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**Trial Lawyers Section of the Florida Bar  
2011 Legislative Session**

Bill Number	Title	Sponsor	Summary	Status
HB 47 / SB 140	Relating to Judicial Qualifications	Porth / Ring	Judicial Qualifications: Amends s. 8, Art. V of State Constitution to increase amount of time from 5 to 10 years that person must be member of Florida Bar before becoming eligible for office of circuit court or county court judge. Effective Date: Not Specified	<b>Failed</b>
HB 59 / SB 328	Relating to Service of Process	Julien / Margolis	Service of Process: Specifies where process server must record certain information concerning service; grants authorized process servers unannounced access to specified residential areas where defendant or witness resides or is known to be. Effective Date: July 1, 2011	<b>06/17/11 Approved by Governor; Chapter No. 2011-159</b>
HB 87 / SB 996	Relating to Communications Among the Branches of State Government	Soto / Simmons	Communications Among the Branches of State Government: Designates act "Communication of Judicial Opinions Act"; requires clerks of State Supreme Court & district courts of appeal to transmit certain judicial opinions to Governor, President of Senate, & Speaker of House of Representatives within specified time. Effective Date: July 1, 2011	<b>Failed</b>
HB 129 / SB 262	Relating to Intimidation of a Judge	Pilon / Ring	Intimidation of a Judge: Subjects person who intimidates or threatens judge or member of judge's immediate family to criminal penalties; defines terms. Effective Date: October 1, 2011	<b>Failed</b>

<p>SB 142 / HB 201</p>	<p>Crashworthiness</p>	<p>Richter / O'Toole</p>	<p>Negligence; Defines the terms "negligence action" and "products liability action." Requires the trier of fact to consider the fault of all persons who contributed to an accident when apportioning damages in a products liability action alleging an additional or enhanced injury. Provides legislative intent to overrule a judicial opinion. Provides a legislative finding that fault should be apportioned among all responsible persons in a products liability action, etc. EFFECTIVE DATE: upon becoming a law</p>	<p><b>06/23/11 Approved by Governor; Chapter No. 2011-215</b></p>
<p>SB 170 / HB 443</p>	<p>Relating to Electronic Filing and Receipt of Court Documents</p>	<p>Bennett / Boyd</p>	<p>Electronic Filing and Receipt of Court Documents; Requires each state attorney and public defender to implement a system by which the state attorney and public defender can electronically file court documents with the clerk of the court and receive court documents from the clerk of the court. Provides legislative expectations that the state attorneys and public defenders consult with specified entities. Defines the term "court documents," etc. EFFECTIVE DATE: upon becoming a law</p>	<p><b>06/21/11 Approved by Governor; Chapter No. 2011-208</b></p>
<p>HB 253 / SB 1152</p>	<p>Relating to Limited Liability Companies</p>	<p>Stargel / Simmons</p>	<p>Limited Liability Companies: Provides that charging order against member's limited liability interest is sole &amp; exclusive remedy available to enforce judgment creditor's unsatisfied judgment against member or member's assignee with respect to limited liability company; provides exception for enforcing judgment creditor's unsatisfied judgment against judgment debtor or assignee of judgment debtor of single-member limited liability company under certain circumstances; provides legislative intent; provides for retroactive application. Effective Date: upon becoming a law</p>	<p><b>05/31/11 Approved by Governor; Chapter No. 2011-77</b></p>

HB 277 / SB 594	Relating to Statutes of Limitations	Goodson / Hays	Statutes of Limitations: Provides that actions for wrongful death against state or one of its agencies or subdivisions must be brought within period applicable to actions brought against other defendants; provides applicability. Effective Date: July 1, 2011, and shall apply to causes of action accruing on or after that date	06/02/11 Approved by Governor; Chapter No. 2011-113
SB 288 / HB 605	Relating to Design Professionals	Negron / Steube	Design Professionals: Provides for limited liability for engineers, surveyors and mappers, architects, interior designers, and registered landscape architects as a result of construction defects resulting from the performance of a contract. Provides that, if a contract requires professional liability insurance, the contract may not limit the liability of the design professional in a manner that is inconsistent with the insurance requirements, etc. Effective Date: 07/01/2011	Failed
SB 822 / HB 391	Relating to Expert Testimony	Bogdanoff / Metz	Expert Testimony; Provides that a witness qualified as an expert by knowledge, skill, experience, training, or education may testify in the form of an opinion as to the facts at issue in a case under certain circumstances. Requires the courts of this state to interpret and apply the principles of expert testimony in conformity with specified United States Supreme Court decisions. EFFECTIVE DATE: July 1, 2011	Failed

<p>HB 395 / SB 626</p>	<p>Relating to University of Florida J. Hillis Miller Health Center</p>	<p>O'Toole / Thrasher</p>	<p>University of Florida J. Hillis Miller Health Center: Specifies that University of Florida Board of Trustees shall lease hospital facilities of Shands Teaching Hospital &amp; Clinics on Gainesville campus to Shands Teaching Hospital &amp; Clinics, Inc.; specifies primary purpose of Shands Teaching Hospital &amp; Clinics, Inc.; provides requirements for lease, contract, or agreement; authorizes creation of corporate subsidiaries &amp; affiliates; provides right of control &amp; requirements relating to sovereign immunity; provides that Shands Jacksonville Medical Center, Inc., &amp; its parent, Shands Jacksonville Healthcare, Inc., are private not-for-profit corporations organized primarily to support health affairs mission of University of Florida Board of Trustees; authorizes creation of corporate subsidiaries &amp; affiliates; provides right of control &amp; requirements relating to sovereign immunity. Effective Date: July 1, 2011</p>	<p><b>06/02/11 Approved by Governor; Chapter No. 2011-114</b></p>
<p>SB 926 / HB 405</p>	<p>Relating to Liability/Employers of Developmentally Disabled</p>	<p>Storms / Baxley</p>	<p>Liability/Employers of Developmentally Disabled ; Provides that an employer, under certain circumstances, is not liable for the acts or omissions of an employee who is a person with a developmental disability. Provides that a not-for-profit supported employment service provider that provides or has provided supported employment services to an employee with a developmental disability is not liable for the actions or conduct of the employee occurring within the scope of the employee's employment. Defines the term "person with a developmental disability." EFFECTIVE DATE: July 1, 2011</p>	<p><b>06/13/11 Signed by Officers and presented to Governor (Governor must act on this bill by 06/28/11)</b></p>

SB 428	Relating to Retired Justices and Judges	Dean	Retired Justices and Judges; Provides for a former justice or judge to be qualified to serve as a retired justice or judge under certain conditions. Provides circumstances under which such justice or judge may not serve as a retired justice or judge. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
HB 435	Relating to Excuse from Jury Service	Sands	Excuse from Jury Service: Expands parental eligibility to be excused from jury service; includes practicing psychologists in list of persons judge is authorized to excuse from jury service. Effective Date: July 1, 2011	<b>Failed</b>
HB 4023 / SB 474	Sales Representative Contracts Involving Commissions	Plakon / Evers	Sales Representative Contracts Involving Commissions; Repeals provisions relating to sales representative contracts involving commissions. EFFECTIVE DATE: July 1, 2011	<b>05/31/11 Approved by Governor; Chapter No. 2011-96</b>

<p>HB 479 / SB 1590</p>	<p>Relating to Medical Malpractice</p>	<p>Horner / Hays</p>	<p>Medical Malpractice: Requires medical boards to issue expert witness certificates to certain physicians licensed outside of state; provides for validity &amp; use of certifications; exempts physicians issued certifications from certain licensure &amp; fee requirements; provides additional grounds for disciplinary action; provides for patient forms disclosing risks of cataract surgery &amp; executed form creates rebuttable presumption of disclosure; deletes requirement that medical malpractice insurance contracts contain certain information; provides that certain insurance information is not admissible as evidence in civil actions; requires that certain expert witnesses who provide certain expert testimony meet certain licensure or certification requirements; requires claimants for medical malpractice to execute authorization; allows prospective medical malpractice defendants to interview claimant's treating health care provider without certain notice; authorizes prospective defendants to take unsworn statements of claimant's health care provider; requires that presuit notice for medical negligence claims be accompanied by authorization for</p>	<p><b>06/27/11 Approved by Governor; Chapter No. 2011-233</b></p>
<p>HB 249 / SB 532</p>	<p>Public Corruption</p>	<p>Berman / Fasano</p>	<p>Public Corruption; Provides for reclassification of criminal offenses committed under color of law. EFFECTIVE DATE: July 1, 2011</p>	<p><b>Failed</b></p>
<p>HB 615</p>	<p>Relating to Sovereign Immunity</p>	<p>Coley</p>	<p>Sovereign Immunity: Provides that certain health care providers &amp; vendors who primarily serve clients with specified conditions may be considered agents &amp; employees of state or its subdivisions with respect to such services while acting within scope of &amp; pursuant to guidelines established in contractual agreement or Medicaid provider agreement; requires indemnification; provides construction of provisions. Effective Date: July 1, 2011</p>	<p><b>Failed</b></p>

<p>HB 701 / SB 998</p>	<p>Relating to Property Rights</p>	<p>Eisnaugle / Simmons</p>	<p>Property Rights: Revises definition; provides factor that may be considered in determining whether inordinate burden has been imposed on real property; shortens notice period for certain actions; revises procedures for determining governmental entity's final decision identifying allowable uses for property; provides that enactment of law or adoption of regulation does not constitute applying law or regulation; provides for waiver of sovereign immunity for liability; provides for prospective application. Effective Date: July 1, 2011</p>	<p>06/21/11 Approved by Governor; Chapter No. 2011-191</p>
<p>HB 623</p>	<p>Relating to Emergency Health Care Providers</p>	<p>Renuart</p>	<p>Emergency Health Care Providers: Provides legislative findings &amp; intent; provides that certain emergency health care providers are agents of state for purposes of sovereign immunity when acting pursuant to specified statutory obligations; requires certain indemnity for state from providers. Effective Date: upon becoming a law, and applies to any cause of action accruing on or after that date</p>	<p>Failed</p>
<p>HB 661 / SB 1396</p>	<p>Relating to Nursing Home Litigation Reform</p>	<p>Gaetz (M) / Bogdanoff</p>	<p>Nursing Home Litigation Reform: Requires trial judge to conduct evidentiary hearing before claimant can assert claim against certain interested parties or before plaintiff can assert claim for punitive damages; provides limitation on recovery; provides limitations for admissibility of survey &amp; licensure reports; requires showing of admissible evidence by parties in action for punitive damages; requires plaintiff to demonstrate entitlement to assert claim for punitive damages to trial judge; provides additional conditions for settlements involving claims for punitive damages. Effective Date: July 1, 2011, and shall apply to all causes of action that accrue on or after that date</p>	<p>Failed</p>

SB 708	Relating to Lawyer-client Privilege	Thrasher	Lawyer-client Privilege; Provides that a client acts as a fiduciary when serving as a personal representative, a trustee, an administrator ad litem, a curator, a guardian or guardian ad litem, a conservator, or an attorney in fact. Provides that a communication between a lawyer and a client acting as a fiduciary is privileged and protected from disclosure to the same extent as if the client were not acting as a fiduciary. Provides that the act does not affect the crime or fraud exception to the lawyer-client privilege, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 1288 / HB 799	Relating to Nonjudicial Foreclosure Of Commercial Real Property	Hays / Young	Nonjudicial Foreclosure/Commercial Real Property; Cites this act as the "Nonjudicial Foreclosure of Commercial Real Property Act." Provides for appointment of a trustee. Provides for trustee initiation of foreclosure of mortgage liens. Provides requirements to be met before encumbered property may be sold by trustee. Provides that provisions concerning the trustee foreclosure procedure do not impair or otherwise affect a foreclosing creditor's right to bring a judicial foreclosure action, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 856	Relating to Judicial Nominating Commissions	Joyner	Judicial Nominating Commissions; Provides for the Board of Governors of The Florida Bar rather than the Governor to appoint members of judicial nominating commissions. Requires that each judicial nominating commission satisfy certain prerequisites for racial and gender diversity. Provides for the prerequisites to be satisfied over a period of time. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>



HB 7101 / SB 2170	Relating to Judicial Nominating Commissions	Civil Justice Subcommittee / Judiciary	Judicial Nominating Commissions: Repeals provisions relating to judicial nominating commissions; provides for commissions; specifies membership & composition; provides for appointment of members by Governor; provides for terms; requires Governor to consider racial, ethnic, gender, & geographic diversity in making appointments; provides for suspension of member of judicial nominating commission; establishes quorum; provides for administrative support; abolishes prior offices; permits reappointment of former officeholders. Effective Date: upon becoming a law	<b>Failed</b>
SB 1018 / HB 7061	Relating to State Courts Revenue Trust Fund	Criminal and Civil Justice Appropriations	State Courts Revenue Trust Fund; Re-creates the State Courts Revenue Trust Fund within the state courts system without modification. Abrogates provisions relating to the termination of the trust fund, to conform. EFFECTIVE DATE: July 1, 2011	<b>05/02/11 Approved by Governor; Chapter No. 2011-19</b>
HB 1097	Relating to Senate Confirmation of Justices and Judges	McBurney	Senate Confirmation of Justices and Judges: Proposes amendment to s. 11, Art. V of State Constitution to provide for Senate confirmation of justices & judges subject to merit-retention vote. Effective Date: Not Specified	<b>Failed</b>
SB 1664	Relating to Senate Confirmation/Appointmen ts to Supreme Court	Bogdanoff	Senate Confirmation/Appointments to Supreme Court; Proposes an amendment to the State Constitution to require Senate confirmation of appointments to the office of justice of the Supreme Court.	<b>Failed</b>
SB 962 / HB 4137 / SB 966	Relating to Marshal of the Supreme Court	Detert / McBurney / Bennett	Marshal of the Supreme Court; Repeals a provision relating to compensation of the marshal. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>

<p>HB 1113</p>	<p>Relating to Clerks of Circuit Court</p>	<p>Rouson</p>	<p>Clerks of Circuit Court: Requires that budget request from clerk of court be based on projected case activity for each core service; deletes requirement that Florida Clerks of Court Operations Corporation make certain estimate; deletes requirement that corporation decrease amount of funds to be released to clerk of court if clerk performed fewer service units in previous quarters than estimated. Effective Date: upon becoming a law</p>	<p><b>Failed</b></p>
<p>HB 5409</p>	<p>Relating to Clerks of Court</p>	<p>Justice Appropriations Subcommittee</p>	<p>Clerks of Court: Transfers Clerks of Court Trust Fund to DOR; provides additional powers &amp; duties of LBC; revises distributions of filing fees for trial &amp; appellate proceedings; deletes provisions providing for housing Florida Clerks of Court Operations Corporation within Justice Administrative Commission; revises membership of corporation's executive council; specifies that corporation is subject to certain procurement requirements; revises &amp; expands budget duties &amp; responsibilities of corporation; requires corporation to submit certain budgets &amp; information to LBC; provides duties &amp; responsibilities of LBC; revises required budget procedures for court-related functions of clerks; revises duties of corporation; deletes provision relating to quarterly releases of funds to clerks by corporation; subjects clerks of courts to certain procurement requirements &amp; limitations; revises requirements for distribution of fines, fees, service charges, &amp; court costs; deletes career service exemption for corporation officers &amp; employees; provides for approved budgets of clerks of circuit co</p>	<p><b>Failed</b></p>

SB 1612 / HB 1149	Relating to Regulation of the Paralegal Profession	Richter / Steinberg	Regulation of the Paralegal Profession; Requires the Florida Supreme Court to establish a program to require the licensure of paralegals practicing in this state. Requires that the Supreme Court establish minimum standards and qualifications and provide for continuing education, certification, and professional conduct. Requires the Supreme Court to create an independent board to assist in the regulation of paralegals. Provides penalties for unlicensed practice. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 1592 / HB 1187	Relating to Civil Remedies Against Insurers	Thrasher / Baxley	Civil Remedies Against Insurers; Revises provisions relating to civil actions against insurers. Revises the grounds for bringing an action based on the insurer's failure to accept an offer to settle within policy limits. Provides that the insurer has an affirmative defense if a third-party claimant or the insured fails to cooperate with the insurer. Revises and limits the damages that are recoverable from an uninsured motorist carrier in a civil action, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 1964 / HB 1191	Foreclosure Proceedings	Latvala / Passidomo	Foreclosure Proceedings; Cites this act as the "Florida Fair Foreclosure Act." Provides requirements for publication of a notice of foreclosure sale. Exempts publication of a notice of foreclosure sale on an Internet website from specified provisions relating to publication of legal notices. Entitles mortgagors, county clerks, and circuit courts to rely on a full or partial release, discharge, consent, joinder, subordination, satisfaction, or assignment of a mortgage in certain circumstances. Provides requirements for foreclosure of residential home loans, etc. EFFECTIVE DATE: October 1, 2011	<b>Failed</b>

<p>SB 1918 / HB 1237</p>	<p>Relating to Legal and Medical Referral Service Advertising</p>	<p>Margolis / Kriseman</p>	<p>Legal and Medical Referral Service Advertising; Requires advertising from a medical or lawyer referral service related to motor vehicle accidents to comply with certain requirements regarding content. Requires advertisements or unsolicited written communications from certain legal referral services related to motor vehicle accidents to comply with the Supreme Court of Florida's Rules Regulating The Florida Bar. Provides civil and criminal penalties for violations relating to legal and medical referral advertising and relief to persons affected, etc. EFFECTIVE DATE: July 1, 2011</p>	<p><b>Failed</b></p>
<p>HB 1273</p>	<p>Relating to Application of Foreign Law</p>	<p>Metz</p>	<p>Application of Foreign Law: Defines term "foreign law, legal code, or system"; specifies public policy of this state in applying choice of foreign law, legal code, or system; declares that certain decisions rendered under such laws, codes, or systems are void; declares that certain choice of venue or forum provisions in contract are void; provides for construction of waiver by natural person of person's constitutional rights; declares that claims of forum non conveniens or related claims must be denied; provides that act does not apply to corporation, partnership, or other form of business association; clarifies that public policies expressed in act apply to violations of natural person's constitutional rights; provides for severability. Effective Date: upon becoming a law</p>	<p><b>Failed</b></p>

<p>HB 1313 / SB 1956</p>	<p>Relating to Public-Private Partnerships</p>	<p>Williams / Bennett</p>	<p>Public-Private Partnerships: Establishes the Florida Public-Private Partnership Act; provides for private entities to develop &amp; operate public-purpose projects; provides for procurement, consideration, &amp; approval of projects; provides exemption from Consultant's Competitive Negotiation Act &amp; any DMS interpretations, regulations, or guidelines; provides for affected local governments to comment on proposed projects; requires public entities to adopt &amp; make publicly available specified guidelines for public-private agreements; provides for agreements between private &amp; public entities; provides for material default &amp; remedies; provides for federal, state, &amp; local financing; provides certain sovereign immunity for public entities; establishes Public-Private Partnership Advisory Commission; requires commission to submit annual reports. Effective Date: July 1, 2011</p>	<p><b>Failed</b></p>
<p>SB 1878 / HB 1337</p>	<p>Relating to Jurisdiction of the Courts</p>	<p>Margolis / Steinberg</p>	<p>Jurisdiction of the Courts; Authorizes a person to serve process on the Secretary of State if other representatives of a corporation cannot be served. Revises the definition of the term "foreign judgment" for purposes of the Florida Enforcement of Foreign Judgments Act. Clarifies that an arbitral tribunal receiving a request for an interim measure to preserve evidence in a dispute governed by the Florida International Commercial Arbitration Act need only consider to the extent appropriate the potential harm that may occur if the measure is not awarded, etc. EFFECTIVE DATE: July 1, 2011c</p>	<p><b>Failed</b></p>

<p>HB 1369</p>	<p>Relating to Criminal History Records</p>	<p>Grant</p>	<p>Criminal History Records: Designates act "Jim King Keep Florida Working Act"; authorizes chief judge in circuit to use senior judges or county court judges to hear expunction petitions; authorizes expunction of record containing more than one arrest; deletes provisions relating to limitation on expunging only records with one arrest; provides duties for private companies or individuals that disseminate public records subject to specified provisions; revises requirements for petition to expunge criminal history record; revises requirements for service of petitions to expunge records; provides for automatic qualification for expunction of records in certain circumstances; provides requirements for expunction of such records; provides for expunction orders; provides for procedure if FDLE or other criminal justice agency believes expunction order did not comply with requirements; provides that order expunging record under specified provisions does not require record be surrendered to court; provides that such record shall continue to be maintained by department &amp; other criminal justice agencies. Effective Date: Ju</p>	<p><b>Failed</b></p>
<p>SB 1676 / HB 1393</p>	<p>Relating to Sovereign Immunity</p>	<p>Thrasher / Bovo</p>	<p>Sovereign Immunity; Provides that specified provisions relating to sovereign immunity for health care providers do not apply to certain affiliation agreements or contracts to provide certain comprehensive health care services. Expands the definition of the term "officer, employee, or agency" for purposes of sovereign immunity to include certain health care providers, etc. EFFECTIVE DATE: upon becoming a law</p>	<p><b>06/24/11 Approved by Governor; Chapter No. 2011-219</b></p>

SB 1924	Relating to Sovereign Immunity	Garcia (R)	Sovereign Immunity; Provides certain medical schools with sovereign immunity protection while their employees and students provide services to public health trust patients at certain hospitals and health care facilities. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 1398	Relating to Judiciary	Bogdanoff	Judiciary; Repeals provisions relating to regular terms of the Supreme Court, compensation of the marshal, census commissions for the judicial circuits, and terms of the circuit courts. Repeals provisions relating to terms of the First Judicial Circuit through the Twentieth Judicial Circuit. Repeals provisions relating to requiring a judge to attend the first day of each term of the circuit court. Repeals provisions relating to requiring a judge to state a reason for non attendance. Repeals provisions relating to guardians of incapacitate world war veterans, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
HB 7117	Relating to Sheriffs	Civil Justice Subcommittee	Sheriffs: Repeals provisions providing that county sheriff serve as executive officer of circuit court; removes provision requiring sheriff to perform duties of executive officer of county court. Effective Date: July 1, 2011	<b>Failed</b>
HB 7023	Relating to Judiciary	Civil Justice Subcommittee	Judiciary: Repeals provisions relating to regular terms of Supreme Court; repeals provisions relating to terms of circuit courts; allows Supreme Court to set terms of court for Supreme Court, district courts of appeal, & circuit courts; provides that appellate courts may withdraw mandate within 120 days after issuance; conforms provisions. Effective Date: January 1, 2012	<b>Failed</b>

SB 1420	Relating to Judicial Proceedings In Civil Cases	Altman	Judicial Proceedings in Civil Cases; Provides for the chief judge of a judicial circuit, subject to approval by the Chief Justice of the Supreme Court, to establish a program for retired justices or judges to preside over civil cases and trials upon written request of one or more parties. Provides for compensation of such justices or judges. Provides for an additional court cost and for deposit thereof. Provides for the procedures governing voluntary trial resolution to include a jury trial if there is a right to a jury trial and if at least one party has requested a jury trial, etc. EFFECTIVE DATE: upon becoming a law	<b>Failed</b>
SB 1508	Relating to Costs of Prosecution	Wise	Costs of Prosecution; Requires the clerk of the court to distribute the funds received from a defendant according to a specified order of priority when the defendant makes a partial payment to the clerk of costs of prosecution. Requires that a portion of the costs of prosecution be remitted to the State Attorneys Revenue Trust Fund. Imposes certain costs on persons whose cases are disposed of under a pretrial intervention program or pretrial substance abuse intervention program, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>
SB 1666	Relating to Circuit and County Judges Unopposed for Reelection	Flores	Circuit and County Judges Unopposed for Reelection; Proposes an amendment to the State Constitution to require circuit and county judges who are unopposed for reelection to be subject to retention by a vote of the electors.	<b>Failed</b>



SB 1672 / HB 7039	Relating to Retention of Justices or Judges	Flores / Civil Justice Subcommittee	Retention of Justices and Judges; Proposes amendments to the State Constitution to increase the vote required to retain a justice or judge in a judicial office and to provide for the increased vote requirement to apply beginning with retention elections during the 2012 General Election.	<b>Failed</b>
SB 1694	Relating to Motor Vehicle Personal Injury Protection Insurance	Richter	Motor Vehicle Personal Injury Protection Insurance; Provides that the circuit court has exclusive jurisdiction in actions involving challenges to arbitration decisions under the Florida Motor Vehicle No-Fault Law. Requires a claimant's request about insurance coverage to be appropriately served upon the disclosing entity. Provides that an insurer that requests an examination under oath in a manner that is inconsistent with the policy is engaging in an unfair and deceptive trade practice, etc. EFFECTIVE DATE: upon becoming a law	<b>Failed</b>
SB 1930	Relating to Motor Vehicle Personal Injury Protection Insurance	Bogdanoff	Motor Vehicle Personal Injury Protection Insurance; Revises provisions relating to the contents of written reports of motor vehicle crashes. Requires that an application for licensure as a mobile clinic include a statement regarding insurance fraud. Authorizes the Division of Insurance Fraud to establish a direct-support organization for the purpose of prosecuting, investigating, and preventing motor vehicle insurance fraud. Requires a claimant's request about insurance coverage to be appropriately served upon the disclosing entity, etc. EFFECTIVE DATE: July 1, 2011	<b>Failed</b>

SB 1704 / HB 7037	Relating to Judicial Qualifications Commission	Hays / Civil Justice Subcommittee	Judicial Qualifications Commission; Proposes an amendment to the State Constitution to require that certain proceedings, records, and materials of the Judicial Qualifications Commission be open to the public and to require the commission to notify the Speaker of the House of Representatives of complaints received or initiated, investigations conducted, and complaints concluded.	<b>Failed</b>
HB 4207	Relating to Damages for Wrongful Death	Rouson	Damages for Wrongful Death: Repeals provisions relating to prevention of recovery of damages for wrongful death by adult children of decedent or by parents of adult child with respect to claims for medical negligence; conforms provisions to changes made by act. Effective Date: July 1, 2011	<b>Failed</b>
HB 5405	Relating to Trust Funds of the State Courts System	Justice Appropriations Subcommittee	Trust Funds of the State Courts System: Redirects proceeds from specified service charge & additional filing fees from Court Education Trust Fund to State Courts Revenue Trust Fund; redirects proceeds from part of certain filing fees from state courts' Mediation & Arbitration Trust Fund to State Courts Revenue Trust Fund; deletes obsolete provision relating to use of moneys in Mediation & Arbitration Trust Fund. Effective Date: July 1, 2011	<b>06/02/11 Approved by Governor; Chapter No. 2011-133</b>
HB 7025	Relating to Rules of Court	Civil Justice Subcommittee	Rules of Court: Proposes amendment to s. 2, Art. V of State Constitution to provide that no court may adopt rules of practice & procedure; Supreme Court may recommend rules to be adopted, amended, or rejected by Legislature; & providing that, in event of conflict, statute supersedes rule. Effective Date: Not Specified	<b>Failed</b>

HB 7027	Relating to Court Rules of Process and Procedure	Civil Justice Subcommittee	<p>Court Rules of Process and Procedure: Provides that statutes supersede court rules; provides that court rule may not modify substantive right or conflict with general law; creates judicial conference; provides for creation &amp; adoption of court rules, administrative orders, forms, &amp; jury instructions; requires proposed rules to be published &amp; heard before subcommittee, rules committee, &amp; judicial conference before submission to Legislature; provides that rules go into effect if Legislature does not act; provides exceptions; provides exceptions to specified provisions relating to court rule adoption; provides for adoption of certain court rules in effect on effective date of act. Effective Date: on the effective date of House Joint Resolution 7025, or a similar joint resolution having substantially the same specific intent and purpose, if that joint resolution is approved by the electors at the general election to be held in November 2012</p>	<b>Failed</b>
HB 7111 / SB 2084	Relating to Supreme Court	Civil Justice Subcommittee / Judiciary	<p>Supreme Court: Proposes amendments to ss. 1, 2, 3, 4, 7, 8, 9, 11, 12, &amp; 15 of Art. V, s. 2 of Art. II, ss. 16, 17, &amp; 19 of Art. III, ss. 1, 3, 4, 10, &amp; 13 of Art. IV, &amp; s. 2 of Art. XI, &amp; creation of s. 21 of Art. V, of State Constitution to create Supreme Court of Civil Appeals &amp; Supreme Court of Criminal Appeals; provides for administration of courts; provides for transition from present Supreme Court. Effective Date: Not Specified</p>	<b>06/21/11 Signed by Officers and filed with Secretary of State</b>

HB 7199	Relating to Supreme Court	Civil Justice Subcommittee	Supreme Court: Implements provisions of joint resolution creating Supreme Court of Civil Appeals & Supreme Court of Criminal Appeals; clarifies jurisdiction of supreme courts; deletes obsolete provisions; provides for jurisdiction, membership, & headquarters of Supreme Court of Civil Appeals & Supreme Court of Criminal Appeals; provides for location of Supreme Court Building. Effective Date: on the effective date of House Joint Resolution 7111, or a similar joint resolution having substantially the same specific intent and purpose, if that joint resolution is approved by the electors at the general election to be held in November 2012.	<b>Failed</b>
HB 7113	Relating to Supreme Court	Civil Justice Subcommittee	Supreme Court: Repeals provisions relating to restricting practice of law by retired justice, requirement to appoint Clerk of Supreme Court, requirement that clerk have office in Supreme Clerk Building, requirement that clerk perform duties as directed by court, & provision by which rules of court supersede statutes. Effective Date: July 1, 2011	<b>Failed</b>
HB 7115	Relating to Judicial Census Commissions	Civil Justice Subcommittee	Judicial Census Commissions: Repeals provisions relating to judicial census commissions. Effective Date: July 1, 2011	<b>Failed</b>
HB 7119	Relating to District Courts of Appeal	Civil Justice Subcommittee	District Courts of Appeal: Repeals provisions relating to requirement that district court sit in three judge panels & have majority for decision & requirement that clerk of district court perform duties prescribed by rule of court. Effective Date: July 1, 2011	<b>Failed</b>

SB 2002	Relating to Implementing 2011-2012 General Appropriations Act	Budget	Implementing 2011-2012 General Appropriations Act; Incorporates by reference certain calculations of the Florida Education Finance Program for the 2011-2012 fiscal year. Authorizes the transfer of funds between appropriation categories to fund fixed capital outlay projects for public schools upon certain approval. Provides allocation requirements for specified funds appropriated for forensic mental health services. Provides requirements relating to implementing phase of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study, etc. EFFECTIVE DATE: June 29, 2011 except as otherwise provided	05/26/11 <b>Approved by Governor; Chapter No. 2011-47</b>
SB 2116	Relating to State Judicial System	Budget	State Judicial System; Creates the Judicial Caseload Incentive Plan. Prescribes the purpose of the plan. Provides for performance goals for each judicial circuit. Authorizes financial awards to certain judges based on the performance of the circuit in meeting the goals. Authorizes each office of criminal conflict and civil regional counsel to create a direct-support organization. Prescribes requirements related to the creation and operation of the direct-support organization, etc. EFFECTIVE DATE: July 1, 2011	05/26/11 <b>Vetoed by Governor</b>
HB 7121	Relating to Offers of Settlement	Civil Justice Subcommittee	Offers of Settlement: Repeals provisions relating to offers of settlement made prior to 1990; conforms cross-references. Effective Date: July 1, 2011	<b>Failed</b>
HB 7123	Relating to Declaratory Judgment Actions	Civil Justice Subcommittee	Declaratory Judgment Actions: Repeals provisions relating to taxable costs. Effective Date: July 1, 2011	<b>Failed</b>

SB 2110	Relating to The Auditor General	Budget	Auditor General; Requires that the Auditor General conduct operational audits at least every 3 years of certain additional state entities and district school boards and report on the activities of the ad valorem tax program of the Department of Revenue. Revises the duties of the Auditor General with respect to responsibilities for auditing certain reports made to the State Supreme Court and the operations of the Florida Clerks of Court Operations Corporation, respectively. Revises requirements to issue rules for surplus property, etc. EFFECTIVE DATE: July 1, 2011	<b>05/26/11 Approved by Governor; Chapter No. 2011-52</b>
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