

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Local & Federal Affairs
 2 Committee

3 Representative Gonzalez offered the following:

4
 5 **Amendment (with directory and title amendments)**

6 Remove lines 37-48 and insert:

7 (g) An ~~the~~ individual, agent, or legal entity may become
 8 ~~that signs the petition becomes~~ an agent of the taxpayer for the
 9 purpose of serving process to obtain personal jurisdiction over
 10 the taxpayer for all ~~the entire~~ value adjustment board
 11 proceedings, including any appeals of a board decision by the
 12 property appraiser pursuant to s. 194.036, if the taxpayer
 13 provides written authorization to the individual, agent, or
 14 legal entity.

15 (4)

16 (b) No later than 7 days before the hearing, if the
 17 petitioner has provided the information required under paragraph

Amendment No. 2

18 (a), and if requested in writing by the petitioner, the property
19 appraiser shall provide to the petitioner a list of evidence to
20 be presented at the hearing, together with copies of all
21 documentation to be considered by the value adjustment board and
22 a summary of evidence to be presented by witnesses. The evidence
23 list must contain the property appraiser's property record card
24 ~~if provided by the clerk~~. Failure of the property appraiser to
25 timely comply with the requirements of this paragraph shall
26 result in a rescheduling of the hearing.

27 Section 2. Subsection (2) of section 194.032, Florida
28 Statutes, is amended to read:

29 194.032 Hearing purposes; timetable.-

30 (2) (a) The clerk of the governing body of the county shall
31 prepare a schedule of appearances before the board based on
32 petitions timely filed with him or her. The clerk shall notify
33 each petitioner of the scheduled time of his or her appearance
34 at least 25 calendar days before the day of the scheduled
35 appearance. The notice must indicate whether the petition has
36 been scheduled to be heard at a particular time or during a
37 block of time. If the petition has been scheduled to be heard
38 within a block of time, the beginning and ending of that block
39 of time must be indicated on the notice; ~~however, as provided in~~
40 ~~paragraph (b), a petitioner may not be required to wait for more~~
41 ~~than a reasonable time, not to exceed 2 hours, after the~~
42 ~~beginning of the block of time~~. If the petitioner checked the
43 appropriate box on the petition form to request a copy of the

Amendment No. 2

44 property record card containing relevant information used in
45 computing the current assessment, the property appraiser must
46 provide the copy to the petitioner upon receipt of the petition
47 from the clerk regardless of whether the petitioner initiates
48 evidence exchange, unless the property record card is available
49 online from the property appraiser. ~~Upon receipt of the notice,~~
50 ~~the petitioner may reschedule the hearing a single time by~~
51 ~~submitting to the clerk a written request to reschedule, at~~
52 ~~least 5 calendar days before the day of the originally scheduled~~
53 ~~hearing.~~

54 (b) Subject to the provisions of paragraph (c), upon
55 receipt of the notice, the petitioner may reschedule the hearing
56 by submitting a written request to the board clerk no fewer than
57 five (5) calendar days before the scheduled hearing date. A
58 request to reschedule the hearing made by the petitioner fewer
59 than five (5) calendar days before the scheduled hearing may be
60 made only for an emergency when good cause is shown. Such a
61 request shall include evidence supporting the good cause and
62 shall be made to the board clerk who shall forward the request
63 to the board or a board designee, which includes the board
64 clerk, board legal counsel or a special magistrate. If the
65 board or board designee determines that the request does not
66 show good cause, the request shall be denied and the board may
67 proceed with the hearing as scheduled. If the board or board
68 designee determines that the request demonstrates good cause,
69 the request shall be granted.

Amendment No. 2

70 (c) A request by the petitioner to reschedule the hearing
71 pursuant to paragraph (b) shall be denied by the board or board
72 designee where the hearing has twice previously been rescheduled
73 at the request of the petitioner and the board may proceed with
74 the hearing as scheduled.

75 (d)~~(b)~~ A petitioner may not be required to wait for more
76 than a reasonable time, not to exceed 2 hours, after the
77 scheduled time for the hearing to commence. If the hearing is
78 not commenced within 2 hours after the scheduled time that time,
79 the petitioner may inform the clerk~~chairperson of the meeting~~
80 that he or she intends to leave. If the petitioner leaves, the
81 clerk shall reschedule the hearing, and the rescheduling is not
82 considered to be a request to reschedule as provided in
83 paragraph (b)~~(a)~~.

84 (e)~~(e)~~ Failure on three occasions with respect to any
85 single tax year to convene at the scheduled time of meetings of
86 the board is grounds for removal from office by the Governor for
87 neglect of duties.

88
89 -----
90 **D I R E C T O R Y A M E N D M E N T**

91 Remove line 16 and insert:

92 Section 1. Paragraphs (a), (f), and (g) of subsection (3)

93 and
94
95 -----

Amendment No. 2

96
97
98
99
100
101
102
103
104
105
106
107
108
109

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

Remove line 11 and insert:
under certain circumstances; authorizing an individual, agent,
or legal entity to become an agent of a taxpayer for the purpose
of obtaining personal jurisdiction over the taxpayer for value
adjustment board proceedings if certain criteria are met;
amending s. 194.032, F.S.; creating a procedure for the
petitioner to request the hearing be rescheduled for good cause;
authorizing the value adjustment board or the board's designee
to deny a request to reschedule a value adjustment board hearing
under certain circumstances; authorizing petitioners to notify
the clerk and leave if a hearing does not commence within a
specified period; providing an effective