

LEGISLATIVE UPDATE

TRUST AND ESTATE SECTION COLLIER COUNTY BAR ASSOCIATION

May 7, 2015

LAIRD A. LILE

TRUST AND ESTATE SECTION

COLLIER COUNTY BAR ASSOCIATION

MAY 7, 2015

LAIRD A. LILE

2015: One for the History Books



The Speaker and The President
Tuesday, March 3, 2015

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2015: One for the History Books



The Speaker
Tuesday, April 28, 2015

Tuesday, April 28: 1:46 pm – email received “House just adjourned *sine die*”

TRUST AND ESTATE SECTION

COLLIER COUNTY BAR ASSOCIATION

MAY 7, 2015

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2015: One for the History Books

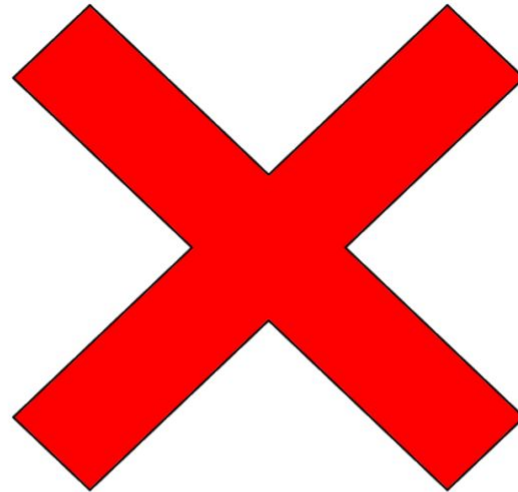


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of AP Claim of Copyright

The Senate Chamber
Afternoon of April 28, 2015
Now what?

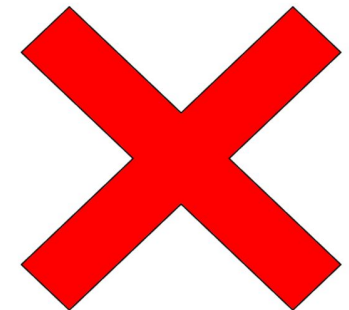


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MAY 7, 2015

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2015: One for the History Books



The President
Wednesday, April 29, 2015

Adjourned until Call of the President

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MAY 7, 2015

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2015: One for the History Books



Florida Supreme Court
Thursday, April 30, 2015

Democratic Senators Filed Emergency Petition

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Florida Supreme Court
Friday, May 1, 2015

Order Issued in SC15-813

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MAY 7, 2015

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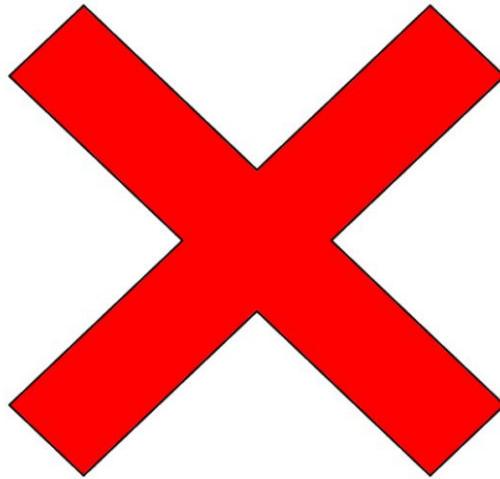


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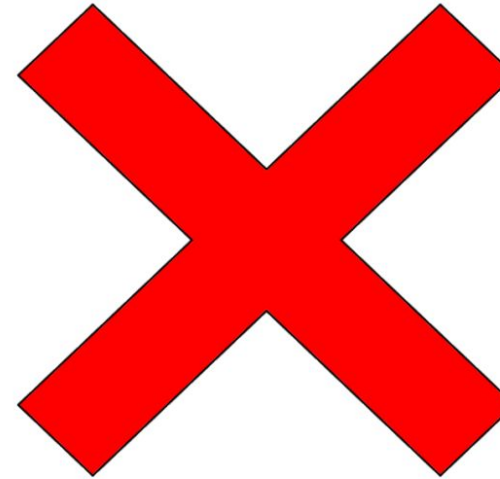


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The Speaker and The President
Wednesday, May 7, 2015

Set Special Session for June 1 to 20, 2015

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MAY 7, 2015

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Rep. Passidomo's Initiative

- Durable Power of Attorney
- Emergency Temporary Guardians
- For Profit Corporate Guardians
- Health Care Surrogate
- Professional Guardians
- Abuse by Guardians

Guardianships

- ▣ CS/CS/CS/HB 5

Effective date: July 1, 2015

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➤ Confidentiality

Settlements for a Ward

- ▣ CS/HB 7

Effective date: July 1, 2015

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MAY 7, 2015

LAIRD A. LILE

- Chapter 39 proceedings
 - Protect children

- Chapter 393
 - Guardian advocates

- Chapter 744
 - Coordination

Developmentally Disabled

- ▣ CS/CS/HB 437

Effective date: July 1, 2015

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MAY 7, 2015

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RPPTL Initiative

➤ Attorneys fees

- Expansion of 733.106(4)
- Expansion of 736.1005

➤ Notice of Administration

➤ Personal Representative

➤ Estate Tax Apportionment

Estates and Tax Apportionment

▣ CS/CS/SB 872

Effective date: July 1, 2015 (mostly)

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MAY 7, 2015

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➤ Defines:

- “Health care”
- “Health information”

➤ Limits on Health Information

- Imposed by Principal

➤ Statutory Form

➤ Minors

Health Care Surrogates

▣ CS/CS/CS/HB 889

Effective date: October 1, 2015

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Trust Accounts – Electronic Notice

Initiative of Bankers

➤ Electronic posting

- Electronic account
- Website

➤ Recipient must authorize

- Enumerate documents
- Instructions
 - Security procedures
- Notice when posted
- Right to amend/revoke
- Limitations period

➤ Statutory Notice

➤ Accessible for Four Years

▣ CS/HB 961

Effective date: July 1, 2015

TRUST AND ESTATE SECTION

COLLIER COUNTY BAR ASSOCIATION

MAY 7, 2015

LAIRD A. LILE

Digital Assets

Power of Attorney

Family Trust Companies

Notary Journals

What Could Have Been

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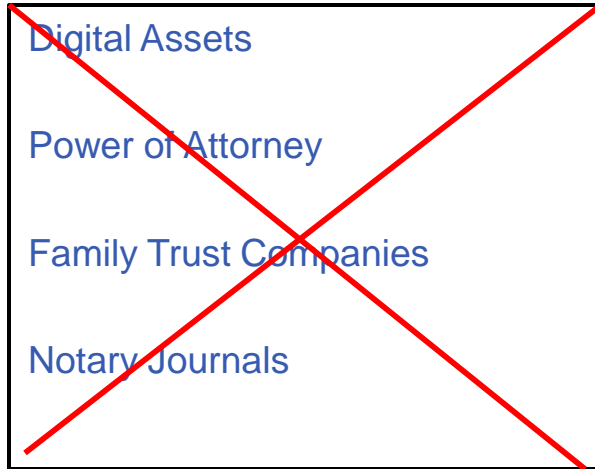
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COLLIER COUNTY BAR ASSOCIATION
MAY 7, 2015
LAIRD A. LILE

RPPTL-PAC

and

Real Property, Probate and Trust Law
Section of The Florida Bar

LEGISLATIVE AND CASE
LAW UPDATE

BE

JULY 31, 2015

THE BREAKERS IN PALM BEACH

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