

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**JUDICIARY**  
**Senator Flores, Chair**  
**Senator Joyner, Vice Chair**

**MEETING DATE:** Thursday, February 9, 2012**TIME:** 1:15 —3:15 p.m.**PLACE:** Toni Jennings Committee Room, 110 Senate Office Building**MEMBERS:** Senator Flores, Chair; Senator Joyner, Vice Chair; Senators Braynon, Gardiner, Richter, Simmons, and Thrasher

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SJR 108</b> Negron (Identical HJR 1421)	Constitution Revision Commission and Taxation and Budget Reform Commission; Proposing amendments to the State Constitution to abolish the Constitution Revision Commission and Taxation and Budget Reform Commission, which are authorized to propose amendments to the State Constitution.  JU 01/31/2012 JU 02/09/2012 Fav/1 Amendment BC RC	Fav/1 Amendment ( Yeas 5 Nays 1
2	<b>CS/SB 370</b> Children, Families, and Elder Affairs / Wise (Similar H 557)	Supervised Visitation and Exchange Monitoring; Adopting state standards for supervised visitation programs; requiring the standards to be published on the website of the Clearinghouse on Supervised Visitation; requiring supervised visitation programs to conduct security background checks of employees and volunteers; requiring that all applicants hired or certified by a program after a specified date undergo a level 2 background screening; authorizing a supervised visitation program to participate in the Volunteer and Employee Criminal History System in order to obtain criminal history information, etc.  CF 01/25/2012 Fav/CS JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 5 Nays 0

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3	<b>SB 462</b> Bogdanoff (Similar CS/H 631)	Terms of Courts; Repealing provisions relating to regular terms of the Supreme Court; repealing provisions relating to terms of the circuit courts; repealing provisions relating to requiring a judge to attend the first day of each term of the circuit court; repealing provisions relating to a requirement for a judge to state a reason for nonattendance; repealing provisions relating to the penalty for nonattendance of the judge; repealing provisions relating to adjournment of the circuit court upon nonattendance of the judge; repealing provisions relating to calling all cases on the docket at the end of each term; repealing provisions relating to regular terms of the district courts of appeal; repealing provisions relating to special terms of the district courts of appeal; providing that appellate courts may withdraw a mandate within 120 days after its issuance, etc.  JU 01/31/2012 JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 6 Nays 0
4	<b>SB 1202</b> Bogdanoff (Compare CS/H 897)	Construction Liens and Bonds; Requiring that the bond number be stated on the first page of a payment and performance bond relating to a public works construction project; extending the time period for a claimant to serve a notice to contractor or a notice of nonpayment or to file suit against the contractor or surety if the bond is not recorded or if the claimant was not notified of the existence of the bond in writing; requiring that an owner or contract provide specified information sufficient for a lienor to properly identify an account when a sworn statement of account is requested; requiring that the demand for an accounting which is served on the owner include specified information sufficient for the owner to identify the project in question, etc.  JU 01/31/2012 JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 6 Nays 0
5	<b>SB 534</b> Sobel (Similar H 1273)	Persons Excused from Jury Service; Expanding parental eligibility to be excused from jury service; authorizing a presiding judge to excuse a practicing psychologist from jury service, etc.  JU 02/09/2012 Favorable	Favorable Yeas 6 Nays 0

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6	<b>SJR 720</b> Garcia (Similar HJR 349)	Miami-Dade County Home Rule Charter; Proposing an amendment to the State Constitution to authorize amendments or revisions to the home rule charter of Miami-Dade County by special law approved by a vote of the electors; providing requirements for a bill proposing such a special law; authorizing the Miami-Dade County charter to provide for fixed term limits of commissioners, etc.  CA 01/30/2012 Favorable JU 02/09/2012 Favorable BC	Favorable Yeas 4 Nays 2
7	<b>SB 410</b> Bennett (Identical H 1017)	Electronic Filing of Court and Other Legal Documents; Requiring that a litigant in the courts of this state, the Division of Administrative Hearings, or the Office of the Judges of Compensation Claims pay a specified surcharge in addition to any other cost incurred for filing court and other legal documents by means of paper documents instead of electronically filing the documents; providing an exception for a person who is indigent, etc.  JU 01/31/2012 JU 02/09/2012 Not Considered BC	Not Considered
8	<b>CS/SB 826</b> Banking and Insurance / Bennett (Compare H 961)	Title Insurance Claims; Providing that after a specified time, a title insurer must pay the claim or pay an additional percentage above the initial amount insured to reimburse the policyholder for certain expenses until the claim is cured; providing conditions and amounts for the simultaneous issue of an owner's title insurance policy in additional to the loan title insurance policy; providing criteria for the supplemental coverage; establishing the premium for such coverage and providing for a waiver of coverage; specifying that a title insurer's determination of insurability must be based on the evaluation of a reasonable title search beginning with a root of title, etc.  BI 01/19/2012 Not Considered BI 01/26/2012 Fav/CS JU 02/09/2012 Not Considered BC	Not Considered

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9	<b>CS/SB 1196</b> Community Affairs / Bennett (Similar CS/H 1013)	Residential Construction Warranties; Providing legislative intent to affirm the limitations to the doctrine of implied warranty of fitness and merchantability or habitability associated with the construction and sale of a new home; prohibiting a cause of action in law or equity based upon the doctrine of implied warranty of fitness and merchantability or habitability for off-site improvements; providing that the existing rights of purchasers of homes or homeowners' associations to pursue certain causes of action are not altered or limited, etc.  CA 01/23/2012 Fav/CS JU 01/31/2012 JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 5 Nays 0
10	<b>SB 748</b> Diaz de la Portilla (Compare CS/H 549)	Alimony; Revising factors to be considered for alimony awards; providing termination of alimony upon full retirement age; revising provisions relating to the effect of cohabitation on an award of alimony; providing that in the event of the obligor's remarriage or residing with another person, income and assets of the obligor's spouse or person with whom the obligor resides may not be considered in the redetermination in a modification action; providing that if an alimony award has been modified to terminate due to a supportive relationship and that supportive relationship does not produce a marriage, the alimony may not be reinstated; providing that if the court orders alimony concurrent with a child support order, the alimony award may not be modified due to the termination of child support, etc.  JU 01/31/2012 JU 02/09/2012 Fav/CS BC RC	Fav/CS Yeas 6 Nays 0
11	<b>SJR 838</b> Diaz de la Portilla (Similar CS/HJR 55)	Homestead Assessment Limitation/Low-income Senior Citizens; Proposing an amendment to the State Constitution to authorize counties and municipalities to limit the assessed value of the homesteads of certain low-income senior citizens, etc.  CA 01/30/2012 Favorable JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 6 Nays 0

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12	<b>SB 802</b> Environmental Preservation and Conservation (Similar CS/H 313)	Premises Liability; Providing that an owner or lessee who makes an area available to another person for hunting, fishing, or wildlife viewing is entitled to certain limitations on liability if notice is provided to a person upon entry to the area; providing that an owner of an area who enters into a written agreement with the state for the area to be used for outdoor recreational purposes is entitled to certain limitations on liability; deleting a requirement that the area be leased to the state in order for the limitations on liability to apply; defining the term "area", etc.  EP 01/24/2012 Favorable JU 01/31/2012 JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 5 Nays 0
13	<b>CS/SB 1404</b> Banking and Insurance / Altman (Identical CS/H 643, Compare CS/CS/H 645, Link CS/CS/S 1406)	Title Insurance; Specifying continuing education requirements for title insurance agents; specifying additional grounds to deny, suspend, revoke, or refuse to renew or continue the license or appointment of a title insurance agent or agency; requiring an attorney serving as a title or real estate settlement agent to deposit and maintain certain funds in a separate trust account and permit the account to be audited by the applicable title insurer, unless prohibited by the rules of The Florida Bar; providing procedures and requirements relating to the approval or disapproval of title insurance forms by the Office of Insurance Regulation, etc.  BI 01/26/2012 Fav/CS JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 6 Nays 0
14	<b>SB 1662</b> Latvala (Similar CS/H 1351, Compare H 139, S 166)	Homeless Youth; Defining the term "certified homeless youth"; providing that a minor who is a certified homeless youth or who has had the disabilities on nonage removed under specified provisions may obtain a certified copy of his or her birth certificate; providing that unaccompanied youths who are certified homeless youths 16 years of age or older shall have specified rights as long as they retain that status, etc.  CF 01/31/2012 Favorable JU 02/09/2012 Fav/CS	Fav/CS Yeas 5 Nays 0

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15	<b>SB 2044</b> Children, Families, and Elder Affairs (Similar CS/CS/H 803, Compare S 384)	Child Protection; Revising the definitions of the term “abandoned” or “abandonment,” “institutional child abuse or neglect,” and “abandons the child within the context of harm”; revising provisions relating to criminal history records check on persons being considered for placement of a child; requiring that a protective investigation must include an interview with the child’s parent or legal guardian; requiring a home study report if a child has been removed from the home and will be remaining with a parent, etc.  CF 01/25/2012 Favorable JU 02/09/2012 Fav/CS BC	Fav/CS Yeas 5 Nays 0
16	<b>SB 1830</b> Flores (Similar CS/H 921, Compare H 281, S 1082, CS/S 1182)	Landlords and Tenants; Providing application of certain eviction procedures under part II of ch. 83, F.S., the “Florida Residential Landlord and Tenant Act”; revising and providing landlord disclosure requirements with respect to deposit money and advance rent; providing requirements for the disbursement of advance rents; providing a rebuttable presumption of receipt of security deposits and a limitation on liability with respect to such deposits; providing that a landlord is not required to notify a tenant of a mortgage default; providing that a pending foreclosure action involving the leased premises is not grounds for a tenant to terminate a lease, etc.  JU 02/09/2012 Temporarily Postponed BC	Temporarily Postponed
17	<b>SB 442</b> Braynon (Identical H 283)	Fair Housing; Providing that an aggrieved person may file a civil action without first filing an administrative complaint for a discriminatory housing practice; providing that, if the Florida Commission on Human Relations or local agency has obtained a conciliation agreement with the consent of the aggrieved person, the filing of a civil action is prohibited, except to enforce the terms of the agreement, etc.  CA 01/23/2012 Favorable JU 01/31/2012 JU 02/09/2012 Favorable BC	Favorable Yeas 5 Nays 0

Other Related Meeting Documents