

By Senator Braynon

33-00434-12

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1                   A bill to be entitled  
2           An act relating to fair housing; amending s. 760.35,  
3           F.S.; providing that an aggrieved person may file a  
4           civil action without first filing an administrative  
5           complaint for a discriminatory housing practice;  
6           providing that, if the Florida Commission on Human  
7           Relations or local agency has obtained a conciliation  
8           agreement with the consent of the aggrieved person,  
9           the filing of a civil action is prohibited, except to  
10          enforce the terms of the agreement; providing an  
11          effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

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15           Section 1. Subsection (4) is added to section 760.35,  
16 Florida Statutes, to read:

17           760.35 Civil actions and relief; administrative  
18 procedures.—

19           (4) An aggrieved person may commence a civil action under  
20 this section whether or not a complaint has been filed under s.  
21 760.34 and without regard to the status of that complaint.  
22 However, if the commission or local agency has obtained a  
23 conciliation agreement with the consent of an aggrieved person,  
24 an action may not be filed under this section by the aggrieved  
25 person with respect to the alleged discriminatory housing  
26 practice that forms the basis for the complaint except for the  
27 purpose of enforcing the terms of that agreement.

28           Section 2. This act shall take effect July 1, 2012.