

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 831 and 832, insert:

5 Section 8. Section 720.314, Florida Statutes, is created  
6 to read:

7 720.314 Parcel owner informational complaint.--

8 (1) Any parcel owner may file an informational complaint  
9 to report alleged failures by the homeowners' association or  
10 officers or directors of the association to comply with the  
11 provisions of this chapter. The informational complaint shall be  
12 in writing and signed by the complainant, and the accuracy of  
13 the facts alleged shall be sworn to before a notary public.  
14 Properly filed informational complaints shall be used for  
15 analysis and recommendations to the Legislature for changes to  
16 this chapter.

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Amendment No.

17       (2) The informational complaint shall be in the format  
18 provided in subsection (3) and shall be filed with the Office of  
19 Program Policy Analysis and Government Accountability. If the  
20 form does not comply with the requirements provided in  
21 subsection (3), it shall be returned to the complainant as not  
22 in compliance with the requirements of this section and shall  
23 not be considered by the Office of Program Policy Analysis and  
24 Government Accountability for any purpose.

25       (3) The informational complaint shall be in substantially  
26 the following form:

27  
28                               PARCEL OWNER COMPLAINT

29  
30 NAME OF COMPLAINANT:

31 ADDRESS OF COMPLAINANT:

32 NAME OF ASSOCIATION:

33 ADDRESS OF ASSOCIATION:

34 STATUTE NOT COMPLIED WITH:

35 NAME OF OFFICER:

36 NAME OF DIRECTOR:

37 FACTS SUPPORTING VIOLATION (50 words or less):

38 \_\_\_\_\_

39 Signature of Complainant

40  
41 SWORN TO AND SUBSCRIBED TO THIS                    DAY OF                    , 20

42 \_\_\_\_\_

43 Notary Public

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44           Section 9. The Office of Program Policy Analysis and  
45 Government Accountability shall conduct a study to evaluate  
46 whether the state should regulate homeowners' associations in a  
47 manner similar to the regulation of condominiums and  
48 cooperatives. The study's scope shall include, but need not be  
49 limited to, estimating the number of homeowners' associations  
50 and the number of homes that are members of a homeowners'  
51 association. The office shall submit its report to the President  
52 of the Senate and the Speaker of the House of Representatives by  
53 January 1, 2010.

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55 -----  
56                                   **T I T L E   A M E N D M E N T**

57           Remove line 37 and insert:  
58           certifications for a specified time; creating s. 720.314, F.S.;  
59           providing for parcel owners to file informational complaints  
60           regarding homeowners' associations and their officers and  
61           directors with the Office of Program Policy Analysis and  
62           Government Accountability; providing for an informational  
63           complaint form and the format of such form; requiring a study by  
64           the Office of Program Policy Analysis and Government  
65           Accountability for specified purposes; requiring a report to the  
66           Legislature by a specified date; amending s. 720.401,