

By Senator Pruitt

27-439-01

See HB

1                                   A bill to be entitled  
 2           An act relating to condominiums; amending s.  
 3           718.1255, F.S., relating to alternative dispute  
 4           resolution procedures; providing for the  
 5           expedited handling of any allegation of an  
 6           irregularity in the election of any director of  
 7           the board of administration of a condominium;  
 8           providing for investigation and a formal  
 9           hearing; providing an effective date.

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

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13           Section 1. Subsection (5) is added to section  
 14 718.1255, Florida Statutes, to read:

15           718.1255 Alternative dispute resolution; voluntary  
 16 mediation; mandatory nonbinding arbitration; legislative  
 17 findings.--

18           (5) DISPUTES INVOLVING ELECTION IRREGULARITIES.--Every  
 19 allegation of an irregularity in the election of any director  
 20 of the board of administration of a condominium received by  
 21 the division in a petition for nonbinding arbitration required  
 22 under this section shall be handled on an expedited basis.  
 23 The division, within 30 days after receipt of a petition  
 24 alleging an irregularity in the election of any director of a  
 25 board of administration, shall conduct an investigation to  
 26 ascertain whether the petition is meritorious and, if so,  
 27 within 10 days thereafter, shall conduct a formal hearing to  
 28 address the irregularity, remedies for which may include, but  
 29 are not limited to, the holding of a new election under  
 30 supervision of the division.

31           Section 2. This act shall take effect July 1, 2001.

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LEGISLATIVE SUMMARY

Provides that any allegation of an irregularity in the election of any director of the board of administration of a condominium shall be handled on an expedited basis. Provides that the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation shall conduct an investigation to ascertain whether the allegation has merit and, if so, requires the division to conduct a formal hearing to address the irregularity, remedies for which may include the holding of another election under division supervision. See bill for details.