Regulatory Reform Subcommittee

Monday, March 8, 2021
10:00 AM – 12:00 PM
Sumner Hall (404 HOB)

Action Packet

Chris Sprowls
Speaker

Bob Rommel
Chair

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

Summary:

Regulatory Reform Subcommittee

Monday March 08, 2021 10:00 am

HB 21	Favorable With Committee Substitute		Yeas: 9	Nays: 8
	Amendment 152311	Adopted	Yeas: 12	Nays: 5
	Amendment 271521	Not Considered		
HB 339	Favorable With Committee Substitute		Yeas: 15	Nays: 1
	Amendment 791929	Adopted Without Objection		
HB 615	Favorable With Committee Substitute		Yeas: 16	Nays: 0
	Amendment 910617	Adopted Without Objection		
HB 665	Favorable		Yeas: 15	Nays: 0
HB 823	Favorable With Committee Substitute		Yeas: 17	Nays: 0
	Amendment 176619	Adopted Without Objection		
	Amendment 790685	Adopted Without Objection		
HB 855	Favorable		Yeas: 16	Nays: 0
HB 6053	Temporarily Postponed			
HB 6073	Favorable		Yeas: 16	Nays: 1

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

Attendance:

	Present	*Absent*	*Excused*
Bob Rommel (Chair)	X		
Dan Daley	X		
Anna Eskamani	X		
Mike Giallombardo	X		
Joy Goff-Marcil	X		
Tommy Gregory	X		
Michael Grieco	X		
Joe Harding	X		
Randall Maggard	X		
Amber Mariano	X		
Angela Nixon	X		
Anika Omphroy	X		
Tobin Overdorf	X		
Scott Plakon			X
William Robinson	X		
Anthony Rodriguez	X		
Tyler Sirois	X		
Jackie Toledo	X		
Totals:	**17**	**0**	**1**

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 21 : Construction Defects

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley		X			
Anna Eskamani		X			
Mike Giallombardo	X				
Joy Goff-Marcil		X			
Tommy Gregory	X				
Michael Grieco		X			
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon		X			
Anika Omphroy		X			
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois		X			
Jackie Toledo		X			
Bob Rommel (Chair)	X				
	Total Yeas: 9	**Total Nays: 8**			

HB 21 Amendments

Amendment 152311

[X] *Adopted*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley		X			
Anna Eskamani		X			
Mike Giallombardo	X				
Joy Goff-Marcil		X			
Tommy Gregory	X				
Michael Grieco		X			
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon		X			
Anika Omphroy	X				
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

Location: Sumner Hall (404 HOB)

HB 21 : Construction Defects (continued)

HB 21 Amendments (continued)

Jackie Toledo	X	
Bob Rommel (Chair)	X	
	Total Yeas: 12	**Total Nays: 5**

Amendment 271521

[X] *Not Considered*

Appearances:

Amberg, Jennifer (General Public) - Opponent
Condo Owners at Snug Harbour
10335 Gulf Beach Highway
Pensacola, Florida 32507
Phone: (850) 400-0064

Bennett, Dane (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
Florida Home Builders Association
Director of Government Affairs
2600 Centennial Pl
Tallahassee, Florida
Phone: (850) 702-9475

Briggs, Edward (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
Highland Homes
Director of Government Relations & Community Affairs
235 West Brandon Blvd, Suite 640
Brandon, Florida
Phone: (850) 933-5994

Brooks, Lydia Claire (Lobbyist) (Lobbyist Appearance Form Submitted) - Opponent
Florida Justice Association
218 South Monroe Street
Tallahassee, Florida
Phone: (850) 224-9403

Burt, Nicole (General Public) - Proponent
417 Pine Bluff Drive
Lutz, Florida 33549
Phone: (850) 712-1531

Davis, Ralph (General Public) - Proponent
Self and FRSA
President streamline roofing and construction Inc.
3654 West Orange Avenue
Tallahassee, Florida 32310
Phone: (850) 545-8852

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 21 : Construction Defects (continued)

Appearances: (continued)

Dawson, Christopher (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Florida Roofing & Sheet Metal Contractors Association, Inc.
Attorney
GrayRobinson PA 301 South Bronough Street, Suite 600
Tallahassee Florida
Phone: (407) 843-8880

Fentriss, Anna Cam (General Public) - Proponent
Self
1400 Village Square Blvd, Number 3-243
Tallahassee, Florida 32312
Phone: (850) 222-2772

Hacker, David (General Public) - Proponent
Construction Specialties of North Florida
Owner
2546 Tabernacle
Jacksonville, Florida 32207
Phone: (904) 703-5727

Hebrank, Kari (General Public) - Proponent
Florida Home Builders Association, NUCA of Florida
215 South Monroe Street, Suite 500
Tallahassee, Florida 32301
Phone: (850) 566-7824

Ketchel, Andrew (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
Lennar Ventures, LLC
Consultant
124 West Jefferson Street, Suite 502
Tallahassee, Florida
Phone: (850) 222-9075

Nutter, Erik "Rick" (General Public) - Opponent
Florida Homeowners
Attorney
606 East Madison Street,
Tampa, Florida 33602
Phone: (813) 575-4442

Amendment 152311
O'Toole, Neal (General Public) - Proponent
Highland Homes
General Counsel
113 East College Avenue
Tallahassee, Florida 32301
Phone: (850) 933-5994

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

Location: Sumner Hall (404 HOB)

HB 21 : Construction Defects (continued)

Appearances: (continued)

O'Brien, Neil (General Public) - Opponent
Florida Justice Association
Attorney
777 Alderman Road
Palm Harbor, Florida 34683
Phone: (727) 786-5000

O'Toole, Neal (General Public) (At Request of Member, Committee or Staff) - Proponent
Highland Homes
3020 South Florida Avenue, Suite 101
Lakeland, Florida 33803
Phone: (850) 933-5994

Payton, Russell (Lobbyist) (Lobbyist Appearance Form Submitted) - Proponent
Florida Home Builders Association
Chief Executive Officer
2600 Centennial Pl
Tallahassee, Florida
Phone: (850) 402-1841

Seiler, Shawn (General Public) - Opponent
SS Consultation Services
6121 49th Court East
Ellenton, Florida 34222
Phone: (941)592-9210

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 339 : Business Organizations

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani		X			
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco	X				
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy				X	
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 15	**Total Nays: 1**			

HB 339 Amendments

Amendment 791929

[X] *Adopted Without Objection*

Appearances:

Amendment 791929
Brown, H. (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Real Property, Probate & Trust Law Section of the Florida Bar
Dean Mead 106 East College Avenue, Suite 1200
Tallahassee, Florida
Phone: (850) 999-4100

Lyon, Aimee (Lobbyist) (At Request of Member, Committee or Staff) (Lobbyist Appearance Form Submitted) - Proponent
Florida Bar Business Law Section
Po Box 10909
Tallahassee, Florida
Phone: (850) 205-9000

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

Location: Sumner Hall (404 HOB)

HB 339 : Business Organizations (continued)

Appearances: (continued)

Farmer, Jake (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Florida Retail Federation
Director of Government Affairs
227 South Adams Street
Tallahassee, Florida
Phone: (352) 359-6835

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 615 : Community Association Assessment Notices

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani	X				
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco	X				
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy				X	
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 16	**Total Nays: 0**			

HB 615 Amendments

Amendment 910617

[X] *Adopted Without Objection*

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 665 : Homeowners' Association Rental Agreements

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani	X				
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco	X				
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy				X	
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois			X		
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 15	**Total Nays: 0**			

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 823 : Alarm System Contractors

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani	X				
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco	X				
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy	X				
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 17	**Total Nays: 0**			

HB 823 Amendments

Amendment 176619

[X] *Adopted Without Objection*

Amendment 790685

[X] *Adopted Without Objection*

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 855 : Barber Services

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani	X				
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco	X				
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy				X	
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 16	**Total Nays: 0**			

Appearances:

Echeverri, Diego (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Americans for Prosperity
200 West College Avenue, Suite 113
Tallahassee, Florida
Phone: (703) 678-4664

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 6053 : Doorstep Waste Containers

[X] *Temporarily Postponed*

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

COMMITTEE MEETING REPORT

Regulatory Reform Subcommittee

3/8/2021 10:00AM

Location: Sumner Hall (404 HOB)

HB 6073 : Individual Wine Containers

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Dan Daley	X				
Anna Eskamani	X				
Mike Giallombardo	X				
Joy Goff-Marcil	X				
Tommy Gregory	X				
Michael Grieco		X			
Joe Harding	X				
Randall Maggard	X				
Amber Mariano	X				
Angela Nixon	X				
Anika Omphroy	X				
Tobin Overdorf	X				
Scott Plakon			X		
William Robinson	X				
Anthony Rodriguez	X				
Tyler Sirois	X				
Jackie Toledo	X				
Bob Rommel (Chair)	X				
	Total Yeas: 16	**Total Nays: 1**			

Appearances:

Camara, Christian (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Institute for Justice
PO Box 122
Tallahassee, Florida
Phone: (305) 608-4300

Unger, Jason (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Seavin, Inc
Lobbyist
GrayRobinson PA 301 South Bronough Street, Suite 600
Tallahassee, Florida
Phone: (850) 577-9090

Committee meeting was reported out: Monday, March 08, 2021 3:56PM

REGULATORY REFORM SUBCOMMITTEE

HB 21 by Rep. Gregory
Construction Defects

SUBSTITUTE AMENDMENT SUMMARY
March 8, 2021

Substitute Amendment 1 by Rep. Gregory (strike-all):
The amendment:

- Provides that the construction defect alternative dispute resolution process provided in current law, **does not apply** unless the responding parties agree to **opt in** to the dispute resolution process.
    - Thus, a notice of claim would not need to be filed prior to bringing suit against a contractor unless the parties agreed to opt in to the notice of claim process.
    - Changes the dispute resolution process **from an opt out to an opt in**.
- **Changes the statutory standard for a cause of action** based on a Building Code violation by removing the provision that allowed causes of action if the contractor or licensee **knew or should have known of the violation**.
- Requires a person prior to bringing a cause of action, to submit a written claim under an applicable warranty alleging a material violation and provide access for inspection within 30 days of serving a written warranty claim prior to serving a notice of claim or a cause of action.
- Provides that if a warranty provider offers to repair, then the person has 30 days to provide written authorization to proceed with the repair and allow access.
    - If no written authorization is provided, then the person is **barred** from filing a cause of action.
    - If written authorization is provided, then the warranty provider has 120 days from the inspection to complete the repair or offer a remedy.
    - If the warranty provider denied the claim, does not complete the repair or the remedy offered is unsatisfactory, then the person may file a cause of action.
- Provides that a claimant does not have a cause of action for a construction defect, if the contractor offers to fix the repairs at no cost to the claimant, and the claimant is satisfied with the repairs.
    - Allows a claimant to require the contractor to have an independent qualified third party make the repairs.
    - Allows a claimant to bring a cause of action if the claimant determines the repairs are unsatisfactory.
    - Tolls any statute of limitations, if the claimant accepts the contractor's offer.
    - A claimant is **barred** from filing an action, if a claimant denies a contractor's offer to fix repairs or does not respond within 45 days of receiving the offer.
- Provides that any applicable statute of limitations are tolled, if a claimant submits a construction defect claim under an existing applicable warranty.
- Requires a claimant to send a notice of claim alleging a construction defect and the resolution of the claim **to a mortgagee or assignee** within a certain time-period.

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: Regulatory Reform Subcommittee

Representative Gregory offered the following:

Substitute Amendment for Amendment (271521) by Representative Andrade (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 personal injury to a person or significant damage to the performance of a building or its system.

(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 violation resulted in significant damage to the property that is the subject of the permits, plans, and inspections or may reasonably result in personal injury to a person or significant damage to the performance of a building or its system ~~the person or party knew or should have known that the violation existed~~.

(3)(a) Prior to bringing a cause of action under this section, a person or party must submit a written claim for the alleged material violation under an existing applicable warranty and provide access for an inspection within 30 days of serving a written warranty claim.

(b) If the warranty provider offers to repair the alleged material violation after inspection, then the person or party shall have 30 days to provide written authorization to proceed

with the repair and allow access.

(c) If no written authorization is provided by the person or party to the warranty provider, then the person or party is barred from filing a cause of action under this section. However, if the person or party provides written authorization and access to repair the alleged material violation, then the warranty provider shall have 120 days from the inspection to complete the repair of the alleged material violation or offer a remedy.

(d) If the warranty provider denies the claim, does not complete the repair, or the remedy offered is unsatisfactory to the person or party, then a person or party may file a cause of action under this section. Any offer or failure to offer a repair of the alleged material violation or to compromise and settle the claim by monetary payment or other remedy does not constitute an admission of liability with respect to the defect and is not admissible in an action brought under this section.

Section 2. Section 558.001, Florida Statutes, is amended to read:

558.001 Legislative findings and declaration.—The Legislature finds that it is beneficial to have a statutorily defined ~~an~~ alternative method to resolve construction disputes that would reduce the need for litigation as well as protect the rights of property owners. An effective alternative dispute resolution mechanism in certain construction defect matters

should involve the claimant filing a notice of claim with the contractor, subcontractor, supplier, or design professional that the claimant asserts is responsible for the defect, and should provide the contractor, subcontractor, supplier, or design professional, and the insurer of the contractor, subcontractor, supplier, or design professional, with an opportunity to resolve the claim through confidential settlement negotiations without resort to further legal process. If an agreement to provide construction services does not incorporate the dispute resolution mechanism provided in this chapter, or if the responding parties do not voluntarily agree to participate in the dispute resolution process, the Legislature finds that the right of responding parties to contemplate and provide for the method of dispute resolution they deem to be most beneficial to their own unique circumstances should not be burdened by the statutorily defined dispute resolution mechanism provided in this chapter.

Section 3. Section 558.003, Florida Statutes, is amended to read:

558.003 Action; applicability and compliance.—

(1) Unless a responding party has entered into an agreement which affirmatively incorporates the dispute resolution mechanism provided in this chapter, or a responding party has voluntarily agreed to participate in the dispute resolution mechanism provided in this chapter, the provisions of

s. 558.004 and s. 558.005 do not apply to a cause of action for an alleged construction defect.

(2) A claimant may not file an action subject to this chapter without first complying with the requirements of this chapter. If a claimant files an action subject to this chapter alleging a construction defect without first complying with the requirements of this chapter, on timely motion by a party to the action the court shall stay the action, without prejudice, and the action may not proceed until the claimant has complied with such requirements. The notice requirement is not intended to interfere with an owner's ability to complete a project that has not been substantially completed. The notice is not required for a project that has not reached the stage of completion of the building or improvement.

Section 4. Subsections (6) through (15) of section 558.004, Florida statutes, are renumbered (7) through (16), respectively, subsections (1) through (4) and new subsection (11) and (16) of that section are amended, subsection (6) is added, 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)1. Prior to serving a notice of claim under this chapter, a claimant must submit a written claim for the alleged construction defect under an existing applicable warranty and provide access for an inspection within 30 days of serving a written warranty claim.

2. If the warranty provider offers to repair the alleged construction defect after inspection, then the claimant shall have 30 days to provide written authorization to proceed with the repair and allow access.

3. If no written authorization is provided by the claimant to the warranty provider, then the claimant is barred from filing a cause of action under this chapter. However, if the claimant provides written authorization and access to repair the alleged construction defect, then the warranty provider shall have 120 days from the inspection to complete the repair of the alleged construction defect or offer a remedy.

4. If the warranty provider denies the claim, does not complete the repair, or the remedy offered is unsatisfactory to the claimant, then a claimant may serve a notice of claim under this section. Any offer or failure to offer a repair of the alleged construction defect or to compromise and settle the

claim by monetary payment or other remedy does not constitute an admission of liability with respect to the defect and is not admissible in an action brought under this section.

(c) ~~(b)~~ The notice of claim must:

1. Describe in specific ~~reasonable~~ detail the nature of each alleged construction defect. ~~and~~

2. If the alleged construction defect or evidence thereof is visible, include at least one photograph of the alleged defect or evidence thereof, any repair estimates or expert reports obtained relating to the alleged defect, and a description of~~, if known,~~ the damage or loss resulting from the alleged defect, if known.

3. Based upon at least a visual inspection by the claimant or its agents, ~~the notice of claim must~~ identify the specific location of each alleged construction defect sufficiently to enable the responding parties to locate the alleged defect without undue burden. The claimant has no obligation to perform destructive or other testing for purposes of this notice.

4. Affirm that the claimant has personal knowledge of the alleged construction defect.

5. Acknowledge that the claimant is aware of the penalties for perjury imposed under chapter 837.

6. Be signed by the claimant and include the following statement directly above the claimant's signature line in 18-point uppercase and boldfaced type:

UNDER PENALTY OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THE FACTS ALLEGED ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

(d) A person who willfully includes a false statement in the notice of claim under this section commits perjury and, upon conviction, is subject to punishment as provided by law.

(e) ~~(c)~~ The claimant shall endeavor to serve the notice of claim within 15 days after discovery of an alleged construction defect, but the failure to serve notice of claim within 15 days does not bar the filing of an action, subject to s. 558.003. This subsection does not preclude a claimant from filing an action sooner than 60 days, or 120 days as applicable, after service of written notice as expressly provided in subsection (7) ~~(6)~~, subsection (8) ~~(7)~~, or subsection (9) ~~(8)~~.

(f) ~~(d)~~ A notice of claim served under ~~pursuant to~~ this chapter shall not toll any statute of repose period under chapter 95.

(2) Within 30 days after service of the notice of claim, or within 50 days after service of the notice of claim involving an association representing more than 20 parcels, a ~~the~~ person served with the notice of claim under subsection (1), or a copy thereof under subsection (3), may ~~is entitled to~~ perform a reasonable inspection of the property or of each unit subject to

the claim to assess each alleged construction defect. An association's right to access property for either maintenance or repair includes the authority to grant access for the inspection. The claimant shall provide the person served with notice under subsection (1), or a copy thereof under subsection (3), and such person's contractors or agents reasonable access to the property during normal working hours to inspect the property to determine the nature and cause of each alleged construction defect and the nature and extent of any repairs or replacements necessary to remedy each defect. The person served with notice under subsection (1), or a copy thereof under subsection (3), shall reasonably coordinate the timing and manner of any and all inspections with the claimant to minimize the number of inspections. The inspection may include destructive testing by mutual agreement under the following reasonable terms and conditions:

(a) If the person served with notice under subsection (1) determines that destructive testing is necessary to determine the nature and cause of the alleged defects, the ~~such~~ person must ~~shall~~ notify the claimant in writing.

(b) The notice describes ~~shall describe~~ the destructive testing to be performed, the person selected to do the testing, the estimated ~~anticipated~~ damage and repairs to or restoration of the property resulting from the testing, the estimated amount of time necessary for the testing and to complete the repairs or

restoration, and the financial responsibility offered for covering the costs of repairs or restoration.

(c) If the claimant promptly objects to the person selected to perform the destructive testing, the person served with notice under subsection (1) must ~~shall~~ provide the claimant with a list of three qualified persons from which the claimant may select one such person to perform the testing. The person selected to perform the testing operates ~~shall operate~~ as an agent or subcontractor of the person served with notice under subsection (1) and shall communicate with, submit any reports to, and be solely responsible to the person served with notice.

(d) The testing must ~~shall~~ be done at a mutually agreeable time.

(e) The claimant or a representative of the claimant may be present to observe the destructive testing.

(f) The destructive testing may ~~shall~~ not render the property uninhabitable.

(g) There are ~~shall be~~ no construction lien rights under part I of chapter 713 for the destructive testing caused by a person served with notice under subsection (1) or for restoring the area destructively tested to the condition existing before ~~prior to~~ testing, except to the extent the owner contracts for the destructive testing or restoration.

If the claimant refuses to agree and thereafter permit

reasonable destructive testing, the claimant has ~~shall have~~ no claim for damages which could have been avoided or mitigated had destructive testing been allowed when requested and had a feasible remedy been promptly implemented.

(3) Within 10 days after service of the notice of claim, or within 30 days after service of the notice of claim involving an association representing more than 20 parcels, the person served with notice under subsection (1) must ~~may~~ serve a copy of the notice of claim to each contractor, subcontractor, supplier, or design professional whom it reasonably believes is responsible for each defect specified in the notice of claim and shall note the specific defect for which it believes the particular contractor, subcontractor, supplier, or design professional is responsible. The notice described in this subsection may not be construed as an admission of any kind. Each such contractor, subcontractor, supplier, and design professional may inspect the property as provided in subsection (2).

(4) Within 15 days after service of a copy of the notice of claim under ~~pursuant to~~ subsection (3), or within 30 days after service of the copy of the notice of claim involving an association representing more than 20 parcels, the contractor, subcontractor, supplier, or design professional must serve a written response to the person who served a copy of the notice of claim. The written response must include a report, if any, of

the scope of any inspection of the property and the findings and results of the inspection. The written response must include one or more of the offers or statements specified in paragraphs (5)(a)-(e), as chosen by the responding contractor, subcontractor, supplier, or design professional, with all of the information required for that offer or statement.

(6) A claimant may not file any action relating to the alleged construction defect if the responding party served with the notice under subsection (1) offers to remedy the alleged construction defect at no cost to the claimant and the claimant either rejects the offer, or fails to respond to the offer within 45 days of receiving it.

(a) The claimant may require the person served with the notice to have an independent qualified third party make the repairs. The claimant may not deny access to the property to an independent qualified third party hired by the person served with the notice.

(b) A claimant is not barred from filing an action subject to this chapter or to accept another offer to repair, if the claimant determines the repairs are unsatisfactory.

(c) If a claimant accepts an offer to repair, it tolls the applicable statute of limitations relating to any person covered by this chapter, and any bond surety, until 90 days after the claimant accepts the offer.

(11)~~(10)~~ A claimant's service of a notice of claim for the

alleged construction defect under an existing applicable warranty or the written notice of claim under subsection (1) tolls the applicable statute of limitations relating to any person covered by this chapter and any bond surety until the later of:

(a) Ninety days, or 120 days, as applicable, after service of a notice of claim for the alleged construction defect under an existing applicable warranty or the written the notice of claim pursuant to subsection (1); or

(b) Thirty days after the end of the repair period or payment period stated in the offer, if the claimant has accepted the offer. By stipulation of the parties, the period may be extended and the statute of limitations is tolled during the extension.

(16) ~~(15)~~ Upon request, the claimant and any person served with notice under ~~pursuant to~~ subsection (1) shall exchange, within 30 days after service of a written request that cites this subsection and includes~~, which request must cite this subsection and include~~ an offer to pay the reasonable costs of reproduction, any design plans, specifications, and as-built plans; videos and additional photographs ~~and videos~~ of the alleged construction defect identified in the notice of claim; expert reports not already provided which ~~that~~ describe any defect upon which the claim is made; subcontracts; purchase orders for the work that is claimed defective or any part of

such materials; and maintenance records and other documents related to the discovery, investigation, causation, and extent of the alleged defect identified in the notice of claim and any resulting damages. A party may assert any claim of privilege recognized under the laws of the ~~this~~ state with respect to any of the disclosure obligations specified in this chapter. In the event of subsequent litigation, any party who fails ~~failed~~ to provide the requested materials is ~~shall be~~ subject to such sanctions as the court may impose for a discovery violation. Expert reports exchanged between the parties may not be used in any subsequent litigation for any purpose, unless the expert, or a person affiliated with the expert, testifies as a witness or the report is used or relied upon by an expert who testifies on behalf of the party for whom the report was prepared.

Section 5. Subsections (1), (5), and (6) of section 558.005, Florida Statutes, are amended to read:

558.005 Contract provisions; application.—

(1) Unless a claimant and a potential defendant have agreed in writing to opt in to ~~out of~~ the requirements of this section, the dispute resolution mechanism provided in ~~provisions of~~ this chapter shall not apply to any claim for legal relief for which the agreement to make the improvement was made after October 1, 2021 ~~2009~~, and for which the basis of the claim is a construction defect that has arisen after completion of a building or improvement.

(5) Notwithstanding the notice requirements of this section for contracts entered into on or after October 1, 2021 ~~2006~~, this chapter applies to all actions accruing before October ~~July~~ 1, 2021 ~~2004~~, but not yet commenced as of October ~~July~~ 1, 2021 ~~2004~~, and failure to include such notice requirements in a contract entered into before October ~~July~~ 1, 2021 ~~2004~~, does not operate to bar the procedures of this chapter from applying to all such actions.

(6) Notwithstanding s. 558.003, ~~unless the parties agree that this chapter does not apply,~~ after October 1, 2021 ~~2009~~, for the dispute resolution mechanism provided this chapter to apply, any written contract for improvement of real property entered into between an owner and a contractor, or between an owner and a design professional, must contain substantially the following notice: "ANY CLAIMS FOR CONSTRUCTION DEFECTS ARISING FROM THIS CONTRACT ARE SUBJECT TO THE NOTICE AND CURE PROVISIONS OF CHAPTER 558, FLORIDA STATUTES." The failure to include in the contract the notice provided in this subsection does not prohibit ~~subject~~ the contracting owner, contractor, or design professional from opting in to the dispute resolution mechanism provided in this chapter ~~to any penalty~~. The purpose of the contractual notice is to promote awareness of the desire of the parties to utilize the dispute resolution mechanism provided in this chapter ~~procedure~~, not to be a penalty.

Section 6. Section 558.006, Florida Statutes, is created

to read:

558.006 Notice to mortgagee or assignee.—

(1) If a notice of claim alleging a construction defect under this chapter is made with respect to real property to which a mortgagee or an assignee has a security interest in the real property, the claimant must, within 30 days after service of the notice of the claim on the contractor, subcontractor, supplier, or design professional, serve the mortgagee or assignee with a copy of the notice of claim, via certified mail return receipt requested.

(2) If repairs relating to the defect are completed after the claimant notifies the mortgagee or assignee as required under subsection (1), or if any settlement, partial settlement, arbitration award, or judgment is obtained by the claimant, the claimant must provide an additional notice to the mortgagee or assignee within 60 days after the completion of the repairs, or any settlement, partial settlement, arbitration award, or judgement, whichever is later, via certified mail return receipt requested.

Section 7. This act shall take effect July 1, 2021.

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 cause of action requirements for statutory civil actions relating to certain violations; providing requirements for bringing a cause of action; amending s. 558.001, F.S.; amending Legislative findings and declaration; amending s. 558.003, F.S.; requiring parties to agree to enter into certain statutory dispute resolution; amending s. 558.004, F.S.; requiring that a claimant submit a construction defect claim to the warranty provider before serving a notice of claim; providing applicability; revising requirements for notices of claims; providing that a person who willfully includes a false statement in a notice of claim commits perjury; authorizing a person served with a copy of a notice of claim to perform a reasonable inspection of the property subject to the claim; requiring, instead of authorizing, a person served with a notice to serve a copy of the notice to specified persons under certain circumstances; prohibiting a person from filing an action in certain circumstances; tolling a statute of limitations in certain circumstances; amending s. 558.005, F.S.; requiring parties to agree to enter into certain statutory disputes; creating s. 558.006, F.S.;

requiring a claimant to notify a mortgagee or an assignee within a specified timeframe after a filing a construction defect claim; providing notice requirements; requiring a claimant to update the notice within a specified timeframe under certain circumstances; providing an effective date.

04636704

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **O'Toole, Neal**

Representing: **Highland Homes**

Title:

Address: **3020 S. Florida Ave., Ste. 101**

City: **Lakeland** State/Zip: **FL 33803**

Phone Number: **18509335994**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
- [x] 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	

90254622

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6053 : Doorstep Waste Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Mallette, Kelly**

Representing: **Affinity Waste Solutions**

Title:

Address: **18851 NE 29th Ave, Ste 1010**

City: **Aventura** State/Zip: **FL**

Phone Number: **(305) 935-1866**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

35561451

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6053 : Doorstep Waste Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Frost, Justin**

Representing: **Affinity Waste Solutions**

Title: **Chief Executive Officer, Affinity Waste Solutions**

Address: **1105 West Airport Boulevard**

City: **Sanford** State/Zip: **FL 32773**

Phone Number: **(407) 808-0550**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

91124649

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Hacker, David**

Representing: **Construction Specialties of North Florida**

Title: **Owner**

Address: **2546 Tabernacle**

City: **Jacksonville** State/Zip: **FL 32207**

Phone Number: **904-703-5727**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

75004900

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Bennett, Dane**

Representing: **Florida Home Builders Association**

Title: **Director of Government Affairs**

Address: **2600 Centennial Pl**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 702-9475**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

39525284

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Payton, Russell**

Representing: **Florida Home Builders Association**

Title: **Chief Executive Officer**

Address: **2600 Centennial Pl**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 402-1841**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

19559229

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 339 : Business Organizations**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Lyon, Aimee**

Representing: **Florida Bar Business Law Section, The**

Title:

Address: **Po Box 10909**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 205-9000**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
- [x] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

H-16e (Revised 1/4/2021)

68097922

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6053 : Doorstep Waste Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Millican, Jim**

Representing: **Florida Fire Chiefs Association**

Title: **Chief**

Address: **4360 55 Avenue North**

City: **Saint Petersburg** State/Zip: **FL 33709**

Phone Number: **7274812852**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
Opponent
Amendment

25649297

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Ketchel, Andrew**

Representing: **Lennar Ventures, LLC**

Title: **Consultant**

Address: **124 W. Jefferson St., Suite 502**

City: **Tallahassee** State/Zip: **F**

Phone Number: **(850) 222-9075**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

08114457

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6073 : Individual Wine Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Unger, Jason**

Representing: **Seavin, Inc**

Title: **Lobbyist**

Address: **GrayRobinson PA, 301 S Bronough St Ste 600**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 577-9090**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

17939234

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6073 : Individual Wine Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Unger, Jason**

Representing: **Seavin, Inc**

Title: **Lobbyist**

Address: **GrayRobinson PA, 301 S Bronough St Ste 600**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 577-9090**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

79149245

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Burt, Nicole**

Representing: **appearing in person**

Title:

Address: **417 Pine Bluff Drive**

City: **Lutz** State/Zip: **FLORIDA 33549**

Phone Number: **8507121531**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

99839356

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Amberg, Jennifer**

Representing: **Condo Owners at Snug Harbour**

Title:

Address: **10335 Gulf Beach Highway**

City: **Pensacola** State/Zip: **Florida 32507**

Phone Number: **850/400-0064**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
Opponent
Amendment

H-16e (Revised 1/4/2021)

97515236

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Davis, Ralph**

Representing: **Self and FRSA**

Title: **President streamline roofing and construction Inc.**

Address: **3654 West Orange Ave.**

City: **Tallahassee** State/Zip: **FLORIDA 32310**

Phone Number: **8505458852**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

31653752

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Brooks, Lydia Claire**

Representing: **Florida Justice Association**

Title:

Address: **218 S Monroe St**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 224-9403**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Opponent
Amendment

97326513

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Hebrank, Kari**

Representing: **Florida Home Builders Association, NUCA of Florida**

Title:

Address: **215 S. Monroe Street, Suite 500**

City: **Tallahassee** State/Zip: **Florida 32301**

Phone Number: **8505667824**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

49307521

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **O'Brien, Neil**

Representing: **Florida Justce Association**

Title: **Attorney**

Address: **777 Alderman Road**

City: **Palm Harbor** State/Zip: **FL 34683**

Phone Number: **7277865000**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
Opponent
Amendment

82647588

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Nutter, Erik "Rick"**

Representing: **Florida homeowners**

Title: **Attorney**

Address: **606 East Madison Street**

City: **Tampa** State/Zip: **FL 33602**

Phone Number: **813-575-4442**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
Opponent
Amendment

38784234

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Briggs, Edward**

Representing: **Highland Homes**

Title: **Director of Government Relations & Community Affairs**

Address: **235 W Brandon Blvd, Ste 640**

City: **Brandon** State/Zip: **FL**

Phone Number: **(850) 933-5994**

- [x] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Proponent
Amendment

47509384

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Fentriss, Anna Cam**

Representing: **Self**

Title:

Address: **1400 Village Square Blvd, Number 3-243**

City: **Tallahassee** State/Zip: **Florida 32312**

Phone Number: **850-222-2772**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

59996081

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Seiler, Shawn**

Representing: **SS Consultation Services**

Title:

Address: **, 6121 49th Ct E**

City: **Ellenton** State/Zip: **FL 34222**

Phone Number: **941-592-9210**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
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- [ ] Lobbyist Appearance Form Submitted

Bill
Opponent
Amendment

96047799

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [x] Amendment Barcode Number: **152311**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **O'Toole, Neal**

Representing: **Highland Homes**

Title: **General Counsel**

Address: **113 E. College Ave.**

City: **Tallahassee** State/Zip: **FL 32301**

Phone Number: **8509335994**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
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Bill
Proponent
Amendment
Proponent

82008165

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 21 : Construction Defects**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Dawson, Christopher**

Representing: **Florida Roofing & Sheet Metal Contractors Association, Inc.**

Title: **Attorney**

Address: **GrayRobinson PA, 301 S. Bronough Street, Suite 600**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(407) 843-8880**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
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- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

62562278

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 6073 : Individual Wine Containers**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Camara, Christian**

Representing: **Institute for Justice**

Title:

Address: **PO Box 122**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(305) 608-4300**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
- [ ] Appearing in response to an inquiry for information made by member, committee or staff
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- [ ] Judge or elected officer appearing in official capacity
- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

88964892

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 855 : Barber Services**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Echeverri, Diego**

Representing: **Americans for Prosperity**

Title:

Address: **200 W College Ave, Suite 113**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(703) 678-4664 x**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
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- [ ] Judge or elected officer appearing in official capacity
- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

55535202

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 339 : Business Organizations**
- [x] Amendment Barcode Number: **791929**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Brown, H.**

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

Title:

Address: **Dean Mead, 106 E. College Avenue, Suite 1200**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 999-4100**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
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- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment
Waive In Support

03101485

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Regulatory Reform Subcommittee**

Meeting Date: **March 08, 2021 10:00 AM**

- [x] Bill/PCS/PCB Number: **HB 339 : Business Organizations**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Farmer, Jake**

Representing: **Florida Retail Federation**

Title: **Director of Government Affairs**

Address: **227 S Adams St**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(352) 359-6835**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] Appearing in response to subpoena
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Bill
Waive In Support
Amendment