



808660

LEGISLATIVE ACTION

Senate

House

.  
. .  
. .  
. .  
. .  
. .

Floor: WD/2R

04/29/2011 09:41 AM

---

Senator Bennett moved the following:

**Senate Amendment (with title amendment)**

Between lines 125 and 126

insert:

Section 3. Subsection (1) of section 162.12, Florida Statutes, is amended to read:

162.12 Notices.—

(1) All notices required by this part must ~~shall~~ be provided to the alleged violator by:

(a) Certified mail, return receipt requested, to ~~provided~~ ~~if such notice is sent under this paragraph to the owner of the property in question at the address listed in the tax collector's office for tax notices, or to~~ ~~and at~~ any other



808660

14 address provided by the property owner in writing to the local  
15 government for the purposes of receiving notices. For property  
16 owned by a corporation, notices may be provided by certified  
17 mail, return receipt requested, to the registered agent of the  
18 corporation. If any notice sent by certified mail is not signed  
19 as received within 30 days after the date of mailing by such  
20 owner and is returned as unclaimed or refused, notice may be  
21 provided by posting as described in subparagraphs (2)(b)1. and  
22 2. ~~and by first class mail directed to the addresses furnished~~  
23 ~~to the local government with a properly executed proof of~~  
24 ~~mailing or affidavit confirming the first class mailing;~~

25 (b) Hand delivery by the sheriff or other law enforcement  
26 officer, code inspector, or other person designated by the local  
27 governing body;

28 (c) Leaving the notice at the violator's usual place of  
29 residence with any person residing therein who is above 15 years  
30 of age and informing such person of the contents of the notice;  
31 or

32 (d) In the case of commercial premises, leaving the notice  
33 with the manager or other person in charge.

34  
35 Evidence that an attempt has been made to hand deliver or mail  
36 notice as provided in subsection (1), together with proof of  
37 publication or posting as provided in subsection (2), shall be  
38 sufficient to show that the notice requirements of this part  
39 have been met, without regard to whether or not the alleged  
40 violator actually received such notice.

41  
42 ===== T I T L E A M E N D M E N T =====



808660

43 And the title is amended as follows:

44 Delete line 10

45 and insert:

46 circumstances; amending s. 162.12, F.S.; revising  
47 provisions relating to notices sent to violators of  
48 local codes; amending s. 255.252, F.S.; conforming