

1 A bill to be entitled
2 An act relating to clerks of the court; amending s.
3 28.13, F.S.; providing requirements for the storage of
4 papers and electronic filings and requiring that they
5 be stamped with the date and time of submission;
6 requiring the clerk to retain control and custody of
7 filed documents; amending s. 28.222, F.S.; authorizing
8 the clerk to remove certain court records from the
9 Official Records; amending s. 28.24, F.S.; deleting
10 provisions exempting specified persons from service
11 fees; amending s. 28.244, F.S.; increasing the
12 threshold amount for automatic repayment of
13 overpayments; amending s. 28.345, F.S.; requiring that
14 the clerk provide access to public records without
15 charge to certain persons, subject to a limitation and
16 an exception; authorizing the clerk to provide public
17 records in an electronic format under certain
18 circumstances; amending s. 57.081, F.S.; clarifying
19 that, with the exception of charges for issuance of a
20 summons, the prepayment of costs is not required upon
21 a certification of indigence; amending s. 57.082,
22 F.S.; providing for the inclusion of certain filing
23 fees in payment plans; amending s. 101.151, F.S.;
24 clarifying when the office title "Clerk of the Circuit
25 Court and Comptroller" may be used; amending s.
26 119.0714, F.S.; requiring that certain requests for
27 maintenance of a public record exemption specify
28 certain information; amending s. 194.032, F.S.;

29 requiring that the property appraiser, rather than the
 30 clerk, provide the property record card to a
 31 petitioner regardless of whether the petitioner
 32 initiates evidence exchange; amending s. 938.30, F.S.;
 33 providing that the state is not required to pay fees
 34 to enforce judgment for costs and fines; providing an
 35 effective date.

36
 37 Be It Enacted by the Legislature of the State of Florida:

38
 39 Section 1. Section 28.13, Florida Statutes, is amended to
 40 read:

41 28.13 ~~To keep~~ Papers and electronic filings.—The clerk of
 42 the circuit court must maintain ~~shall keep~~ all papers and
 43 electronic filings ~~filed~~ in the clerk's office with the utmost
 44 care and security, storing them with related case arranged in
 45 ~~appropriate~~ files and affixing a stamp, which may be electronic,
 46 to each submission indicating ~~(endorsing upon each the date and~~
 47 time that when the submission same was filed. The clerk may),
 48 ~~and shall~~ not permit any attorney or other person to remove
 49 filed documents from the control or custody ~~take papers once~~
 50 ~~filed out of the office~~ of the clerk without leave of the court,
 51 except as otherwise ~~is hereinafter~~ provided by law.

52 Section 2. Present subsections (4) through (6) of section
 53 28.222, Florida Statutes, are renumbered as subsections (5)
 54 through (7), respectively, and a new subsection (4) is added to
 55 that section to read:

56 28.222 Clerk to be county recorder.—

57 (4) The county recorder shall remove recorded court
 58 documents from the Official Records pursuant to a sealing or
 59 expunction order.

60 Section 3. Section 28.24, Florida Statutes, is amended to
 61 read:

62 28.24 Service charges ~~by clerk of the circuit court.~~—The
 63 clerk of the circuit court shall charge for services rendered
 64 manually or electronically by the clerk's office in recording
 65 documents and instruments and in performing other specified ~~the~~
 66 duties. ~~These charges may enumerated in amounts not to exceed~~
 67 ~~those specified in this section, except as provided in s.~~
 68 ~~28.345. Notwithstanding any other provision of this section, the~~
 69 ~~clerk of the circuit court shall provide without charge to the~~
 70 ~~state attorney, public defender, guardian ad litem, public~~
 71 ~~guardian, attorney ad litem, criminal conflict and civil~~
 72 ~~regional counsel, and private court-appointed counsel paid by~~
 73 ~~the state, and to the authorized staff acting on behalf of each,~~
 74 ~~access to and a copy of any public record, if the requesting~~
 75 ~~party is entitled by law to view the exempt or confidential~~
 76 ~~record, as maintained by and in the custody of the clerk of the~~
 77 ~~circuit court as provided in general law and the Florida Rules~~
 78 ~~of Judicial Administration. The clerk of the circuit court may~~
 79 ~~provide the requested public record in an electronic format in~~
 80 ~~lieu of a paper format when capable of being accessed by the~~
 81 ~~requesting entity.~~

82
 83 Charges
 84

- 85 (1) For examining, comparing, correcting, verifying, and
- 86 certifying transcripts of record in appellate proceedings,
- 87 prepared by attorney for appellant or someone else other than
- 88 clerk, per page.....5.00
- 89 (2) For preparing, numbering, and indexing an original
- 90 record of appellate proceedings, per instrument.....3.50
- 91 (3) For certifying copies of any instrument in the public
- 92 records.....2.00
- 93 (4) For verifying any instrument presented for
- 94 certification prepared by someone other than clerk, per page
- 95 3.50
- 96 (5) (a) For making copies by photographic process of any
- 97 instrument in the public records consisting of pages of not more
- 98 than 14 inches by 8 1/2 inches, per page.....1.00
- 99 (b) For making copies by photographic process of any
- 100 instrument in the public records of more than 14 inches by 8 1/2
- 101 inches, per page.....5.00
- 102 (6) For making microfilm copies of any public records:
- 103 (a) 16 mm 100' microfilm roll.....42.00
- 104 (b) 35 mm 100' microfilm roll.....60.00
- 105 (c) Microfiche, per fiche.....3.50
- 106 (7) For copying any instrument in the public records by
- 107 other than photographic process, per page.....6.00
- 108 (8) For writing any paper other than herein specifically
- 109 mentioned, same as for copying, including signing and sealing
- 110 7.00
- 111 (9) For indexing each entry not recorded.....1.00
- 112 (10) For receiving money into the registry of court:

113 (a)1. First \$500, percent.....3
 114 2. Each subsequent \$100, percent.....1.5
 115 (b) Eminent domain actions, per deposit.....170.00
 116 (11) For examining, certifying, and recording plats and
 117 for recording condominium exhibits larger than 14 inches by 8
 118 1/2 inches:
 119 (a) First page.....30.00
 120 (b) Each additional page.....15.00
 121 (12) For recording, indexing, and filing any instrument
 122 not more than 14 inches by 8 1/2 inches, including required
 123 notice to property appraiser where applicable:
 124 (a) First page or fraction thereof.....5.00
 125 (b) Each additional page or fraction thereof.....4.00
 126 (c) For indexing instruments recorded in the official
 127 records which contain more than four names, per additional name
 128 1.00
 129 (d) An additional service charge must ~~shall~~ be paid to the
 130 clerk of the circuit court to be deposited in the Public Records
 131 Modernization Trust Fund for each instrument listed in s.
 132 28.222, except judgments received from the courts and notices of
 133 lis pendens, recorded in the official records:
 134 1. First page.....1.00
 135 2. Each additional page.....0.50
 136
 137 Said fund must ~~shall~~ be held in trust by the clerk and used
 138 exclusively for equipment and maintenance of equipment,
 139 personnel training, and technical assistance in modernizing the
 140 public records system of the office. In a county where the duty

141 of maintaining official records exists in an office other than
142 the office of the clerk of the circuit court, the clerk of the
143 circuit court is entitled to 25 percent of the moneys deposited
144 into the trust fund for equipment, maintenance of equipment,
145 training, and technical assistance in modernizing the system for
146 storing records in the office of the clerk of the circuit court.
147 The fund may not be used for the payment of travel expenses,
148 membership dues, bank charges, staff-recruitment costs, salaries
149 or benefits of employees, construction costs, general operating
150 expenses, or other costs not directly related to obtaining and
151 maintaining equipment for public records systems or for the
152 purchase of furniture or office supplies and equipment not
153 related to the storage of records. On or before December 1,
154 1995, and on or before December 1 of each year immediately
155 preceding each year during which the trust fund is scheduled for
156 legislative review under s. 19(f)(2), Art. III of the State
157 Constitution, each clerk of the circuit court shall file a
158 report on the Public Records Modernization Trust Fund with the
159 President of the Senate and the Speaker of the House of
160 Representatives. The report must itemize each expenditure made
161 from the trust fund since the last report was filed; each
162 obligation payable from the trust fund on that date; and the
163 percentage of funds expended for each of the following:
164 equipment, maintenance of equipment, personnel training, and
165 technical assistance. The report must indicate the nature of the
166 system each clerk uses to store, maintain, and retrieve public
167 records and the degree to which the system has been upgraded
168 since the creation of the trust fund.

169 (e) An additional service charge of \$4 per page shall be
170 paid to the clerk of the circuit court for each instrument
171 listed in s. 28.222, except judgments received from the courts
172 and notices of lis pendens, recorded in the official records.
173 From the additional \$4 service charge collected:

174 1. If the counties maintain legal responsibility for the
175 costs of the court-related technology needs as defined in s.
176 29.008(1)(f)2. and (h), 10 cents shall be distributed to the
177 Florida Association of Court Clerks and Comptrollers, Inc., for
178 the cost of development, implementation, operation, and
179 maintenance of the clerks' Comprehensive Case Information
180 System; \$1.90 shall be retained by the clerk to be deposited in
181 the Public Records Modernization Trust Fund and used exclusively
182 for funding court-related technology needs of the clerk as
183 defined in s. 29.008(1)(f)2. and (h); and \$2 shall be
184 distributed to the board of county commissioners to be used
185 exclusively to fund court-related technology, and court
186 technology needs as defined in s. 29.008(1)(f)2. and (h) for the
187 state trial courts, state attorney, public defender, and
188 criminal conflict and civil regional counsel in that county. If
189 the counties maintain legal responsibility for the costs of the
190 court-related technology needs as defined in s. 29.008(1)(f)2.
191 and (h), notwithstanding any other provision of law, the county
192 is not required to provide additional funding beyond that
193 provided herein for the court-related technology needs of the
194 clerk as defined in s. 29.008(1)(f)2. and (h). All court records
195 and official records are the property of the State of Florida,
196 including any records generated as part of the Comprehensive

197 Case Information System funded pursuant to this paragraph and
 198 the clerk of court is designated as the custodian of such
 199 records, except in a county where the duty of maintaining
 200 official records exists in a county office other than the clerk
 201 of court or comptroller, such county office is designated the
 202 custodian of all official records, and the clerk of court is
 203 designated the custodian of all court records. The clerk of
 204 court or any entity acting on behalf of the clerk of court,
 205 including an association, may ~~shall~~ not charge a fee to any
 206 agency as defined in s. 119.011, the Legislature, or the State
 207 Court System for copies of records generated by the
 208 Comprehensive Case Information System or held by the clerk of
 209 court or any entity acting on behalf of the clerk of court,
 210 including an association.

211 2. If the state becomes legally responsible for the costs
 212 of court-related technology needs as defined in s.
 213 29.008(1)(f)2. and (h), whether by operation of general law or
 214 by court order, \$4 shall be remitted to the Department of
 215 Revenue for deposit into the General Revenue Fund.

216 (13) Oath, administering, attesting, and sealing, not
 217 otherwise provided for herein.....3.50

218 (14) For validating certificates, any authorized bonds,
 219 each 3.50

220 (15) For preparing affidavit of domicile.....5.00

221 (16) For exemplified certificates, including signing and
 222 sealing.....7.00

223 (17) For authenticated certificates, including signing and
 224 sealing.....7.00

225	(18) (a) For issuing and filing a subpoena for a witness,	
226	not otherwise provided for herein (includes writing, preparing,	
227	signing, and sealing).....	7.00
228	(b) For signing and sealing only.....	2.00
229	(19) For approving bond.....	8.50
230	(20) For searching of records, for each year's search	2.00
231	(21) For processing an application for a tax deed sale	
232	(includes application, sale, issuance, and preparation of tax	
233	deed, and disbursement of proceeds of sale), other than excess	
234	proceeds.....	60.00
235	(22) For disbursement of excess proceeds of tax deed sale,	
236	first \$100 or fraction thereof.....	10.00
237	(23) Upon receipt of an application for a marriage	
238	license, for preparing and administering of oath; issuing,	
239	sealing, and recording of the marriage license; and providing a	
240	certified copy.....	30.00
241	(24) For solemnizing matrimony.....	30.00
242	(25) For sealing any court file or expungement of any	
243	record.....	42.00
244	(26) (a) For receiving and disbursing all restitution	
245	payments, per payment.....	3.50
246	(b) For receiving and disbursing all partial payments,	
247	other than restitution payments, for which an administrative	
248	processing service charge is not imposed pursuant to s. 28.246,	
249	per month.....	5.00
250	(c) For setting up a payment plan, a one-time	
251	administrative processing charge in lieu of a per month charge	
252	under paragraph (b).....	25.00

253 (27) Postal charges incurred by the clerk of the circuit
 254 court in any mailing by certified or registered mail must ~~shall~~
 255 be paid by the party at whose instance the mailing is made.

256 (28) For furnishing an electronic copy of information
 257 contained in a computer database: a fee as provided for in
 258 chapter 119.

259 Section 4. Section 28.244, Florida Statutes, is amended to
 260 read:

261 28.244 Refunds.—A clerk of the circuit court or a filing
 262 officer of another office where records are filed who receives
 263 payment for services provided and thereafter determines that an
 264 overpayment has occurred shall refund to the person who made the
 265 payment the amount of any overpayment that exceeds \$10 ~~\$5~~. If
 266 the amount of the overpayment is \$10 ~~\$5~~ or less, the clerk of
 267 the circuit court or a filing officer of another office where
 268 records are filed is not required to refund the amount of the
 269 overpayment unless the person who made the overpayment makes a
 270 written request.

271 Section 5. Section 28.345, Florida Statutes, is amended to
 272 read:

273 28.345 State access to records; exemption from court-
 274 related fees and charges.—

275 (1) Notwithstanding any other provision of law, the clerk
 276 of the circuit court shall, upon request, provide access to
 277 public records without charge to the state attorney, public
 278 defender, guardian ad litem, public guardian, attorney ad litem,
 279 criminal conflict and civil regional counsel, and private court-
 280 appointed counsel paid by the state, and to authorized staff

281 acting on their behalf. The clerk of court may provide the
282 requested public record in an electronic format in lieu of a
283 paper format if the requesting entity is capable of accessing
284 such public record electronically.

285 (2) Notwithstanding any other ~~provision of this chapter or~~
286 law to the contrary, judges and those court staff acting on
287 behalf of judges, state attorneys, guardians ad litem, public
288 guardians, attorneys ad litem, court-appointed private counsel,
289 criminal conflict and civil regional counsel, ~~and~~ public
290 defenders, and state agencies, while acting in their official
291 capacity, ~~and state agencies,~~ are exempt from all court-related
292 fees and charges assessed by the clerks of the circuit courts.

293 (3) The exemptions from fees and charges provided in this
294 section apply only to state agencies and state entities and the
295 party represented by the agency or entity.

296 Section 6. Subsection (1) of section 57.081, Florida
297 Statutes, is amended to read:

298 57.081 Costs; right to proceed where prepayment of costs
299 and payment of filing fees waived.—

300 (1) Any indigent person, except a prisoner as defined in
301 s. 57.085, who is a party or intervenor in any judicial or
302 administrative agency proceeding or who initiates such
303 proceeding shall receive the services of the courts, sheriffs,
304 and clerks, with respect to such proceedings, despite his or her
305 present inability to pay for these services. Such services are
306 limited to filing fees; service of process; certified copies of
307 orders or final judgments; a single photocopy of any court
308 pleading, record, or instrument filed with the clerk; examining

309 fees; mediation services and fees; private court-appointed
 310 counsel fees; subpoena fees and services; service charges for
 311 collecting and disbursing funds; and any other cost or service
 312 arising out of pending litigation. In any appeal from an
 313 administrative agency decision, for which the clerk is
 314 responsible for preparing the transcript, the clerk shall record
 315 the cost of preparing the transcripts and the cost for copies of
 316 any exhibits in the record. Prepayment of costs to any court,
 317 clerk, or sheriff is not required and payment of filing fees is
 318 not required in any action if the party has obtained in each
 319 proceeding a certification of indigence in accordance with s.
 320 27.52 or s. 57.082 ~~A party who has obtained a certification of~~
 321 ~~indigence pursuant to s. 27.52 or s. 57.082 with respect to a~~
 322 ~~proceeding is not required to prepay costs to a court, clerk, or~~
 323 ~~sheriff and is not required to pay filing fees or charges for~~
 324 ~~issuance of a summons.~~

325 Section 7. Subsection (6) of section 57.082, Florida
 326 Statutes, is amended to read:

327 57.082 Determination of civil indigent status.—

328 (6) PROCESSING CHARGE; PAYMENT PLANS.—A person who the
 329 clerk or the court determines is indigent for civil proceedings
 330 under this section shall be enrolled in a payment plan under s.
 331 28.246 and shall be charged a one-time administrative processing
 332 charge under s. 28.24(26)(c). A monthly payment amount,
 333 calculated based upon all fees and all anticipated costs, is
 334 presumed to correspond to the person's ability to pay if it does
 335 not exceed 2 percent of the person's annual net income, as
 336 defined in subsection (1), divided by 12. The person may seek

337 review of the clerk's decisions regarding a payment plan
338 established under s. 28.246 in the court having jurisdiction
339 over the matter. A case may not be impeded in any way, delayed
340 in filing, or delayed in its progress, including the final
341 hearing and order, due to nonpayment of any fees or costs by an
342 indigent person. ~~Filing fees waived from payment under s. 57.081~~
343 ~~may not be included in the calculation related to a payment plan~~
344 ~~established under this section.~~

345 Section 8. Paragraph (a) of subsection (2) of section
346 101.151, Florida Statutes, is amended to read:

347 101.151 Specifications for ballots.-

348 (2) (a) The ballot must include ~~shall have~~ the following
349 office titles above ~~under which shall appear~~ the names of the
350 candidates for the respective offices in the following order:

351 1. The office titles of President and Vice President above
352 ~~and thereunder~~ the names of the candidates for President and
353 Vice President of the United States nominated by the political
354 party that received the highest vote for Governor in the last
355 general election of the Governor in this state, followed by.
356 ~~Then shall appear~~ the names of other candidates for President
357 and Vice President of the United States who have been properly
358 nominated.

359 2. The office titles of United States Senator and
360 Representative in Congress.

361 3. The office titles of Governor and Lieutenant Governor;
362 Attorney General; Chief Financial Officer; Commissioner of
363 Agriculture; State Attorney, with the applicable judicial
364 circuit; and Public Defender, with the applicable judicial

365 circuit.

366 4. The office titles of State Senator and State
 367 Representative, with the applicable district for the office
 368 printed beneath.

369 5. The office titles of Clerk of the Circuit Court, or,
 370 when the Clerk of the Circuit Court also serves as the County
 371 Comptroller, Clerk of the Circuit Court and Comptroller,
 372 ~~(whichever is applicable and when authorized by law;)~~ Clerk of
 373 the County Court, ~~(when authorized by law;)~~ Sheriff; Property
 374 Appraiser; Tax Collector; District Superintendent of Schools;
 375 and Supervisor of Elections.

376 6. The office titles of Board of County Commissioners,
 377 with the applicable district printed beneath each office, and
 378 such other county and district offices as are involved in the
 379 election, in the order fixed by the Department of State,
 380 followed, in the year of their election, by "Party Offices," and
 381 thereunder the offices of state and county party executive
 382 committee members.

383 Section 9. Paragraph (f) is added to subsection (2) of
 384 section 119.0714, Florida Statutes, and section (3) is amended,
 385 to read:

386 119.0714 Court files; court records; official records.—

387 (2) COURT RECORDS.—

388 (f) A request for maintenance of a public records
 389 exemption in s. 119.071(4)(d)2. made pursuant to s.
 390 119.071(4)(d)3. must specify the document type, name,
 391 identification number, and page number of the court record that
 392 contains the exempt information.

393 (3) OFFICIAL RECORDS.—

394 ~~(a)~~ A Any person who prepares or files a record for
395 recording in the official records as provided in chapter 28 may
396 not include in that record a social security number or a bank
397 account, debit, charge, or credit card number unless otherwise
398 expressly required by law.

399 ~~(a)(b)1.~~ If a social security number or a bank account,
400 debit, charge, or credit card number is included in an official
401 record, such number may be made available as part of the
402 official records available for public inspection and copying
403 unless redaction is requested by the holder of such number or by
404 the holder's attorney or legal guardian.

405 ~~1.2.~~ If such record is in electronic format, on January 1,
406 2011, and thereafter, the county recorder must use his or her
407 best effort, as provided in paragraph ~~(d)(h)~~, to keep social
408 security numbers confidential and exempt as provided for in s.
409 119.071(5)(a), and to keep complete bank account, debit, charge,
410 and credit card numbers exempt as provided for in s.
411 119.071(5)(b), without any person having to request redaction.

412 ~~2.3.~~ Section 119.071(5)(a)7. and 8. does not apply to the
413 county recorder with respect to official records.

414 ~~(b)(e)~~ The holder of a social security number or a bank
415 account, debit, charge, or credit card number, or the holder's
416 attorney or legal guardian, may request that a county recorder
417 redact from an image or copy of an official record placed on a
418 county recorder's publicly available Internet website or on a
419 publicly available Internet website used by a county recorder to
420 display public records, or otherwise made electronically

421 available to the public, his or her social security number or
422 bank account, debit, charge, or credit card number contained in
423 that official record.

424 1.~~(d)~~ A request for redaction must be a signed, legibly
425 written request and must be delivered by mail, facsimile,
426 electronic transmission, or in person to the county recorder.
427 The request must specify the identification page number of the
428 record that contains the number to be redacted.

429 2.~~(e)~~ The county recorder does not have a duty to inquire
430 beyond the written request to verify the identity of a person
431 requesting redaction.

432 3.~~(f)~~ A fee may not be charged for redacting a social
433 security number or a bank account, debit, charge, or credit card
434 number.

435 (c)~~(g)~~ A county recorder shall immediately and
436 conspicuously post signs throughout his or her offices for
437 public viewing, and shall immediately and conspicuously post on
438 any Internet website or remote electronic site made available by
439 the county recorder and used for the ordering or display of
440 official records or images or copies of official records, a
441 notice stating, in substantially similar form, the following:

442 1. On or after October 1, 2002, any person preparing or
443 filing a record for recordation in the official records may not
444 include a social security number or a bank account, debit,
445 charge, or credit card number in such document unless required
446 by law.

447 2. Any person has a right to request a county recorder to
448 remove from an image or copy of an official record placed on a

449 county recorder's publicly available Internet website or on a
450 publicly available Internet website used by a county recorder to
451 display public records, or otherwise made electronically
452 available to the general public, any social security number
453 contained in an official record. Such request must be made in
454 writing and delivered by mail, facsimile, or electronic
455 transmission, or delivered in person, to the county recorder.
456 The request must specify the identification page number that
457 contains the social security number to be redacted. A fee may
458 not be charged for the redaction of a social security number
459 pursuant to such a request.

460 (d) ~~(h)~~ If the county recorder accepts or stores official
461 records in an electronic format, the county recorder must use
462 his or her best efforts to redact all social security numbers
463 and bank account, debit, charge, or credit card numbers from
464 electronic copies of the official record. The use of an
465 automated program for redaction is ~~shall be~~ deemed to be the
466 best effort in performing the redaction and is ~~shall be~~ deemed
467 in compliance with the requirements of this subsection.

468 (e) ~~(i)~~ The county recorder is not liable for the
469 inadvertent release of social security numbers, or bank account,
470 debit, charge, or credit card numbers, filed with the county
471 recorder.

472 (f) A request for maintenance of a public records
473 exemption in s. 119.071(4)(d)2. made pursuant to s.
474 119.071(4)(d)3. must specify the document type, name,
475 identification number, and page number of the official record
476 that contains the exempt information.

477 Section 10. Paragraph (a) of subsection (2) of section
 478 194.032, Florida Statutes, is amended to read:

479 194.032 Hearing purposes; timetable.—

480 (2) (a) The clerk of the governing body of the county shall
 481 prepare a schedule of appearances before the board based on
 482 petitions timely filed with him or her. The clerk shall notify
 483 each petitioner of the scheduled time of his or her appearance
 484 at least 25 calendar days before the day of the scheduled
 485 appearance. The notice must ~~shall~~ indicate whether the petition
 486 has been scheduled to be heard at a particular time or during a
 487 block of time. If the petition has been scheduled to be heard
 488 within a block of time, the beginning and ending of that block
 489 of time must ~~shall~~ be indicated on the notice; however, as
 490 provided in paragraph (b), a petitioner may not be required to
 491 wait for more than a reasonable time, not to exceed 2 hours,
 492 after the beginning of the block of time. If the petitioner
 493 checked the appropriate box on the petition form to request a
 494 copy of the property record card containing relevant information
 495 used in computing the current assessment, the property appraiser
 496 must provide the copy to the petitioner upon receipt of the
 497 petition from the clerk regardless of whether the petitioner
 498 initiates evidence exchange ~~clerk shall provide the copy of the~~
 499 ~~card along with the notice.~~ Upon receipt of the notice, the
 500 petitioner may reschedule the hearing a single time by
 501 submitting to the clerk a written request to reschedule, at
 502 least 5 calendar days before the day of the originally scheduled
 503 hearing.

504 Section 11. Subsections (2) and (6) of section 938.30,

505 Florida Statutes, are amended to read:

506 938.30 Financial obligations in criminal cases;
 507 supplementary proceedings.—

508 (2) The court may require a person liable for payment of
 509 an obligation to appear and be examined under oath concerning
 510 the person's financial ability to pay the obligation. The judge
 511 may convert the statutory financial obligation into a court-
 512 ordered obligation to perform community service, subject to the
 513 provisions of s. 318.18(8), after examining a person under oath
 514 and determining the a person's inability to pay. Any person who
 515 fails failing to attend a hearing may be arrested on warrant or
 516 capias ~~which may be~~ issued by the clerk upon order of the court.

517 (6) If judgment has not been previously entered on any
 518 court-imposed financial obligation, the court may enter judgment
 519 thereon and issue any writ necessary to enforce the judgment in
 520 the manner allowed in civil cases. Any judgment issued under
 521 this section constitutes a civil lien against the judgment
 522 debtor's presently owned or after-acquired property, when
 523 recorded pursuant to s. 55.10. Supplementary proceedings
 524 undertaken by any governmental entity to satisfy a judgment
 525 imposed pursuant to this section may proceed without bond and
 526 without the payment of statutory fees associated with judgment
 527 enforcement.

528 Section 12. This act shall take effect July 1, 2013.