



Civil Justice Subcommittee

Wednesday, November 16, 2011

1:30 PM

404 HOB

Action Packet

**Dean Cannon
Speaker**

**Eric Eisnaugle
Chair**

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

Summary:

Civil Justice Subcommittee

Wednesday November 16, 2011 01:30 pm

HB 401	Favorable	Yeas: 14	Nays: 0
HB 481	Favorable With Committee Substitute	Yeas: 14	Nays: 0
	Amendment 103179	Adopted Without Objection	
	Amendment 108763	Withdrawn	
	Amendment 525817	Withdrawn	
	Amendment 588173	Adopted Without Objection	
	Amendment 899719	Adopted Without Objection	
HB 483	Favorable With Committee Substitute	Yeas: 14	Nays: 0
	Amendment 069177	Adopted Without Objection	
HB 4055	Favorable	Yeas: 10	Nays: 4
HB 4067	Favorable	Yeas: 14	Nays: 0
HB 4069	Favorable	Yeas: 14	Nays: 0
HB 4077	Favorable	Yeas: 14	Nays: 0
HB 4081	Favorable	Yeas: 14	Nays: 0
HB 4093	Favorable	Yeas: 15	Nays: 0

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Eric Eisnaugle (Chair)	X		
Joseph Abruzzo	X		
Mack Bernard	X		
Matt Gaetz	X		
Bill Hager	X		
Shawn Harrison	X		
Martin Kiar	X		
Larry Metz	X		
Jose Oliva	X		
Kathleen Passidomo	X		
Scott Plakon	X		
Darren Soto	X		
Kelli Stargel	X		
Richard Steinberg	X		
Michael Weinstein	X		
Totals:	15	0	0

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 401 : Effect of Dissolution or Annulment of Marriage on Certain Designations

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Appearances:

HB 401

Pitts, Brian (General Public) - Opponent

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Edenfield, Martha (Lobbyist) - Proponent

Real Property, Probate & Trust Law Section

c/o The Florida Bar 651 E Jefferson St

Tallahassee FL 32399

Phone: (850)222-3533

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 481 : Clerks of Court

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnagle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

HB 481 Amendments

Amendment 103179

Adopted Without Objection

Amendment 108763

Withdrawn

Amendment 525817

Withdrawn

Amendment 588173

Adopted Without Objection

Amendment 899719

Adopted Without Objection

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

Appearances:

HB 481

Rushing, Karen (General Public) - Proponent

Florida Clerks

2000 Main Street

Sarasota FL

Phone: 941-861-7605

HB 481

Baggett, Fred (Lobbyist) - Proponent

Florida Association of Court Clerks & Comptrollers

3544 Maclay Blvd

Tallahassee FL 32312

Phone: (850)222-6891

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

favorable
11.16.11

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

4 **Amendment (with title amendment)**

5 Remove lines 55-70 and insert:

6 specified in this section, except as provided in s. 28.345.

7 ~~Notwithstanding any other provision of this section, the clerk~~
8 ~~of the circuit court shall provide without charge to the state~~
9 ~~attorney, public defender, guardian ad litem, public guardian,~~
10 ~~attorney ad litem, criminal conflict and civil regional counsel,~~
11 ~~and private court appointed counsel paid by the state, and to~~
12 ~~the authorized staff acting on behalf of each, access to and a~~
13 ~~copy of any public record, if the requesting party is entitled~~
14 ~~by law to view the exempt or confidential record, as maintained~~
15 ~~by and in the custody of the clerk of the circuit court as~~
16 ~~provided in general law and the Florida Rules of Judicial~~
17 ~~Administration. The clerk of the circuit court may provide the~~
18 ~~requested public record in an electronic format in lieu of a~~

103179

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 1

19 ~~paper format when capable of being accessed by the requesting~~
20 ~~entity.~~

21

22

23

24

25

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

26

Remove lines 13-16 and insert:

27

repayment of overpayments; amending s. 28.345, F.S.; adding a

28

cross-reference; amending s. 50.041, F.S.; authorizing

29

103179

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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

*favorable
11-16-11*

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

4 **Amendment (with title amendment)**

5 Remove lines 261-274 and insert:

6 28.345 State access to records; exemption from court-
7 related fees and charges.-

8 (1) Notwithstanding any other provision of this chapter or
9 law to the contrary, the clerk of the circuit court shall
10 provide without charge to the state attorney, public defender,
11 guardian ad litem, public guardian, attorney ad litem, criminal
12 conflict and civil regional counsel, and private court-appointed
13 counsel paid by the state, and to the authorized staff acting on
14 behalf of each, access to and a copy of any public record. If
15 the public record is exempt or confidential, the requesting
16 party is only entitled by law to view or copy the exempt or
17 confidential record if authority is provided in general law or
18 the Florida Rules of Judicial Administration. The clerk of the
19 circuit court may provide the requested public record in an

588173

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Amendment No. 2

20 electronic format in lieu of a paper format when capable of
21 being accessed by the requesting entity. For purposes of this
22 subsection, the term "copy of a public record" means any
23 facsimile, replica, photograph, or other reproduction of a
24 record.

25 (2) Notwithstanding any other provision of this chapter or
26 law to the contrary, judges and those court staff acting on
27 behalf of judges, state attorneys, guardians ad litem, public
28 guardians, attorneys ad litem, court-appointed private counsel,
29 criminal conflict and civil regional counsel, ~~and~~ public
30 defenders, and state agencies, while acting in their official
31 capacity, ~~and state agencies,~~ are exempt from all court-related
32 fees and charges assessed by the clerks of the circuit courts.

33 (3) The exemptions provided in subsections (1) and (2)
34 apply only to state agencies and state entities and the party
35 that an agency or entity is representing. The clerk of court
36 shall collect the filing fees and services charges as required
37 in this chapter from all other parties.

38
39
40
41
42

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

43 Remove lines 14-16 and insert:
44 providing for access to clerks files by state agencies; limiting
45 the application of an exemption from payment of fees and charges
46

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 2

47 assessed by clerks of circuit courts to official use; amending

48 s. 50.041, F.S.; authorizing

49

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 3

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	_____	

*Withdrawn
11.16.11*

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

3
4
5
6
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8

Amendment

Remove line 459 and insert:
deposit to the high bidder as if it were excess proceeds. The
clerk may refuse

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No. 4

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	_____	

*Favorable
11-16-11
Reconsidered
11-16-11
Withdrawn
11-16-11*

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

3
4 **Amendment**

5 Remove line 459 and insert:

6 deposit to the high bidder as if it were excess proceeds
7 consistent with s. 28.24(22). The clerk may refuse
8

108763

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 481 (2012)

Amendment No.

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	_____	

*Favorable
11-16-11*

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

3

4 **Amendment**

5 Remove line 459 and insert:

6 deposit. The clerk may refuse

7

899719

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COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 483 : Uniform Commercial Code

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

HB 483 Amendments

Amendment 069177

Adopted Without Objection

Appearances:

HB 483

Lyon, Aimee (Lobbyist) - Waive In Support
Florida Bar Business Law Section, The
651 E Jefferson St
Tallahassee FL 32399-2300
Phone: (850)205-9000

HB 483

Black, Greg (Lobbyist) - Waive In Support
Florida Bankers Association
1001 Thomasville Rd, #201
Tallahassee FL 32303
Phone: 850-509-8022

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*favorable
11.16.11*

Committee/Subcommittee hearing bill: Civil Justice Subcommittee
Representative Passidomo offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraphs (ooo) through (aaaa) of subsection (1) of section 679.1021, Florida Statutes, are redesignated as paragraphs (ppp) through (bbbb), respectively, a new paragraph (ooo) is added to that subsection, and present paragraphs (g), (j), (xx), and (qqq) of subsection (1) of that section are amended to read:

679.1021 Definitions and index of definitions.-

(1) In this chapter, the term:

(g) "Authenticate" means:

1. To sign; or

2. ~~To execute or otherwise adopt a symbol, or encrypt or similarly process a record in whole or in part,~~ With the present intent of the authenticating person to identify the person and

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Amendment No. 1

20 adopt or accept a record, to attach to or logically associate
21 with the record an electronic sound, symbol, or process.

22 (j) "Certificate of title" means a certificate of title
23 with respect to which a statute provides for the security
24 interest in question to be indicated on the certificate as a
25 condition or result of the security interest's obtaining
26 priority over the rights of a lien creditor with respect to the
27 collateral. The term includes another record maintained as an
28 alternative to a certificate of title by the governmental unit
29 that issues certificates of title if a statute permits the
30 security interest in question to be indicated on the record as a
31 condition or result of the security interest's obtaining
32 priority over the rights of a lien creditor with respect to the
33 collateral.

34 (xx) "Jurisdiction of organization," with respect to a
35 registered organization, means the jurisdiction under whose law
36 the organization is formed or organized.

37 (ooo) "Public organic record" means a record that is
38 available to the public for inspection and that is:

39 1. A record consisting of the record initially filed with
40 or issued by a state or the United States to form or organize an
41 organization and any record filed with or issued by the state or
42 the United States that amends or restates the initial record;

43 2. An organic record of a business trust consisting of the
44 record initially filed with a state and any record filed with
45 the state that amends or restates the initial record, if a
46 statute of the state governing business trusts requires that the
47 record be filed with the state; or

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48 3. A record consisting of legislation enacted by the
49 Legislature of a state or the Congress of the United States that
50 forms or organizes an organization, any record amending the
51 legislation, and any record filed with or issued by the state or
52 the United States that amends or restates the name of the
53 organization.

54 ~~(rrr)(ccc)~~ "Registered organization" means an organization
55 formed or organized solely under the law of a single state or
56 the United States by the filing of a public organic record with,
57 the issuance of a public organic record by, or the enactment of
58 legislation by and as to which the state or the United States
59 must maintain a public record showing the organization to have
60 been organized. The term includes a business trust that is
61 formed or organized under the law of a single state if a statute
62 of the state governing business trusts requires that the
63 business trust's organic record be filed with the state.

64 Section 2. Section 679.1051, Florida Statutes, is amended
65 to read:

66 679.1051 Control of electronic chattel paper.—

67 (1) A secured party has control of electronic chattel
68 paper if a system employed for evidencing the transfer of
69 interests in the chattel paper reliably establishes the secured
70 party as the person to which the chattel paper was assigned.

71 (2) A system satisfies subsection (1), and a secured party
72 has control of electronic chattel paper, if the record or
73 records comprising the chattel paper are created, stored, and
74 assigned in such a manner that:

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75 ~~(a)(1)~~ A single authoritative copy of the record or
76 records exists which is unique, identifiable and, except as
77 otherwise provided in paragraphs (d), (e), and (f) subsections
78 ~~(4), (5), and (6)~~, unalterable;

79 ~~(b)(2)~~ The authoritative copy identifies the secured party
80 as the assignee of the record or records;

81 ~~(c)(3)~~ The authoritative copy is communicated to and
82 maintained by the secured party or its designated custodian;

83 ~~(d)(4)~~ Copies or amendments ~~revisions~~ that add or change
84 an identified assignee of the authoritative copy can be made
85 only with the consent ~~participation~~ of the secured party;

86 ~~(e)(5)~~ Each copy of the authoritative copy and any copy of
87 a copy is readily identifiable as a copy that is not the
88 authoritative copy; and

89 ~~(f)(6)~~ Any amendment ~~revision~~ of the authoritative copy is
90 readily identifiable as an authorized or unauthorized ~~revision~~.

91 Section 3. Subsection (6) of section 679.3071, Florida
92 Statutes, is amended to read:

93 679.3071 Location of debtor.—

94 (6) Except as otherwise provided in subsection (9), a
95 registered organization that is organized under the law of the
96 United States and a branch or agency of a bank that is not
97 organized under the law of the United States or a state are
98 located:

99 (a) In the state that the law of the United States
100 designates, if the law designates a state of location;

101 (b) In the state that the registered organization, branch,
102 or agency designates, if the law of the United States authorizes
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Amendment No. 1

103 the registered organization, branch, or agency to designate its
104 state of location, including by designating its main office,
105 home office, or other comparable office; or

106 (c) In the District of Columbia, if neither paragraph (a)
107 nor paragraph (b) applies.

108 Section 4. Paragraph (c) of subsection (1) of section
109 679.3111, Florida Statutes, is amended to read:

110 679.3111 Perfection of security interests in property
111 subject to certain statutes, regulations, and treaties.—

112 (1) Except as otherwise provided in subsection (4), the
113 filing of a financing statement is not necessary or effective to
114 perfect a security interest in property subject to:

115 (c) A ~~certificate of title~~ statute of another jurisdiction
116 which provides for a security interest to be indicated on a the
117 certificate of title as a condition or result of the security
118 interest's obtaining priority over the rights of a lien creditor
119 with respect to the property.

120 Section 5. Subsections (8) and (9) are added to section
121 679.3161, Florida Statutes, to read:

122 679.3161 ~~Effect Continued perfection of security interest~~
123 ~~following~~ change in governing law.—

124 (8) The following rules apply to collateral to which a
125 security interest attaches within 4 months after the debtor
126 changes its location to another jurisdiction:

127 (a) A financing statement filed before the change of the
128 debtor's location pursuant to the law of the jurisdiction
129 designated in s. 679.3011(1) or s. 679.3051(3) is effective to
130 perfect a security interest in the collateral if the financing

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131 statement would have been effective to perfect a security
132 interest in the collateral if the debtor had not changed its
133 location.

134 (b) If a security interest that is perfected by a
135 financing statement that is effective under paragraph (a)
136 becomes perfected under the law of the other jurisdiction before
137 the earlier of the time the financing statement would have
138 become ineffective under the law of the jurisdiction designated
139 in s. 679.3011(1) or s. 679.3051(3) or the expiration of the 4-
140 month period, it remains perfected thereafter. If the security
141 interest does not become perfected under the law of the other
142 jurisdiction before the earlier time or event, it becomes
143 unperfected and is deemed never to have been perfected as
144 against a purchaser of the collateral for value.

145 (9) If a financing statement naming an original debtor is
146 filed pursuant to the law of the jurisdiction designated in s.
147 679.3011(1) or s. 679.3051(3) and the new debtor is located in
148 another jurisdiction, the following rules apply:

149 (a) The financing statement is effective to perfect a
150 security interest in collateral in which the new debtor has or
151 acquires rights before or within 4 months after the new debtor
152 becomes bound under s. 679.2031(4), if the financing statement
153 would have been effective to perfect a security interest in the
154 collateral if the collateral had been acquired by the original
155 debtor.

156 (b) A security interest that is perfected by the financing
157 statement and that becomes perfected under the law of the other
158 jurisdiction before the earlier of the expiration of the 4-month

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159 period or the time the financing statement would have become
160 ineffective under the law of the jurisdiction designated in s.
161 679.3011(1) or s. 679.3051(3) remains perfected thereafter. A
162 security interest that is perfected by the financing statement
163 but that does not become perfected under the law of the other
164 jurisdiction before the earlier time or event becomes
165 unperfected and is deemed never to have been perfected as
166 against a purchaser of the collateral for value.

167 Section 6. Subsections (2) and (4) of section 679.3171,
168 Florida Statutes, are amended to read:

169 679.3171 Interests that take priority over or take free of
170 security interest or agricultural lien.-

171 (2) Except as otherwise provided in subsection (5), a
172 buyer, other than a secured party, of tangible chattel paper,
173 tangible documents, goods, instruments, or a certificated
174 security ~~certificate~~ takes free of a security interest or
175 agricultural lien if the buyer gives value and receives delivery
176 of the collateral without knowledge of the security interest or
177 agricultural lien and before it is perfected.

178 (4) A licensee of a general intangible or a buyer, other
179 than a secured party, of collateral accounts, ~~electronic chattel~~
180 ~~paper, electronic documents, general intangibles, or investment~~
181 ~~property~~ other than tangible chattel paper, tangible documents,
182 goods, instruments, or a certificated security takes free of a
183 security interest if the licensee or buyer gives value without
184 knowledge of the security interest and before it is perfected.

185 Section 7. Section 679.326, Florida Statutes, is amended
186 to read:

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Amendment No. 1

187 679.326 Priority of security interests created by new
188 debtor.—

189 (1) Subject to subsection (2), a security interest that is
190 created by a new debtor in collateral in which the new debtor
191 has or acquires rights and which is perfected by a filed
192 financing statement that would be ineffective to perfect the
193 security interest but for the application of s. 679.508 or ss.
194 679.508 and 679.3161(9) (a) is effective solely under s. 679.508
195 ~~in collateral in which a new debtor has or acquires rights is~~
196 subordinate to a security interest in the same collateral which
197 is perfected other than by such a filed financing statement ~~that~~
198 ~~is effective solely under s. 679.508.~~

199 (2) The other provisions of this part determine the
200 priority among conflicting security interests in the same
201 collateral perfected by filed financing statements described in
202 subsection (1) that are effective solely under s. 679.508.
203 However, if the security agreements to which a new debtor became
204 bound as debtor were not entered into by the same original
205 debtor, the conflicting security interests rank according to
206 priority in time of the new debtor's having become bound.

207 Section 8. Subsection (5) of section 679.4061, Florida
208 Statutes, is amended to read:

209 679.4061 Discharge of account debtor; notification of
210 assignment; identification and proof of assignment; restrictions
211 on assignment of accounts, chattel paper, payment intangibles,
212 and promissory notes ineffective.—

213 (5) Subsection (4) does not apply to the sale of a payment
214 intangible or promissory note, other than a sale pursuant to a
069177

Amendment No. 1

215 disposition under s. 679.610 or an acceptance of collateral
216 under s. 679.620.

217 Section 9. Subsection (2) of section 679.4081, Florida
218 Statutes, is amended to read:

219 679.4081 Restrictions on assignment of promissory notes,
220 health-care-insurance receivables, and certain general
221 intangibles ineffective.—

222 (2) Subsection (1) applies to a security interest in a
223 payment intangible or promissory note only if the security
224 interest arises out of a sale of the payment intangible or
225 promissory note, other than a sale pursuant to a disposition
226 under s. 679.610 or an acceptance of collateral under s.
227 679.620.

228 Section 10. Subsection (3) of section 679.5021, Florida
229 Statutes, is amended to read:

230 679.5021 Contents of financing statement; record of
231 mortgage as financing statement; time of filing financing
232 statement.—

233 (3) A record of a mortgage satisfying the requirements of
234 chapter 697 is effective, from the date of recording, as a
235 financing statement filed as a fixture filing or as a financing
236 statement covering as-extracted collateral or timber to be cut
237 only if:

238 (a) The record of a mortgage indicates the goods or
239 accounts that it covers;

240 (b) The goods are or are to become fixtures related to the
241 real property described in the record of a mortgage or the

069177

Approved For Filing: 11/15/2011 5:48:15 PM

Amendment No. 1

242 collateral is related to the real property described in the
243 mortgage and is as-extracted collateral or timber to be cut;

244 (c) The record of a mortgage satisfies ~~complies with~~ the
245 requirements for a financing statement in this section,
246 although:

247 1. The record of a mortgage need not indicate other than
248 an indication that it is to be filed in the real property
249 records; and

250 2. The record of a mortgage sufficiently provides the name
251 of a debtor who is an individual if it provides the individual
252 name of the debtor or the surname and first personal name of the
253 debtor, even if the debtor is an individual to whom s.
254 679.5031(1)(d) or (e) applies; and

255 (d) The record of a mortgage is recorded as required by
256 chapter 697.

257 Section 11. Subsections (1) and (2) of section 679.5031,
258 Florida Statutes, are amended, and subsections (6), (7), and (8)
259 are added to that section, to read:

260 679.5031 Name of debtor and secured party.-

261 (1) A financing statement sufficiently provides the name
262 of the debtor:

263 (a) Except as otherwise provided in paragraph (c), if the
264 debtor is a registered organization or the collateral is held in
265 a trust that is a registered organization, only if the financing
266 statement provides the name that is stated to be the registered
267 organization's name of the debtor indicated on the public
268 organic record most recently filed with or issued or enacted by
269 of the registered organization's debtor's jurisdiction of

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270 organization that purports to state, amend, or restate the
271 registered organization's name ~~which shows the debtor to have~~
272 ~~been organized;~~

273 (b) Subject to subsection (6), if the collateral is being
274 administered by the personal representative of a decedent debtor
275 ~~is a decedent's estate, only if the financing statement~~
276 provides, as the name of the debtor, the name of the decedent
277 and, in a separate part of the financing statement, indicates
278 that the collateral is being administered by a personal
279 representative debtor is an estate;

280 (c) If the collateral debtor is held in a trust that is
281 not a registered organization or a trustee acting with respect
282 ~~to property held in trust, only if the financing statement:~~

283 1. Provides, as the name of the debtor:

284 a. If the organic record of the trust specifies a name, if
285 any, specified for the trust, the in its organic documents or,
286 if no name so is specified; or

287 b. If the organic record of the trust does not specify a
288 name for the trust, provides the name of the settlor or testator
289 and additional information sufficient to distinguish a debtor
290 from other trusts having one or more of the same settlors; and

291 2. In a separate part of the financing statement:

292 a. If the name is provided in accordance with sub-
293 subparagraph 1.a., indicates, in the debtor's name or otherwise,
294 that the collateral debtor is held in a trust or is a trustee
295 acting with respect to property held in trust; or

296 b. If the name is provided in accordance with sub-
297 subparagraph 1.b., provides additional information sufficient to

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298 distinguish the trust from other trusts having one or more of
299 the same settlors or the same testator and indicates that the
300 collateral is held in a trust, unless the additional information
301 so indicates;

302 (d) Subject to subsection (7), if the debtor is an
303 individual to whom this state has issued a driver license that
304 has not expired or to whom the agency of this state that issues
305 driver licenses has issued, in lieu of a driver license, a
306 personal identification card that has not expired, only if the
307 financing statement provides the name of the individual that is
308 indicated on the driver license or personal identification card;

309 (e) If the debtor is an individual to whom paragraph (d)
310 does not apply, only if the financing statement provides the
311 individual name of the debtor or the surname and first personal
312 name of the debtor; and

313 (f)-(d) In other cases:

314 1. If the debtor has a name, only if it provides the
315 ~~individual or~~ organizational name of the debtor; and

316 2. If the debtor does not have a name, only if it provides
317 the names of the partners, members, associates, or other persons
318 comprising the debtor, in a manner that each name provided would
319 be sufficient if the person named were the debtor.

320 (2) A financing statement that provides the name of the
321 debtor in accordance with subsection (1) is not rendered
322 ineffective by the absence of:

323 (a) A trade name or other name of the debtor; or

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324 (b) Unless required under subparagraph (1)(f)2. ~~(1)(d)2.~~,
325 names of partners, members, associates, or other persons
326 comprising the debtor.

327 (6) The name of the decedent indicated on the order
328 appointing the personal representative of the decedent issued by
329 the court having jurisdiction over the collateral is sufficient
330 as the name of the decedent under paragraph (1)(b).

331 (7) If this state has issued to an individual more than
332 one driver license or, if none, more than one identification
333 card, of a kind described in paragraph (1)(d), the driver
334 license or identification card, as applicable, that was issued
335 most recently is the one to which paragraph (1)(d) refers.

336 (8) As used in this section, the term "name of the settlor
337 or testator" means:

338 (a) If the settlor is a registered organization, the name
339 of the registered organization indicated on the public organic
340 record filed with or issued or enacted by the registered
341 organization's jurisdiction of organization; or

342 (b) In other cases, the name of the settlor or testator
343 indicated in the trust's organic record.

344 Section 12. Subsection (3) of section 679.5071, Florida
345 Statutes, is amended to read:

346 679.5071 Effect of certain events on effectiveness of
347 financing statement.—

348 (3) If the a debtor so changes its name that a filed
349 financing statement provides for a debtor becomes insufficient
350 as the name of the debtor under s. 679.5031(1) so that the

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351 financing statement becomes seriously misleading under the
352 standard set forth in s. 679.5061:

353 (a) The financing statement is effective to perfect a
354 security interest in collateral acquired by the debtor before,
355 or within 4 months after, the filed financing statement becomes
356 seriously misleading ~~change~~; and

357 (b) The financing statement is not effective to perfect a
358 security interest in collateral acquired by the debtor more than
359 4 months after the filed financing statement becomes seriously
360 misleading ~~change~~, unless an amendment to the financing
361 statement which renders the financing statement not seriously
362 misleading is filed within 4 months after that event ~~the change~~.

363 Section 13. Subsection (6) of section 679.515, Florida
364 Statutes, is amended to read:

365 679.515 Duration and effectiveness of financing statement;
366 effect of lapsed financing statement.—

367 (6) If a debtor is a transmitting utility and a filed
368 initial financing statement so indicates, the financing
369 statement is effective until a termination statement is filed.

370 Section 14. Subsection (2) of section 679.516, Florida
371 Statutes, is amended to read:

372 679.516 What constitutes filing; effectiveness of filing.—

373 (2) Filing does not occur with respect to a record that a
374 filing office refuses to accept because:

375 (a) The record is not communicated by a method or medium
376 of communication authorized by the filing office;

377 (b) An amount equal to or greater than the applicable
378 processing fee is not tendered;

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379 (c) The filing office is unable to index the record
380 because:

381 1. In the case of an initial financing statement, the
382 record does not provide an organization's name or, if an
383 individual, the individual's last name and first name;

384 2. In the case of an amendment or information ~~correction~~
385 statement, the record:

386 a. Does not correctly identify the initial financing
387 statement as required by s. 679.512 or s. 679.518, as
388 applicable; or

389 b. Identifies an initial financing statement the
390 effectiveness of which has lapsed under s. 679.515;

391 3. In the case of an initial financing statement that
392 provides the name of a debtor identified as an individual or an
393 amendment that provides a name of a debtor identified as an
394 individual which was not previously provided in the financing
395 statement to which the record relates, the record does not
396 identify the debtor's surname ~~last name~~ and first personal name;
397 or

398 4. In the case of a record filed or recorded in the filing
399 office described in s. 679.5011(1)(a), the record does not
400 provide a sufficient description of the real property to which
401 it relates;

402 (d) In the case of an initial financing statement or an
403 amendment that adds a secured party of record, the record does
404 not provide an organization's name or, if an individual, the
405 individual's last name and first name and mailing address for
406 the secured party of record;

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407 (e) In the case of an initial financing statement or an
408 amendment that provides a name of a debtor which was not
409 previously provided in the financing statement to which the
410 amendment relates, the record does not:

- 411 1. Provide a mailing address for the debtor; or
412 2. Indicate whether the name provided as the name of the
413 debtor is the name of an individual or an organization; ~~or~~
414 3. ~~If the financing statement indicates that the debtor is~~
415 ~~an organization, provide:~~
416 a. ~~A type of organization for the debtor;~~
417 b. ~~A jurisdiction of organization for the debtor; or~~
418 c. ~~An organizational identification number for the debtor~~
419 ~~or indicate that the debtor has none;~~

420 (f) In the case of an assignment reflected in an initial
421 financing statement under s. 679.514(1) or an amendment filed
422 under s. 679.514(2), the record does not provide an
423 organization's name or, if an individual, the individual's last
424 name and first name and mailing address for the assignee;

425 (g) In the case of a continuation statement, the record is
426 not filed within the 6-month period prescribed by s. 679.515(4);

427 (h) In the case of an initial financing statement or an
428 amendment, which amendment requires the inclusion of a
429 collateral statement but the record does not provide any, the
430 record does not provide a statement of collateral; or

431 (i) The record does not include the notation required by
432 s. 201.22 indicating that the excise tax required by chapter 201
433 had been paid or is not required.

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434 Section 15. Section 679.518, Florida Statutes, is amended
435 to read:

436 679.518 Claim concerning inaccurate or wrongfully filed
437 record.—

438 (1) A person may file in the filing office an information
439 ~~a correction~~ statement with respect to a record indexed there
440 under the person's name if the person believes that the record
441 is inaccurate or was wrongfully filed.

442 (2) An information ~~A correction~~ statement under subsection
443 (1) must:

444 (a) Identify the record to which it relates by the file
445 number assigned to the initial financing statement, the debtor,
446 and the secured party of record to which the record relates;

447 (b) Indicate that it is an information ~~a correction~~
448 statement; and

449 (c) Provide the basis for the person's belief that the
450 record is inaccurate and indicate the manner in which the person
451 believes the record should be amended to cure any inaccuracy or
452 provide the basis for the person's belief that the record was
453 wrongfully filed.

454 (3) A person may file in the filing office an information
455 statement with respect to a record filed there if the person is
456 a secured party of record with respect to the financing
457 statement to which the record relates and believes that the
458 person that filed the record was not entitled to do so under s.
459 679.509(3).

460 (4) An information statement under subsection (3) must:

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461 (a) Identify the record to which it relates by file number
462 assigned to the initial financing statement to which the record
463 relates;

464 (b) Indicate that it is an information statement; and

465 (c) Provide the basis for the person's belief that the
466 record is inaccurate and indicate the manner in which the person
467 believes the record should be amended to cure any inaccuracy or
468 provide the basis for the person's belief that the record was
469 wrongfully filed.

470 ~~(5)-(3)~~ The filing of an information ~~a correction~~ statement
471 does not affect the effectiveness of an initial financing
472 statement or other filed record.

473 Section 16. Subsection (2) of section 679.607, Florida
474 Statutes, is amended to read:

475 679.607 Collection and enforcement by secured party.—

476 (2) If necessary to enable a secured party to exercise
477 under paragraph (1)(c) the right of a debtor to enforce a
478 mortgage nonjudicially outside this state, the secured party may
479 record in the office in which a record of the mortgage is
480 recorded:

481 (a) A copy of the security agreement that creates or
482 provides for a security interest in the obligation secured by
483 the mortgage; and

484 (b) The secured party's sworn affidavit in recordable form
485 stating that:

486 1. A default has occurred with respect to the obligation
487 secured by the mortgage; and

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488 2. The secured party is entitled to enforce the mortgage
489 nonjudicially outside this state.

490 Section 17. Part VIII of chapter 679, Florida Statutes,
491 consisting of sections 679.801, 679.802, 679.803, 679.804,
492 679.805, 679.806, 679.807, and 679.808, Florida Statutes, is
493 created to read:

494 679.801 Saving clause.—

495 (1) Except as otherwise provided in this part, this part
496 applies to a transaction or lien within its scope, even if the
497 transaction or lien was entered into or created before July 1,
498 2013.

499 (2) The amendments to this chapter by this act do not
500 affect an action, case, or proceeding commenced before July 1,
501 2013.

502 679.802 Security interest perfected before effective
503 date.—

504 (1) A security interest that is a perfected security
505 interest immediately before July 1, 2013, is a perfected
506 security interest under this chapter, as amended by this act, on
507 July 1, 2013, if the applicable requirements for attachment and
508 perfection under this chapter, as amended by this act, are
509 satisfied without further action.

510 (2) Except as otherwise provided in s. 679.804, if a
511 security interest is a perfected security interest immediately
512 before July 1, 2013, but the applicable requirements for
513 perfection under this chapter, as amended by this act, are not
514 satisfied on July 1, 2013, the security interest remains
515 perfected thereafter only if the applicable requirements for

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516 perfection under this chapter, as amended by this act, are
517 satisfied no later than July 1, 2014.

518 679.803 Security interest unperfected before effective
519 date.-A security interest that is an unperfected security
520 interest immediately before July 1, 2013, becomes a perfected
521 security interest:

522 (1) Without further action, on July 1, 2013, if the
523 applicable requirements for perfection under this chapter, as
524 amended by this act, are satisfied before or at that time; or

525 (2) When the applicable requirements for perfection are
526 satisfied if the requirements are satisfied after that time.

527 679.804 Effectiveness of action taken before effective
528 date.-

529 (1) The filing of a financing statement before July 1,
530 2013, is effective to perfect a security interest to the extent
531 the filing would satisfy the applicable requirements for
532 perfection under this chapter, as amended by this act.

533 (2) The amendments to this chapter by this act do not
534 render ineffective an effective financing statement that was
535 filed before July 1, 2013, and satisfies the applicable
536 requirements for perfection under the law of the jurisdiction
537 governing perfection as provided in this chapter as it existed
538 before July 1, 2013. However, except as otherwise provided in
539 subsections (3) and (4) and s. 679.805, the financing statement
540 ceases to be effective:

541 (a) If the financing statement is filed in this state, at
542 the time the financing statement would have ceased to be
543 effective had this act not taken effect; or

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544 (b) If the financing statement is filed in another
545 jurisdiction, at the earlier of:

546 1. The time the financing statement would have ceased to
547 be effective under the law of that jurisdiction; or

548 2. By June 30, 2018.

549 (3) The filing of a continuation statement on or after
550 July 1, 2013, does not continue the effectiveness of the
551 financing statement filed before July 1, 2013. However, on the
552 timely filing of a continuation statement on or after July 1,
553 2013, and in accordance with the law of the jurisdiction
554 governing perfection as provided in this chapter, as amended by
555 this act, the effectiveness of a financing statement filed in
556 the same office in that jurisdiction before July 1, 2013,
557 continues for the period provided by the law of that
558 jurisdiction.

559 (4) Subparagraph (2)(b)2., applies to a financing
560 statement that was filed before July 1, 2013, against a
561 transmitting utility and satisfies the applicable requirements
562 for perfection under the law of the jurisdiction governing
563 perfection as provided in this chapter as it existed before July
564 1, 2013, only to the extent that this chapter, as amended by
565 this act, provides that the law of a jurisdiction other than the
566 jurisdiction in which the financing statement is filed governs
567 perfection of a security interest in collateral covered by the
568 financing statement.

569 (5) A financing statement that includes a financing
570 statement filed before July 1, 2013, or a continuation statement
571 filed on or after July 1, 2013, is effective only to the extent

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572 that it satisfies the requirements of part V, as amended by this
573 act, for an initial financing statement. A financing statement
574 that indicates that the debtor is a decedent's estate indicates
575 that the collateral is being administered by a personal
576 representative within the meaning of s. 679.5031(1)(b), as
577 amended by this act. A financing statement that indicates that
578 the debtor is a trust or is a trustee acting with respect to
579 property held in trust indicates that the collateral is held in
580 a trust within the meaning of s. 679.5031(1)(c), as amended by
581 this act.

582 679.805 When initial financing statement suffices to
583 continue effectiveness of financing statement.-

584 (1) The filing of an initial financing statement in the
585 office specified in s. 679.5011 continues the effectiveness of a
586 financing statement filed before July 1, 2013, if:

587 (a) The filing of an initial financing statement in that
588 office would be effective to perfect a security interest under
589 this chapter, as amended by this act;

590 (b) The financing statement filed before July 1, 2013, was
591 filed in an office in another state; and

592 (c) The initial financing statement satisfies subsection
593 (3).

594 (2) The filing of an initial financing statement under
595 subsection (1) continues the effectiveness of the financing
596 statement filed before July 1, 2013, if:

597 (a) The initial financing statement is filed before July
598 1, 2013, for the period provided in s. 679.515, as it existed

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599 before its amendment by this act, with respect to an initial
600 financing statement; and

601 (b) The initial financing statement is filed on or after
602 July 1, 2013, for the period provided in s. 679.515, as amended
603 by this act, with respect to an initial financing statement.

604 (3) To be effective for purposes of subsection (1), an
605 initial financing statement must:

606 (a) Satisfy the requirements of part IV, as amended by
607 this act, for an initial financing statement;

608 (b) Identify the financing statement filed before July 1,
609 2013, by indicating the office in which the financing statement
610 was filed and providing the dates of filing and file numbers, if
611 any, of the financing statement and of the most recent
612 continuation statement filed with respect to the financing
613 statement; and

614 (c) Indicate that the financing statement filed before
615 July 1, 2013, remains effective.

616 679.806 Amendment of financing statement filed before July
617 1, 2013.-

618 (1) On or after July 1, 2013, a person may add or delete
619 collateral covered by, continue or terminate the effectiveness
620 of, or otherwise amend the information provided in, a financing
621 statement only filed before July 1, 2013, in accordance with the
622 law of the jurisdiction governing perfection as provided in this
623 chapter, as amended by this act. However, the effectiveness of a
624 financing statement filed before July 1, 2013, also may be
625 terminated in accordance with the law of the jurisdiction in
626 which the financing statement is filed.

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627 (2) Except as otherwise provided in subsection (3), if the
628 law of this state governs perfection of a security interest, the
629 information in a financing statement filed before July 1, 2013,
630 may be amended after July 1, 2013, only if:

631 (a) The financing statement filed before July 1, 2013, and
632 an amendment are filed in the office specified in s. 679.5011;

633 (b) An amendment is filed in the office specified in s.
634 679.5011 concurrently with, or after the filing in that office
635 of, an initial financing statement that satisfies s. 679.805(3);
636 or

637 (c) An initial financing statement that provides the
638 information as amended and satisfies s. 679.805(3) is filed in
639 the office specified in s. 679.5011.

640 (3) If the law of this state governs perfection of a
641 security interest, the effectiveness of a financing statement
642 filed before July 1, 2013, may be continued only under s.
643 679.804(3) and (5) or s. 679.805.

644 (4) Whether or not the law of this state governs
645 perfection of a security interest, the effectiveness of a
646 financing statement filed in this state before July 1, 2013, may
647 be terminated on or after July 1, 2013, by filing a termination
648 statement in the office in which the financing statement filed
649 before July 1, 2013, is filed, unless an initial financing
650 statement that satisfies s. 679.805(3) has been filed in the
651 office specified by the law of the jurisdiction governing
652 perfection as provided in this chapter, as amended by this act,
653 as the office in which to file a financing statement.

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654 679.807 Person entitled to file initial financing
655 statement or continuation statement.-A person may file an
656 initial financing statement or a continuation statement under
657 this part if:

658 (1) The secured party of record authorizes the filing; and

659 (2) The filing is necessary under this part:

660 (a) To continue the effectiveness of a financing statement
661 filed before July 1, 2013; or

662 (b) To perfect or continue the perfection of a security
663 interest.

664 679.808 Priority.-This part and the amendments to this
665 chapter made by this act determine the priority of conflicting
666 claims to collateral. However, if the relative priorities of the
667 claims were established before July 1, 2013, this chapter as it
668 existed before July 1, 2013, determines priority.

669 Section 18. Paragraph (m) of subsection (3) of section
670 680.1031, Florida Statutes, is amended to read:

671 680.1031 Definitions and index of definitions.-

672 (3) The following definitions in other chapters of this
673 code apply to this chapter:

674 (m) "Pursuant to a commitment," s. 679.1021(1)(ppp)
675 679.1021(1)(ooo).

676 Section 19. The Division of Statutory Revision is directed
677 to replace the phrase "this act" wherever it occurs in sections
678 679.801, 679.802, 679.803, 679.804, 679.805, 679.806, 679.807,
679 and 679.808, Florida Statutes, with the assigned chapter number
680 of this act.

681 Section 20. This act shall take effect July 1, 2013.

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

Remove the entire title and insert:

A bill to be entitled

An act relating to the Uniform Commercial Code;
revising and providing provisions of the Uniform
Commercial Code relating to secured transactions to
conform to the revised Article 9 of the Uniform
Commercial Code as prepared by the National Conference
of Commissioners on Uniform State Laws; amending s.
679.1021, F.S.; revising and providing definitions;
amending s. 679.1051, F.S.; revising provisions
relating to control of electronic chattel paper;
amending s. 679.3071, F.S.; revising provisions
relating to the location of debtors; amending s.
679.3111, F.S.; making editorial changes; amending s.
679.3161, F.S.; providing rules that apply to certain
collateral to which a security interest attaches;
providing rules relating to certain financing
statements; amending s. 679.3171, F.S.; revising
provisions relating to interests that take priority
over or take free of a security interest or
agricultural lien; amending s. 679.326, F.S.; revising
priority of security interests created by a new
debtor; amending ss. 679.4061 and 679.4081, F.S.;
revising application; amending s. 679.5021, F.S.;

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 483 (2012)

Amendment No. 1

710 revising when a record of a mortgage satisfying the
711 requirements of chapter 697 is effective as a filing
712 statement; amending s. 679.5031, F.S.; revising when a
713 financing statement sufficiently provides the name of
714 the debtor; amending s. 679.5071, F.S.; revising the
715 effect of certain events on the effectiveness of a
716 financing statement; amending s. 679.515, F.S.;
717 revising the duration and effectiveness of a financing
718 statement; amending s. 679.516, F.S.; revising
719 instances when filing does not occur with respect to a
720 record that a filing office refuses to accept;
721 amending s. 679.518, F.S.; revising requirements for
722 claims concerning an inaccurate or wrongfully filed
723 record; amending s. 679.607, F.S.; revising recording
724 requirements for the enforcement of mortgages
725 nonjudicially outside this state; creating part VIII
726 of chapter 679, F.S., relating to transition from
727 prior law under the chapter to law under the chapter
728 as amended by this act; creating s. 679.801, F.S.;
729 providing scope of application and limitations;
730 creating s. 679.802, F.S.; providing that security
731 interests perfected under prior law that also satisfy
732 the requirements for perfection under this act remain
733 effective; creating s. 679.803, F.S.; providing that
734 security interests unperfected under prior law but
735 that satisfy the requirements for perfection under
736 this act will become effective July 1, 2013; creating
737 s. 679.804, F.S.; providing when financing statements

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 483 (2012)

Amendment No. 1

738 | effective under prior law in a different jurisdiction
739 | remain effective; creating s. 679.805, F.S.; requiring
740 | the recording of a financing statement in lieu of a
741 | continuation statement under certain conditions;
742 | providing for the continuation of the effectiveness of
743 | a financing statement filed before the effective date
744 | of this act under certain conditions; creating s.
745 | 679.806, F.S.; providing requirements for the
746 | amendment of financing statements filed before the
747 | effective date of this act; providing requirements for
748 | financing statements prior to amendment; creating s.
749 | 679.807, F.S.; providing person entitled to file
750 | initial financing statement or continuation statement;
751 | creating s. 679.808, F.S.; providing priority of
752 | conflicting claims to collateral; amending s.
753 | 680.1031, F.S.; conforming a cross-reference;
754 | providing a directive to the Division of Statutory
755 | Revision; providing an effective date.

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COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4055 : Supreme Court

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo		X			
Mack Bernard		X			
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar		X			
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto					X
Kelli Stargel	X				
Richard Steinberg		X			
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 10		Total Nays: 4			

Appearances:

HB 4055

Pitts, Brian (General Public) - Waive In Support

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4067 : Marshals of District Courts of Appeal

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Appearances:

HB 4067

Pitts, Brian (General Public) - Opponent

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4069 : County Courts

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4077 : Actions for Damages

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Appearances:

HB 4077

Pitts, Brian (General Public) - Waive In Support

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4081 : District Courts Of Appeal

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto				X	
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Appearances:

HB 4081

Pitts, Brian (General Public) - Opponent

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

11/16/2011 1:30:00PM

Location: 404 HOB

HB 4093 : Court Costs

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Matt Gaetz	X				
Bill Hager	X				
Shawn Harrison	X				
Martin Kiar	X				
Larry Metz	X				
Jose Oliva	X				
Kathleen Passidomo	X				
Scott Plakon	X				
Darren Soto	X				
Kelli Stargel	X				
Richard Steinberg	X				
Michael Weinstein	X				
Eric Eisnaugle (Chair)	X				
Total Yeas: 15		Total Nays: 0			

Committee meeting was reported out: Wednesday, November 16, 2011 3:31:31PM