

CALL 2019 Bill Report

2/11/2019

Origin of Bill	Related Bills	Date Proposed/Filed	Sponsor/District	Regarding / Statute(s) Amended	Referred Committee(s) / Comm. Chair	Current status (as of 2/7/19)	Proposed Amendments to Original Bills
HB 155	None	1/2/2019	John Cortes - D (District 43)	720.303 / HOA Board Recalls "Community Recall Act" - inserts physical residency requirement for voting interests petitioning to recall Board	(1) Business & Professions ; (Chair: H. Fitzenhagen - R. Dist. 78); (2) Civil Justice ; (Chair: B. Rommel - R. Dist. 106); (3) Commerce (Chair: Chair: M. La Rosa - R. Dist. 42)	As of 1/28/19, currently in Business & Professions	
HB 91	SB 462 (identical)	12/12/2018	Thad Altman - R (District 52)	48.23 / Lis Pendens - specifically adds that a person acquiring a "lien" on a property during course of litigation takes lien free and clear where party failed to record lis pendens or where lis pendens has expired; inserts language that in the event of j	(1) Civil Justice ; (Chair: B. Rommel - R. Dist. 106) (2) Justice Appropriations (Chair: C. Yarborough - R. Dist. 12) ; (3) Judiciary (Chair: P. Renner - R. Dist. 24)	Civil Justice Agenda for 2/13/19	
SB 462	HB 91	1/23/2019	Bobby Powell - D (District 30)	See above	(1) Judiciary (Chair: D. Simmons - R. Dist. 9); (2) Community Affairs (Anitere Flores - R Dist. 39); (3) Rules (Chair: L. Benacquisto - R.	<i>On Judicial Comm. Agenda for 2/11/19</i>	
HB 153	None	1/2/2019	John Cortes - D (District 43)	83.51 / Landlord - Tenant - Adds requirement that landlord must provide tenant copy of restrictive covenants at the time rental agreement is executed. Also requires that Landlord must provide tenant via certified mail with copy of any amendments to same w	(1) Business & Professions ; (Chair: H. Fitzenhagen - R. Dist. 78); (2) Civil Justice ; (Chair: B. Rommel - R. Dist. 106); (3) Judiciary (Chair: P. Renner - R. Dist. 24)	As of 2/7/19 currently in Civil Justice	
HB 389	None	1/22/2019	Joy Goff-Marcil D (District 30)	83.491 / New provision which requires landlords to provide written notice of the tobacco smoking policy to the tenant. Tenant must confirm receipt of policy in writing	(1) Civil Justice ; (Chair: B. Rommel - R. Dist. 106) (2) Business & Professions ; (Chair: H. Fitzenhagen - R. Dist. 78); (3) Judiciary (Chair: P. Renner - R. Dist. 24)	As of 2/7/19 in Civil Justice	
HB 565	None	1/25/2019	Patricia Williams - D (District 92)	760.07 / Removes housing discrimination as a cause of action under the Florida Civil Rights Act of 1992	(1) Gov't Operations & Technology (Chair: J. Williamson - R. Dist. 3) (2) Judiciary (Chair: P. Renner - R. Dist. 24) (3) Civil Justice (Chair: B. Rommel - R. Dist. 106)	As of 2/7/19 in Civil Justice	
HB 647	None	2/5/2019	Michael Greico - D (Dist. 113)	718.112/719.1055 - Engineered Life Safety System - allows condos and coops to opt-out of ELSS with 2/3 approval of all voting interest in the community. Exempts from retrofit requirements building fewer than 75 ft. high; requirements for condos who op	None as of 2/7/19	Filed on 2/5/19	
HB 723	None	2/8/2019	Byron Donalds - R (Dist. 80)	718.112 - requiring all residential high rise buildings to retrofit common areas and each individual unit with a fire sprinkler system or ELSS; removes opt-out option via owner vote; Compliance by January 1, 2022; penalty of \$500/day for non-compliance; requires State Fire Marshal to adopt uniform submission procedure for inspection reports; Association must obtain necessary permits by Dec. 31, 2019 and pass final inspection by Dec. 31 2021; creates Section 718.120(4) which allows association option to be assessed on the whole as a condo as opposed to assigning additional value of fire safety improvement to each unit.	None as of 2/8/2019	Filed on 2/8/2019	
HB 721	None	2/8/2019	Sam Killebrew - R (Dist. 41)	413.08 - Emotional Support Animals - provides definition for emotion support animal; allows housing accommodation (ie: association) to request written documentation from a healthcare provider verifying owner's need for emotional support animal; provides penalties for falsifying documentation related to emotional support animal;	None as of 2/11/2019	Filed on 2/8/2019	

SB 182	SB 372 (Compare)	1/28/2019	Jeff Brandes - R (District 24)	381.986 Redefines medical use to include possession, sale and use of marijuana in the form of smoking only in certain places; maintaining certain certifying physician requirements;	(1) Health Policy; (Chair : G. Harrell - R. Dist. 25) (2) Innovation, Industry, and Technology; (W. Simpson - R. Dist. 10) (3) Rules (Chair: L. Benacquisto - R. Dist. 27)	Health policy: Y-6, N-4 On Innovation, Industry Committee Agenda for 2/12/19	Amendments 2/1/2019 - by Health Policy (Senator Harrell) - If patient is not diagnosed as terminal & patient is younger than 18, physician must certify that smoking is only means of administering MM that is likely to benefit patient. Second certifying physician must agree// Physician must specifically discuss with patient the risks associated with smoking MM
SB 372	SB 182	1/17/2019	Gary Farmer - D (District 34)	381.986 - Medical Marijuana - permits smoking and sale of flower form of cannabis (generally more broad than SB 372 - in that it does not require second physician to certify smoking as only effective form to administer)	(1) Health Policy; (Chair : G. Harrell - R. Dist. 25) (2) Innovation, Industry, and Technology; (W. Simpson - R. Dist. 10) (3) Rules (Chair: L. Benacquisto - R. Dist. 27)	As of 2/7/19, not on subcommittee agenda yet	
SB 610	None	1/30/2019	Jason Pizzo - D (District 38)	718.111 - adds that any officer/director/manager who accepts kickback or anything of value from vendor (or proposed vendor) commits a third degree felony; adds that any officer who repeatedly (defined as two or more violations within a 12 month period)violates official record inspection provision commits a second degree misdemeanor.; any person who willfully and knowingly refuses to produce association records to avoid arrest, detection, punishment, etc. commits a third degree felony; defines "lawful obligation" for the purposes of use of credit card to mean a financial obligation properly pre-approved by the Board and is reflected in minutes or budget Creates 718.129 - fraudulent voting activities re: association elections - each of the following activities considered a third degree felony (a) falsely swearing or affirming any oath in connection with voting or the election (b) perpetuating or aiding any fraud with casting a vote; (c) preventing elector from voting or changing (or attempting to change a ballot); (d) using bribery, threat, coercion, or other corruption to influence, deceive or deter voter; (e) promising anything of value with intent to "buy vote"; (f) using threat or force to induce/compel individual to vote or refrain from voting; also makes the following activities third-degree felony: (a) aiding/abetting/advising person to commit fraudulent voting activity (b) conspiring or agreeing with another person to commit fraudulent voting activity; (c) knowingly giving aid to an offender committed fraudulent voting activity	None as of 2/4/19	Filed on 1/30/2019	
SB 668	HB 551 (identical)	2/4/2019	Keith Perry - R (Dist. 8)	823.05 -designates as a "public nuisance" any place that has been used on more than two occasions within a 6 month period for certain criminal activity; if a rental property is declared a nuisance under this section is it not subject to injunction or abate	None as of 2/4/19	Filed on 2/4/2019	
HB 551	SB 668	1/24/2019	Stan McClain - R (Dist. 23)	see above	(1) Civil Justice; (Chair: B. Rommel - R. Dist. 106) ; Local/Federal/Veterans (B. Payne -	As of 2/4/2019, in Civil Justice	
SB 908	HB 723 (Similar)	2/8/2019	Ed Hooper - R (Dist. 16)	718.112 - Requires an association to "reasonably comply" with Florida Fire Prevention Code by making a "qualifying improvement" - includes the ability to select alternative solutions to ensure compliance (retrofit fire sprinkler system or ELSS); no opt out vote; full compliance required by January 1, 2023; penalties for non-compliance of \$500/day	None as of 2/11/19	Filed on 2/11/2019	