

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Robaina offered the following:

2  
3 **Substitute Amendment for Amendment (788877) (with title**  
4 **amendment)**

5 Between lines 1528 and 1529, insert:

6 Section 10. Section 720.314, Florida Statutes, is created  
7 to read:

8 720.314 Parcel owner informational complaint.--

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

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16 analysis and recommendations to the Legislature for changes to  
17 this chapter.

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

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

28  
29 PARCEL OWNER COMPLAINT

30  
31 NAME OF COMPLAINANT:

32 ADDRESS OF COMPLAINANT:

33 NAME OF ASSOCIATION:

34 ADDRESS OF ASSOCIATION:

35 STATUTE NOT COMPLIED WITH:

36 NAME OF OFFICER:

37 NAME OF DIRECTOR:

38 FACTS SUPPORTING VIOLATION (50 words or less):

39 \_\_\_\_\_

40 Signature of Complainant

41

42 SWORN TO AND SUBSCRIBED TO THIS DAY OF , 20

43 \_\_\_\_\_

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Notary Public

44  
45           Section 11. The Office of Program Policy Analysis and  
46 Government Accountability shall conduct a study to evaluate  
47 whether the state should regulate homeowners' associations in a  
48 manner similar to the regulation of condominiums and  
49 cooperatives. The study's scope shall include, but need not be  
50 limited to, estimating the number of homeowners' associations  
51 and the number of homes that are members of a homeowners'  
52 association. The office shall submit its report to the President  
53 of the Senate and the Speaker of the House of Representatives by  
54 January 1, 2010.

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

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