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A bill to be entitled
 An act relating to business entities; amending s.
 605.0213, F.S.; revising the filing fees for a limited
 liability company; making technical changes; amending
 s. 607.0122, F.S.; revising the filing fees for a
 corporation; making technical changes; amending s.
 607.01401, F.S.; defining the term "department";
 creating s. 607.1623, F.S.; requiring a fee to be
 imposed for the late filing of an annual report;
 specifying the fee; providing an exception; repealing
 s. 607.193, F.S., relating to a supplemental corporate
 fee; amending 617.0122, F.S.; revising the filing fees
 for a corporation not for profit; making technical
 changes; amending s. 620.1102, F.S.; defining the term
 "department"; amending s. 620.1109, F.S.; revising the
 filing fees for a limited partnership; making
 technical changes; amending s. 620.8101, F.S.;
 defining the term "department"; amending s. 620.81055,
 F.S.; revising the filing fees for a partnership;
 making technical changes; amending ss. 339.12,
 605.0118, 607.0505, 610.104, and 631.0515, F.S.;
 conforming cross-references to changes made in the
 act; providing an effective date.

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

27 Section 1. Section 605.0213, Florida Statutes, is amended
 28 to read:

29 605.0213 Fees of the department.—

30 (1) The fees of the department shall collect the following
 31 fees on documents delivered to the department for filing under
 32 this chapter are as follows:

33 ~~(1) For furnishing a certified copy, \$30.~~

34 (a)(2) For filing Original articles of organization and
 35 initial registered agent designation or articles of revocation
 36 of dissolution, \$125 \$100.

37 (b)(3) For filing a Foreign limited liability company's
 38 application for a certificate of authority to transact business
 39 and initial registered agent designation, \$125 \$100.

40 (c)(4) For filing a Certificate of merger of limited
 41 liability companies or other business entities, \$25 per
 42 constituent party to the merger, unless a specific fee is
 43 required for a party under other applicable law.

44 (d)(5) For filing an Annual report, \$125 \$50.

45 (e)(6) For filing an Application for reinstatement after
 46 an administrative or judicial dissolution or a revocation of
 47 authority to transact business, \$100.

48 (f)(7) For filing a Certificate of designation of
 49 designating a registered agent or changing a registered agent,
 50 \$25.

51 (g)(8) For filing a Registered agent's statement of
 52 resignation from a an active limited liability company, \$25 \$85.

53 ~~(9) For filing a registered agent's statement of~~
 54 ~~resignation from a dissolved limited liability company, \$25.~~

55 (h) ~~(10)~~ For filing a Certificate of conversion of a
 56 limited liability company, \$25.

57 (i) Articles of revocation of dissolution, \$25.

58 (j) ~~(11)~~ For filing Any other limited liability company
 59 document, \$25.

60 ~~(12) For furnishing a certificate of status, \$5.~~

61 (2) The department shall collect the following fees on
 62 documents furnished by the department:

63 (a) Certified copy, \$8.75.

64 (b) Certificate of status, \$5.

65 Section 2. Section 607.0122, Florida Statutes, is amended
 66 to read:

67 607.0122 Fees of the department for filing documents and
 68 issuing certificates.-

69 (1) The department ~~of State~~ shall collect the following
 70 fees on when the documents described in this section are
 71 delivered to the department for filing:

72 (a) ~~(1)~~ Original articles of incorporation and initial
 73 registered agent designation, \$70:~~-\$35.~~

74 (b) ~~(2)~~ Application for registered name, \$25:~~-\$87.50.~~

75 (c) ~~(3)~~ Application for renewal of registered name, \$25:
 76 ~~\$87.50.~~

77 (d) ~~(4)~~ Corporation's statement of change of registered
 78 agent or registered office or both if not included on the annual

79 report, \$25:~~\$35~~.

80 (e)~~(5)~~ Designation of and acceptance by registered agent,
81 \$25:~~\$35~~.

82 (f)~~(6)~~ Agent's statement of resignation, \$25 ~~from active~~
83 ~~corporation:~~ ~~\$87.50~~.

84 ~~(7)~~ ~~Agent's statement of resignation from an inactive~~
85 ~~corporation:~~ ~~\$35~~.

86 (g)~~(8)~~ Amendment of articles of incorporation, \$25:~~\$35~~.

87 (h)~~(9)~~ Restatement of articles of incorporation with
88 amendment of articles, \$25:~~\$35~~.

89 (i)~~(10)~~ Articles of merger or share exchange, \$25 ~~for each~~
90 ~~party thereto:~~ ~~\$35~~.

91 (j)~~(11)~~ Articles of dissolution, \$25:~~\$35~~.

92 (k)~~(12)~~ Articles of revocation of dissolution, \$25:~~\$35~~.

93 (l)~~(13)~~ Application for reinstatement following
94 administrative dissolution, 1:~~\$600~~.

95 (m)~~(14)~~ Application for certificate of authority to
96 transact business in this state by a foreign corporation and
97 initial registered agent designation, \$70:~~\$35~~.

98 (n)~~(15)~~ Application for amended certificate of authority,
99 \$25:~~\$35~~.

100 (o)~~(16)~~ Application for certificate of withdrawal by a
101 foreign corporation, \$25:~~\$35~~.

102 (p)~~(17)~~ Annual report, \$125:~~\$61.25~~.

103 (q)~~(18)~~ Articles of correction, \$25:~~\$35~~.

104 ~~(19)~~ ~~Application for certificate of status:~~ ~~\$8.75~~.

105 (r)~~(20)~~ Certificate of domestication of a foreign
 106 corporation, \$25~~-\$50~~.

107 ~~(21) Certified copy of document: \$52.50.~~

108 ~~(22) Serving as agent for substitute service of process:~~
 109 ~~\$87.50.~~

110 ~~(23) Supplemental corporate fee: \$88.75.~~

111 (s)~~(24)~~ Any other document required or permitted to be
 112 filed by this act, \$25~~-\$35~~.

113 (2) The department shall collect the following fees on
 114 documents furnished by the department:

115 (a) Certified copy, \$8.75.

116 (b) Certificate of status, \$8.75.

117 (3) The department shall collect a fee of \$8.75 to serve
 118 as an agent for substitute service of process.

119 Section 3. Subsections (8) through (31) of section
 120 607.01401, Florida Statutes, are redesignated as subsections (9)
 121 through (32), respectively, and a new subsection (8) is added to
 122 that section, to read:

123 607.01401 Definitions.—As used in this act, unless the
 124 context otherwise requires, the term:

125 (8) "Department" means the Department of State.

126 Section 4. Section 607.1623, Florida Statutes, is created
 127 to read:

128 607.1623 Annual report late fee.—

129 (1) In addition to the fees required under ss. 607.0122,
 130 620.1109, and 605.0213, the department shall collect one of the

131 following late fees:

132 (a) If the annual report fee is remitted after May 1,
 133 \$125;

134 (b) If the annual report fee is remitted after May 31,
 135 \$250;

136 (c) If the annual report fee is remitted after June 30,
 137 \$375; or

138 (d) If the annual report fee is remitted after July 31,
 139 \$400.

140 (2) A late fee under subsection (1) may not be collected
 141 if a business entity is administratively dissolved or its
 142 certificate of authority is revoked due to its failure to file
 143 an annual report and the entity subsequently applies for
 144 reinstatement and pays the applicable reinstatement fee.

145 Section 5. Section 607.193, Florida Statutes, is repealed.

146 Section 6. Section 617.0122, Florida Statutes, is amended
 147 to read:

148 617.0122 Fees of the department ~~for filing documents and~~
 149 ~~issuing certificates.-~~

150 (1) The department ~~of State~~ shall collect the following
 151 fees on documents delivered to the department for filing:

152 (a) ~~(1)~~ Original articles of incorporation and initial
 153 registered agent designation, \$70: ~~\$35.~~

154 (b) ~~(2)~~ Application for registered name, \$25: ~~\$87.50.~~

155 (c) ~~(3)~~ Application for renewal of registered name, \$25:
 156 ~~\$87.50.~~

157 (d)~~(4)~~ Corporation's statement of change of registered
 158 agent or registered office or both if not included on the annual
 159 report, \$25~~-\$35~~.

160 (e)~~(5)~~ Designation of and acceptance by registered agent,
 161 \$25~~-\$35~~.

162 (f)~~(6)~~ Agent's statement of resignation, \$25 ~~from active~~
 163 ~~corporation: \$87.50~~.

164 ~~(7) Agent's statement of resignation from inactive~~
 165 ~~corporation: \$35~~.

166 (g)~~(8)~~ Amendment of articles of incorporation, \$25~~-\$35~~.

167 (h)~~(9)~~ Restatement of articles of incorporation with
 168 amendment of articles, \$25~~-\$35~~.

169 (i)~~(10)~~ Articles of merger, \$25 ~~for each party thereto:~~
 170 ~~\$35~~.

171 (j)~~(11)~~ Articles of dissolution, \$25~~-\$35~~.

172 (k)~~(12)~~ Articles of revocation of dissolution, \$25~~-\$35~~.

173 (l)~~(13)~~ Application for reinstatement following
 174 administrative dissolution, \$~~175~~.

175 (m)~~(14)~~ Application for certificate of authority to
 176 transact business in this state by a foreign corporation and
 177 initial registered agent designation, \$70~~-\$35~~.

178 (n)~~(15)~~ Application for amended certificate of authority,
 179 \$25~~-\$35~~.

180 (o)~~(16)~~ Application for certificate of withdrawal by a
 181 foreign corporation, \$25~~-\$35~~.

182 (p)~~(17)~~ Annual report, \$~~61.25~~.

183 (q) ~~(18)~~ Articles of correction, \$25: ~~\$35~~.
 184 ~~(19)~~ Application for certificate of status: ~~\$8.75~~.
 185 ~~(20)~~ Certified copy of document: ~~\$52.50~~.
 186 ~~(21)~~ Serving as agent for substitute service of process:
 187 ~~\$87.50~~.

188 (r) ~~(22)~~ Certificate of conversion of a limited
 189 agricultural association to a domestic corporation, \$25: ~~\$35~~.

190 (s) ~~(23)~~ Any other document required or permitted to be
 191 filed by this chapter, \$25: ~~\$35~~.

192 (2) The department shall collect the following fees on
 193 documents furnished by the department:

194 (a) Certified copy, \$8.75.

195 (b) Certificate of status, \$8.75.

196 (3) The department shall collect a fee of \$8.75 to serve
 197 as an agent for substitute service of process.

198 (4) A ~~Any~~ citizen support organization that is required by
 199 rule of the Department of Environmental Protection to be formed
 200 as a nonprofit organization and is under contract with the
 201 department is exempt from the ~~any~~ fees required for
 202 incorporation as a nonprofit organization, and the Secretary of
 203 State may not assess ~~any~~ such fees if the citizen support
 204 organization is certified by the Department of Environmental
 205 Protection to the Secretary of State as being under contract
 206 with the Department of Environmental Protection.

207 Section 7. Subsections (5) through (26) of section
 208 620.1102, Florida Statutes, are redesignated as subsections (6)

209 through (27), respectively, and a new subsection (5) is added to
 210 that section, to read:

211 620.1102 Definitions.—As used in this act:

212 (5) "Department" means the Department of State.

213 Section 8. Section 620.1109, Florida Statutes, is amended
 214 to read:

215 620.1109 Fees of the department of State; fees.—

216 (1) The department shall collect the following fees on
 217 documents delivered to the department for filing ~~In addition to~~
 218 ~~the supplemental corporate fee of \$88.75 imposed pursuant to s.~~
 219 ~~607.193, the fees of the Department of State under this act are~~
 220 ~~as follows:~~

221 ~~(1) For furnishing a certified copy, \$52.50 for the first~~
 222 ~~15 pages plus \$1.00 for each additional page.~~

223 (a)(2) For filing an Original certificate of limited
 224 partnership and initial registered agent designation, \$1,000
 225 ~~\$965.~~

226 (b)(3) For filing an Original application for registration
 227 as a foreign limited partnership and initial registered agent
 228 designation, \$1,000 ~~\$965.~~

229 (c)(4) For filing Certificate of conversion, \$25 ~~\$52.50.~~

230 (d)(5) For filing Certificate of merger, \$25 ~~\$52.50 for~~
 231 ~~each party thereto.~~

232 (e)(6) For filing a Reinstatement application, \$500 for
 233 each calendar year or part thereof the limited partnership was
 234 administratively dissolved or foreign limited partnership was

235 | revoked in the records of the Department of State.

236 | ~~(f)(7) For filing an Annual report, \$125 \$411.25.~~

237 | ~~(g)(8) For filing a Certificate of designation of:~~

238 | ~~(a) designating a registered agent, \$25. \$35;~~

239 | ~~(h)(b) Certificate of change of changing a registered~~

240 | agent or registered office address, \$25. \$35;

241 | ~~(i)(e) Certificate of resignation resigning as a~~

242 | registered agent, \$25. \$87.50; or

243 | ~~(j)(d) Certificate of amendment or restatement of the~~

244 | certificate of limited partnership, \$25. \$52.50;

245 | ~~(k)(9) For filing a Statement of termination, \$25 \$52.50.~~

246 | ~~(l)(10) For filing a Notice of cancellation for foreign~~

247 | limited partnership, \$25 \$52.50.

248 | ~~(11) For furnishing a Certificate of status or~~

249 | authorization, \$8.75.

250 | ~~(m)(12) For filing a Certificate of dissolution, \$25~~

251 | \$52.50.

252 | ~~(n)(13) For filing a Certificate of revocation of~~

253 | dissolution, \$25 \$52.50.

254 | ~~(o)(14) For filing Any other domestic or foreign limited~~

255 | partnership document, \$25 \$52.50.

256 | (2) The department shall collect the following fees on

257 | documents furnished by the department:

258 | (a) Certified copy, \$8.75.

259 | (b) Certificate of status or authorization, \$8.75.

260 | Section 9. Present subsections (4) through (16) of section

261 620.8101, Florida Statutes, are redesignated as subsections (5)
 262 through (17), respectively, and a new subsection (4) is added to
 263 that section, to read:

264 620.8101 Definitions.—As used in this act, the term:

265 (4) "Department" means the Department of State.

266 Section 10. Section 620.81055, Florida Statutes, is
 267 amended to read:

268 620.81055 Fees of the department ~~for filing documents and~~
 269 ~~issuing certificates;~~ powers and authority of the department ~~of~~
 270 ~~State.~~—

271 (1) The department ~~of State~~ shall collect the following
 272 fees on when documents ~~authorized by this act~~ are delivered to
 273 the department ~~of State~~ for filing:

- 274 (a) Partnership registration statement, ÷ \$50.
- 275 (b) Statement of partnership authority, ÷ \$25.
- 276 (c) Statement of denial, ÷ \$25.
- 277 (d) Statement of dissociation, ÷ \$25.
- 278 (e) Statement of dissolution, ÷ \$25.
- 279 (f) Statement of qualification, ÷ \$25.
- 280 (g) Statement of foreign qualification, ÷ \$25.
- 281 (h) Limited liability partnership annual report, ÷ \$25.
- 282 (i) Certificate of merger, ÷ ~~for each party thereto:~~ \$25.
- 283 (j) Amendment to any statement or registration, ÷ \$25.
- 284 (k) Cancellation of any statement or registration, ÷ \$25.
- 285 ~~(l) Certified copy of any recording or part thereof:~~
- 286 ~~\$52.50.~~

287 ~~(m) Certificate of status: \$8.75.~~
 288 (1) (n) Certificate of conversion, ÷ \$25.
 289 (m) (o) Any other document required or permitted to be
 290 filed by this act, ÷ \$25.
 291 (2) The department shall collect the following fees on
 292 documents furnished by the department:
 293 (a) Certified copy, \$8.75.
 294 (b) Certificate of status, \$8.75.
 295 (3) (2) The department ~~of State~~ has the power and authority
 296 reasonably necessary to ~~enable it to~~ administer this act
 297 efficiently, to perform the duties imposed upon it by this act,
 298 and to adopt rules pursuant to ss. 120.536(1) and 120.54 to
 299 implement the provisions of this act conferring duties upon it.
 300 Section 11. Paragraph (a) of subsection (4) of section
 301 339.12, Florida Statutes, is amended to read:
 302 339.12 Aid and contributions by governmental entities for
 303 department projects; federal aid.—
 304 (4) (a) Prior to accepting the contribution of road bond
 305 proceeds, time warrants, or cash for which reimbursement is
 306 sought, the department shall enter into agreements with the
 307 governing body of the governmental entity for the project or
 308 project phases in accordance with specifications agreed upon
 309 between the department and the governing body of the
 310 governmental entity. The department in no instance is to receive
 311 from such governmental entity an amount in excess of the actual
 312 cost of the project or project phase. By specific provision in

313 the written agreement between the department and the governing
314 body of the governmental entity, the department may agree to
315 reimburse the governmental entity for the actual amount of the
316 bond proceeds, time warrants, or cash used on a highway project
317 or project phases that are not revenue producing and are
318 contained in the department's adopted work program, or any
319 public transportation project contained in the adopted work
320 program. Subject to appropriation of funds by the Legislature,
321 the department may commit state funds for reimbursement of such
322 projects or project phases. Reimbursement to the governmental
323 entity for such a project or project phase must be made from
324 funds appropriated by the Legislature, and reimbursement for the
325 cost of the project or project phase is to begin in the year the
326 project or project phase is scheduled in the work program as of
327 the date of the agreement. Funds advanced pursuant to this
328 section, which were originally designated for transportation
329 purposes and so reimbursed to a county or municipality, shall be
330 used by the county or municipality for any transportation
331 expenditure authorized under s. 336.025(7). Also, cities and
332 counties may receive funds from persons, and reimburse those
333 persons, for the purposes of this section. Such persons may
334 include, but are not limited to, those persons defined in s.
335 607.01401(20) ~~607.01401(19)~~.

336 Section 12. Subsection (3) of section 605.0118, Florida
337 Statutes, is amended to read:

338 605.0118 Delivery of record.—

339 (3) If a check is mailed to the department for payment of
340 an annual report fee ~~or the annual fee required under s.~~
341 ~~607.193~~, the check shall be deemed to have been received by the
342 department as of the postmark date appearing on the envelope or
343 package transmitting the check if the envelope or package is
344 received by the department.

345 Section 13. Paragraph (b) of subsection (1) and
346 subsections (5) and (6) of section 607.0505, Florida Statutes,
347 are amended to read:

348 607.0505 Registered agent; duties.—

349 (1)

350 (b) Each such corporation, foreign corporation, or alien
351 business organization which fails to have and continuously
352 maintain a registered office and a registered agent as required
353 in this section will be liable to this state for \$500 for each
354 year, or part of a year, during which the corporation, foreign
355 corporation, or alien business organization fails to comply with
356 these requirements; but such liability will be forgiven in full
357 upon the compliance by the corporation, foreign corporation, or
358 alien business organization with the requirements of this
359 subsection, even if such compliance occurs after an action to
360 collect such liability is instituted. The Department of Legal
361 Affairs may file an action in the circuit court for the judicial
362 circuit in which the corporation, foreign corporation, or alien
363 business organization is found or transacts business, or in
364 which real property belonging to the corporation, foreign

365 corporation, or alien business organization is located, to
366 petition the court for an order directing that a registered
367 agent be appointed and that a registered office be designated,
368 and to obtain judgment for the amount owed under this
369 subsection. In connection with such proceeding, the Department
370 of Legal Affairs may, without prior approval by the court, file
371 a lis pendens against real property owned by the corporation,
372 foreign corporation, or alien business organization, which lis
373 pendens shall set forth the legal description of the real
374 property and shall be filed in the public records of the county
375 where the real property is located. If the lis pendens is filed
376 in any county other than the county in which the action is
377 pending, the lis pendens which is filed must be a certified copy
378 of the original lis pendens. The failure to comply timely or
379 fully with an order directing that a registered agent be
380 appointed and that a registered office be designated will result
381 in a civil penalty of not more than \$1,000 for each day of
382 noncompliance. A judgment or an order of payment entered
383 pursuant to this subsection will become a judgment lien against
384 any real property owned by the corporation, foreign corporation,
385 or alien business organization when a certified copy of the
386 judgment or order is recorded as required by s. 55.10. The
387 Department of Legal Affairs will be able to avail itself of, and
388 is entitled to use, any provision of law or of the Florida Rules
389 of Civil Procedure to further the collecting or obtaining of
390 payment pursuant to a judgment or order of payment. The state,

391 through the Attorney General, may bid, at any judicial sale to
392 enforce its judgment lien, any amount up to the amount of the
393 judgment or lien obtained pursuant to this subsection. All
394 moneys recovered under this subsection shall be treated as
395 forfeitures under ss. 895.01-895.09 and used or distributed in
396 accordance with the procedure set forth in s. 895.09. A
397 corporation, foreign corporation, or alien business organization
398 which fails to have and continuously maintain a registered
399 office and a registered agent as required in this section may
400 not defend itself against any action instituted by the
401 Department of Legal Affairs or by any other agency of this state
402 until the requirements of this subsection have been met.

403 (5) If a corporation, foreign corporation, or alien
404 business organization fails without lawful excuse to comply
405 timely or fully with a subpoena issued pursuant to subsection
406 (2), the Department of Legal Affairs may file an action in the
407 circuit court for the judicial circuit in which the corporation,
408 foreign corporation, or alien business organization is found or
409 transacts business or in which real property belonging to the
410 corporation, foreign corporation, or alien business organization
411 is located, for an order compelling compliance with the
412 subpoena. The failure without a lawful excuse to comply timely
413 or fully with an order compelling compliance with the subpoena
414 will result in a civil penalty of not more than \$1,000 for each
415 day of noncompliance with the order. In connection with such
416 proceeding, the Department of Legal Affairs may, without prior

417 approval by the court, file a lis pendens against real property
418 owned by the corporation, foreign corporation, or alien business
419 organization, which lis pendens shall set forth the legal
420 description of the real property and shall be filed in the
421 public records of the county where the real property is located.
422 If the lis pendens is filed in any county other than the county
423 in which the action is pending, the lis pendens which is filed
424 must be a certified copy of the original lis pendens. A judgment
425 or an order of payment entered pursuant to this subsection will
426 become a judgment lien against any real property owned by the
427 corporation, foreign corporation, or alien business organization
428 when a certified copy of the judgment or order is recorded as
429 required by s. 55.10. The Department of Legal Affairs will be
430 able to avail itself of, and is entitled to use, any provision
431 of law or of the Florida Rules of Civil Procedure to further the
432 collecting or obtaining of payment pursuant to a judgment or
433 order of payment. The state, through the Attorney General, may
434 bid, at any judicial sale to enforce its judgment lien, an
435 amount up to the amount of the judgment or lien obtained
436 pursuant to this subsection. All moneys recovered under this
437 subsection shall be treated as forfeitures under ss. 895.01-
438 895.09 and used or distributed in accordance with the procedure
439 set forth in s. 895.09.

440 (6) Information provided to, and records and
441 transcriptions of testimony obtained by, the Department of Legal
442 Affairs pursuant to this section are confidential and exempt

443 from the provisions of s. 119.07(1) while the investigation is
444 active. For purposes of this section, an investigation shall be
445 considered "active" while such investigation is being conducted
446 with a reasonable, good faith belief that it may lead to the
447 filing of an administrative, civil, or criminal proceeding. An
448 investigation does not cease to be active so long as the
449 Department of Legal Affairs is proceeding with reasonable
450 dispatch and there is a good faith belief that action may be
451 initiated by the Department of Legal Affairs or other
452 administrative or law enforcement agency. Except for active
453 criminal intelligence or criminal investigative information, as
454 defined in s. 119.011, and information which, if disclosed,
455 would reveal a trade secret, as defined in s. 688.002, or would
456 jeopardize the safety of an individual, all information,
457 records, and transcriptions become public record when the
458 investigation is completed or ceases to be active. The
459 Department of Legal Affairs ~~may~~ shall not disclose confidential
460 information, records, or transcriptions of testimony except
461 pursuant to the authorization by the Attorney General in any of
462 the following circumstances:

463 (a) To a law enforcement agency participating in or
464 conducting a civil investigation under chapter 895, or
465 participating in or conducting a criminal investigation.

466 (b) In the course of filing, participating in, or
467 conducting a judicial proceeding instituted pursuant to this
468 section or chapter 895.

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469 (c) In the course of filing, participating in, or
470 conducting a judicial proceeding to enforce an order or judgment
471 entered pursuant to this section or chapter 895.

472 (d) In the course of a criminal or civil proceeding.

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474 A person or law enforcement agency which receives any
475 information, record, or transcription of testimony that has been
476 made confidential by this subsection shall maintain the
477 confidentiality of such material and shall not disclose such
478 information, record, or transcription of testimony except as
479 provided for herein. Any person who willfully discloses any
480 information, record, or transcription of testimony that has been
481 made confidential by this subsection, except as provided for
482 herein, is guilty of a misdemeanor of the first degree,
483 punishable as provided in s. 775.082 or s. 775.083. If any
484 information, record, or testimony obtained pursuant to
485 subsection (2) is offered in evidence in any judicial
486 proceeding, the court may, in its discretion, seal that portion
487 of the record to further the policies of confidentiality set
488 forth herein.

489 Section 14. Subsection (12) of section 610.104, Florida
490 Statutes, is amended to read:

491 610.104 State authorization to provide cable or video
492 service.—

493 (12) Beginning 5 years after approval of the
494 certificateholder's initial certificate of franchise issued by

495 the department, and every 5 years thereafter, the
496 certificateholder shall update the information contained in the
497 original application for a certificate of franchise. At the time
498 of filing the information update, the certificateholder shall
499 pay a processing fee of \$1,000. Any certificateholder that fails
500 to file the updated information and pay the processing fee on
501 the 5-year anniversary dates shall be subject to cancellation of
502 its state-issued certificate of franchise authority if, upon
503 notice given to the certificateholder at its last address on
504 file with the department, the certificateholder fails to file
505 the updated information and pay the processing fee within 30
506 days after the date notice was mailed. The application and
507 processing fees imposed in this section shall be paid to the
508 Department of State for deposit into the Clearing Funds Trust
509 Fund for immediate transfer by the Chief Financial Officer to
510 the General Inspection Trust Fund of the Department of
511 Agriculture and Consumer Services. The Department of Agriculture
512 and Consumer Services shall maintain a separate account within
513 the General Inspection Trust Fund to distinguish cable franchise
514 revenues from all other funds. The application, any amendments
515 to the certificate, or information updates must be accompanied
516 by a fee to the Department of State equal to that for filing
517 articles of incorporation under s. 607.0122 ~~pursuant to s.~~
518 ~~607.0122(1)~~.

519 Section 15. Section 631.0515, Florida Statutes, is amended
520 to read:

521 631.0515 Appointment of receiver; insurance holding
522 company.—A delinquency proceeding pursuant to this chapter
523 constitutes the sole and exclusive method of dissolving,
524 liquidating, rehabilitating, reorganizing, conserving, or
525 appointing a receiver of a Florida corporation which is not
526 insolvent as defined by s. 607.01401(17) ~~607.01401(16)~~; which
527 through its shareholders, board of directors, or governing body
528 is deadlocked in the management of its affairs; and which
529 directly or indirectly owns all of the stock of a Florida
530 domestic insurer. The department may petition for an order
531 directing it to rehabilitate such corporation if the interests
532 of policyholders or the public will be harmed as a result of the
533 deadlock. The department shall use due diligence to resolve the
534 deadlock. Whether or not the department petitions for an order,
535 the circuit court does ~~shall~~ not have jurisdiction ~~pursuant to~~
536 ~~s. 607.271, s. 607.274, or s. 607.277~~ to dissolve, liquidate, or
537 appoint receivers with respect to, a Florida corporation that
538 ~~which~~ directly or indirectly owns all of the stock of a Florida
539 domestic insurer and that ~~which~~ is not insolvent as defined by
540 s. 607.01401(17) ~~607.01401(16)~~. However, a managing general
541 agent or holding company with a controlling interest in a
542 domestic insurer in this state is subject to jurisdiction of the
543 court under the provisions of s. 631.025.

544 Section 16. This act shall take effect January 1, 2015.