

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: State infrastructure

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

[X] I wish to speak

[ ] Appearing in response to an inquiry for information made by member, committee, or staff

[ ] Appearing in response to subpoena

[ ] Appearing at the written request of the chair

[ ] Judge or elected officer appearing in official capacity

[ ] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [ ] Opponent [X] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☐ Amendment ☐

Bill/PCS/PCB Number: 7099

Amendment Barcode Number: _____

Name: DAVID CULLEN

Representing: SIERRA CLUB FLORIDA

Title: _____

Address: 104-2 CREST ST

City: TLH State/Zip: FL 32301

Phone Number: 941.323-2404 Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☑ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill ☑ Amendment ☐

Bill/PCS/PCB Number: 7099

Amendment Barcode Number: _____

W/S

Name: Tim Parson

Representing: Advanced Energy Economy

Title: _____

Address: 113 E. College Ave.

City: Tallahassee State/Zip: FL / 32302

Phone Number: 850 - 841-1726 Meeting Date: 2/27/2020

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES ☑ NO ☐

State Employee: YES ☐ NO ☑

☐ I wish to speak

☐ Appearing in response to an inquiry for information made by member, committee, or staff

☐ Appearing in response to subpoena

☐ Appearing at the written request of the chair

☐ Judge or elected officer appearing in official capacity

☐ Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent ☐ Opponent ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ Info only ☐