



Civil Justice Subcommittee

March 5, 2014

12:00 PM

404 HOB

Action Packet

Will Weatherford
Speaker

Larry Metz
Chair

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

Summary:

Civil Justice Subcommittee

Wednesday March 05, 2014 12:00 pm

HB 203	Favorable With Committee Substitute	Yeas: 13	Nays: 0
	Amendment 017473 Adopted Without Objection		
HB 755	Favorable With Committee Substitute	Yeas: 13	Nays: 0
	Amendment 740181 Adopted Without Objection		
PCS for HB 429	Favorable	Yeas: 11	Nays: 1
PCS for HB 569	Favorable	Yeas: 10	Nays: 3
PCS for HB 807	Favorable	Yeas: 12	Nays: 0

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Larry Metz (Chair)	X		
Michael Clelland	X		
Daniel Davis	X		
Tom Goodson	X		
Bill Hager	X		
Walter Hill	X		
Kathleen Passidomo	X		
José Rodríguez	X		
Ross Spano	X		
Cynthia Stafford	X		
Charlie Stone	X		
James Waldman	X		
Dana Young	X		
Totals:	13	0	0

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

HB 203 : Unaccompanied Youth

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Michael Clelland	X				
Daniel Davis	X				
Tom Goodson	X				
Bill Hager	X				
Walter Hill	X				
Kathleen Passidomo	X				
José Rodríguez	X				
Ross Spano	X				
Cynthia Stafford	X				
Charlie Stone	X				
James Waldman	X				
Dana Young	X				
Larry Metz (Chair)	X				
Total Yeas: 13		Total Nays: 0			

HB 203 Amendments

Amendment 017473

Adopted Without Objection

Appearances:

HB 203

Book, Ron (Lobbyist) - Proponent
Miami Dade County Homeless Trust
104 West Jefferson
Tallahassee FL 32301
Phone: 850-224-3427

HB 203

Henderson, Cori (General Public) - Waive In Support
Jr. Leagues of Florida

HB 203

Briggs, Edwards (Lobbyist) - Waive In Support
Suncoast Community Health Centers
235 W Brandon Blvd, Suite 640
Brandon FL 33511
Phone: 850-433-5994

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

HB 203 : Unaccompanied Youth (continued)

Appearances: (continued)

HB 203

Pfeifer, Pam (Lobbyist) - Waive In Support

Associate Vice President, USF Health

12901 Bruce B Downs blvd MDC 2

Tampa FL 33612

Phone: 850-980-3802

McQuone, Michael (Lobbyist) - Waive In Support

Florida Conference of Catholic Bishops

201 W Park Ave

Tallahassee FL

Phone: 850-284-9130

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM



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		

*Adopted without
Objection
3.5.14*

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

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. Section 743.067, Florida Statutes, is amended
7 to read:

8 743.067 Unaccompanied homeless youths.-

9 (1) For purposes of this section, an "unaccompanied
10 homeless youth" is an individual, as defined in 42 U.S.C. s.
11 11434a, who is also a certified homeless youth, as defined in s.
12 382.002, and who is 16 years of age or older and is:

13 (a) Found by a school district's liaison for homeless
14 children and youths to be an unaccompanied homeless youth
15 eligible for services pursuant to the McKinney-Vento Homeless
16 Assistance Act, 42 U.S.C. ss. 11431-11435; or



Amendment No. 1

17 (b) Believed to qualify as an unaccompanied homeless
18 youth, as that term is defined in the McKinney-Vento Homeless
19 Assistance Act, by:

20 1. The director of an emergency shelter program funded by
21 the United States Department of Housing and Urban Development,
22 or the director's designee;

23 2. The director of a runaway or homeless youth basic
24 center or transitional living program funded by the United
25 States Department of Health and Human Services, or the
26 director's designee;

27 3. A clinical social worker licensed under chapter 491; or

28 4. A circuit court.

29 (2) A minor who qualifies as an unaccompanied homeless
30 youth shall be issued a written certificate documenting his or
31 her status by the appropriate individual as provided in
32 subsection (1). The certificate shall be issued on the official
33 letterhead stationery of the person making the determination and
34 shall include the date of the finding, a citation to this
35 section, and the signature of the individual making the finding.
36 A health care provider may accept the written certificate as
37 proof of the minor's status as an unaccompanied homeless youth
38 and may keep a copy of the certificate in the youth's medical
39 file.

40 (3) An unaccompanied homeless youth may:

41 (a) Petition the circuit court to have the disabilities of
42 nonage removed under s. 743.015. The youth shall qualify as a



Amendment No. 1

43 person not required to prepay costs and fees as provided in s.
44 57.081. The court shall advance the cause on the calendar.

45 (b) Consent to medical, dental, psychological, substance
46 abuse, and surgical diagnosis and treatment, including
47 preventative care and care by a facility licensed under chapter
48 394, chapter 395, or chapter 397 and any forensic medical
49 examination for the purpose of investigating any felony offense
50 under chapter 784, chapter 787, chapter 794, chapter 800, or
51 chapter 827, for:

- 52 1. Himself or herself; or
53 2. His or her child, if the unaccompanied homeless youth
54 is unmarried, is the parent of the child, and has actual custody
55 of the child.

56 (4) This section does not affect the requirements of s.
57 390.01114.

58 Section 2. This act shall take effect July 1, 2014.

59
60
61
62
63
64
65
66
67
68

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

Remove everything before the enacting clause and insert:
An act relating to unaccompanied homeless youth; amending s.
743.067, F.S.; defining the term "unaccompanied homeless youth";
providing for a certification; authorizing certain unaccompanied
homeless youths to consent to medical, dental, psychological,
substance abuse, and surgical diagnosis and treatment, and



Amendment No. 1

69 forensic medical examinations for themselves and for their
70 children in certain circumstances; providing that such consent
71 does not affect the requirements of the Parental Notice of
72 Abortion Act; providing an effective date.

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

HB 755 : Family Law

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Michael Clelland	X				
Daniel Davis	X				
Tom Goodson	X				
Bill Hager	X				
Walter Hill	X				
Kathleen Passidomo	X				
José Rodríguez	X				
Ross Spano	X				
Cynthia Stafford	X				
Charlie Stone	X				
James Waldman	X				
Dana Young	X				
Larry Metz (Chair)	X				
Total Yeas: 13		Total Nays: 0			

HB 755 Amendments

Amendment 740181

Adopted Without Objection

Appearances:

HB 755

Rumbold, Chris (General Public) - Information Only
Vice Chair, Legislation, Family Law Section
Boca Raton FL
Phone: 561-447-2274

HB 755

Maclure, Eric (Lobbyist) - Waive In Support
State Courts System
Supreme Court Bldg 500 S Duval St
Tallahassee FL
Phone: 850)922-5692

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM



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	—	

Adopted without objection

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

4 **Amendment**

5 Remove lines 205-252 and insert:

6 (2) (a) There is created within the Department of Revenue
7 the Statewide Task Force on Child Support, a task force as
8 defined in s. 20.03, Florida Statutes. The task force is created
9 for the express purpose of collecting, analyzing, evaluating the
10 dollar amount of child support obligations for each income
11 level, and exploring new methods of calculation. The task force
12 shall provide policy recommendations and draft legislative
13 changes considering new methods of calculations for the
14 Legislature.

15 (b) The task force shall consist of the following members,
16 or the member's designee:

17 1. The Executive Director of the Department of Revenue,



Amendment No. 1

18 who shall serve as chair.

19 2. The Surgeon General, who shall serve as vice chair.

20 3. The Secretary of Children and Families.

21 4. The executive director of the Department of Law
22 Enforcement.

23 5. A legislator appointed by the President of the Senate.

24 6. A legislator appointed by the Speaker of the House of
25 Representatives.

26 8. A circuit judge with experience in hearing family law
27 cases, appointed by the Chief Justice.

28 9. A general magistrate with experience in hearing family
29 law cases, appointed by the Chief Justice.

30 10. Three practicing, board-certified, family law
31 attorneys who each have at least 10 years of practice experience
32 in the state, appointed by the Governor.

33 (c) The Department of Revenue shall provide the task force
34 with staff necessary to assist the task force in the performance
35 of its duties.

36 (3) The task force shall hold its organizational meeting
37 by August 1, 2014. Thereafter, the task force shall meet at
38 least twice per year. Additional meetings may be held if the
39 chair determines that extraordinary circumstances require an
40 additional meeting. A majority of the members of the task force
41 constitutes a quorum.

42 (4) The task force shall:

43 (a) Collect and organize data concerning existing child



Amendment No. 1

44 support obligations for each income level.

45 (b) Collect and organize data concerning the costs
46 associated with child support modification and orders in the
47 court system.

48 (c) Identify available federal, state, and local programs
49 that provide services to individuals under Title IV-D.

50 (d) Require the Department of Revenue to report the exact
51 number and cost associated with Title IV-D cases, including
52 individuals who are requesting assistance regardless of
53 nonindigent status.

54 (e) Update the information in the 2013 report commissioned
55 by the Florida Legislature by Stefan C. Norbinn et al., Review

56

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

PCS for HB 429 : Hearsay

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Michael Clelland	X				
Daniel Davis	X				
Tom Goodson	X				
Bill Hager	X				
Walter Hill			X		
Kathleen Passidomo	X				
José Rodríguez	X				
Ross Spano	X				
Cynthia Stafford	X				
Charlie Stone	X				
James Waldman		X			
Dana Young	X				
Larry Metz (Chair)	X				
	Total Yeas: 11	Total Nays: 1			

Appearances:

PCS for HB 429

Dillinger, Bob (State Employee) (General Public) - Opponent
Florida Public Defender Association, Inc.
14250 49th Street N
Clearwater Florida
Phone: 727-464-6516

PCS for HB 429

Wiseman, Leisa (Lobbyist) - Waive In Support
Florida Coalition Against Domestic Violence
425 Office Plaza Dr
Tallahassee FL 32301
Phone: (850)425-2749

PCS for HB 429

Aronberg, Dave (State Employee) - Proponent
State Attorney, 15th Judicial Circuit
401 N Dixie Hwy
West Palm Beach FL
Phone: 561-355-4100

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

PCS for HB 569 : Nursing Home Litigation

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Michael Clelland		X			
Daniel Davis	X				
Tom Goodson	X				
Bill Hager	X				
Walter Hill	X				
Kathleen Passidomo	X				
José Rodríguez		X			
Ross Spano	X				
Cynthia Stafford		X			
Charlie Stone	X				
James Waldman	X				
Dana Young	X				
Larry Metz (Chair)	X				
Total Yeas: 10		Total Nays: 3			

Appearances:

PCS for HB 569

Heuchan, Brecht (Lobbyist) - Opponent

Wilkes & McHugh, P. A.

One N Dale Mabry Hwy Ste 800

Tampa FL 33609

Phone: (850)702-0143

PCS for HB 569

Carbarell, Rosemary (General Public) - Waive In Support

Administrator, Pines of Sarasota ALF

1501 N Orange Ave

Sarasota FL 34236

Phone: 941-365-0750

PCS for HB 569

Bostick, Melanie (Lobbyist) - Waive In Support

Vice President, Florida Justice Reform Institute

P O Box 390

Tallahassee FL 32302

Phone: 850-688-3183

PCS for HB 569

Van Name, Matthew (General Public) - Waive In Opposition

Political Director, 1199SEIU

14645 NW 77th Ave Suite 201

Miami Lakes FL 33014

Phone: 786-459-1798

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

PCS for HB 569 : Nursing Home Litigation (continued)

Appearances: (continued)

PCS for HB 569

Hagan, Marie (General Public) - Proponent

LPN, Florida Health Care Association

1656 S Jefferson St

Monticello FL 32344

Phone: 229-403-0990

PCS for HB 569

Asztalos, Robert (Lobbyist) - Waive In Support

Florida Health Care Association

307 W Park Ave

Tallahassee FL 32301

Phone: (850)284-1166

PCS for Hb 569

Bevis, Brewster (Lobbyist) - Waive In Support

Associated Industries of Florida

516 N Adams St

Tallahassee FL 32301

Phone: 850)224-7173

PCS for HB 569

McRay, Jack (Lobbyist) - Waive In Support

AARP

200 W. College Avenue, Ste. 304

Tallahassee FL 32301

Phone: (850) 577-5163

PCS for HB 569

Jess, Paul (Lobbyist) - Proponent

Florida Justice Association

218 S Monroe St

Tallahassee FL 32301

Phone: (850)224-9403

PCS for HB 569

Christian, David (Lobbyist) - Waive In Support

Florida Chamber of Commerce

136 S Bronough St

Tallahassee FL 32301

Phone: 850)521-1211

PCS for HB 569

Berkowitz, Carol (Lobbyist) - Waive In Support

Leading Age Fla (Formerly FAHSA)

1812 Riggins Rd

Tallahassee FL 32309

Phone: (850) 671-3700

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM

COMMITTEE MEETING REPORT

Civil Justice Subcommittee

3/5/2014 12:00:00PM

Location: Sumner Hall (404 HOB)

PCS for HB 807 : Residential Properties

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Michael Clelland	X				
Daniel Davis	X				
Tom Goodson	X				
Bill Hager	X				
Walter Hill			X		
Kathleen Passidomo	X				
José Rodríguez	X				
Ross Spano	X				
Cynthia Stafford	X				
Charlie Stone	X				
James Waldman	X				
Dana Young	X				
Larry Metz (Chair)	X				
Total Yeas: 12		Total Nays: 0			

Appearances:

PCS for HB 807

Moore, Travis (Lobbyist) - Waive In Support

Community Associations Institute

P O Box 781

Largo FL 33779

Phone: 727-421-6902

PCS for HB 807

Goin, Yeline (Lobbyist) - Waive In Support

Community Associates Leadership Lobby

204 S Monroe Street, Suite 203

Tallahassee FL 32301

Phone: 850-284-2460

PCS for HB 807

Ferguson, Diana (Lobbyist) - Waive In Support

Community Advocacy Network

119 S Monroe St

Tallahassee FL 32308

Phone: 850-681-6788

Dunbar, Peter (Lobbyist) - Information Only

Real Property, Probate & Trust Law Section

c/o The Florida Bar 215 S Monroe

Tallahassee FL 32301

Phone: 850-999-4100

Committee meeting was reported out: Wednesday, March 05, 2014 3:30:45PM