

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Payne offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 50.011, Florida Statutes, is amended to read:

50.011 Publication of ~~Where and in what language~~ legal notices ~~to be published.~~ Whenever by statute an official or legal advertisement or a publication, or notice in a newspaper or governmental agency website has been or is directed or permitted in the nature of or in lieu of process, or for constructive service, or in initiating, assuming, reviewing, exercising or enforcing jurisdiction or power, or for any purpose, including all legal notices and advertisements of sheriffs and tax collectors, the contemporaneous and continuous

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17 intent and meaning of such legislation all and singular,
18 existing or repealed, is and has been and is hereby declared to
19 be and to have been, and the rule of interpretation is and has
20 been the following:

21 (1) A publication in a newspaper printed and published
22 periodically at least once a week ~~or oftener~~, containing at
23 least 25 percent of its words in the English language, entered
24 or qualified to be admitted and entered as periodicals matter at
25 a post office in the county where published, ~~for sale to the~~
26 ~~public generally~~, available to the public generally for the
27 publication of official or other notices and customarily
28 containing information of a public character or of interest or
29 of value to the residents or owners of property in the county
30 where published, or of interest or of value to the general
31 public; or

32 (2) On a publicly accessible website pursuant to s.
33 50.0311.

34 Section 2. Section 50.021, Florida Statutes, is amended to
35 read:

36 50.021 Publication when no newspaper in county.—When any
37 law, or order or decree of court, ~~shall~~ directs advertisements
38 to be made in a ~~any~~ county and there is ~~be~~ no newspaper
39 published in the ~~said~~ county, the advertisement may be posted on
40 a publicly accessible website as provided in s. 50.0311 or made
41 by posting three copies thereof in three different places in the

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42 ~~said~~ county, one of which shall be at the front door of the
43 courthouse, and by publication in the nearest county in which a
44 newspaper is published.

45 Section 3. Subsections (2) and (3) of section 50.0211,
46 Florida Statutes, are amended to read:

47 50.0211 Internet website publication.—

48 (2) If a governmental agency publishes a legal notice in a
49 newspaper each legal notice must be posted on the newspaper's
50 website on the same day that the printed notice appears in the
51 newspaper, at no additional charge, in a separate web page
52 titled "Legal Notices," "Legal Advertising," or comparable
53 identifying language. A link to the legal notices web page shall
54 be provided on the front page of the newspaper's website that
55 provides access to the legal notices. If there is a specified
56 size and placement required for a printed legal notice, the size
57 and placement of the notice on the newspaper's website must
58 optimize its online visibility in keeping with the print
59 requirements. The newspaper's web pages that contain legal
60 notices must present the legal notices as the dominant and
61 leading subject matter of those pages. The newspaper's website
62 must contain a search function to facilitate searching the legal
63 notices. A fee may not be charged, and registration may not be
64 required, for viewing or searching legal notices on a
65 newspaper's website if the legal notice is published in a
66 newspaper.

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67 (3) (a) If a legal notice is published in a newspaper, the
68 newspaper publishing the notice shall place the notice on the
69 statewide website established and maintained as an initiative of
70 the Florida Press Association as a repository for such notices
71 located at the following address: www.floridapublicnotices.com.

72 (b) A legal notice placed on the statewide website created
73 under this subsection must be:

74 1. Accessible and searchable by party name and case
75 number.

76 2. Posted for a period of at least 90 consecutive days
77 after the first day of posting.

78 (c) The statewide website created under this subsection
79 shall maintain a searchable archive of all legal notices posted
80 on the publicly accessible website ~~on or after October 1, 2014,~~
81 for 18 months after the first day of posting. Such searchable
82 archive shall be provided and accessible to the general public
83 without charge.

84 (4) Newspapers that publish legal notices shall, upon
85 request, provide e-mail notification of new legal notices when
86 they are printed in the newspaper and added to the newspaper's
87 website. Such e-mail notification shall be provided without
88 charge, and notification for such an e-mail registry shall be
89 available on the front page of the legal notices section of the
90 newspaper's website.

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91 Section 4. Section 50.031, Florida Statutes, is amended to
92 read:

93 50.031 Newspapers in which legal notices and process may
94 be published.—If a governmental agency publishes a legal notice
95 in a newspaper, no notice or publication required to be
96 published ~~in a newspaper~~ in the nature of or in lieu of process
97 of any kind, nature, character or description provided for under
98 any law of the state, whether heretofore or hereafter enacted,
99 and whether pertaining to constructive service, or the
100 initiating, assuming, reviewing, exercising or enforcing
101 jurisdiction or power, by any court in this state, or any notice
102 of sale of property, real or personal, for taxes, state, county
103 or municipal, or sheriff's, guardian's or administrator's or any
104 sale made pursuant to any judicial order, decree or statute or
105 any other publication or notice pertaining to any affairs of the
106 state, or any county, municipality or other political
107 subdivision thereof, shall be deemed to have been published in
108 accordance with the statutes providing for such publication,
109 unless the same shall have been published for the prescribed
110 period of time required for such publication, in a newspaper
111 which at the time of such publication shall have been in
112 existence for 1 year and shall have been entered as periodicals
113 matter at a post office in the county where published, or in a
114 newspaper which is a direct successor of a newspaper which
115 together have been so published; provided, however, that nothing

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116 herein contained shall apply where in any county there shall be
117 no newspaper in existence which shall have been published for
118 the length of time above prescribed. No legal publication of any
119 kind, nature or description, as herein defined, shall be valid
120 or binding or held to be in compliance with the statutes
121 providing for such publication unless the same shall have been
122 published in accordance with the provisions of this section or
123 s. 50.0311. Proof of such publication shall be made by uniform
124 affidavit.

125 Section 5. Section 50.0311, Florida Statutes, is created
126 to read:

127 50.0311 Publication of advertisements and public notices
128 on a publicly accessible website and governmental access
129 channels.-

130 (1) For purposes of this chapter, "governmental agency"
131 means a county, municipality, school board, or other unit of
132 local government or political subdivision in this state.

133 (2) For purposes of notices and advertisements required
134 under s. 50.11, the term "publicly accessible website" means a
135 governmental agency's official website or other private website
136 designated by the governmental agency for the posting of legal
137 notices and advertisements that is accessible via the Internet.
138 All advertisements and public notices published on a website as
139 provided in this chapter must be in searchable form.

140 (3) "Fiscally constrained county" means a county within a

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141 rural area of opportunity as designated by the Governor pursuant
142 to s. 288.0656 or each county for which the value of a mill will
143 raise no more than \$5 million in revenue, based on the certified
144 school taxable value certified pursuant to s. 1011.62(4)(a)1.a.,
145 from the previous July 1.

146 (4) A governmental agency in a county that is not a
147 fiscally constrained county may use a publicly accessible
148 website to publish legally required advertisements and public
149 notices if the cost of publishing advertisements and public
150 notices on a website is less than the cost of publishing
151 advertisements and public notices in a newspaper.

152 (5) A governmental agency in a fiscally constrained county
153 may use a publicly accessible website to publish legally
154 required advertisements and public notices only if the
155 governmental agency, after a public hearing which has been
156 noticed in a newspaper as provided in this chapter, makes a
157 determination of the following:

158 (a) Publishing advertisements and public notices on a
159 publicly accessible website is in the public interest;

160 (b) The cost of publishing advertisements and notices on a
161 publicly accessible website is less than the cost of publishing
162 advertisements and notices in a newspaper; and

163 (c) The residents of the county have sufficient access to
164 the internet by broadband service as defined in s. 364.02(2) or
165 any other means such that publishing advertisements and public

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166 notices on a publicly accessible website will not unreasonably
167 restrict public access.

168 (6) A governmental agency shall provide notice at least
169 once per year in a newspaper of general circulation or another
170 publication that is mailed or delivered to all residents and
171 property owners throughout the government's jurisdiction,
172 indicating that property owners and residents may receive
173 legally required advertisements and public notices from the
174 government agency by first-class mail or e-mail upon registering
175 their name and address or e-mail address with the governmental
176 agency. The governmental agency shall maintain a registry of
177 names, addresses, and e-mail addresses of property owners and
178 residents who request in writing that they receive legally
179 required advertisements and public notices from the governmental
180 agency by first-class mail or e-mail.

181 (7) A link to advertisements and public notices published
182 on a publicly accessible website shall be conspicuously placed
183 on the website's homepage or accessible through a direct link
184 from the homepage. Each advertisement or public notice shall
185 indicate the date on which the advertisement or public notice
186 was first published on the publicly accessible website.

187 (8) A governmental agency that has a governmental access
188 channel authorized under s. 610.109 may also include on its
189 governmental access channel a summary of all advertisements and
190 public notices that are posted on its publicly accessible

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191 website.

192 Section 6. Section 50.041, Florida Statutes, is amended to
193 read:

194 50.041 Proof of publication; uniform affidavits required.—

195 (1) All affidavits ~~of publishers of newspapers (or their~~
196 ~~official representatives)~~ made for the purpose of establishing
197 proof of publication of public notices or legal advertisements
198 shall be uniform throughout the state.

199 (2) Each such affidavit shall be printed upon white paper
200 and shall be 8 1/2 inches in width and of convenient length, not
201 less than 5 1/2 inches. A white margin of not less than 2 1/2
202 inches shall be left at the right side of each affidavit form
203 and upon or in this space shall be substantially pasted a
204 clipping which shall be a true copy of the public notice or
205 legal advertisement for which proof is executed. Alternatively,
206 the affidavit may be provided in electronic rather than paper
207 form, provided the notarization of the affidavit complies with
208 the requirements of s. 117.021.

209 (3) ~~In all counties having a population in excess of~~
210 ~~450,000 according to the latest official decennial census, in~~
211 ~~addition to the charges which are now or may hereafter be~~
212 ~~established by law for the publication of every official notice~~
213 ~~or legal advertisement,~~ There may be a charge not to exceed \$2
214 levied for the preparation and execution of each such proof of
215 publication or ~~publisher's~~ affidavit.

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216 Section 7. Section 50.051, Florida Statutes, is amended to
217 read:

218 50.051 Proof of publication; form of uniform affidavit.-
219 The printed form upon which all such affidavits establishing
220 proof of publication are to be executed shall be substantially
221 as follows:

222 NAME OF COUNTY NEWSPAPER

223 ~~Published (Weekly or Daily)~~

224 ~~(Town or City) (County) FLORIDA~~

225 STATE OF FLORIDA

226 COUNTY OF

227 Before the undersigned authority personally appeared,
228 who on oath says that he or she is of ~~the, a~~
229 ~~newspaper published at in~~ County, Florida; that the
230 attached copy of advertisement, being a in the matter of
231 in the Court, was published on the publicly accessible
232 website of the governmental agency or in a said newspaper. ~~in~~
233 ~~the issues of~~

234 Affiant further says that the website or newspaper complies
235 with all legal requirements for publication in chapter 50,
236 Florida Statutes. ~~said is a newspaper published at, in~~
237 ~~said County, Florida, and that the said newspaper has~~

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238 ~~heretofore been continuously published in said County,~~
239 ~~Florida, each and has been entered as periodicals matter at~~
240 ~~the post office in, in said County, Florida, for a~~
241 ~~period of 1 year next preceding the first publication of the~~
242 ~~attached copy of advertisement; and affiant further says that he~~
243 ~~or she has neither paid nor promised any person, firm or~~
244 ~~corporation any discount, rebate, commission or refund for the~~
245 ~~purpose of securing this advertisement for publication in the~~
246 ~~said newspaper.~~

247 Sworn to and subscribed before me this day of,
248 ... (year) ..., by, who is personally known to me or who has
249 produced (type of identification) as identification.

250 ... (Signature of Notary Public) ...

251 ... (Print, Type, or Stamp Commissioned Name of Notary Public) ...

252 ... (Notary Public) ...

253 Section 8. Section 50.0711, Florida Statutes, is amended
254 to read:

255 50.0711 Court docket fund; service charges; publications.-

256 (1) The clerk of the court in each county may establish a
257 court docket fund for the purpose of paying the cost of
258 publication of the fact of the filing of any civil case in the
259 circuit court of the county by the style and of the calendar
260 relating to such cases. This court docket fund shall be funded

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261 by \$1 mandatory court cost for all civil actions, suits, or
262 proceedings filed in the circuit court of the county. The clerk
263 shall maintain such funds separate and apart, and the proceeds
264 from this court cost shall not be diverted to any other fund or
265 for any purpose other than that established in this section. The
266 clerk of the court shall dispense the fund to the designated
267 publicly accessible website publisher or record newspaper in the
268 county on a quarterly basis.

269 (2) If a judicial circuit publishes notices in a
270 newspaper, a newspaper qualified under the terms of s. 50.011
271 shall be designated as the record newspaper for such publication
272 by an order of the majority of the judges in the judicial
273 circuit in which such county is located, and such order shall be
274 filed and recorded with the clerk of the circuit court for such
275 county. The designated record newspaper may be changed at the
276 end of any fiscal year of the county by a majority vote of the
277 judges of the judicial circuit of the county ordering such
278 change 30 days prior to the end of the fiscal year, notice of
279 which order shall be given to the previously designated record
280 newspaper.

281 (3) The publicly accessible website publisher or
282 publishers of any designated record newspapers receiving payment
283 from this court docket fund shall publish, without additional
284 charge, the fact of the filing of any civil case, suit, or
285 action filed in such county in the circuit. Such publication

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286 shall be in accordance with a schedule agreed upon between the
287 website publisher or record newspaper and the clerk of the court
288 in such county.

289 (4) The publicly accessible website publisher or
290 publishers of any designated record newspapers receiving
291 revenues from the court docket fund established in subsection
292 (1) shall, without charge, accept legal advertisements for the
293 purpose of service of process by publication under s. 49.011(4),
294 (10), and (11) when such publication is required of persons
295 authorized to proceed as indigent persons under s. 57.081.

296 Section 9. Paragraph (4) of section 83.806, Florida
297 Statutes, is amended to read:

298 83.806 Enforcement of lien.—An owner's lien as provided in
299 s. 83.805 may be satisfied as follows:

300 (4) After the expiration of the time given in the notice,
301 an advertisement of the sale or other disposition shall be
302 published once a week for 2 consecutive weeks in a newspaper of
303 general circulation in the area where the self-service storage
304 facility or self-contained storage unit is located or published
305 continuously for 14 consecutive days on a public website that
306 customarily conducts personal property auctions.

307 (a) A lien sale may be conducted on a public website that
308 customarily conducts personal property auctions. The facility or
309 unit owner is not required to hold a license to post property
310 for online sale. Inasmuch as any sale may involve property of

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311 more than one tenant, a single advertisement may be used to
312 dispose of property at any one sale.

313 (b) The advertisement shall include:

314 1. A brief and general description of what is believed to
315 constitute the personal property contained in the storage unit,
316 as provided in paragraph (2) (b).

317 2. The address of the self-service storage facility or the
318 address where the self-contained storage unit is located and the
319 name of the tenant.

320 3. The time, place, and manner of the sale or other
321 disposition. The sale or other disposition shall take place at
322 least 15 days after the first publication.

323 (c) If there is no newspaper of general circulation in the
324 area where the self-service storage facility or self-contained
325 storage unit is located, the advertisement shall be posted at
326 least 10 days before the date of the sale or other disposition
327 in at least three conspicuous places in the neighborhood where
328 the self-service storage facility or self-contained storage unit
329 is located or published continuously for 14 consecutive days on
330 a public website that customarily conducts personal property
331 auctions.

332 Section 10. Section 11.02, Florida Statutes, is amended to
333 read:

334 11.02 Notice of special or local legislation or certain
335 relief acts.—The notice required to obtain special or local

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336 legislation or any relief act specified in s. 11.065 shall be by
337 publishing the identical notice ~~in each county involved in some~~
338 ~~newspaper~~ as provided ~~defined~~ in chapter 50 ~~published in or~~
339 circulated throughout the county or counties where the matter or
340 thing to be affected by such legislation shall be situated one
341 time at least 30 days before introduction of the proposed law
342 into the Legislature or, if the notice is not posted on a
343 publicly accessible website as provided in chapter 50 and there
344 being no newspaper circulated throughout or published in the
345 county, by posting for at least 30 days at not less than three
346 public places in the county or each of the counties, one of
347 which places shall be at the courthouse in the county or
348 counties where the matter or thing to be affected by such
349 legislation shall be situated. Notice of special or local
350 legislation shall state the substance of the contemplated law,
351 as required by s. 10, Art. III of the State Constitution. Notice
352 of any relief act specified in s. 11.065 shall state the name of
353 the claimant, the nature of the injury or loss for which the
354 claim is made, and the amount of the claim against the affected
355 municipality's revenue-sharing trust fund.

356 Section 11. Subsection (2) of section 45.031, Florida
357 Statutes, is amended to read:

358 45.031 Judicial sales procedure.—In any sale of real or
359 personal property under an order or judgment, the procedures
360 provided in this section and ss. 45.0315-45.035 may be followed

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361 as an alternative to any other sale procedure if so ordered by
362 the court.

363 (2) PUBLICATION OF SALE.—Notice of sale shall be published
364 on a publicly accessible website for at least 2 consecutive
365 weeks before the sale or once a week for 2 consecutive weeks in
366 a newspaper of general circulation, ~~as provided defined~~ in
367 chapter 50, published in the county where the sale is to be
368 held. The second publication by newspaper shall be at least 5
369 days before the sale. The notice shall contain:

370 (a) A description of the property to be sold.

371 (b) The time and place of sale.

372 (c) A statement that the sale will be made pursuant to the
373 order or final judgment.

374 (d) The caption of the action.

375 (e) The name of the clerk making the sale.

376 (f) A statement that any person claiming an interest in
377 the surplus from the sale, if any, other than the property owner
378 as of the date of the lis pendens must file a claim within 60
379 days after the sale.

380
381 The court, in its discretion, may enlarge the time of the sale.
382 Notice of the changed time of sale shall be published as
383 provided herein.

384 Section 12. Subsection (2) of section 121.0511, Florida
385 Statutes, is amended to read:

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386 121.0511 Revocation of election and alternative plan.—The
387 governing body of any municipality or independent special
388 district that has elected to participate in the Florida
389 Retirement System may revoke its election in accordance with the
390 following procedure:

391 (2) At least 7 days, but not more than 15 days, before the
392 hearing, notice of intent to revoke, specifying the time and
393 place of the hearing, must be published ~~in a newspaper of~~
394 ~~general circulation in the area affected, as provided by ss.~~
395 ~~50.011-50.031~~ as provided in chapter 50. Proof of publication of
396 the notice must be submitted to the Department of Management
397 Services.

398 Section 13. Paragraphs (b) and (h) of Subsection (1) of
399 section 121.055, Florida Statutes, is amended to read:

400 121.055 Senior Management Service Class.—There is hereby
401 established a separate class of membership within the Florida
402 Retirement System to be known as the "Senior Management Service
403 Class," which shall become effective February 1, 1987.

404 (1)

405 (b)1. Except as provided in subparagraph 2., effective
406 January 1, 1990, participation in the Senior Management Service
407 Class is compulsory for the president of each community college,
408 the manager of each participating municipality or county, and
409 all appointed district school superintendents. Effective January

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410 1, 1994, additional positions may be designated for inclusion in
411 the Senior Management Service Class if:

412 a. Positions to be included in the class are designated by
413 the local agency employer. Notice of intent to designate
414 positions for inclusion in the class must be published for at
415 least 2 consecutive weeks if published on a publicly accessible
416 website or once a week for 2 consecutive weeks in a newspaper of
417 general circulation published in the county or counties
418 affected, as provided in chapter 50.

419 b. Up to 10 nonelective full-time positions may be
420 designated for each local agency employer reporting to the
421 department; for local agencies with 100 or more regularly
422 established positions, additional nonelective full-time
423 positions may be designated, not to exceed 1 percent of the
424 regularly established positions within the agency.

425 c. Each position added to the class must be a managerial
426 or policymaking position filled by an employee who is not
427 subject to continuing contract and serves at the pleasure of the
428 local agency employer without civil service protection, and who:

429 (I) Heads an organizational unit; or

430 (II) Has responsibility to effect or recommend personnel,
431 budget, expenditure, or policy decisions in his or her areas of
432 responsibility.

433 2. In lieu of participation in the Senior Management
434 Service Class, members of the Senior Management Service Class,

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435 pursuant to subparagraph 1., may withdraw from the Florida
436 Retirement System altogether. The decision to withdraw from the
437 system is irrevocable as long as the employee holds the
438 position. Any service creditable under the Senior Management
439 Service Class shall be retained after the member withdraws from
440 the system; however, additional service credit in the Senior
441 Management Service Class may not be earned after such
442 withdrawal. Such members are not eligible to participate in the
443 Senior Management Service Optional Annuity Program.

444 3. Effective January 1, 2006, through June 30, 2006, an
445 employee who has withdrawn from the Florida Retirement System
446 under subparagraph 2. has one opportunity to elect to
447 participate in the pension plan or the investment plan.

448 a. If the employee elects to participate in the investment
449 plan, membership shall be prospective, and the applicable
450 provisions of s. 121.4501(4) govern the election.

451 b. If the employee elects to participate in the pension
452 plan, the employee shall, upon payment to the system trust fund
453 of the amount calculated under sub-sub-subparagraph (I), receive
454 service credit for prior service based upon the time during
455 which the employee had withdrawn from the system.

456 (I) The cost for such credit shall be an amount
457 representing the actuarial accrued liability for the affected
458 period of service. The cost shall be calculated using the
459 discount rate and other relevant actuarial assumptions that were

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460 used to value the pension plan liabilities in the most recent
461 actuarial valuation. The calculation must include any service
462 already maintained under the pension plan in addition to the
463 period of withdrawal. The actuarial accrued liability
464 attributable to any service already maintained under the pension
465 plan shall be applied as a credit to the total cost resulting
466 from the calculation. The division must ensure that the transfer
467 sum is prepared using a formula and methodology certified by an
468 actuary.

469 (II) The employee must transfer a sum representing the net
470 cost owed for the actuarial accrued liability in sub-sub-
471 subparagraph (I) immediately following the time of such
472 movement, determined assuming that attained service equals the
473 sum of service in the pension plan and the period of withdrawal.

474 (h)1. Except as provided in subparagraph 3., effective
475 January 1, 1994, participation in the Senior Management Service
476 Class shall be compulsory for the State Courts Administrator and
477 the Deputy State Courts Administrators, the Clerk of the Supreme
478 Court, the Marshal of the Supreme Court, the Executive Director
479 of the Justice Administrative Commission, the capital collateral
480 regional counsel, the clerks of the district courts of appeals,
481 the marshals of the district courts of appeals, and the trial
482 court administrator and the Chief Deputy Court Administrator in
483 each judicial circuit. Effective January 1, 1994, additional
484 positions in the offices of the state attorney and public

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485 defender in each judicial circuit may be designated for
486 inclusion in the Senior Management Service Class of the Florida
487 Retirement System, provided that:

488 a. Positions to be included in the class shall be
489 designated by the state attorney or public defender, as
490 appropriate. Notice of intent to designate positions for
491 inclusion in the class shall be published for at least 2
492 consecutive weeks if published on a publicly accessible website
493 or once a week for 2 consecutive weeks in a newspaper of general
494 circulation published in the county or counties affected, as
495 provided in chapter 50.

496 b. One nonelective full-time position may be designated
497 for each state attorney and public defender reporting to the
498 Department of Management Services; for agencies with 200 or more
499 regularly established positions under the state attorney or
500 public defender, additional nonelective full-time positions may
501 be designated, not to exceed 0.5 percent of the regularly
502 established positions within the agency.

503 c. Each position added to the class must be a managerial
504 or policymaking position filled by an employee who serves at the
505 pleasure of the state attorney or public defender without civil
506 service protection, and who:

507 (I) Heads an organizational unit; or

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508 (II) Has responsibility to effect or recommend personnel,
509 budget, expenditure, or policy decisions in his or her areas of
510 responsibility.

511 2. Participation in this class shall be compulsory, except
512 as provided in subparagraph 3., for any judicial employee who
513 holds a position designated for coverage in the Senior
514 Management Service Class, and such participation shall continue
515 until the employee terminates employment in a covered position.
516 Effective January 1, 2001, participation in this class is
517 compulsory for assistant state attorneys, assistant statewide
518 prosecutors, assistant public defenders, and assistant capital
519 collateral regional counsel. Effective January 1, 2002,
520 participation in this class is compulsory for assistant
521 attorneys general.

522 3. In lieu of participation in the Senior Management
523 Service Class, such members, excluding assistant state
524 attorneys, assistant public defenders, assistant statewide
525 prosecutors, assistant attorneys general, and assistant capital
526 collateral regional counsel, may participate in the Senior
527 Management Service Optional Annuity Program as established in
528 subsection (6).

529 Section 14. Paragraph (a) of subsection (2) and paragraph
530 (b) of subsection (4) of section 125.66, Florida Statutes, are
531 amended to read:

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532 125.66 Ordinances; enactment procedure; emergency
533 ordinances; rezoning or change of land use ordinances or
534 resolutions.-

535 (2) (a) The regular enactment procedure shall be as
536 follows: The board of county commissioners at any regular or
537 special meeting may enact or amend any ordinance, except as
538 provided in subsection (4), if notice of intent to consider such
539 ordinance is given at least 10 days prior to said meeting by
540 publication as provided in chapter 50 ~~in a newspaper of general~~
541 ~~circulation in the county~~. A copy of such notice shall be kept
542 available for public inspection during the regular business
543 hours of the office of the clerk of the board of county
544 commissioners. The notice of proposed enactment shall state the
545 date, time, and place of the meeting; the title or titles of
546 proposed ordinances; and the place or places within the county
547 where such proposed ordinances may be inspected by the public.
548 The notice shall also advise that interested parties may appear
549 at the meeting and be heard with respect to the proposed
550 ordinance.

551 (4) Ordinances or resolutions, initiated by other than the
552 county, that change the actual zoning map designation of a
553 parcel or parcels of land shall be enacted pursuant to
554 subsection (2). Ordinances or resolutions that change the actual
555 list of permitted, conditional, or prohibited uses within a
556 zoning category, or ordinances or resolutions initiated by the

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557 county that change the actual zoning map designation of a parcel
558 or parcels of land shall be enacted pursuant to the following
559 procedure:

560 (b) In cases in which the proposed ordinance or resolution
561 changes the actual list of permitted, conditional, or prohibited
562 uses within a zoning category, or changes the actual zoning map
563 designation of a parcel or parcels of land involving 10
564 contiguous acres or more, the board of county commissioners
565 shall provide for public notice and hearings as follows:

566 1. The board of county commissioners shall hold two
567 advertised public hearings on the proposed ordinance or
568 resolution. At least one hearing shall be held after 5 p.m. on a
569 weekday, unless the board of county commissioners, by a majority
570 plus one vote, elects to conduct that hearing at another time of
571 day. The first public hearing shall be held at least 7 days
572 after the day that the first advertisement is published. The
573 second hearing shall be held at least 10 days after the first
574 hearing and shall be advertised at least 5 days prior to the
575 public hearing.

576 2. If published in a newspaper, the required
577 advertisements shall be no less than 2 columns wide by 10 inches
578 long in a standard size or a tabloid size newspaper, and the
579 headline in the advertisement shall be in a type no smaller than
580 18 point. The advertisement shall not be placed in that portion
581 of the newspaper where legal notices and classified

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582 advertisements appear. The advertisement shall be placed in a
583 newspaper ~~of general paid circulation~~ in the county and of
584 general interest and readership in the community pursuant to
585 chapter 50, not one of limited subject matter. It is the
586 legislative intent that, whenever possible, the advertisement
587 shall appear in a newspaper that is published at least weekly ~~5~~
588 ~~days a week~~ unless the only newspaper in the community is
589 published less than weekly ~~5 days a week~~. The advertisement
590 shall be in substantially the following form:

NOTICE OF (TYPE OF) CHANGE

592 The ...(name of local governmental unit)... proposes to
593 adopt the following by ordinance or resolution:... (title of
594 ordinance or resolution)....

595 A public hearing on the ordinance or resolution will be
596 held on ...(date and time)... at ...(meeting place)....

597 Except for amendments which change the actual list of permitted,
598 conditional, or prohibited uses within a zoning category, the
599 advertisement shall contain a geographic location map which
600 clearly indicates the area within the local government covered
601 by the proposed ordinance or resolution. The map shall include
602 major street names as a means of identification of the general
603 area. In addition to being published on a publicly accessible

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604 website or in the newspaper, the map must be part of the online
605 notice required pursuant to ss. 50.0211 or 50.0311.

606 3. In lieu of publishing the advertisements set out in
607 this paragraph, the board of county commissioners may mail a
608 notice to each person owning real property within the area
609 covered by the ordinance or resolution. Such notice shall
610 clearly explain the proposed ordinance or resolution and shall
611 notify the person of the time, place, and location of both
612 public hearings on the proposed ordinance or resolution.

613 Section 15. Paragraph (a) of subsection (2) of section
614 162.12, Florida Statutes, is amended to read:

615 162.12 Notices.—

616 (2) In addition to providing notice as set forth in
617 subsection (1), at the option of the code enforcement board or
618 the local government, notice may be served by publication or
619 posting, as follows:

620 (a)1. Such notice shall be published for 4 consecutive
621 weeks on a publicly accessible website as provided in chapter 50
622 or once during each week for 4 consecutive weeks (four
623 publications being sufficient) in a newspaper of general
624 circulation in the county where the code enforcement board is
625 located. The newspaper shall meet such requirements as are
626 prescribed under chapter 50 for legal and official
627 advertisements.

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628 2. Proof of publication shall be made as provided in ss.
629 50.041 and 50.051.

630 Section 16. Paragraph (c) of subsection (3) of section
631 166.041, Florida Statutes, is amended to read:

632 166.041 Procedures for adoption of ordinances and
633 resolutions.—

634 (3)

635 (c) Ordinances initiated by other than the municipality
636 that change the actual zoning map designation of a parcel or
637 parcels of land shall be enacted pursuant to paragraph (a).
638 Ordinances that change the actual list of permitted,
639 conditional, or prohibited uses within a zoning category, or
640 ordinances initiated by the municipality that change the actual
641 zoning map designation of a parcel or parcels of land shall be
642 enacted pursuant to the following procedure:

643 1. In cases in which the proposed ordinance changes the
644 actual zoning map designation for a parcel or parcels of land
645 involving less than 10 contiguous acres, the governing body
646 shall direct the clerk of the governing body to notify by mail
647 each real property owner whose land the municipality will
648 redesignate by enactment of the ordinance and whose address is
649 known by reference to the latest ad valorem tax records. The
650 notice shall state the substance of the proposed ordinance as it
651 affects that property owner and shall set a time and place for
652 one or more public hearings on such ordinance. Such notice shall

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653 be given at least 30 days prior to the date set for the public
654 hearing, and a copy of the notice shall be kept available for
655 public inspection during the regular business hours of the
656 office of the clerk of the governing body. The governing body
657 shall hold a public hearing on the proposed ordinance and may,
658 upon the conclusion of the hearing, immediately adopt the
659 ordinance.

660 2. In cases in which the proposed ordinance changes the
661 actual list of permitted, conditional, or prohibited uses within
662 a zoning category, or changes the actual zoning map designation
663 of a parcel or parcels of land involving 10 contiguous acres or
664 more, the governing body shall provide for public notice and
665 hearings as follows:

666 a. The local governing body shall hold two advertised
667 public hearings on the proposed ordinance. At least one hearing
668 shall be held after 5 p.m. on a weekday, unless the local
669 governing body, by a majority plus one vote, elects to conduct
670 that hearing at another time of day. The first public hearing
671 shall be held at least 7 days after the day that the first
672 advertisement is published. The second hearing shall be held at
673 least 10 days after the first hearing and shall be advertised at
674 least 5 days prior to the public hearing.

675 b. If published in a newspaper, the required
676 advertisements shall be no less than 2 columns wide by 10 inches
677 long in a standard size or a tabloid size newspaper, and the

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678 headline in the advertisement shall be in a type no smaller than
679 18 point. The advertisement shall not be placed in that portion
680 of the newspaper where legal notices and classified
681 advertisements appear. The advertisement shall be placed in a
682 newspaper ~~of general paid circulation~~ in the municipality and of
683 general interest and readership in the municipality, not one of
684 limited subject matter, pursuant to chapter 50. It is the
685 legislative intent that, whenever possible, the advertisement
686 appear in a newspaper that is published at least weekly ~~5 days a~~
687 ~~week~~ unless the only newspaper in the municipality is published
688 less than weekly ~~5 days a week~~. The advertisement shall be in
689 substantially the following form:

NOTICE OF (TYPE OF) CHANGE

691 The ...(name of local governmental unit)... proposes to
692 adopt the following ordinance:...(title of the ordinance)....

693 A public hearing on the ordinance will be held on ...(date
694 and time)... at ...(meeting place)....

695 Except for amendments which change the actual list of permitted,
696 conditional, or prohibited uses within a zoning category, the
697 advertisement shall contain a geographic location map which
698 clearly indicates the area covered by the proposed ordinance.
699 The map shall include major street names as a means of
700 identification of the general area. If ~~In addition to being~~

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701 published in the newspaper, the map must also be part of the
702 online notice required pursuant to ss. 50.0211 or 50.0311.

703 c. In lieu of publishing the advertisement set out in this
704 paragraph, the municipality may mail a notice to each person
705 owning real property within the area covered by the ordinance.
706 Such notice shall clearly explain the proposed ordinance and
707 shall notify the person of the time, place, and location of any
708 public hearing on the proposed ordinance.

709 Section 17. Subsection (1) of section 189.015, Florida
710 Statutes, is amended to read:

711 189.015 Meetings; notice; required reports.—

712 (1) The governing body of each special district shall file
713 quarterly, semiannually, or annually a schedule of its regular
714 meetings with the local governing authority or authorities. The
715 schedule shall include the date, time, and location of each
716 scheduled meeting. The schedule shall be published quarterly,
717 semiannually, or annually ~~in a newspaper of general paid~~
718 ~~circulation~~ in the manner required in this subsection. The
719 governing body of an independent special district shall
720 advertise the day, time, place, and purpose of any meeting other
721 than a regular meeting or any recessed and reconvened meeting of
722 the governing body, at least 7 days before such meeting as
723 provided in chapter 50, ~~in a newspaper of general paid~~
724 ~~circulation in the county or counties in which the special~~
725 ~~district is located~~, unless a bona fide emergency situation

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726 exists, in which case a meeting to deal with the emergency may
727 be held as necessary, with reasonable notice, so long as it is
728 subsequently ratified by the governing body. No approval of the
729 annual budget shall be granted at an emergency meeting. The
730 notice shall be posted as provided in ~~advertisement shall be~~
731 ~~placed in that portion of the newspaper where legal notices and~~
732 ~~classified advertisements appear. The advertisement shall appear~~
733 ~~in a newspaper that is published at least 5 days a week, unless~~
734 ~~the only newspaper in the county is published fewer than 5 days~~
735 ~~a week. The newspaper selected must be one of general interest~~
736 ~~and readership in the community and not one of limited subject~~
737 ~~matter, pursuant to chapter 50. Any other provision of law to~~
738 the contrary notwithstanding, and except in the case of
739 emergency meetings, water management districts may provide
740 reasonable notice of public meetings held to evaluate responses
741 to solicitations issued by the water management district, by
742 publication as provided in chapter 50 on a publicly accessible
743 website or ~~in a newspaper of general paid circulation~~ in the
744 county where the principal office of the water management
745 district is located, or in the county or counties where the
746 public work will be performed, no less than 7 days before such
747 meeting.

748 Section 18. Paragraph (d) of subsection (1) of section
749 190.005, Florida Statutes, is amended to read:

750 190.005 Establishment of district.—

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751 (1) The exclusive and uniform method for the establishment
752 of a community development district with a size of 2,500 acres
753 or more shall be pursuant to a rule, adopted under chapter 120
754 by the Florida Land and Water Adjudicatory Commission, granting
755 a petition for the establishment of a community development
756 district.

757 (d) A local public hearing on the petition shall be
758 conducted by a hearing officer in conformance with the
759 applicable requirements and procedures of the Administrative
760 Procedure Act. The hearing shall include oral and written
761 comments on the petition pertinent to the factors specified in
762 paragraph (e). The hearing shall be held at an accessible
763 location in the county in which the community development
764 district is to be located. The petitioner shall cause a notice
765 of the hearing to be published for 4 successive weeks on a
766 publicly accessible website or in a newspaper at least once a
767 week for the 4 successive weeks immediately prior to the hearing
768 as provided in chapter 50. Such notice shall give the time and
769 place for the hearing, a description of the area to be included
770 in the district, which description shall include a map showing
771 clearly the area to be covered by the district, and any other
772 relevant information which the establishing governing bodies may
773 require. If published in a newspaper, the advertisement shall
774 not be placed in that portion of the newspaper where legal
775 notices and classified advertisements appear. The advertisement

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776 shall be published in a newspaper ~~of general paid circulation~~ in
777 the county and of general interest and readership in the
778 community, not one of limited subject matter, pursuant to
779 chapter 50. Whenever possible, the advertisement shall appear in
780 a newspaper that is published at least weekly ~~5 days a week~~,
781 unless the only newspaper in the community is published less
782 than weekly ~~fewer than 5 days a week~~. ~~If~~ In addition to being
783 published in the newspaper, the map referenced above must also
784 be part of the online advertisement required pursuant to ss.
785 50.0211 or 50.0311. All affected units of general-purpose local
786 government and the general public shall be given an opportunity
787 to appear at the hearing and present oral or written comments on
788 the petition.

789 Section 19. Subsection (1) of section 194.037, Florida
790 Statutes, is amended to read:

791 194.037 Disclosure of tax impact.—

792 (1) After hearing all petitions, complaints, appeals, and
793 disputes, the clerk shall make public notice of the findings and
794 results of the board as provided in chapter 50. If published in
795 a newspaper, the notice must be in at least a quarter-page size
796 advertisement of a standard size or tabloid size newspaper, and
797 the headline shall be in a type no smaller than 18 point. The
798 advertisement shall not be placed in that portion of the
799 newspaper where legal notices and classified advertisements
800 appear. The advertisement shall be published in a newspaper ~~of~~

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801 ~~general paid circulation~~ in the county. The newspaper selected
802 shall be one of general interest and readership in the
803 community, and not one of limited subject matter, pursuant to
804 chapter 50. For all advertisements published pursuant to this
805 section, the headline shall read: TAX IMPACT OF VALUE ADJUSTMENT
806 BOARD. The public notice shall list the members of the value
807 adjustment board and the taxing authorities to which they are
808 elected. The form shall show, in columnar form, for each of the
809 property classes listed under subsection (2), the following
810 information, with appropriate column totals:

811 (a) In the first column, the number of parcels for which
812 the board granted exemptions that had been denied or that had
813 not been acted upon by the property appraiser.

814 (b) In the second column, the number of parcels for which
815 petitions were filed concerning a property tax exemption.

816 (c) In the third column, the number of parcels for which
817 the board considered the petition and reduced the assessment
818 from that made by the property appraiser on the initial
819 assessment roll.

820 (d) In the fourth column, the number of parcels for which
821 petitions were filed but not considered by the board because
822 such petitions were withdrawn or settled prior to the board's
823 consideration.

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824 (e) In the fifth column, the number of parcels for which
825 petitions were filed requesting a change in assessed value,
826 including requested changes in assessment classification.

827 (f) In the sixth column, the net change in taxable value
828 from the assessor's initial roll which results from board
829 decisions.

830 (g) In the seventh column, the net shift in taxes to
831 parcels not granted relief by the board. The shift shall be
832 computed as the amount shown in column 6 multiplied by the
833 applicable millage rates adopted by the taxing authorities in
834 hearings held pursuant to s. 200.065(2)(d) or adopted by vote of
835 the electors pursuant to s. 9(b) or s. 12, Art. VII of the State
836 Constitution, but without adjustment as authorized pursuant to
837 s. 200.065(6). If for any taxing authority the hearing has not
838 been completed at the time the notice required herein is
839 prepared, the millage rate used shall be that adopted in the
840 hearing held pursuant to s. 200.065(2)(c).

841 Section 20. Subsection (1) of section 197.402, Florida
842 Statutes, is amended to read:

843 197.402 Advertisement of real or personal property with
844 delinquent taxes.—

845 (1) If advertisements are required, the board of county
846 commissioners shall make such notice ~~select the newspaper~~ as
847 provided in chapter 50. The tax collector shall pay all

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848 ~~newspaper~~ charges, and the proportionate cost of the
849 advertisements shall be added to the delinquent taxes collected.

850 Section 21. Paragraph (h) of subsection (3) of section
851 200.065, Florida Statutes, is amended to read:

852 200.065 Method of fixing millage.—

853 (3) The advertisement shall be published as provided in
854 chapter 50. If the advertisement is published by newspaper, the
855 advertisement must be no less than one-quarter page in size of a
856 standard size or a tabloid size newspaper, and the headline in
857 the advertisement shall be in a type no smaller than 18 point.
858 The advertisement shall not be placed in that portion of the
859 newspaper where legal notices and classified advertisements
860 appear. The advertisement shall be published in a newspaper ~~of~~
861 ~~general paid circulation~~ in the county or in a geographically
862 limited insert of such newspaper. The geographic boundaries in
863 which such insert is circulated shall include the geographic
864 boundaries of the taxing authority. It is the legislative intent
865 that, whenever possible, the advertisement appear in a newspaper
866 that is published at least weekly ~~5 days a week~~ unless the only
867 newspaper in the county is published less than weekly ~~5 days a~~
868 ~~week~~, or that the advertisement appear in a geographically
869 limited insert of such newspaper which insert is published
870 throughout the taxing authority's jurisdiction at least twice
871 each week. It is further the legislative intent that the
872 newspaper selected be one of general interest and readership in

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873 the community and not one of limited subject matter, pursuant to
874 chapter 50.

875 (h) In no event shall any taxing authority add to or
876 delete from the language of the advertisements as specified
877 herein unless expressly authorized by law, except that, if an
878 increase in ad valorem tax rates will affect only a portion of
879 the jurisdiction of a taxing authority, advertisements may
880 include a map or geographical description of the area to be
881 affected and the proposed use of the tax revenues under
882 consideration. In addition, if published in the newspaper, the
883 map must be part of the online advertisement required by ss.
884 50.0211 or 50.0311. The advertisements required herein shall not
885 be accompanied, preceded, or followed by other advertising or
886 notices which conflict with or modify the substantive content
887 prescribed herein.

888 Section 22. Paragraph (c) of subsection (1) of section
889 338.223, Florida Statutes, is amended to read:

890 338.223 Proposed turnpike projects.—

891 (1)

892 (c) Prior to requesting legislative approval of a proposed
893 turnpike project, the environmental feasibility of the proposed
894 project shall be reviewed by the Department of Environmental
895 Protection. The department shall submit its Project Development
896 and Environmental Report to the Department of Environmental
897 Protection, along with a draft copy of a public notice. Within

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898 14 days of receipt of the draft public notice, the Department of
899 Environmental Protection shall return the draft public notice to
900 the Department of Transportation with an approval of the
901 language or modifications to the language. Upon receipt of the
902 approved or modified draft, or if no comments are provided
903 within 14 days, the Department of Transportation shall publish
904 the notice as provided in chapter 50 in a newspaper to provide a
905 30-day public comment period. If published in a newspaper, the
906 headline of the required notice shall be in a type no smaller
907 than 18 point, ~~The notice~~ shall be placed in that portion of
908 the newspaper where legal notices appear, and ~~The notice~~ shall
909 be published in a newspaper of general circulation in the county
910 or counties of general interest and readership in the community
911 as provided in s. 50.031, not one of limited subject matter.
912 Whenever possible, the notice shall appear in a newspaper that
913 is published at least weekly 5 days a week. All The notices
914 published pursuant to this section shall include, at a minimum
915 ~~but is not limited to,~~ the following information:

916 1. The purpose of the notice is to provide for a 30-day
917 period for written public comments on the environmental impacts
918 of a proposed turnpike project.

919 2. The name and description of the project, along with a
920 geographic location map clearly indicating the area where the
921 proposed project will be located.

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922 3. The address where such comments must be sent and the
923 date such comments are due.

924
925 After a review of the department's report and any public
926 comments, the Department of Environmental Protection shall
927 submit a statement of environmental feasibility to the
928 department within 30 days after the date on which public
929 comments are due. The notice and the statement of environmental
930 feasibility shall not give rise to any rights to a hearing or
931 other rights or remedies provided pursuant to chapter 120 or
932 chapter 403, and shall not bind the Department of Environmental
933 Protection in any subsequent environmental permit review.

934 Section 23. Section 373.0397, Florida Statutes, is amended
935 to read:

936 373.0397 Floridan and Biscayne aquifers; designation of
937 prime groundwater recharge areas.—Upon preparation of an
938 inventory of prime groundwater recharge areas for the Floridan
939 or Biscayne aquifers, but prior to adoption by the governing
940 board, the water management district shall publish a legal
941 notice of public hearing on the designated areas for the
942 Floridan and Biscayne aquifers, with a map delineating the
943 boundaries of the areas, as provided ~~in newspapers defined in~~
944 chapter 50 in each county ~~as having general circulation~~ within
945 the area to be affected. The notice shall be at least one-fourth
946 page and shall read as follows:

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947 NOTICE OF PRIME RECHARGE

948 AREA DESIGNATION

949 The ...(name of taxing authority)... proposes to designate
950 specific land areas as areas of prime recharge to the ...(name
951 of aquifer)... Aquifer.

952 All concerned citizens are invited to attend a public
953 hearing on the proposed designation to be held on ...(date and
954 time)... at ...(meeting place)....

955 A map of the affected areas follows.

956 The governing board of the water management district shall adopt
957 a designation of prime groundwater recharge areas to the
958 Floridan and Biscayne aquifers by rule within 120 days after the
959 public hearing, subject to the provisions of chapter 120.

960 Section 24. Section 373.146, Florida Statutes, is amended
961 to read:

962 373.146 Publication of notices, process, and papers.—

963 (1) Whenever in this chapter the publication of any
964 notice, process, or paper is required or provided for, unless
965 otherwise provided by law, the publication thereof ~~in some~~
966 ~~newspaper or newspapers~~ as provided ~~defined~~ in chapter 50 in
967 each county ~~having general circulation~~ within the area to be
968 affected shall be taken and considered as being sufficient.

969 (2) Notwithstanding any other provision of law to the
970 contrary, and except in the case of emergency meetings, water

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971 management districts may provide reasonable notice of public
972 meetings held to evaluate responses to solicitations issued by
973 the water management district, by publication as provided in
974 chapter 50 ~~in a newspaper of general paid circulation~~ in the
975 county where the principal office of the water management
976 district is located, or in the county or counties where the
977 public work will be performed, no less than 7 days before such
978 meeting.

979 Section 25. Subsection (12) of section 403.722, Florida
980 Statutes, is amended to read:

981 403.722 Permits; hazardous waste disposal, storage, and
982 treatment facilities.—

983 (12) On the same day of filing with the department of an
984 application for a permit for the construction modification, or
985 operation of a hazardous waste facility, the applicant shall
986 notify each city and county within 1 mile of the facility of the
987 filing of the application and shall publish notice of the filing
988 of the application. The applicant shall publish a second notice
989 of the filing within 14 days after the date of filing. Each
990 notice shall be published ~~in a newspaper of general circulation~~
991 in the county in which the facility is located or is proposed to
992 be located as provided in chapter 50. ~~Notwithstanding the~~
993 ~~provisions of chapter 50, for purposes of this section, a~~
994 ~~"newspaper of general circulation" shall be the newspaper within~~
995 ~~the county in which the installation or facility is proposed~~

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996 ~~which has the largest daily circulation in that county and has~~
997 ~~its principal office in that county. If the newspaper with the~~
998 ~~largest daily circulation has its principal office outside the~~
999 ~~county, the notice shall appear in both the newspaper with the~~
1000 ~~largest daily circulation in that county, and a newspaper~~
1001 ~~authorized to publish legal notices in that county. The notice~~
1002 shall contain:

1003 (a) The name of the applicant and a brief description of
1004 the project and its location.

1005 (b) The location of the application file and when it is
1006 available for public inspection.

1007
1008 The notice shall be prepared by the applicant and shall comply
1009 with the following format:

1010 Notice of Application

1011 The Department of Environmental Protection announces receipt of
1012 an application for a permit from ...(name of applicant)... to
1013 ...(brief description of project).... This proposed project will
1014 be located at ...(location)... in ...(county)... ...(city)....

1015 This application is being processed and is available for public
1016 inspection during normal business hours, 8:00 a.m. to 5:00 p.m.,
1017 Monday through Friday, except legal holidays, at ...(name and
1018 address of office)....

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1019 Section 26. Paragraph (b) of subsection (3) of section
1020 712.06, Florida Statutes, is amended to read:

1021 712.06 Contents of notice; recording and indexing.—

1022 (3) The person providing the notice referred to in s.
1023 712.05, other than a notice for preservation of a community
1024 covenant or restriction, shall:

1025 (b) Publish the notice referred to in s. 712.05 for 2
1026 consecutive weeks on a publicly accessible website as provided
1027 in chapter 50 or once a week, for 2 consecutive weeks in a
1028 newspaper as defined in chapter 50, ~~the notice referred to in s.~~
1029 712.05, with the official record book and page number in which
1030 such notice was recorded, ~~in a newspaper as defined in chapter~~
1031 ~~50~~ in the county in which the property is located.

1032 Section 27. Subsection (5) of section 849.38, Florida
1033 Statutes, is amended to read:

1034 849.38 Proceedings for forfeiture; notice of seizure and
1035 order to show cause.—

1036 (5) If the value of the property seized is shown by the
1037 sheriff's return to have an appraised value of \$1,000 or less,
1038 the above citation shall be served by posting at three public
1039 places in the county, one of which shall be the front door of
1040 the courthouse; if the value of the property is shown by the
1041 sheriff's return to have an approximate value of more than
1042 \$1,000, the citation shall be published for at least 2
1043 consecutive weeks on a publicly accessible website as provided

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1044 in chapter 50 or at least once each week for 2 consecutive weeks
1045 in some newspaper of general publication published in the
1046 county, if there be such a newspaper published in the county and
1047 if not, then said notice of such publication shall be made by
1048 certificate of the clerk if publication is made by posting, and
1049 by affidavit as provided in chapter 50, if made by publication
1050 as provided in chapter 50 ~~in a newspaper~~, which affidavit or
1051 certificate shall be filed and become a part of the record in
1052 the cause. Failure of the record to show proof of such
1053 publication shall not affect any judgment made in the cause
1054 unless it shall affirmatively appear that no such publication
1055 was made.

1056 Section 28. Paragraph (a) of subsection (3) of section
1057 865.09, Florida Statutes, is amended to read:

1058 865.09 Fictitious name registration.—

1059 (3) REGISTRATION.—

1060 (a) A person may not engage in business under a fictitious
1061 name unless the person first registers the name with the
1062 division by filing a registration listing:

1063 1. The name to be registered.

1064 2. The mailing address of the business.

1065 3. The name and address of each registrant.

1066 4. If the registrant is a business entity that was
1067 required to file incorporation or similar documents with its
1068 state of organization when it was organized, such entity must be

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1069 registered with the division and in active status with the
1070 division; provide its Florida document registration number; and
1071 provide its federal employer identification number if the entity
1072 has such a number.

1073 5. Certification by at least one registrant that the
1074 intention to register such fictitious name has been advertised
1075 ~~as provided at least once in a newspaper as defined in chapter~~
1076 50 in the county in which the principal place of business of the
1077 registrant is or will be located.

1078 6. Any other information the division may reasonably deem
1079 necessary to adequately inform other governmental agencies and
1080 the public as to the registrant so conducting business.

1081 Section 29. Paragraph (a) of subsection (6) of section
1082 932.704, Florida Statutes, is amended to read:

1083 932.704 Forfeiture proceedings.—

1084 (6) (a) If the property is required by law to be titled or
1085 registered, or if the owner of the property is known in fact to
1086 the seizing agency, or if the seized property is subject to a
1087 perfected security interest in accordance with the Uniform
1088 Commercial Code, chapter 679, the attorney for the seizing
1089 agency shall serve the forfeiture complaint as an original
1090 service of process under the Florida Rules of Civil Procedure
1091 and other applicable law to each person having an ownership or
1092 security interest in the property. The seizing agency shall also
1093 publish, in accordance with chapter 50, notice of the forfeiture

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1094 complaint for 2 consecutive weeks on a publicly accessible
1095 website or once each week for 2 consecutive weeks in a newspaper
1096 of general circulation, ~~as defined in s. 165.031,~~ in the county
1097 where the seizure occurred.

1098 Section 30. This act shall take effect July 1, 2020.

1099 -----

1100 **T I T L E A M E N D M E N T**

1101 Remove everything before the enacting clause and insert:
1102 An act relating to legal notices; amending s. 50.011,
1103 F.S.; providing for Internet website publication of
1104 legal notices; amending ss. 50.021, 50.0211, and
1105 50.031, F.S.; adding references to website
1106 publication; creating s. 50.0311, F.S.; providing
1107 definitions; allowing a governmental agency to publish
1108 legal notices on a publicly accessible website;
1109 providing criteria for website publication; requiring
1110 a governmental agency to provide specified notice to
1111 residents concerning alternative methods of receiving
1112 legal notices; authorizing a governmental agency to
1113 publish such notices on governmental access channels;
1114 amending 50.041, F.S.; deleting provisions related to
1115 publication of legal notices in newspapers; amending
1116 s. 50.051, F.S.; specifying a form for affidavits of
1117 publication; amending s. 50.0711, F.S.; revising
1118 provisions related to the use of court docket funds;

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1235 (2019)

Amendment No.

1119 | amending s. 83.806, F.S.; providing that advertisement
1120 | of a sale or disposition of property may be published
1121 | on certain websites for a specified time period;
1122 | amending ss. 11.02, 45.031, 121.0511, 121.055, 125.66,
1123 | 162.12, 166.041, 189.015, 190.005, 194.037, 197.402,
1124 | 200.065, 338.223, 373.0397, 373.146, 403.722, 712.06,
1125 | 849.38, 865.09, and 932.704; conforming provisions to
1126 | changes made by the act; providing an effective date.