

1 A bill to be entitled
 2 An act relating to subpoenas; amending s. 92.605,
 3 F.S.; revising requirements for service of a subpoena
 4 on an out-of-state corporation doing business in this
 5 state primarily through the Internet; authorizing an
 6 investigative or law enforcement officer conducting an
 7 investigation to petition a court to compel compliance
 8 with a subpoena; providing an effective date.

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

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 12 Section 1. Paragraph (h) of subsection (1) of section
 13 92.605, Florida Statutes, is amended, and subsection (10) is
 14 added to that section, to read:

15 92.605 Production of certain records by Florida businesses
 16 and out-of-state corporations.—

17 (1) For the purposes of this section, the term:

18 (h) "Properly served" means delivery by hand or in a
 19 manner reasonably allowing for proof of delivery if delivered by
 20 United States mail, overnight delivery service, or facsimile to
 21 a person or entity properly registered to do business in any
 22 state. In order for an out-of-state corporation to be properly
 23 served, the service described in this paragraph must be effected
 24 on the corporation's registered agent. Service on an out-of-
 25 state corporation doing business in this state primarily through

26 | the Internet may also be made at the corporation's principal
27 | place of business.

28 | (10) In the case of a corporation's contumacy or failure
29 | to comply with a subpoena issued under this section on behalf of
30 | an investigative or law enforcement officer conducting an
31 | investigation, the investigative or law enforcement officer who
32 | sought the subpoena may petition a court of competent
33 | jurisdiction to compel compliance. The court may use any powers
34 | available to it to compel compliance.

35 | Section 2. This act shall take effect July 1, 2020.