

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative McBurney offered the following:

2  
3 **Amendment (with directory and title amendments)**

4 Between lines 1625 and 1626, insert:

5 (b) Its bylaws or restated bylaws and all amendments to  
6 them currently in effect.

7 (c) The minutes of all members' meetings and records of  
8 all action taken by members without a meeting for the past 3  
9 years.

10 (d) Written communications to all members generally or all  
11 members of a class within the past 3 years.

12 (e) including The financial statements required to be  
13 made available pursuant to s. 617.1605 ~~furnished~~ for the past 3  
14 years ~~under s. 617.1605.~~

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15        (f)~~(e)~~ A list of the names and business street, or home if  
16 there is no business street, addresses of its current directors  
17 and officers.

18        (g)~~(f)~~ Its most recent annual report delivered to the  
19 Department of State under s. 617.1622.

20        Section 47. Subsection (2) of section 617.1604, Florida  
21 Statutes, is amended to read:

22        617.1604 Court-ordered inspection.--

23        (2) If the court orders inspection or copying of the  
24 records demanded, the court may ~~it shall~~ also order the  
25 corporation ~~and the custodian of the particular records demanded~~  
26 to pay the member's costs, including reasonable attorney's fees,  
27 reasonably incurred to obtain the order and enforce its rights  
28 under this section unless the corporation proves that the  
29 corporation undertook reasonable efforts in good faith to  
30 provide the records and was unable to do so prior to the  
31 initiation of the action requesting production or proves that  
32 the corporation, ~~or the officer, director, or agent, as the case~~  
33 ~~may be, provides that it or he or she refused inspection in good~~  
34 ~~faith because~~ the corporation ~~it or he or she~~ had a reasonable  
35 basis for doubt about the right of the member to inspect or copy  
36 the records demanded.

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39 -----  
40                    **D I R E C T O R Y   A M E N D M E N T**

41        Remove line 1619 and insert:

42        Section 46. Subsection (5) of section

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**T I T L E   A M E N D M E N T**

Remove line 213 and insert:

of its articles of incorporation; revising certain requirements  
for corporate records; amending s. 617.1604, F.S.; providing an  
additional exception to a requirement that a corporation pay  
certain costs and attorney fees after a court-ordered inspection  
of certain records under certain circumstances; amending s.  
617.1602,