

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Robaina offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 426 and 427, insert:

5 Section 3. Paragraph (d) of subsection (1) of section
6 718.115, Florida Statutes, is amended to read:

7 718.115 Common expenses and common surplus.--

8 (1)

9 (d) If so provided in the declaration, the cost of
10 communications services as defined in chapter 202, information
11 services, or Internet services ~~a master antenna television~~
12 ~~system or duly franchised cable television service~~ obtained
13 pursuant to a bulk contract shall be deemed a common expense. If
14 the declaration does not provide for the cost of communications
15 services as defined in chapter 202, information services, or
16 Internet services ~~a master antenna television system or duly~~

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17 ~~franchised cable television service~~ obtained under a bulk
18 contract as a common expense, the board may enter into such a
19 contract, and the cost of the service will be a common expense
20 but allocated on a per-unit basis rather than a percentage basis
21 if the declaration provides for other than an equal sharing of
22 common expenses, and any contract entered into before July 1,
23 1998, in which the cost of the service is not equally divided
24 among all unit owners, may be changed by vote of a majority of
25 the voting interests present at a regular or special meeting of
26 the association, to allocate the cost equally among all units.
27 The contract shall be for a term of not less than 2 years.

28 1. Any contract made by the board after the effective date
29 hereof for communications services as defined in chapter 202,
30 information services, or Internet services ~~a community antenna~~
31 ~~system or duly franchised cable television service~~ may be
32 canceled by a majority of the voting interests present at the
33 next regular or special meeting of the association. Any member
34 may make a motion to cancel the said contract, but if no motion
35 is made or if such motion fails to obtain the required majority
36 at the next regular or special meeting, whichever occurs ~~is~~
37 sooner, following the making of the contract, ~~then~~ such contract
38 shall be deemed ratified for the term therein expressed.

39 2. Any such contract shall provide, and shall be deemed to
40 provide if not expressly set forth, that any hearing-impaired or
41 legally blind unit owner who does not occupy the unit with a
42 non-hearing-impaired or sighted person, or any unit owner
43 receiving supplemental security income under Title XVI of the
44 Social Security Act or food stamps as administered by the
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45 Department of Children and Family Services pursuant to s.
46 414.31, may discontinue the cable or video service without
47 incurring disconnect fees, penalties, or subsequent service
48 charges, and, as to such units, the owners shall not be required
49 to pay any common expenses charge related to such service. If
50 fewer ~~less~~ than all members of an association share the expenses
51 of cable or video service television, the expense shall be
52 shared equally by all participating unit owners. The association
53 may use the provisions of s. 718.116 to enforce payment of the
54 shares of such costs by the unit owners receiving cable or video
55 service television.

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

59 Between lines 19 and 20, insert:
60 amending s. 718.115, F.S.; requiring that certain services
61 obtained pursuant to a bulk contract as provided in the
62 declaration be deemed a common expense; requiring that such
63 contracts contain certain provisions; authorizing the
64 cancellation of certain contracts;

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