



---

# **Civil Justice & Claims Subcommittee**

**March 20, 2017**

**3:30 PM**

**404 HOB**

**Action Packet**

**Richard Corcoran  
Speaker**

**Heather Fitzenhagen  
Chair**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**Summary:**

**Civil Justice & Claims Subcommittee**

*Monday March 20, 2017 03:30 pm*

PCS for HB 163	Favorable	Yeas: 14	Nays: 0
PCS for HB 1165	Favorable With Amendment(s)	Yeas: 14	Nays: 0
Amendment PCS for HB 1165 a2	Adopted Without Objection		
Amendment PCS for HB 1165 a3	Adopted Without Objection		
Amendment PCS for HB 1165 a4	Withdrawn		
PCS for HB 1167	Favorable	Yeas: 14	Nays: 0
HB 1237	Favorable With Committee Substitute	Yeas: 14	Nays: 0
Amendment 694907	Adopted Without Objection		
Amendment 071799	Adopted Without Objection		
Amendment 540335	Adopted Without Objection		
Amendment 504649	Adopted Without Objection		
Amendment 401725	Adopted Without Objection		
Amendment 132849	Adopted Without Objection		
HB 1255	Favorable With Committee Substitute	Yeas: 15	Nays: 0
Amendment 051779	Adopted Without Objection		
PCS for HB 1379	Favorable	Yeas: 13	Nays: 1
HB 1417	Favorable With Committee Substitute	Yeas: 14	Nays: 0
Amendment 551573	Adopted Without Objection		
HB 6501	Favorable With Committee Substitute	Yeas: 13	Nays: 1
Amendment 301485	Adopted Without Objection		
HB 6511	Favorable With Committee Substitute	Yeas: 13	Nays: 1
Amendment 580727	Adopted Without Objection		
HB 6517	Not Considered		
HB 6519	Favorable With Committee Substitute	Yeas: 14	Nays: 0
Amendment 692153	Adopted Without Objection		
HB 6527	Retained		

**Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**Summary: (continued)**

**Civil Justice & Claims Subcommittee**

*Monday March 20, 2017 03:30 pm*

HB 6545	Favorable With Committee Substitute	Yeas: 13	Nays: 1
	Amendment 354539 Adopted Without Objection		
HB 6549	Favorable With Committee Substitute	Yeas: 13	Nays: 1
	Amendment 110329 Adopted Without Objection		
HB 6553	Favorable With Committee Substitute	Yeas: 13	Nays: 1
	Amendment 427281 Adopted Without Objection		
HB 6555	Retained		

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

# COMMITTEE MEETING REPORT

## Civil Justice & Claims Subcommittee

3/20/2017 3:30PM

**Location:** Sumner Hall (404 HOB)

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Heather Fitzenhagen (Chair)	X		
Daniel Burgess, Jr.	X		
Colleen Burton	X		
Cord Byrd	X		
John Cortes	X		
Ben Diamond	X		
Jay Fant	X		
Erin Grall	X		
Shawn Harrison	X		
George Moraitis, Jr.	X		
Sean Shaw	X		
Cynthia Stafford	X		
Jackie Toledo	X		
Barbara Watson	X		
Frank White	X		
<b>Totals:</b>	<b>15</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**PCS for HB 163 : Public Records**

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw			X		
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Harris, Bob (Lobbyist) - Information Only  
 Panhandle Area Educational Consortium  
 PO Box 15579  
 Tallahassee FL 32317-5579  
 Phone: (850) 222-0720

Conn, Kraig (Lobbyist) - Waive In Support  
 Florida League of Cities  
 301 S. Bronough  
 Tallahassee FL 32301  
 Phone: 850-222-9684

Ziffer, Gil - Waive In Support  
 Florida League of Cities  
 First VP  
 301 S. Bronough St., Ste 300  
 Tallahassee FL 32302  
 Phone: 850-222-9684

McNulty, Kerri (General Public) - Waive In Support  
 City of Miami  
 Asst. City Attorney  
 444 SW 2nd Ave.  
 Miami FL 33130  
 Phone: 305-416-1800

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**PCS for HB 163 : Public Records (continued)**

**Appearances: (continued)**

King, Natalie (Lobbyist) - Waive In Support

Amalie Arena  
235 W Brandon Blvd Ste 640  
Brandon FL 33511  
Phone: (813) 924-8218

Arteaga, Diana (Lobbyist) - Waive In Support

City of Miami  
Director of Government Relations  
3500 Pan American Dr  
Miami FL 33133  
Phone: (786) 469-1644

Youmans, Laura (Lobbyist) - Waive In Support

Florida Association of Counties  
Assoc. Director of Public Policy  
100 S. Monroe Street  
Tallahassee FL 32301

DeVane, Barbara (Lobbyist) - Waive In Support

Florida National Organization for Women, Inc  
625 E Brevard St  
Tallahassee FL 32308  
Phone: (850) 251-4280

West, Devon (Lobbyist) - Waive In Support

Martin County Board of County Commissioners  
2401 SE Monterey Rd  
Stuart FL 34996-3322  
Phone: (772) 463-3288

Bell, Douglas (Lobbyist) - Waive In Support

City of Palm Coast  
101 N Monroe St Suite 1090  
Tallahassee FL 32301  
Phone: (850) 681-0411

Bishop, Barney (Lobbyist) - Proponent

Florida Smart Justice Alliance  
204 S Monroe St Ste 201  
Tallahassee FL 32301  
Phone: (850) 907-3436

Jacobs, Buddy (Lobbyist) - Waive In Support

General Counsel FL Prosecuting Attorneys Association  
961687 Gateway Blvd.  
Fernerdina Beach FL 32034  
Phone: 904-261-3693

**Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**PCS for HB 1165 : Victims of Human Trafficking**

*Favorable With Amendment(s)*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraltis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**PCS for HB 1165 Amendments**

**Amendment PCS for HB 1165 a2**

*Adopted Without Objection*

**Amendment PCS for HB 1165 a3**

*Adopted Without Objection*

**Amendment PCS for HB 1165 a4**

*Withdrawn*

**Appearances:**

Nicole Whitaker - Proponent  
 self  
 258 Thornberg Drive  
 Tallahassee FL 32312  
 Phone: 850-556-9413

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



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	—	

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
 2 Subcommittee

3 Representative Spano offered the following:

4

5 **Amendment**

6 Remove line 86 and insert:

7 full, the council shall equitably apportion the funds among the





Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted Without Objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Spano offered the following:  
4

5 **Amendment (with title amendment)**

6 Between lines 250 and 251, insert:

7 Section 2. Paragraph (f) is added to subsection (4) of  
8 section 16.617, Florida Statutes, to read:

9 16.617 Statewide Council on Human Trafficking; creation;  
10 membership; duties.—

11 (4) DUTIES.—The council shall:

12 (f) Perform the functions and duties as provided in ss.

13 787.061 and 787.0611, and administer the Florida Compensation

14 Trust Fund for Survivors of Human Trafficking, created by s.

15 787.0611.  
16



Amendment No. 3

17  
18  
19  
20  
21  
22  
23  
24  
25

-----

**T I T L E   A M E N D M E N T**

Remove line 12 and insert:  
actions have no statute of limitations; amending s. 16.617,  
F.S.; adding functions and duties for the Statewide Council on  
Human Trafficking; providing for administration of the Florida  
Compensation Trust Fund for Survivors of Human Trafficking by  
the Statewide Council on Human Trafficking; providing for



Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

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

*Withdrawn*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
 2 Subcommittee

3 Representative Watson, B. offered the following:

4

5 **Amendment**

6 Remove line 43 and insert:

7 who provides such assistance or provides such services to  
 8 include event promoters whose events or promotions assist or  
 9 enable the trafficker to carry out human trafficking activity.

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**PCS for HB 1165 : Victims of Human Trafficking (continued)**

**Appearances: (continued)**

Dean R LeBoeuf - Proponent

Brooks, LeBoeuf, Bennett, Foster &Gwartney, P.A.

President

909 E Park Avenue

Tallahassee FL 32301

Phone: 850-222-2000

Choy, Erin (Lobbyist) (State Employee) - Waive In Support

Junior League of Florida

Chair-Elect

404 East 6th Ave.

Tallahassee FL 32303

Phone: (561) 685-4168

Bishop, Barney (Lobbyist) - Waive In Support

Florida Smart Justice Alliance

204 S Monroe St Ste 201

Tallahassee FL 32301

Phone: (850) 907-3436

DeVane, Barbara (Lobbyist) - Waive In Support

Florida National Organization for Women, Inc

625 E Brevard St

Tallahassee FL 32308

Phone: (850) 251-4280

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

# COMMITTEE MEETING REPORT

## Civil Justice & Claims Subcommittee

3/20/2017 3:30PM

Location: Sumner Hall (404 HOB)

PCS for HB 1167 : Trust Funds/Creation/Florida Compensation Trust Fund for Survivors of Human Trafficking/EOG

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)					X
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

### Appearances:

Bishop, Barney (Lobbyist) - Waive In Support  
Florida Smart Justice Alliance  
204 S Monroe St Ste 201  
Tallahassee FL 32301  
Phone: (850) 907-3436

DeVane, Barbara (Lobbyist) - Waive In Support  
Florida National Organization for Women, Inc  
625 E Brevard St  
Tallahassee FL 32308  
Phone: (850) 251-4280

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 1237 : Condominiums**

*Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**HB 1237 Amendments**

**Amendment 694907**

*Adopted Without Objection*

**Amendment 071799**

*Adopted Without Objection*

**Amendment 540335**

*Adopted Without Objection*

**Amendment 504649**

*Adopted Without Objection*

**Amendment 401725**

*Adopted Without Objection*

**Amendment 132849**

*Adopted Without Objection*

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted Without Objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Diaz, J. offered the following:

4

5 **Amendment**

6 Remove line 95 and insert:

7 to take title by deed in lieu of foreclosure. However, except in  
8 a timeshare condominium, a board



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Diaz, J. offered the following:

4

5 **Amendment**

6 Remove line 544 and insert:

7 or a timeshare condominium.





COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Diaz, J. offered the following:

4

5 **Amendment**

6 Remove line 816 and insert:

7 association, that is not a timeshare condominium association,  
8 may not employ or contract with any service provider



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Diaz, J. offered the following:

4  
5 **Amendment**

6 Remove line 1061 and insert:  
7 management services to a condominium, that is not a timeshare  
8 condominium, or a board member of such party, may not:



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
 2 Subcommittee  
 3 Representative Diaz, J. offered the following:

**Amendment**

Remove line 1116 and insert:

7 association, that is not a timeshare condominium association,  
 8 that is not properly noticed before consideration in



Amendment No. 6

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 & Claims  
2 Subcommittee

3 Representative Grall offered the following:  
4

5 **Amendment (with title amendment)**

6 Remove lines 177-181 and insert:

7 representative of such member at all reasonable times. The right  
8 to inspect the records includes the right to make or obtain  
9 copies, at the reasonable expense, if any, of the member or the  
10 authorized representative of such member. A renter of a unit  
11 shall have the right to inspect and copy the association's  
12 bylaws and rules. The

13  
14 -----  
15 **T I T L E A M E N D M E N T**

16 Remove line 7 and insert:



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1237 (2017)

Amendment No. 6

17 | certain official records of the association are open to

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**Appearances:**

Gonzalez, Alina (Lobbyist) - Waive In Support  
Miami-Dade County  
111 NW 1st St #1032  
Miami FL 33128  
Phone: (305) 375-5600

Moore, Travis (Lobbyist) - Opponent  
Community Associations Institute  
Po Box 2020  
St Petersburg FL 33731-2020  
Phone: (727) 421-6902

Dunbar, Pete (Lobbyist) - Opponent  
Real Property Section of the Florida Bar  
215 S Monroe Street, Suite 815  
Tallahassee FL 32301  
Phone: 850-999-4100

Anderson, Mark (Lobbyist) - Opponent  
Chief Executive Officers of Management Companies  
106 S Monroe St SUITE B  
Tallahassee FL 32301  
Phone: (813) 205-0658

Arteaga, Diana (Lobbyist) - Waive In Support  
City of Miami  
3500 Pan American Dr  
Miami FL 33133  
Phone: (786) 469-1644

Eric Glazer, Esquire - Information Only  
Attorney  
3113 Stirling Rd  
Ft Lauderdale FL 33312  
Phone: 954-983-1112

Kerri McNulty - Waive In Support  
City of Miami  
Asst. City Attorney  
444 SW 2nd Ave  
Miami FL 33130  
Phone: 305-416-1800

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 1255 : Florida Commission on Human Relations**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 15</b>		<b>Total Nays: 0</b>			

**HB 1255 Amendments**

**Amendment 051779**

*Adopted Without Objection*

**Appearances:**

Wilson, Michelle (Lobbyist) (State Employee) - Proponent  
 Florida Commission on Human Relations  
 Fla Commission on Human Relations 4075 Esplanade Way Suite 110  
 Tallahassee FL 32399  
 Phone: (850) 488-7082

Costilla, Cheyanne (Lobbyist) (State Employee) - Proponent  
 Florida Commission on Human Relations  
 4075 Esplanade Way Suite 110  
 Tallahassee FL  
 Phone: 9044887082

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted Without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
 2 Subcommittee

3 Representative Antone offered the following:

4

5 **Amendment**

6 Remove line 216 and insert:

7 later than 60 days after the prohibited personnel action.



## COMMITTEE MEETING REPORT

### Civil Justice & Claims Subcommittee

3/20/2017 3:30PM

Location: Sumner Hall (404 HOB)

PCS for HB 1379 : Department of Legal Affairs

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**Appearances:**

Fay, Andrew (Lobbyist) - Waive In Support  
 Office of the Attorney General  
 PI-01 The Capitol  
 Tallahassee FL 32399-1050  
 Phone: (850) 245-0187

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 1417 : Pub. Rec./Identifying Information of Human Trafficking Victims**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**HB 1417 Amendments**

**Amendment 551573**

*Adopted Without Objection*

**Appearances:**

DeVane, Barbara (Lobbyist) - Waive In Support  
 Florida National Organization for Women, Inc  
 625 E Brevard St  
 Tallahassee FL 32308  
 Phone: (850) 251-4280

Choy, Erin (Lobbyist) (State Employee) - Waive In Support  
 Junior League of Florida  
 Chair-Elect  
 404 East 6th Ave.  
 Tallahassee FL 32303  
 Phone: (561) 685-4168

Bishop, Barney (Lobbyist) - Waive In Support  
 Florida Smart Justice Alliance  
 204 S Monroe St Ste 201  
 Tallahassee FL 32301  
 Phone: (850) 907-3436

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



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 & Claims  
2 Subcommittee

3 Representative Spano offered the following:

4

5 **Amendment**

6 Remove lines 24-34 and insert:

7 24(a), Art. I of the State Constitution.

8 Section 2. The Legislature finds that hearings conducted  
9 pursuant to s. 787.061, Florida Statutes, for victims of human  
10 trafficking should be closed and be made confidential and exempt  
11 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of  
12 the State Constitution at the victim's request. Providing an  
13 exemption for such hearings will allow victims of human  
14 trafficking to seek relief in the courts of the state without  
15 exposing their victimization to the public and protecting their  
16 identity as they continue to recover from their time as a victim



Amendment No. 1

17 of human trafficking. For these reasons the Legislature finds  
18 that it is a public necessity that hearings conducted pursuant  
19 to s. 787.061, Florida Statutes, be made confidential and exempt  
20 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of  
21 the State Constitution upon the victim's request in such  
22 hearings. The Legislature further finds that any information  
23 identifying victims of human trafficking redacted or sealed in  
24 the court files and online dockets of civil actions by victims  
25 of human trafficking under s. 787.061, Florida Statutes, should  
26 be made confidential and exempt from s. 119.07(1), Florida  
27 Statutes, and s. 24(a), Article I of the State Constitution at  
28 the victim's request. Providing an  
29

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6501 : Relief/J.D.S./Agency for Persons with Disabilities**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**HB 6501 Amendments**

**Amendment 301485**

*Adopted Without Objection*



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted w/out objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Plakon offered the following:

4

5 **Amendment**

6 Remove lines 89-92 and insert:

7 the injuries and damages to J.D.S. Of the amount awarded under  
8 this act, the total amount paid for attorney fees may not exceed  
9 \$237,000, the total amount paid for lobbying fees may not exceed  
10 \$47,500, and no amount of the act may be paid for costs and  
11 other similar expenses relating to this claim.

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6511 : Relief/L.T./Department of Children and Families**

*Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw			X		
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**HB 6511 Amendments**

**Amendment 580727**

*Adopted Without Objection*

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Miller, M. offered the following:

4

5 **Amendment**

6 Remove lines 152-155 and insert:

7 which resulted in the injuries and damages to L.T. Of the amount  
8 awarded under this act, the total amount paid for attorney fees  
9 may not exceed \$120,000, the total amount paid for lobbyist fees  
10 may not exceed \$80,000, and no amount may be paid for costs and  
11 other similar expenses relating to this claim.



**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6517 : Relief/Reginald Jackson/City of Lakeland**

*Not Considered*

**Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM**

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6519 : Relief/Amie Draiemann O'Brien, Hailey Morgan Stephenson, and Christian Darby Stephenson II/Department of Transportation**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant	X				
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw			X		
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**HB 6519 Amendments**

**Amendment 692153**

*Adopted Without Objection*

**Appearances:**

Forrest, Mathew (Lobbyist) - Proponent  
 1400 Centrepark Blvd Ste 1010  
 West Palm Beach FL 33401  
 Phone: (561) 253-3232

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Cortes, B. offered the following:

4

5 **Amendment**

6 Remove lines 86-89 and insert:

7 the death of Mr. Stephenson. Of the amount awarded under this  
8 act, no amount may be paid for attorney fees, the total amount  
9 paid for lobbying fees may not exceed \$55,847, and the total  
10 amount paid for costs and other similar expenses relating to  
11 this claim may not exceed \$223,388.

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6527 : Relief/Charles Pandrea/North Broward Hospital District**

*Retained*

**Appearances:**

Blair, Matthew (Lobbyist) - Proponent

Lobbyist

21748 State Road 54, Suite 102

Lutz FL 33549

Phone: 813-527-0172

Unger, Jason (Lobbyist) - Opponent

North Broward Hospital District

GrayRobinson PA 301 S Bronough St Ste 600

Tallahassee FL 32301

Phone: (850) 577-9090

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



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 & Claims  
2 Subcommittee

3 Representative Harrison offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove lines 65-68 and insert:

7 the death of Janet Pandrea. Of the amount awarded under this  
8 act, the total amount paid for attorney fees may not exceed  
9 \$115,625.41, the total amount paid for lobbyist fees may not  
10 exceed \$36,513.29, and the total amount paid for costs and other  
11 similar expenses relating to this claim may not exceed  
12 \$2,129.81.

13  
14 -----

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

16 Remove lines 20-38 and insert:



Amendment No. 1

17 WHEREAS, in part based upon the misdiagnosis, Janet Pandrea  
18 was subsequently treated by other doctors and underwent multiple  
19 rounds of chemotherapy to which she had adverse reactions, which  
20 led to multiple complications and her eventual demise, and

21 WHEREAS, Charles and Janet Pandrea were married on May 19,  
22 1956, and they had four children together during the course of  
23 their 46-year marriage, and

24 WHEREAS, Charles Pandrea suffers from the tragic memories  
25 of the suffering of his wife from complications of chemotherapy  
26 and her prolonged hospital stay and eventual demise, which  
27 stemmed from the initial misdiagnosis, and

28 WHEREAS, Charles Pandrea will continue to suffer mental  
29 pain and anguish for the remainder of his life, which has caused  
30 and will continue to cause serious psychological problems for  
31 him, and

32 WHEREAS, Charles Pandrea brought a civil action against the  
33 North Broward Hospital District and other treating physicians  
34 from other medical providers, and

35 WHEREAS, as a matter of law, a jury in Broward County on  
36 June 8, 2005, returned a verdict in the amount of \$8,069,803.50,  
37 in which the North Broward Hospital District was found to be 10%  
38 at fault and a final judgment was entered in the amount of  
39 \$808,554.78 on June 15, 2005, and

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6545 : Relief/Jerry Cunningham/Broward County**

*Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw			X		
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**HB 6545 Amendments**

**Amendment 354539**

*Adopted Without Objection*

**Appearances:**

Andijar, Jerry - Proponent  
 300 SE 17th Street  
 Ft. Lauderdale FL 33316  
 Phone: 954-525-0050

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Raburn offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove lines 70-81 and insert:

7 warrant in the sum of \$550,000, to be placed in the special  
8 needs trust created for the exclusive use and benefit of Jerry  
9 Cunningham as compensation for injuries and damages sustained.

10 Section 3. The amount paid by Broward County pursuant to  
11 s. 768.28, Florida Statutes, and the amount awarded under this  
12 act are intended to provide the sole compensation for all  
13 present and future claims arising out of the factual situation  
14 described in this act which resulted in injuries and damages to  
15 Jerry Cunningham. Of the amount awarded under this act, the  
16 total amount paid for attorney fees may not exceed \$104,500, the





Amendment No. 1

17 total amount paid for lobbying fees may not exceed \$33,000, and  
18 no amount may be paid for costs and other similar expenses  
19 relating to this claim.

21 -----  
22 **T I T L E A M E N D M E N T**

23 Remove lines 29-47 and insert:

24 unable to keep up with the bus's speed, and

25 WHEREAS, after the accident, Jerry Cunningham was  
26 immediately transported to Broward Health North and was  
27 subsequently airlifted to the pediatric intensive care unit at  
28 Broward Health Medical Center, and

29 WHEREAS, on June 13, 2013, Jerry Cunningham was transferred  
30 to Jackson Memorial Hospital's family-centered pediatric  
31 rehabilitation program in order to receive intensive  
32 occupational, physical, speech, and neuropsychological therapy,  
33 and

34 WHEREAS, as a result of the accident, Jerry Cunningham  
35 suffered traumatic brain injury, multiple skull fractures,  
36 multiple facial fractures, multiple rib fractures, a right  
37 clavicle fracture, a right scapular fracture, a right pulmonary  
38 contusion, and a left medial malleolus fracture and was placed  
39 in a medically induced coma for approximately 1 month, and

40 WHEREAS, Jerry Cunningham continues to be impacted by the

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

3/20/2017 3:30PM

**Location:** Sumner Hall (404 HOB)

**HB 6549 : Relief/Altavious Carter/Palm Beach County School Board**

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw	X				
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)			X		
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**HB 6549 Amendments**

**Amendment 110329**

Adopted Without Objection

**Appearances:**

LaFace, Ronald (Lobbyist) - Opponent  
 Palm Beach School District  
 101 E College Ave Ste 502 Suite 502  
 Tallahassee FL 32301-7742  
 Phone: (850) 222-9075

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

Committee/Subcommittee hearing bill: Civil Justice & Claims Subcommittee

Representative Diaz, J. offered the following:

**Amendment**

Remove lines 67-70 and insert:

Mr. Carter. Of the amount awarded under this act, the total amount paid for attorney fees may not exceed \$208,172.88, the total amount paid for lobbying fees may not exceed \$52,043.22, and the total amount paid for costs and other similar expenses relating to this claim may not exceed \$4,734.26.

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**  
**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6553 : Relief/Cristina Alvarez and George Patnode/Department of Health**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Colleen Burton	X				
Cord Byrd	X				
John Cortes	X				
Ben Diamond	X				
Jay Fant		X			
Erin Grall	X				
Shawn Harrison	X				
George Moraitis, Jr.	X				
Sean Shaw			X		
Cynthia Stafford	X				
Jackie Toledo	X				
Barbara Watson	X				
Frank White	X				
Heather Fitzenhagen (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**HB 6553 Amendments**

**Amendment 427281**

*Adopted Without Objection*

**Appearances:**

Brice, Vanessa - Proponent  
 Attorney  
 801 N. Orange Ave.  
 Orlando FL 32801  
 Phone: 407-712-7300



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted Without Objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Toledo offered the following:

4  
5 **Amendment**

6 Remove lines 79-82 and insert:

7 Nicholas Patnode. Of the amount awarded under this act, the  
8 total amount paid for attorney fees may not exceed \$300,000, the  
9 total amount paid for lobbyist fees may not exceed \$75,000, and  
10 the total amount paid for costs and other similar expenses  
11 relating to this claim may not exceed \$2,080.64.

**COMMITTEE MEETING REPORT**  
**Civil Justice & Claims Subcommittee**

**3/20/2017 3:30PM**

**Location:** Sumner Hall (404 HOB)

**HB 6555 : Relief/Thomas and Karen Brandi/Haines City**

*Retained*

**Appearances:**

Unger, Jason (Lobbyist) - Opponent

Meadowbrook Insurance

301 S Bronough, #600

Tallahassee FL

Phone: 850-577-9090

McKenna, Kenneth J. - Proponent

FJA - Florida Justice Association

719 Vassar St

Orlando FL 32804

Phone: (407) 244-3000

Committee meeting was reported out: Tuesday, March 21, 2017 10:27AM



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

*Adopted without objection*

1 Committee/Subcommittee hearing bill: Civil Justice & Claims  
2 Subcommittee

3 Representative Grant, M. offered the following:

4

5 **Amendment**

6 Remove lines 78-81 and insert:

7 and Karen Brandi. Of the amount awarded under this act, the  
8 total amount paid for attorney fees may not exceed \$165,018.80,  
9 the total amount paid for lobbying fees may not exceed  
10 \$41,254.70, and the total amount paid for costs and other  
11 similar expenses relating to this claim may not exceed  
12 \$27,202.07.

