

hbd-05

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Wasserman Schultz offered the following:

**Amendment (with title amendment)**

On page 3, line 22,

insert:

Section 1. Paragraph(b) of subsection (1) of section 718.115, Florida Statutes, is amended to read:

718.115 Common expenses and common surplus.--

(1)

(b) If so provided in the declaration, the cost of a master antenna television system or duly franchised cable television service obtained pursuant to a bulk contract shall be deemed a common expense. If the declaration does not provide for the cost of a master antenna television system or duly franchised cable television service obtained under a bulk contract as a common expense, the board of administration may enter into such a contract, and the cost of the service will be a common expense but allocated on a per-unit basis rather than a percentage basis if the declaration provides for other than an equal sharing of common expenses, and any contract

hbd-05

Bill No. HB 1465

Amendment No. \_\_\_\_ (for drafter's use only)

1 entered into before July 1, 1998, in which the cost of the  
2 service is not equally divided among all unit owners, may be  
3 changed by vote of a majority of the voting interests present  
4 at a regular or special meeting of the association, to  
5 allocate the cost equally among all units. The contract shall  
6 be for a term of not less than 2 years.

7 1. Any contract made by the board after the effective  
8 date hereof for a community antenna system or duly franchised  
9 cable television service may be canceled by a majority of the  
10 voting interests present at the next regular or special  
11 meeting of the association. Any member may make a motion to  
12 cancel said contract, but if no motion is made or if such  
13 motion fails to obtain the required majority at the next  
14 regular or special meeting, whichever is sooner, following the  
15 making of the contract, then such contract shall be deemed  
16 ratified for the term therein expressed.

17 2. Any such contract shall provide, and shall be  
18 deemed to provide if not expressly set forth, that any hearing  
19 impaired or legally blind unit owner who does not occupy the  
20 unit with a non-hearing-impaired or sighted person, or any  
21 unit owner receiving supplemental security income under Title  
22 XVI of the Social Security Act or food stamps as administered  
23 by the Department of Children and Family Services pursuant to  
24 s. 414.31, may discontinue the service without incurring  
25 disconnect fees, penalties, or subsequent service charges, and  
26 as to such units, the owners shall not be required to pay any  
27 common expenses charge related to such service. If less than  
28 all members of an association share the expenses of cable  
29 television, the expense shall be shared equally by all  
30 participating unit owners. The association may use the  
31 provisions of s. 718.116 to enforce payment of the shares of

hbd-05

Bill No. HB 1465

Amendment No. \_\_\_\_ (for drafter's use only)

1 such costs by the unit owners receiving cable television.

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4 ===== T I T L E A M E N D M E N T =====

5 And the title is amended as follows:

6 On page 1, line 2,

7

8 after the semicolon insert:

9 amending s. 718.115, F.S.; authorizing  
10 condominium households receiving supplemental  
11 security income or food stamps to discontinue  
12 cable television service without fees,  
13 penalties, or service charges;

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