



Committee on Military & Veterans' Affairs

ACTION PACKET

**Wednesday, March 21, 2007
11:00 AM
12 HOB**

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/21/2007 11:00:00AM

Location: 12 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Stan Jordan (Chair)	X		
Greg Evers	X		
Janet Long	X		
Jimmy Patronis	X		
William Proctor	X		
Michael Scionti			X
Totals:	5	0	1

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/21/2007 11:00:00AM

Location: 12 HOB

HB 871 : Display of United States Flags

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Greg Evers	X				
Janet Long	X				
Jimmy Patronis	X				
William Proctor	X				
Michael Scionti			X		
Stan Jordan (Chair)	X				
Total Yeas: 5		Total Nays: 0			

Appearances:

Local Government Regulations

C. Scott Dudley (Lobbyist) (At Request Of Chair) - Information Only

Florida League of Cities

301 S. Bronough

Tallahassee FL 32302

Phone: (850) 222-9684

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs
3/21/2007 11:00:00AM

Location: 12 HOB
HM 931 : Darfur

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Greg Evers	X				
Janet Long	X				
Jimmy Patronis	X				
William Proctor	X				
Michael Scionti			X		
Stan Jordan (Chair)	X				
Total Yeas: 5		Total Nays: 0			

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/21/2007 11:00:00AM

Location: 12 HOB

HB 1159 : Unauthorized Use of the Name or Image of a Member of the Armed Forces for Business Purposes

Favorable With Amendments (1)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Greg Evers	X				
Janet Long	X				
Jimmy Patronis	X				
William Proctor	X				
Michael Scionti			X		
Stan Jordan (Chair)	X				
Total Yeas: 5		Total Nays: 0			

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 1159**

COUNCIL/COMMITTEE ACTION

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WITHDRAWN	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

1 Council/Committee hearing bill: Committee on Military &
2 Veterans' Affairs
3 Representative Grimsley offered the following:
4

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:

7 Section 1. Unauthorized use of the name or image of a
8 member of the armed forces prohibited.-

9 (1) (a) A person may not use the name, portrait,
10 photograph, or other image of a member of the armed forces for
11 the purpose of trade or for any commercial or advertising
12 purpose, except as provided in paragraph (b). For purpose of
13 this subsection, the phrase "commercial or advertising purpose"
14 does not include the publication of a name, portrait,
15 photograph, or other image when used in connection with a news
16 story or editorial commentary in a print or electronic version
17 of a newspaper or magazine.

18 (b) A person may use the name, portrait, photograph, or
19 other image of a member of the armed forces if the person
20 obtains the prior consent of the member of the armed forces or,
21 if the member is deceased, the prior consent of the surviving

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

22 spouse, personal representative, or closest living relative by
23 blood or marriage of the deceased.

24 (2) As used in this section, the term "member of the armed
25 forces" means an officer or enlisted member of the Army, Navy,
26 Air Force, Marine Corps, or Coast Guard of the United States,
27 including the Florida National Guard and United States Reserve
28 Forces, including any member who was killed in the line of duty.

29 (3) A person from whom consent is required by this section
30 shall have a right of action against any person using a name,
31 portrait, photograph, or other image in violation of this
32 section. In such action, the plaintiff shall be entitled to:

33 (a) An injunction preventing further use of the name,
34 portrait, photograph, or other image without consent. In such
35 action, damage to the plaintiff shall be presumed and it is not
36 necessary for the plaintiff to prove irreparable harm.

37 (b) A judgment in the amount of the gross revenue received
38 by the defendant in connection with use of the name, portrait,
39 photograph, or other image in violation of this section.

40 (4) This section does not apply to the name, portrait,
41 photograph, or image of an historical figure who has been
42 deceased for 50 years or more.

43 Section 2. This act shall take effect July 1, 2007.

44
45 ===== T I T L E A M E N D M E N T =====

46 The title is amended as follows:

47 On page 1, line 7, delete that line and insert:

48 Forces"; providing for a civil right of action for injunctive
49 relief and monetary damages; providing an

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs
3/21/2007 11:00:00AM

Location: 12 HOB

Workshop

PCB GEAC 07-26 Implementing Ad Valorem Tax discount for disabled veterans

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/21/2007 11:00:00AM

Location: 12 HOB

Other Business Appearance:

General Matters FDVA

Admiral LeRoy Collins Jr. (Lobbyist) (State Employee) (At Request Of Chair) - Information Only
FDVA

4040 Esplanade Way

Tallahassee FL 32301

Phone: (850) 487-1533

COMMITTEE MEETING REPORT
Committee on Military & Veterans' Affairs

3/21/2007 11:00:00AM

Location: 12 HOB

Summary:

Committee on Military & Veterans' Affairs

Wednesday March 21, 2007 11:00 am

HB 871 Favorable Yeas: 5 Nays: 0

HM 931 Favorable Yeas: 5 Nays: 0

HB 1159 Favorable With Amendments (1) Yeas: 5 Nays: 0