



Committee on Constitution & Civil Law

**Wednesday, March 19, 2008
8:00am-9:30am
24 HOB**

ACTION PACKET

**Marco Rubio
Speaker**

**Marcelo Lorente
Chair**

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Marcelo Llorente (Chair)	X		
Anitere Flores	X		
Dorothy Hukill	X		
Stephen Precourt	X		
Maria Sachs	X		
Elaine Schwartz	X		
John Seiler	X		
David Simmons	X		
Nicholas Thompson	X		
Totals:	9	0	0

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

HB 823 : Access to Dwelling Units

Favorable With Amendments (1)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Anitere Flores	X				
Dorothy Hukill	X				
Stephen Precourt	X				
Maria Sachs	X				
Elaine Schwartz	X				
John Seiler	X				
David Simmons	X				
Nicholas Thompson	X				
Marcelo Llorente (Chair)	X				
Total Yeas: 9		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 823

COUNCIL/COMMITTEE ACTION

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WITHDRAWN	___	(Y/N)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

*Adopted
w/out
objection
3/19/08*

Council/Committee hearing bill: Constitution & Civil Law
Representative Kravitz offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (4) is added to section 83.53,
Florida Statutes, to read:

83.53 Landlord's access to dwelling unit.--

(4) The landlord shall maintain a written record, subject
to inspection by a tenant upon the tenant's request, that
includes:

(a) The names of all employees of the landlord who have
access to the dwelling unit.

(b) The dates and times that any employee of the landlord
has entered the dwelling unit pursuant to this section.

For the purposes of this subsection, the term "employee" means a
person who receives compensation from, and is under the
supervision and control of, a landlord who regularly deducts the
F.I.C.A. and withholding tax and provides workers' compensation,
all as prescribed by law.

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

HB 1297 : Dissolution of Marriage

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Anitere Flores				X	
Dorothy Hukill	X				
Stephen Precourt	X				
Maria Sachs	X				
Elaine Schwartz	X				
John Seiler	X				
David Simmons			X		
Nicholas Thompson	X				
Marcelo Llorente (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Appearances:

Equitable Distribution

David L. Manz - Information Only

Family Law Section

5800 Overseas Highway, Suite 40

Marathon Florida

Phone: 305-743-2351

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

HB 1341 : Contingency Fee Agreements Between State Entities and Private Attorneys

Favorable With Amendments (1)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Anitere Flores				X	
Dorothy Hukill	X				
Stephen Precourt	X				
Maria Sachs		X			
Elaine Schwartz		X			
John Seller		X			
David Simmons			X		
Nicholas Thompson	X				
Marcelo Llorente (Chair)	X				
Total Yeas: 4 Total Nays: 3					

Appearances:

Contingency Fee Agreements Btwn State Entities and Private
 Attorney General Bill McCollum - Proponent
 Office of the Attorney General of Florida
 The Capitol PL-01
 Tallahassee Florida 32399
 Phone: 850-245-0155

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

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

Council/Committee: CCL
 Meeting Date: 3/19/08
 Place: 24 HOS
 Time: 8:00. 9:30AM

Bill Number: HD 1311
 Date Received: _____
 Date Reported: _____
 Subject: Cont. Fee Agree...

Council/Committee Action:

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

Final Vote On Bill		MEMBERS	Am 1		Am 1a					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Flores								
<input checked="" type="checkbox"/>		Hukill	<input checked="" type="checkbox"/>							
<input checked="" type="checkbox"/>		Precourt	<input checked="" type="checkbox"/>							
	<input checked="" type="checkbox"/>	Sachs		<input checked="" type="checkbox"/>						
	<input checked="" type="checkbox"/>	Schwartz		<input checked="" type="checkbox"/>						
	<input checked="" type="checkbox"/>	Seiler		<input checked="" type="checkbox"/>						
		Simmons								
<input checked="" type="checkbox"/>		Thompson	<input checked="" type="checkbox"/>							
<input checked="" type="checkbox"/>		Chairman Llorente	<input checked="" type="checkbox"/>							
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE
<u>ATTY GENERAL</u>			

***Speaker Codes**

- | | |
|-----------------------|---------------------|
| Lobbyist: L | Proponent: P |
| State Employee: SE | Opponent: O |
| General Public: G | Information only: I |
| Requested to Speak: R | |

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 1341

COUNCIL/COMMITTEE ACTION

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

*Adopted
3/19/08*

1 Council/Committee hearing bill: Committee on Constitution &
2 Civil Law

3 Representative Cannon offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 16.0155, Florida Statutes, is created
8 to read:

9 16.0155 Contingency fee agreements.--

10 (1) For the purpose of this section, the following
11 definitions shall apply:

12 (a) The "Department" means the Department of Legal
13 Affairs.

14 (b) "Private Attorney" means any private attorney or law
15 firm.

16 (2) The Department shall not enter into a contingency fee
17 contract with a private attorney unless the Attorney General
18 makes a written determination, prior to entering into such a
19 contract, that contingency fee representation is both cost-
20 effective and in the public interest. Any written determination
21 shall include specific findings for each of the following
22 factors:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

23 (a) Whether there exist sufficient and appropriate legal
24 and financial resources within the Department to handle the
25 matter.

26 (b) The time and labor required; the novelty, complexity,
27 and difficulty of the questions involved; and the skill
28 requisite to perform the attorney services properly.

29 (c) The geographic area where the attorney services are to
30 be provided.

31 (d) The amount of experience desired for the particular
32 kind of attorney services to be provided and the nature of the
33 private attorney's experience with similar issues or cases.

34 (3) When the Attorney General makes the determination set
35 forth in subsection (2), then, notwithstanding the exemption
36 provided in s. 287.057(5)(f), the Attorney General shall request
37 proposals from private attorneys to represent the Department on
38 a contingency fee basis, unless the Attorney General determines
39 in writing that requesting proposals is not feasible under the
40 circumstances. The written determination does not constitute a
41 final agency action subject to review pursuant to ss. 120.569
42 and 120.57. For purposes of this subsection only, the
43 Department is exempt from the requirements of s. 120.57(3), and
44 neither the request for proposals nor the contract award shall
45 be subject to challenge pursuant to ss. 120.569 and 120.57.

46 (4) In addition to the requirements set forth in section
47 287.059(16), any private attorney shall maintain detailed
48 contemporaneous time records for the attorneys and paralegals
49 working on the matter in increments of no greater than 1/10 of
50 an hour and shall promptly provide these records to the
51 Department, upon request.

52 (5) Notwithstanding section 287.059(7)(a), no contingency
53 fee contract entered into by the Department shall provide for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

54 the private attorney to receive an aggregate contingency fee in
55 excess of:

56 (a) 25 percent of any recovery of up to \$10 million;

57 (b) 20 percent of any portion of such recovery between \$10
58 million and \$15 million;

59 (c) 15 percent of any portion of such recovery between \$15
60 million and \$20 million;

61 (d) 10 percent of any portion of such recovery between \$20
62 million and \$25 million; and

63 (e) 5 percent of any portion of such recovery exceeding
64 \$25 million.

65
66 In no event shall the aggregate contingency fee exceed \$50
67 million, exclusive of reasonable costs and expenses, and
68 irrespective of the number of lawsuits filed or the number of
69 private attorneys retained to achieve the recovery.

70 (6) Copies of any executed contingency fee contract and
71 the Attorney General's written determination to enter into a
72 contingency fee contract with the private attorney shall be
73 posted on the Department's website for public inspection within
74 five business days of the date the contract is executed and
75 shall remain posted on the website for the duration of the
76 contingency fee contract, including any extensions or amendments
77 thereto. Any payment of contingency fees shall be posted on the
78 Department's website within fifteen days of the payment of such
79 contingency fees to the private attorney and shall remain posted
80 on the website for at least 180 days thereafter.

81 Section 2. This act shall take effect July 1, 2008.
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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

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

Remove the entire title and insert:

An act relating to contingency fee agreements between the Department of Legal Affairs and private attorneys; creating s. 16.0155, F.S.; providing definitions; prohibiting the Department of Legal Affairs of the Office of the Attorney General from entering into a contingency fee contract with a private attorney unless the Attorney General makes a written determination before entering into such a contract that contingency fee representation is both cost-effective and in the public interest; requiring that such written determination include certain findings; requiring that the Attorney General, upon making his or her written determination, request proposals from private attorneys to represent the department on a contingency fee basis unless the Attorney General determines in writing that requesting such proposals is not appropriate under the circumstances; providing that the written determination does not constitute a final agency action subject to review pursuant to state law; providing that the request for proposals and contract award are not subject to challenge under the Administrative Procedure Act; requiring that a private attorney maintain detailed contemporaneous time records with regard to work performed on the matter by any attorneys or paralegals assigned to the matter in specified increments; requiring that a private attorney provide such record to the department

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

116 upon request; limiting the amount of a contingency fee
117 that may be paid to a private attorney pursuant to a
118 contract with the department; requiring that copies of
119 any executed contingency fee contract and the Attorney
120 General's written determination to enter into such
121 contract be posted on the department's website within
122 a specified period after the date on which such
123 contract is executed; requiring that such information
124 remain posted on the website for a specified duration;
125 requiring that the amount of any payment of
126 contingency fees be posted on the department's website
127 within a specified period after the date on which
128 payment of such contingency fees is made to the
129 private attorney; requiring that such information
130 remain posted on the website for a specified duration;
131 providing an effective date.

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COUNCIL/COMMITTEE ACTION

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

*Withdrawn
3/19/08*

Council/Committee hearing bill: Constitution and Civil Law
Representative(s) Simmons offered the following:

Amendment to Amendment 1 by Representative Cannon

Remove line(s) 52-69 and insert:

(5) Unless the Attorney General determines that there are
exigent or unusual circumstances that justify otherwise:

(a) no contingency fee contract entered into by the
Department shall provide for the private attorney to receive an
aggregate contingency fee in excess of:

1. 25 percent of any recovery of up to \$10 million; plus

2. 20 percent of any portion of such recovery between \$10
million and \$15 million; plus

3. 15 percent of any portion of such recovery between \$15
million and \$20 million; plus

4. 10 percent of any portion of such recovery between \$20
million and \$25 million; plus

5. 5 percent of any portion of such recovery exceeding \$25
million.

(b) the aggregate contingency fee shall not exceed \$50
million, exclusive of reasonable costs and expenses, and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a

23 irrespective of the number of lawsuits filed or the number of
24 private attorneys retained to achieve the recovery.
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COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

HB 1395 : Council on the Social Status of Black Men and Boys

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Anitere Flores				X	
Dorothy Hukill	X				
Stephen Precourt	X				
Maria Sachs	X				
Elaine Schwartz	X				
John Seller			X		
David Simmons			X		
Nicholas Thompson	X				
Marcelo Llorente (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Appearances:

Council on the Social Status of Black Men & Boys
 Dr. E. Commedore (State Employee) - Information Only
 Director, Office of Minority Health (Rep. Dept. of Health)
 2595 Merchants Row
 Tallahassee Florida 32311
 Phone: 850-245-4941

Council on the Social Status on the Social Status of Black Men & Boys
 Yolanda Cash Jackson, Atty (Lobbyist) - Proponent
 MMAP
 3111 Stirling Road
 Ft. Lauderdale Florida
 Phone: 954-985-4132

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 1395

COUNCIL/COMMITTEE ACTION

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

*Adopted
w/out
objection
3/19/08*

1 Council/Committee hearing bill: Committee on Constitution &
2 Civil Law

3 Representative Llorente offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 16.615, Florida Statutes, is amended to
8 read:

9 16.615 Council on the Social Status of Black Men and
10 Boys.--

11 (1) The Council on the Social Status of Black Men and Boys
12 is established within the Department of Legal Affairs and shall
13 consist of 19 members appointed as follows:

14 (a) Two members of the Senate who are not members of the
15 same political party, appointed by the President of the Senate
16 with the advice of the Minority Leader of the Senate.

17 (b) Two members of the House of Representatives who are
18 not members of the same political party, appointed by the
19 Speaker of the House of Representatives with the advice of the
20 Minority Leader of the House of Representatives.

21 (c) The Secretary of Children and Family Services or his
22 or her designee.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

23 (d) The director of the Mental Health Program Office
24 within the Department of Children and Family Services or his or
25 her designee.

26 (e) The State Surgeon General or his or her designee.

27 (f) The Commissioner of Education or his or her designee.

28 (g) The Secretary of Corrections or his or her designee.

29 (h) The Attorney General or his or her designee.

30 (i) The Secretary of Management Services or his or her
31 designee.

32 (j) The director of the Agency for Workforce Innovation or
33 his or her designee.

34 (k) A businessperson who is an African American, as
35 defined in s. 760.80(2), ~~of black origin~~ appointed by the
36 Governor.

37 (l) Two persons appointed by the President of the Senate
38 who are not members of the Legislature or employed by state
39 government. One of the appointees must be a clinical
40 psychologist.

41 (m) Two persons appointed by the Speaker of the House of
42 Representatives who are not members of the Legislature or
43 employed by state government. One of the appointees must be an
44 Africana studies professional.

45 (n) The deputy secretary for Medicaid in the Agency for
46 Health Care Administration or his or her designee.

47 (o) The Secretary of Juvenile Justice or his or her
48 designee.

49 (2) Each member of the council shall be appointed to a 4-
50 year term; however, for the purpose of providing staggered
51 terms, of the initial appointments, 9 members shall be appointed
52 to 2-year terms and 10 members shall be appointed to 4-year
53 terms. A member of the council may be removed at any time by the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

54 member's appointing authority who shall fill the vacancy on the
55 council.

56 (3) (a) At the first meeting of the council each year, the
57 members shall elect a chair and a vice chair.

58 (b) A vacancy in the office of chair or vice chair shall
59 be filled by vote of the remaining members.

60 (4) (a) The council shall make a systematic study of the
61 conditions affecting black men and boys, including, but not
62 limited to, homicide rates, arrest and incarceration rates,
63 poverty, violence, drug abuse, death rates, disparate annual
64 income levels, school performance in all grade levels including
65 postsecondary levels, and health issues.

66 (b) The council shall propose measures to alleviate and
67 correct the underlying causes of the conditions described in
68 paragraph (a). These measures may consist of changes to the law
69 or systematic changes that can be implemented without
70 legislative action.

71 (c) The council may study other topics suggested by the
72 Legislature or as directed by the chair of the council.

73 (d) The council shall receive suggestions or comments
74 pertinent to the applicable issues from members of the
75 Legislature, governmental agencies, public and private
76 organizations, and private citizens.

77 (e) The council shall monitor outcomes of the direct-
78 support organization created pursuant to s. 16.616.

79 (f) The council shall develop a strategic program and
80 funding initiative to establish local Councils on the Social
81 Status of Black Men and Boys.

82 (5) The council may:

83 (a) Access data held by any state departments or agencies,
84 which data is otherwise a public record;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

85 (b) Make requests directly to the Joint Legislative
86 Auditing Committee for assistance with research and monitoring
87 of outcomes by the Office of Program Policy Analysis and
88 Government Accountability;

89 (c) Request, through council members who are also
90 legislators, research assistance from the Office of Economic and
91 Demographic Research within the Florida Legislature;

92 (d) Request information and assistance from the state or
93 any political subdivision, municipal corporation, public
94 officer, or governmental department thereof;

95 (e) Apply for and accept funds, grants, gifts, and
96 services from the state, the government of the United States or
97 any of its agencies, or any other public or private source for
98 the purpose of defraying clerical and administrative costs as
99 may be necessary for carrying out its duties under this act.

100 ~~(6)-(5)~~— The Office of the Attorney General shall provide
101 staff and administrative support to the council.

102 ~~(7)-(6)~~ The council shall meet quarterly and at other times
103 at the call of the chair or as determined by a majority of
104 council members and approved by the Attorney General.

105 ~~(8)-(7)~~ Eleven of the members of the council ~~shall~~
106 constitute a quorum, and an affirmative vote of a majority of
107 the members present is required for final action.

108 ~~(9)-(8)~~(a) The council shall issue its first annual report
109 by December 15, 2007, and by December 15 each following year,
110 stating the findings, conclusions, and recommendations of the
111 council. The council shall submit the report to the Governor,
112 the President of the Senate, the Speaker of the House of
113 Representatives, and the chairpersons of the standing committees
114 of jurisdiction in each chamber.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

115 (b) The initial report must include the findings of an
116 investigation into factors causing black-on-black crime from the
117 perspective of public health related to mental health, other
118 health issues, cultural disconnection, and cultural identity
119 trauma.

120 (10) ~~(9)~~ Members of the council shall serve without
121 compensation. Members are entitled to reimbursement for per diem
122 and travel expenses as provided in s. 112.061. State officers
123 and employees shall be reimbursed from the budget of the agency
124 through which they serve. Other members may be reimbursed by the
125 Department of Legal Affairs.

126 (11) ~~(10)~~ The council and any subcommittees it forms are
127 ~~shall be~~ subject to the provisions of chapter 119, related to
128 public records, and the provisions of chapter 286, related to
129 public meetings.

130 (12) ~~(11)~~ Each member of the council who is not otherwise
131 required to file a financial disclosure statement pursuant to s.
132 8, Art. II of the State Constitution or s. 112.3144, must file a
133 disclosure of financial interests pursuant to s. 112.3145.

134 ~~(12) Notwithstanding subsection (6), the Attorney General~~
135 ~~shall:~~

136 ~~(a) Within 60 days after the effective date of this act,~~
137 ~~fix a date for the initial meeting of the council.~~

138 ~~(b) Notify each member of the council of the time, date,~~
139 ~~and place where the initial meeting will be held.~~

140 ~~(c) Make any other arrangements concerning the initial~~
141 ~~meeting of the council.~~

142 ~~(d) Serve as the presiding officer at the initial meeting~~
143 ~~of the council until a chair is elected.~~

144 ~~(13) This section expires July 1, 2012, unless reenacted~~
145 ~~by the Legislature.~~

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

146 Section 2. Section 16.616, Florida Statutes, is created to
147 read:

148 16.616 Direct-support organization.--

149 (1) The Department of Legal Affairs shall establish a
150 direct-support organization which is:

151 (a) A Florida corporation, not for profit, incorporated
152 under the provisions of chapter 617 and approved by the
153 Secretary of State.

154 (b) Organized and operated exclusively to solicit funds;
155 request and receive grants, gifts, and bequests of money;
156 acquire, receive, hold, invest, and administer, in its own name,
157 property and funds and to make expenditures for the benefit of
158 the purposes as specified by this act.

159 (c) Certified by the Department of Legal Affairs, after
160 review, to be operating in a manner consistent with the
161 statutory goals of the organization and in the best interests of
162 the state.

163 (2) The direct-support organization shall operate under
164 written contract with the Department of Legal Affairs. The
165 contract must provide for:

166 (a) Approval of the articles of incorporation and bylaws
167 of the direct-support organization by the Department.

168 (b) Submission of an annual budget for the approval by the
169 Department.

170 (c) Certification by the Department that the direct-
171 support organization is complying with the terms of the contract
172 and in a manner consistent with the statutory goals and purposes
173 and in the best interests of the state. Such certification must
174 be made annually.

175 (d) The reversion to the Department of moneys and property
176 held in trust by the direct-support organization if the direct-

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

177 support organization is no longer approved to operate or ceases
178 to exist.

179 (e) The disclosure of material provisions of the contract
180 and the distinction between the Board of Directors and the
181 direct-support organization to donors of gifts, contributions,
182 or bequests, as well as on all promotional and fundraising
183 publications.

184 (f) An annual financial audit in accordance with
185 s. 215.981.

186 (g) The fiscal year of the direct-support organization, to
187 begin July 1 of each year and end June 30 of the following year.

188 (h) Appointment of the Board of Directors to be made
189 pursuant to this section.

190 (i) Authority of the Board of Director's of the direct-
191 support organization to hire an executive director.

192 (3) The Board of Directors of the direct-support
193 organization shall consist of 13 members. Each member of the
194 Board of Directors shall be appointed to a four-year term;
195 however, for the purpose of providing staggered terms, the
196 Speaker of the House of Representatives and the President of the
197 Senate shall each initially appoint two members to serve a two
198 year term, and the Attorney General and the President of the
199 Council on the Social Status of Black Men and Boys shall each
200 initially appoint one member to serve a two year term. All
201 subsequent appointments shall be for four year terms. Any
202 vacancy that occurs shall be filled in the same manner as the
203 original appointment and shall be for the unexpired term of that
204 seat. The Board of Directors shall be appointed as follows:

205 (a) Two members of the Council on the Social Status of
206 Black Men and Boys, appointed by the President of the Council.

207 (b) Three members appointed by the Attorney General.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

208 (c) Four members appointed by the Speaker of the House of
209 Representatives.

210 (d) Four members appointed by the President of the Senate.

211 (4) In conjunction with the Council on the Social Status
212 of Black Men and Boys, and funded exclusively by the direct-
213 support organization, the direct-support organization shall form
214 strategic partnerships to foster the development of community
215 and private sector resources; and act as a liaison with state
216 agencies, other state governments, and the public and private
217 sectors on matters that relate to underlying conditions that
218 affect black men and boys to bring about an environment that
219 promotes the values of learning, family, prosperity, unity, and
220 self-worth. To that end, the direct-support organization is
221 charged with the following duties:

222 (a) Develop a strategic program and funding initiative to
223 implement the 5000 Role Models of Excellence in Broward, Palm
224 Beach, Duval, Orange, and Hillsborough Counties. The strategic
225 plan and funding initiative shall be reported back to the
226 Legislature by February 15, 2009.

227 (b) Develop a strategic program and funding initiative to
228 implement the Reading 4 Success Program by the 100 Black Men of
229 Florida in Broward, Miami-Dade, Palm Beach, Duval, Orange,
230 Pinellas, and Hillsborough Counties. The strategic plan and
231 funding initiative shall be reported back to the Legislature by
232 February 15, 2009.

233 (c) Develop a strategic program and funding initiative to
234 implement the One Church, One Child program statewide. The
235 strategic plan and funding initiative shall be reported back to
236 the Legislature by February 15, 2009.

237 (d) Develop a strategic program and funding initiative to
238 implement the Mapping the Future for Black Males Program within

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

239 community colleges identified by the Council on the Social
240 Status of Black Men and Boys. The strategic plan and funding
241 initiative shall be reported back to the Legislature by February
242 15, 2009.

243 (e) Develop a public awareness and marketing campaign
244 showcasing programs funded by the direct-support organization,
245 as well as other opportunities to implement the statutory duties
246 of the direct-support organization based on The Project One
247 Campaign developed by Mad 4 Marketing, which recognizes that
248 each one of us has a responsibility to make a difference in the
249 community.

250 (5) The direct-support organization may:

251 (a) Develop a strategic program and funding initiative to
252 implement a health-screening program using mobile screening
253 services.

254 (b) Hold a statewide Black Policy Summit in conjunction
255 with a Florida university.

256 (c) Create a compendium of intervention programs in each
257 county, which can be used to determine how to maximize existing
258 resources and address under-served populations or unmet needs.

259 (6) The direct-support organization shall consider the
260 participation of other Florida counties that demonstrate a
261 willingness to participate and an ability to be successful in
262 any programs funded by the direct-support organization.

263 Section 4. This act shall take effect July 1, 2008.

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266 -----
267 **T I T L E A M E N D M E N T**

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269 Remove the entire title and insert:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

270
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An act relating to the Council on the Social Status of Black Men and Boys; amending s. 16.615, F.S.; removing outdated provisions; authorizing additional duties; removing a provision that discontinues the council under certain conditions; creating s. 16.616, F.S.; creating a direct-support organization; specifying duties and requiring a contract; providing for appointment of members of the Board of Directors; providing an effective date.

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

HB 1489 : Residential Tenancies

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Anitere Flores	X				
Dorothy Hukill	X				
Stephen Precourt	X				
Maria Sachs	X				
Elaine Schwartz	X				
John Sellar	X				
David Simmons	X				
Nicholas Thompson	X				
Marcelo Llorente (Chair)	X				
Total Yeas: 9		Total Nays: 0			

Appearances:

Residential Tenancies

Ronald L. Book (Lobbyist) - Proponent

Florida Apartment Association

106 E. College Avenue, H 1450

Tallahassee Florida 32301

Phone: 850-224-3427

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law

3/19/2008 8:00:00AM

Location: 24 HOB

Workshop

HB 1461:

Workshopped

Appearances:

Deborah Lacombe (Lobbyist) (State Employee) - Proponent

Termination of Parental Rights
Statewide Guardian ad Litem Office
600 S. Calhoun Street
Tallahassee Florida 32399
Phone:850-922-7213

Michael Lee, Managing Atty, Children's Legal Services (State Employee) - Proponent

Termination of Parental Rights
Dept. of Children & Families
1000 Tharpe Street
Tallahassee Florida 32324
Phone:850-922-5231

HB 271:

Workshopped

Appearances:

Jennifer Dritt, Executive Director (Lobbyist) - Proponent

Sexual Battery
Florida Council Against Sexual Violence
1311 N. Paul Russell Rd., Ste A-204
Tallahassee Florida 32301
Phone:850-297-2000

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM

COMMITTEE MEETING REPORT
Committee on Constitution & Civil Law
3/19/2008 8:00:00AM

Location: 24 HOB

Summary:

Committee on Constitution & Civil Law

Wednesday March 19, 2008 08:00 am

HB 271 Workshopped

HB 823 Favorable With Amendments (1) Yeas: 9 Nays: 0

HB 1297 Favorable Yeas: 7 Nays: 0

HB 1341 Favorable With Amendments (1) Yeas: 4 Nays: 3

HB 1395 Favorable With Amendments (1) Yeas: 6 Nays: 0

HB 1461 Workshopped

HB 1489 Favorable Yeas: 9 Nays: 0

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:40PM