

By Representative Geller

1                                   A bill to be entitled  
2           An act relating to condominiums; creating the  
3           Condominium Study Commission; providing for  
4           membership; providing legislative intent;  
5           providing for duties; providing for  
6           recommendations; providing an appropriation;  
7           providing for future repeal; providing an  
8           effective date.

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10   Be It Enacted by the Legislature of the State of Florida:

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12           Section 1. Condominium Study Commission; appointment  
13 of members; duties; recommendations.--

14           (1) There is hereby created the Condominium Study  
15 Commission. The commission shall consist of 15 members. Five  
16 members of the commission, at least two of whom are members of  
17 the Legislature, shall be appointed by the Speaker of the  
18 House of Representatives; five members, at least two of whom  
19 are members of the Legislature, shall be appointed by the  
20 President of the Senate; and five members who are not members  
21 of the Legislature shall be appointed by the Governor. It is  
22 the intent of the Legislature that the persons appointed to  
23 this study commission represent a cross-section of persons  
24 interested in condominium issues. In addition to the  
25 appointed members, the director of the Division of Florida  
26 Land Sales, Condominiums, and Mobile Homes shall serve as ex  
27 officio member of the commission. For administrative  
28 purposes, the commission shall be located in the Division of  
29 Florida Land Sales, Condominiums, and Mobile Homes of the  
30 Department of Business and Professional Regulation.

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1       (2) It shall be the duty of the commission to conduct  
2 public hearings throughout the state and to take testimony  
3 regarding issues that are of concern with respect to  
4 condominiums and to receive recommendations for any change to  
5 be made in the condominium law. The issues that the  
6 commission shall consider shall include, but not be limited  
7 to, continued tension between unit owners and boards of  
8 directors, the election process for the board of directors,  
9 the effectiveness of the Division of Florida Land Sales,  
10 Condominiums, and Mobile Homes in responding to complaints  
11 from unit owners, the relationship of rights and  
12 responsibilities of unit owners and the board, and the method  
13 of enforcement of condominium liens and whether or not the  
14 condominium should be able to foreclose condominium liens  
15 against individual units. Members of the commission shall  
16 receive per diem and travel expenses pursuant to s. 112.061,  
17 Florida Statutes, while on official business of the  
18 commission.

19       (3) The commission shall report its recommendations  
20 and findings to the Governor, the Speaker of the House of  
21 Representatives, the President of the Senate, and the minority  
22 leaders of the House of Representatives and the Senate on or  
23 before February 1, 1999, for the 1999 Regular Session of the  
24 Legislature.

25       Section 2. There is hereby appropriated from the  
26 Division of Florida Land Sales, Condominiums, and Mobile Homes  
27 Trust Fund to the Department of Business and Professional  
28 Regulation the sum of \$100,000 to carry out the provisions of  
29 this act.

30       Section 3. This act shall take effect upon becoming a  
31 law and shall stand repealed on June 30, 1999.

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HOUSE SUMMARY

Creates the Condominium Study Commission to conduct public hearings throughout the state and to take testimony regarding issues that are of concern with respect to condominiums and to receive recommendations for any changes to be made in the condominium law. Places the commission within the Division of Florida Land Sales, Condominiums, and Mobile Homes for administrative purposes. See bill for details.