

Judiciary Committee

April 3, 2013

10:30 AM

404 HOB

Action Packet

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

Summary:

Judiciary Committee

Wednesday April 03, 2013 08:30 am

CS/HB 369	Favorable	Yeas: 17	Nays: 0
CS/CS/HB 489	Favorable With Committee Substitute	Yeas: 17	Nays: 0
Amendment 321603	Adopted Without Objection		
Amendment 196465	Adopted Without Objection		
CS/CS/HB 583	Favorable	Yeas: 17	Nays: 0
CS/HB 617	Favorable With Committee Substitute	Yeas: 17	Nays: 0
Amendment 959197	Adopted Without Objection		
CS/HB 693	Favorable With Committee Substitute	Yeas: 17	Nays: 0
Amendment 000177	Adopted Without Objection		
CS/HB 731	Favorable	Yeas: 16	Nays: 0
HB 757	Favorable	Yeas: 17	Nays: 0
HB 759	Favorable	Yeas: 12	Nays: 4
Amendment 408303	Failed to Adopt		
CS/HB 833	Favorable With Committee Substitute	Yeas: 17	Nays: 0
Amendment 167595	Adopted Without Objection		
Amendment 532737	Adopted Without Objection		
CS/HB 845	Favorable	Yeas: 10	Nays: 7
CS/HB 851	Favorable	Yeas: 17	Nays: 0
HB 875	Favorable	Yeas: 16	Nays: 0
CS/HB 887	Favorable	Yeas: 16	Nays: 0
CS/HB 935	Favorable With Committee Substitute	Yeas: 16	Nays: 0
Amendment 207759	Adopted Without Objection		
Amendment 117917	Withdrawn		
Amendment 822907	Adopted Without Objection		
HB 941	Favorable	Yeas: 16	Nays: 0
HB 943	Favorable With Committee Substitute	Yeas: 16	Nays: 0
Amendment 133467	Adopted Without Objection		

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

Summary: (continued)

Judiciary Committee

Wednesday April 03, 2013 08:30 am

HB 1221 Favorable Yeas: 17 Nays: 0

CS/HB 1223 Favorable With Committee Substitute Yeas: 16 Nays: 0
Amendment 909763 Adopted Without Objection

HB 1297 Favorable Yeas: 17 Nays: 0

HB 7015 Favorable Yeas: 12 Nays: 5

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dennis Baxley (Chair)	X		
Daphne Campbell	X		
Marti Coley	X		
Dwight Dudley	X		
Heather Fitzenhagen	X		
Matt Gaetz	X		
Bill Hager			X
Dave Kerner	X		
Charles McBurney	X		
Kionne McGhee	X		
Larry Metz	X		
Jared Moskowitz	X		
Kathleen Passidomo	X		
Ray Pilon	X		
Kenneth Roberson	X		
Elaine Schwartz	X		
Ross Spano	X		
Charlie Stone	X		
Totals:	17	0	1

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 369 : School Emergencies

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Bell, Sam (Lobbyist) - Waive In Support
Florida Pediatric Society
1298 Millstream
Tallahassee FL 32312
Phone: (850) 222-3533

Jacquis, Michelle (Lobbyist) - Waive In Support
Florida Medical Association
PO Box 10269
Tallahassee FL 32302
Phone: (850)224-6496

Pitts, Brian (General Public) - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Matthews, Nick (Lobbyist) - Waive In Support
Broward County
115 S. Anders Ave.
Ft. Lauderdale FL 33301

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 369 : School Emergencies (continued)

Appearances: (continued)

Herzog, James (Lobbyist) - Waive In Support
Florida Catholic Conference
201 W Park Ave
Tallahassee FL 32301
Phone: (850)222-3803

Cerra, John (Lobbyist) - Waive In Support
Florida Association of School Psychologists
PO Box 568904
Orlando FL 32856-8904
Phone: (786)525-6233

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/CS/HB 489 : Railroad Police Officers

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

CS/CS/HB 489 Amendments

Amendment 321603

Adopted Without Objection

Amendment 196465

Adopted Without Objection

Appearances:

Gabbard, Jim (Lobbyist) - Waive In Support
The Florida Police Chiefs Association
P.O Box 14038
Tallahassee FL 32317
Phone: (850) 219-3640

O'Malley, Bob (Lobbyist) - Waive In Support
RVP-Florida, CSX
283 Cranes Roost Blvd, Suite 111
Altamonte Springs FL 32701
Phone: 407-803-3969

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/CS/HB 489 : Railroad Police Officers (continued)

Appearances: (continued)

Bohannon, Hubert (Lobbyist) - Waive In Support

CSX Transportation

500 Water St (J420)

Jacksonville FL 32202

Phone: (904)358-2757

Kopczynski, Kenneth (Lobbyist) - Waive In Support

Florida Police Benevolent Association, Inc

300 E Brevard St

Tallahassee FL 32301

Phone: (850)222-3329

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
2 Representative Stone offered the following:

Amendment (with title amendment)

5 Remove lines 35-54 and insert:

6 passengers, and employees. However, until the Governor has
7 either appointed or rejected the appointment of the special
8 officer, a common carrier may temporarily employ a person as a
9 special officer if the person complies with the qualifications
10 for employment as a law enforcement officer in s. 943.13.
11 Notwithstanding any other provision of law, a special officer
12 must have the same training as a law enforcement officer in
13 accordance with s. 943.13 and s. 943.135(1). A Class I, II, or
14 III railroad shall be considered an employing agency for
15 purposes of s. 943.13 and 943.135(1), and shall pay any costs
16 associated with the training and continuing education of
17 employed special officers.

18 Section 2. Paragraph (f) is added to subsection (1) of
19 section 784.07, Florida Statutes, and subsection (2) of that
20 section is amended, to read:



Amendment No. 1

21 784.07 Assault or battery of law enforcement officers,
22 firefighters, emergency medical care providers, public transit
23 employees or agents, or other specified officers;
24 reclassification of offenses; minimum sentences.—

25 (1) As used in this section, the term:

26 (f) "Railroad special officer" means a person employed by
27 a Class I, II, or III railroad and appointed or pending
28 appointment by the Governor pursuant to s. 354.01.

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

34 Remove lines 3-12 and insert:

35 s. 354.01, F.S.; authorizing the temporary appointment of
36 special officers that meet certain qualifications; requiring
37 special officers employed by a railroad or other common carrier
38 to meet specified qualifications and meet specified continuing
39 education requirements; providing that a Class I, II, or III
40 railroad is an employing agency for specified purpose; requiring
41 Class I, II, and III railroads to pay costs associated with
42 training and continuing education; amending s.

43



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Stone offered the following:

Amendment (with title amendment)

Remove lines 94-125 and insert:

Section 3. This act shall take effect July 1, 2013.



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

Remove lines 16-22 and insert:

providing an effective date.

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/CS/HB 583 : Estates

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Edenfield, Martha (Lobbyist) - Waive In Support
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, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 617 : Juvenile Justice Circuit Advisory Boards and Juvenile Justice County Councils

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

CS/HB 617 Amendments

Amendment 959197

Adopted Without Objection

Appearances:

Menendez, Jon (Lobbyist) (State Employee) - Waive In Support
Department of Juvenile Justice
2737 Centerview Dr
Tallahassee FL 32399
Phone: 850-921-6302

Pitts, Brian (General Public) - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Gabbard, Jim (Lobbyist) - Waive In Support
The Florida Police Chiefs Association
P.O Box 14038
Tallahassee FL 32317
Phone: (850) 219-3640

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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
4.3.13*

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

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Amendment

Remove line 173 and insert:

(6) A member may not serve more than three consecutive 2-

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 693 : Dispute Resolution

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

CS/HB 693 Amendments

Amendment 000177

Adopted Without Objection

Appearances:

Wiley, William (Lobbyist) - Waive In Support
Florida Bar Business Law Section, The
651 E Jefferson St
Tallahassee FL
Phone: 850)545-9438

Pitts, Brian (General Public) - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Perdue, Tamela (Lobbyist) - Waive In Support
Associated Industries of Florida
PO Box 784
Tallahassee FL 32302
Phone: (850)224-7173

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 693 : Dispute Resolution (continued)

Appearances: (continued)

Rainey, Gary (Lobbyist) - Information Only

Florida Professional Firefighters

345 W Madison St

Tallahassee FL 32301

Phone: (850)224-7333

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Moraitis offered the following:

3
4 **Amendment**

5 Remove line 463 and insert:
 6 consolidation. Nothing in this section is intended or shall be
 7 construed to affect commencing, maintaining, or certifying a
 8 claim or defense on behalf of a class or as a class action.

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 731 : Pub. Rec./Spouses & Children of Law Enforcement Personnel

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz			X		
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Hattaway, Mike (State Employee) - Waive In Support
Florida Sheriff's Association
123 W Indiana Ave
Deland FL
Phone: 386-248-1777

Pitts, Brian (General Public) - Waive In Support
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Gabbard, Jim (Lobbyist) - Waive In Support
The Florida Police Chiefs Association
P.O Box 14038
Tallahassee FL 32317
Phone: (850) 219-3640

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 757 : Mandatory Reports of Child Abuse

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Brown, Charles (General Public) - Waive In Support
Captain, Volusia County Sheriff's Office
123 W Indiana Ave
Deland FL 32720
Phone: 386-736-5961

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 759 : Offenses Against Unborn Children

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell				X	
Marti Coley	X				
Dwight Dudley		X			
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner		X			
Charles McBurney	X				
Kionne McGhee		X			
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz		X			
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 12		Total Nays: 4			

HB 759 Amendments

Amendment 408303

Failed to Adopt

Appearances:

Prabhakaran, Sujatha (General Public) - Opponent
Vice President, Medical Affairs, Planned Parenthood of Southwest and Central Florida
736 Central Ave
Sarasota FL 34236
Phone: 336-403-9319

Fort, Pamela (Lobbyist) - Waive In Opposition
ACLU of Florida
104 S. Monroe Street
Tallahassee Florida 32301
Phone: 850-425-1344

DeVane, Barbara (Lobbyist) - Waive In Opposition
Florida NOW National Organization for Women, Inc
625 E Brevard St
Tallahassee FL 32308
Phone: (850)222-3969

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 759 : Offenses Against Unborn Children (continued)

Appearances: (continued)

Pitts, Brian (General Public) - Information Only

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: (727) 897-9291

Bunkley, Bill (Lobbyist) - Waive In Support

Florida Ethics and Religious Liberty Commission, Inc.

P.O. Box 341644

Tampa FL 33694

Phone: (813) 264-2977

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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	___	

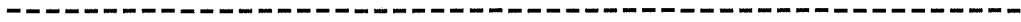
*unfavorable
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Schwartz offered the following:

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Amendment (with title amendment)

Remove lines 42-47



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

Remove lines 11-13 and insert:

such an offense; providing exceptions; providing a definition;

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 833 : General Assignments

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

CS/HB 833 Amendments

Amendment 167595

Adopted Without Objection

Amendment 532737

Adopted Without Objection

Appearances:

Black, Greg (Lobbyist) - Waive In Support
Business Law Section of the Florida Bar
215 S Monroe Street, Suite 505
Tallahassee FL 32301
Phone: 850-205-9000

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Passidomo offered the following:

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Amendment

Remove lines 283-284 and insert:

727.117 Assignee's deed form.-

(1) If an assignee sells real property of the estate, the deed shall be in substantially the



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
4.3.13*

Committee/Subcommittee hearing bill: Judiciary Committee
Representative Passidomo offered the following:

Amendment

Between lines 367 and 368, insert:

(2) The form for an assignee's deed shall include a blank space for the property appraiser's parcel identification number describing the property conveyed, which number, if available, shall be entered on the deed before it is presented for recording. The failure to include such blank space or the parcel identification number, or the inclusion of an incorrect parcel identification number, does not affect the validity of the conveyance or the recordability of the deed. Such parcel identification number is not a part of the legal description of the property otherwise set forth in the deed and may not be used as a substitute for the legal description of the property being conveyed.

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 845 : Termination of Pregnancy Based on Sex or Race of Unborn Child

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley		X			
Heather Fitzenhagen		X			
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner		X			
Charles McBurney	X				
Kionne McGhee		X			
Larry Metz	X				
Jared Moskowitz		X			
Kathleen Passidomo	X				
Ray Pilon		X			
Kenneth Roberson	X				
Elaine Schwartz		X			
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 10		Total Nays: 7			

Appearances:

Pitts, Brian (General Public) - Information Only

Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

DeVane, Barbara (Lobbyist) - Waive In Opposition

Florida NOW National Organization for Women, Inc
625 E Brevard St
Tallahassee FL 32308
Phone: (850)222-3969

Dupree, Kellie (General Public) - Opponent

Vice President of Public Policy and Communications, Florida Alliance of Planned Parenthood Affiliate
736 Central Avenue
Sarasota FL 34236
Phone: 941-556-1248

Fort, Pamela (Lobbyist) - Opponent

ACLU of Florida
104 S. Monroe Street
Tallahassee Florida 32301
Phone: 850-425-1344

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 845 : Termination of Pregnancy Based on Sex or Race of Unborn Child (continued)

Appearances: (continued)

Hopkins, Sheila (Lobbyist) - Waive In Support
Florida Conference of Catholic Bishops
201 W Park Ave
Tallahassee FL 32301-7715
Phone: (850)205-6826

Bunkley, Bill (Lobbyist) - Waive In Support
Florida Ethics and Religious Liberty Commission, Inc.
P.O. Box 341644
Tampa FL 33694
Phone: (813) 264-2977

Johnson, Sara (Lobbyist) - Waive In Support
Florida Family Action
4853 S. Orange Ave.
Orlando FL 32806
Phone: 850-567-8143

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

Criminal penalties for intentionally killing select Florida fish and wildlife

Species	prohibition ¹	Max. Classification	Max. ² Penalty	
[Florida] Scrub Jay, American Crocodile, Eastern Indigo Snake, Sea turtles, Florida Manatee, and Gulf Sturgeon (all are Federally Endangered or Threatened ³)	16 U.S.C. §1538	16 USC 1540	imprisonment not exceeding 1 year	\$50,000
Mallard Duck (a federally protected migratory bird ⁴)	16 U.S.C. §703	16 USC 707	imprisonment not exceeding 6 months	\$15,000
Gopher tortoise and Florida Bonneted Bat [listed as Florida mastiff bat] (both listed as state Threatened by Florida ⁵)	68A-27.003 F.A.C.	379.411 makes a violation a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084	imprisonment not exceeding 5 years	\$5,000
Bald Eagle	16 U.S.C. §668	16 USC 668 makes a first violation a misdemeanor	imprisonment not exceeding 1 year	\$5,000
Florida Tree Snail; Eastern Chipmunk; Gopher Frog ; and Sanibel Island Rice Rat (all listed as Species of Special Concern by Florida ⁶)	68A-27.005 F.A.C.; §379.411 F.S.	379.401 makes a first violation a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083	imprisonment not exceeding 60 days	\$500
Florida black bear	68A-4.001 and 68A-4.009 F.A.C.	379.401 makes a first violation a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083	imprisonment not exceeding 60 days	\$500

¹ All species identified in the table are protected under state law, but where stricter Federal law applies, the table only identifies the Federal law. The table also only identifies the strictest federal law when multiple federal laws apply.

² The classifications and criminal penalties listed are assuming 1. no prior violations; 2. only one violation; and 3. no aggravating factors or limitations provided by law or sentencing guidelines.

³ Listed in 50 C.F.R. §17.11

⁴ Listed in 50 C.F.R. §10.13

⁵ Listed in 68A-27.003(2) F.A.C.

⁶ Listed in 68A-27.005 F.A.C.

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 851 : Animal Cruelty

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

MacFall, Kate (Lobbyist) - Waive In Support
Humane Society of the United States, The
1624 Metropolitan Cir B
Tallahassee FL 32308
Phone: 850)508-1001

Hammer, Marion (Lobbyist) - Waive In Support
NRA and Unified Sportsmen of Florida
P.O Box 1387
Tallahassee FL 32302
Phone: 850-222-9518

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 875 : Licensed Security Officers

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley				X	
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Kopczynski, Kenneth (Lobbyist) - Waive In Support
Florida Police Benevolent Association, Inc
300 E Brevard St
Tallahassee FL 32301
Phone: (850)222-3329

Pitts, Brian (General Public) - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Hammer, Marion (Lobbyist) - Waive In Support
NRA and Unified Sportsmen of Florida
P.O Box 1387
Tallahassee FL 32302
Phone: 850-222-9518

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 887 : Termination of Parental Rights

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz			X		
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Pitts, Brian (General Public) - Waive In Support
 Justice-2-Jesus
 1119 Newton Ave. S.
 St. Petersburg FL 33705
 Phone: (727) 897-9291

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 935 : Florida False Claims Act

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley				X	
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

CS/HB 935 Amendments

Amendment 207759

Adopted Without Objection

Amendment 117917

Withdrawn

Amendment 822907

Adopted Without Objection



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
4.3.13*

Committee/Subcommittee hearing bill: Judiciary Committee
Representative Young offered the following:

Amendment (with title amendment)

Remove lines 189-336 and insert:

Section 4. Effective on the same date that HB 1297 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law, section 68.0831, Florida Statutes, is created to read:

68.0831 Subpoena.-

(1) As used in this section, the term "department" means the Department of Legal Affairs.

(2) Whenever the department has reason to believe that any person may be in possession, custody, or control of any documentary material or may have any information, which documentary material or information is relevant to a civil investigation authorized by s. 68.083, the department may, before the institution of a civil proceeding thereon, issue in writing and cause to be served upon the person a subpoena



Amendment No. 1

21 requiring the person to:

22 (a) Produce such documentary material for inspection and
23 copying or reproduction;

24 (b) Answer, under oath and in writing, written
25 interrogatories;

26 (c) Give sworn oral testimony concerning the documentary
27 material or information; or

28 (d) Furnish any combination of such material, answers, or
29 testimony.

30 (3) The subpoena shall:

31 (a) Be served upon the person in the manner required for
32 service of process in this state or by certified mail showing
33 receipt by the addressee or by the authorized agent of the
34 addressee.

35 (b) State the nature of the conduct that constitutes the
36 violation of this act and that is alleged to have occurred or to
37 be imminent.

38 (c) Describe the class or classes of documentary material
39 to be produced thereunder with such definiteness and certainty
40 as to permit such materials to be reasonably identified.

41 (d) Prescribe a date and time at which the person must
42 appear to testify, under oath or affirmation, or by which the
43 person must answer written interrogatories or produce the
44 documentary material for inspection or copying; however, such
45 date shall not be earlier than 30 days after the date of service
46 of the subpoena.

47 (e) Specify a place for the taking of testimony or for the
48 submission of answers to interrogatories and identify the person



Amendment No. 1

49 who is to take custody of any documentary material. Inspection
50 and copying of documentary material shall be carried out at the
51 place where the documentary material is located or at such other
52 place as may be thereafter agreed to by the person and such
53 designated custodian. Upon written agreement between the person
54 and the designated custodian, copies may be substituted for
55 original documents.

56 (4) Such subpoena may not require the production of any
57 documentary material, the submission of any answers to written
58 interrogatories, or the giving of any oral testimony if such
59 material, answers, or testimony would be protected from
60 disclosure under:

61 (a) The standards applicable to subpoenas or subpoenas
62 duces tecum issued by a court of this state in aid of a grand
63 jury investigation; or

64 (b) The standards applicable to a discovery request under
65 the Florida Rules of Civil Procedure, to the extent that the
66 application of such standards to any such subpoena is
67 appropriate and consistent with the provisions and purposes of
68 this act.

69 (5) This section does not limit the power of the
70 department to require the appearance of witnesses or production
71 of documents or other tangible evidence located outside the
72 state.

73 (6) Within 30 days after the service of a subpoena upon
74 any person or at any time before the return date specified
75 therein, whichever period is longer, the person served may file,
76 and serve on the department, a petition for an order of the



Amendment No. 1

77 court modifying or setting aside the subpoena. Any such petition
78 shall be filed in the circuit court of the Second Judicial
79 Circuit in and for Leon County. The time allowed for compliance
80 in whole or in part with the subpoena as deemed proper and
81 ordered by the court shall not run while the petition is pending
82 before the court. The petition shall specify each ground upon
83 which the petitioner relies in seeking relief and may be based
84 upon the failure of the subpoena to comply with this section or
85 upon any constitutional or other legal right or privilege of
86 such person.

87 (7) In case of the failure of any person to comply in
88 whole or in part with a subpoena and when such person has not
89 filed a petition under subsection (6), the circuit court of the
90 Second Judicial Circuit in and for Leon County, upon application
91 of the department, may issue an order requiring compliance. The
92 failure to obey the order of the court shall be punishable as a
93 contempt of court.

94 (8) The examination of all witnesses under this section
95 shall be conducted by the department before an officer
96 authorized to administer oaths in this state. The testimony
97 shall be taken stenographically or by a sound-recording device.
98 Any person compelled to appear under a subpoena for oral
99 testimony pursuant to this section may be accompanied,
100 represented, and advised by counsel. Counsel may advise such
101 person, in confidence, either upon the request of such person or
102 upon counsel's own initiative, with respect to any question
103 asked of such person. Such person or counsel may object on the
104 record to any question, in whole or in part, and shall briefly



Amendment No. 1

105 state for the record the reason for any such objection. If such
106 person refuses to answer any question, the person conducting the
107 examination may petition the circuit court as provided by
108 subsection (11).

109 (9) When the testimony is fully transcribed, the person
110 conducting the deposition shall afford the witness, and counsel,
111 if any, a reasonable opportunity to examine the transcript, and
112 the transcript shall be read to or by the witness, unless such
113 examination and reading is waived by the witness. Any changes in
114 form or substance that the witness desires to make shall be
115 entered and identified upon the transcript by the officer or the
116 department, with a statement of the reasons given by the witness
117 for making such changes. The transcript shall then be signed by
118 the witness unless the witness waives the signing in writing, is
119 ill, cannot be found, or refuses to sign. If the transcript is
120 not signed by the witness within 30 days after his or her being
121 afforded a reasonable opportunity to examine it, the person
122 conducting the examination shall sign it and state on the record
123 the fact of the waiver, illness, absence, or refusal to sign,
124 together with the reason, if any, given therefor. Any person
125 required to testify or to submit documentary evidence is
126 entitled, on payment of reasonable costs, to procure a copy of
127 any document produced by such person and of his or her own
128 testimony as stenographically reported or, in the case of a
129 deposition, as reduced to writing by or under the direction of
130 the person taking the deposition.

131 (10) The department shall have the authority to stipulate
132 to protective orders with respect to documents and information



Amendment No. 1

133 submitted in response to a subpoena under this section.

134 (11) The department may request that any natural person
135 who refuses to comply with this section on the ground that the
136 testimony or documents may incriminate him or her be ordered by
137 the circuit court to provide the testimony or the documents.
138 Except in a prosecution for perjury, a natural person who
139 complies with a court order to provide testimony or documents
140 after asserting a privilege against self-incrimination to which
141 he or she is entitled by law may not be subject to a criminal
142 proceeding with respect to the transaction to which he or she is
143 required to testify or produce documents. Any natural person who
144 fails to comply with such a court order to testify or produce
145 documents may be adjudged in contempt and imprisoned until the
146 time the person purges himself or herself of the contempt.

147 (12) While in the possession of the custodian, documentary
148 material, answers to interrogatories, and transcripts of oral
149 testimony shall be available, under such reasonable terms and
150 conditions as the department shall prescribe, for examination by
151 the person who produced such materials or answers or that
152 person's duly authorized representative.

153 (13) This section does not impair the authority of the
154 department to:

155 (a) Institute a civil proceeding under s. 68.083;

156 (b) Invoke the power of a court to compel the production
157 of evidence before a grand jury; or

158 (c) Maintain the confidential and exempt status of the
159 complaint and any other information as provided in s. 68.083(8).

160 (14) (a) A person who knows or has reason to believe that a



Amendment No. 1

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

Remove line 11 and insert:

F.S.; defining the term "department"; authorizing the Department
of Legal Affairs to



Amendment No. 1a

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
4-15
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee
2 Representative Young offered the following:

Amendment (with title amendment)

Remove lines 191-336 and insert:

Section 4. Effective on the same date that HB 1297 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law, section 68.0831, Florida Statutes, is created to read:

68.0831 Subpoena.—

(1) As used in this section, the term "department" means the Department of Legal Affairs.

(2) Whenever the department has reason to believe that any person may be in possession, custody, or control of any documentary material or may have any information, which documentary material or information is relevant to a civil investigation authorized by s. 68.083, the department may, before the institution of a civil proceeding thereon, issue in writing and cause to be served upon the person a subpoena



Amendment No. 1

21 requiring the person to:

22 (a) Produce such documentary material for inspection and
23 copying or reproduction;

24 (b) Answer, under oath and in writing, written
25 interrogatories;

26 (c) Give sworn oral testimony concerning the documentary
27 material or information; or

28 (d) Furnish any combination of such material, answers, or
29 testimony.

30 (3) The subpoena shall:

31 (a) Be served upon the person in the manner required for
32 service of process in this state or by certified mail showing
33 receipt by the addressee or by the authorized agent of the
34 addressee.

35 (b) State the nature of the conduct that constitutes the
36 violation of this act and that is alleged to have occurred or to
37 be imminent.

38 (c) Describe the class or classes of documentary material
39 to be produced thereunder with such definiteness and certainty
40 as to permit such materials to be reasonably identified.

41 (d) Prescribe a date and time at which the person must
42 appear to testify, under oath or affirmation, or by which the
43 person must answer written interrogatories or produce the
44 documentary material for inspection or copying; however, such
45 date shall not be earlier than 30 days after the date of service
46 of the subpoena.

47 (e) Specify a place for the taking of testimony or for the
48 submission of answers to interrogatories and identify the person



Amendment No. 1

49 who is to take custody of any documentary material. Inspection
50 and copying of documentary material shall be carried out at the
51 place where the documentary material is located or at such other
52 place as may be thereafter agreed to by the person and such
53 designated custodian. Upon written agreement between the person
54 and the designated custodian, copies may be substituted for
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56 (4) Such subpoena may not require the production of any
57 documentary material, the submission of any answers to written
58 interrogatories, or the giving of any oral testimony if such
59 material, answers, or testimony would be protected from
60 disclosure under:

61 (a) The standards applicable to subpoenas or subpoenas
62 duces tecum issued by a court of this state in aid of a grand
63 jury investigation; or

64 (b) The standards applicable to a discovery request under
65 the Florida Rules of Civil Procedure, to the extent that the
66 application of such standards to any such subpoena is
67 appropriate and consistent with the provisions and purposes of
68 this act.

69 (5) This section does not limit the power of the
70 department to require the appearance of witnesses or production
71 of documents or other tangible evidence located outside the
72 state.

73 (6) Within 30 days after the service of a subpoena upon
74 any person or at any time before the return date specified
75 therein, whichever period is longer, the person served may file,
76 and serve on the department, a petition for an order of the



Amendment No. 1

77 court modifying or setting aside the subpoena. Any such petition
78 shall be filed in the circuit court of the Second Judicial
79 Circuit in and for Leon County. The time allowed for compliance
80 in whole or in part with the subpoena as deemed proper and
81 ordered by the court shall not run while the petition is pending
82 before the court. The petition shall specify each ground upon
83 which the petitioner relies in seeking relief and may be based
84 upon the failure of the subpoena to comply with this section or
85 upon any constitutional or other legal right or privilege of
86 such person.

87 (7) In case of the failure of any person to comply in
88 whole or in part with a subpoena and when such person has not
89 filed a petition under subsection (6), the circuit court of the
90 Second Judicial Circuit in and for Leon County, upon application
91 of the department, may issue an order requiring compliance. The
92 failure to obey the order of the court shall be punishable as a
93 contempt of court.

94 (8) The examination of all witnesses under this section
95 shall be conducted by the department before an officer
96 authorized to administer oaths in this state. The testimony
97 shall be taken stenographically or by a sound-recording device.
98 Any person compelled to appear under a subpoena for oral
99 testimony pursuant to this section may be accompanied,
100 represented, and advised by counsel. Counsel may advise such
101 person, in confidence, either upon the request of such person or
102 upon counsel's own initiative, with respect to any question
103 asked of such person. Such person or counsel may object on the
104 record to any question, in whole or in part, and shall briefly



Amendment No. 1

105 state for the record the reason for any such objection. If such
106 person refuses to answer any question, the person conducting the
107 examination may petition the circuit court as provided by
108 subsection (11).

109 (9) When the testimony is fully transcribed, the person
110 conducting the deposition shall afford the witness, and counsel,
111 if any, a reasonable opportunity to examine the transcript, and
112 the transcript shall be read to or by the witness, unless such
113 examination and reading is waived by the witness. Any changes in
114 form or substance that the witness desires to make shall be
115 entered and identified upon the transcript by the officer or the
116 department, with a statement of the reasons given by the witness
117 for making such changes. The transcript shall then be signed by
118 the witness unless the witness waives the signing in writing, is
119 ill, cannot be found, or refuses to sign. If the transcript is
120 not signed by the witness within 30 days after his or her being
121 afforded a reasonable opportunity to examine it, the person
122 conducting the examination shall sign it and state on the record
123 the fact of the waiver, illness, absence, or refusal to sign,
124 together with the reason, if any, given therefor. Any person
125 required to testify or to submit documentary evidence is
126 entitled, on payment of reasonable costs, to procure a copy of
127 any document produced by such person and of his or her own
128 testimony as stenographically reported or, in the case of a
129 deposition, as reduced to writing by or under the direction of
130 the person taking the deposition.

131 (10) The department shall have the authority to stipulate
132 to protective orders with respect to documents and information



Amendment No. 1

133 submitted in response to a subpoena under this section.

134 (11) The department may request that any natural person
135 who refuses to comply with this section on the ground that the
136 testimony or documents may incriminate him or her be ordered by
137 the circuit court to provide the testimony or the documents.
138 Except in a prosecution for perjury, a natural person who
139 complies with a court order to provide testimony or documents
140 after asserting a privilege against self-incrimination to which
141 he or she is entitled by law may not be subject to a criminal
142 proceeding with respect to the transaction to which he or she is
143 required to testify or produce documents. Any natural person who
144 fails to comply with such a court order to testify or produce
145 documents may be adjudged in contempt and imprisoned until the
146 time the person purges himself or herself of the contempt.

147 (12) While in the possession of the custodian, documentary
148 material, answers to interrogatories, and transcripts of oral
149 testimony shall be available, under such reasonable terms and
150 conditions as the department shall prescribe, for examination by
151 the person who produced such materials or answers or that
152 person's duly authorized representative.

153 (13) This section does not impair the authority of the
154 department to:

155 (a) Institute a civil proceeding under s. 68.083;

156 (b) Invoke the power of a court to compel the production
157 of evidence before a grand jury; or

158 (c) Maintain the confidential and exempt status of the
159 complaint and any other information as provided in s. 68.083(8).

160 (14) (a) A person who knows or has reason to believe that a



Amendment No. 1

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

Remove line 11 and insert:

F.S.; defining the term "department"; authorizing the Department
of Legal Affairs to



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee

2 Representative Young offered the following:

3

4 **Amendment**

5 Remove line 601 and insert:

6 Section 11. Except as otherwise expressly provided in this
7 act, this act shall take effect July 1, 2013.

8

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 941 : Fees and Costs Incurred in Guardianship Proceedings

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz			X		
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Adams, Howard E. "Gene" (Lobbyist) (General Public) - Waive In Support
Real Property, Probate and Trust Law Section, Florida Bar
215 South Monroe Street 2nd Floor
Tallahassee Florida undefined
Phone: 850-222-3233

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 943 : Public Records Exemption

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz			X		
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

HB 943 Amendments

Amendment 133467

Adopted Without Objection

Appearances:

Pitts, Brian (General Public) - Waive In Support
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: (727) 897-9291

Adams, Howard "Gene" (Lobbyist) - Waive In Support
Real Property, Probate and Trust Law Section of the Florida Bar
215 S Monroe St
Tallahassee FL 32301
Phone: 850-222-3533

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM



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
4.3.13*

1 Committee/Subcommittee hearing bill: Judiciary Committee

2 Representative Schwartz offered the following:

3

4 **Amendment (with title amendment)**

5 Remove lines 54-57

6

7

8

9



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

11 Remove lines 14-16 and insert:

12 other purposes; providing a statement of

13

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 1221 : Murder of a Child 17 Years of Age or Younger

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

CS/HB 1223 : Deceptive and Unfair Trade Practices

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley				X	
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 16		Total Nays: 0			

CS/HB 1223 Amendments

Amendment 909763

Adopted Without Objection



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	_____	

*favourable
4.3.13*

Committee/Subcommittee hearing bill: Judiciary Committee
Representative Grant offered the following:

Amendment

Remove lines 46-56 and insert:

(3) A person who is willfully using, or has willfully used, a method, act, or practice in violation of this part directed at a military service member or the spouse or child of a military service member, is liable for a civil penalty of not more than \$15,000 for each such violation if she or he knew or should have known that her or his conduct was unfair or deceptive.

(4) ~~(3)~~ An Any order of restitution or reimbursement based on a violation of this part committed against a senior citizen, a ~~or handicapped~~ person who has a disability, a military service member, or the spouse or child of a military service member has priority over the imposition of civil penalties for such violations pursuant to this section.

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 1297 : Pub. Rec./Florida False Claims Act

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner	X				
Charles McBurney	X				
Kionne McGhee	X				
Larry Metz	X				
Jared Moskowitz	X				
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz	X				
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Pitts, Brian (General Public) - Waive In Support
 Justice-2-Jesus
 1119 Newton Ave. S.
 St. Petersburg FL 33705
 Phone: (727) 897-9291

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 7015 : Expert Testimony

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daphne Campbell	X				
Marti Coley	X				
Dwight Dudley		X			
Heather Fitzenhagen	X				
Matt Gaetz	X				
Bill Hager			X		
Dave Kerner		X			
Charles McBurney	X				
Kionne McGhee		X			
Larry Metz	X				
Jared Moskowitz		X			
Kathleen Passidomo	X				
Ray Pilon	X				
Kenneth Roberson	X				
Elaine Schwartz		X			
Ross Spano	X				
Charlie Stone	X				
Dennis Baxley (Chair)	X				
Total Yeas: 12		Total Nays: 5			

Appearances:

Rafferty, Troy (General Public) - Opponent
 Florida Justice Association
 316 S. Bayles
 Pensacola FL
 Phone: 850-435-7163

Hess, Glenn (State Employee) - Waive In Opposition
 Florida Prosecuting Attorneys' Association
 421 Magnolia Avenue
 Panama City FL 32401
 Phone: 850-872-7680

Pitts, Brian (General Public) - Information Only
 Justice-2-Jesus
 1119 Newton Ave. S.
 St. Petersburg FL 33705
 Phone: (727) 897-9291

Perdue, Tamela (Lobbyist) - Waive In Support
 Associated Industries of Florida
 PO Box 784
 Tallahassee FL 32302
 Phone: (850)224-7173

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM

COMMITTEE MEETING REPORT

Judiciary Committee

4/3/2013 8:30:00AM

Location: 404 HOB

HB 7015 : Expert Testimony (continued)

Appearances: (continued)

Hart, David (Lobbyist) - Waive In Support
Florida Chamber of Commerce
136 S Bronough St
Tallahassee FL 32301
Phone: 850)521-1200

Delegal, Mark (Lobbyist) - Proponent
Legal Reform Coalition
215 S Monroe, #200
Tallahassee FL 32301
Phone: 850-508-7779

Winn, Stephen (Lobbyist) - Waive In Support
Florida Osteopathic Medical Association
2007 Apalachee Pky
Tallahassee FL 32301
Phone: (850)878-7463

Miller, Greg (Lobbyist) - Waive In Support
Florida Justice Reform Institute
215 S Monroe St, Suite 710
Tallahassee FL 32301
Phone: 850-391-0001

Jacquis, Michelle (Lobbyist) - Waive In Support
Florida Medical Association
PO Box 10269
Tallahassee FL 32302
Phone: (850)224-6496

Committee meeting was reported out: Wednesday, April 03, 2013 12:51:59PM