LEGISLATIVE POSITION GOVERNMENTAL AFFAIRS OFFICE
REQUEST FORM

Date Form Received _____

GENERAL INFORMATION

Submitted By	Probate Law and Procedure Committee of the Real Property Probate & Trust Law Section [RPPTL Executive Council Approval September 25, 2010]
Address	Tae Kelley Bronner, Chair, Tae Kelley Bronner, PL, 10006 Cross Creek Blvd., PMB #428 Tampa, FL 33647; Telephone: (813) 907-6643
Position Type	Real Property Probate & Trust Law Section and its Probate Law Committee

CONTACTS

Board & Legislation Committee Appearance	Tae Kelley Bronner, Tae Kelley Bronner, PL, 10006 Cross Creek Blvd., PMB #428 Tampa, FL 33647, (813) 907-6643
	Michael J. Gelfand, Gelfand & Arpe, P.A., Regions Financial Tower, Suite 1220, 1555 Palm Beach Lakes Blvd., West Palm Beach, FL 33401 (561) 655-6224
	Barry F. Spivey, Adams and Reese LLP, P.O. Box 49017, Sarasota, Florida 34230-6017 (941) 316-7600
	Peter M. Dunbar, Pennington, Moore, Wilkinson, Bell & Dunbar, P.O. Box 10095, Tallahassee, FL 32302-2095, (850) 222-3533
	Martha J. Edenfield, Pennington, Moore, Wilkinson, Bell & Dunbar, P.O. Box 10095, Tallahassee, FL 32302-2095, (850) 222-3533
Appearances before Legislators	Same
Meetings with Legislators/staff	Same

PROPOSED ADVOCACY

All types of partisan advocacy or nonpartisan technical assistance should be presented to the Board of Governors via this request form. All proposed legislation that has *not* been filed as a bill or a proposed committee bill (PCB) should be attached to this request in legislative format - Standing Board Policy 9.20(c). Contact the Governmental Affairs office with questions.

If Applicable, List The Following   (Bill or PCB #)   (Bill or PCB Sponsor)

Indicate Position   **XX**   Support   Oppose   Technical   Other
                                                                        Assistance

Proposed Wording of Position for Official Publication Support a decedent's surviving spouse's receipt of 100% of an intestate estate, provided all of the decedent's descendants are also descendants of the surviving spouse and the surviving spouse does not have any other descendants, otherwise the surviving spouse shall receive 50% of the intestate estate, amending Section 732.102.

Reasons For Proposed Advocacy   The intestate code is designed to be a default will for those who die without a will; thus, the code should be consistent with what most testators would desire and

consistent with the public policy of ensuring that a surviving spouse and the decedent's lineal descendants are sufficiently provided for at the death of a decedent.

PRIOR POSITIONS TAKEN ON THIS ISSUE

Please indicate any prior Bar or section positions on this issue to include opposing positions. Contact the Governmental Affairs office if assistance is needed in completing this portion of the request form.

Most Recent Position   None

           (Indicate Bar or Name Section)   (Support or Oppose)   (Date)

Others
(May attach list if   None
 more than one)

           (Indicate Bar or Name Section)   (Support or Oppose)   (Date)

REFERRALS TO OTHER SECTIONS, COMMITTEES OR LEGAL ORGANIZATIONS

The Legislation Committee and Board of Governors do not typically consider requests for action on a legislative position in the absence of responses from all potentially affected Bar groups or legal organizations - Standing Board Policy 9.50(c). Please include all responses with this request form.

Referrals

1.   Elder Law Section   Unknown
       (Name of Group or Organization)   (Support, Oppose or No Position)

2.
       (Name of Group or Organization)   (Support, Oppose or No Position)

3.
       (Name of Group or Organization)   (Support, Oppose or No Position)

Please submit completed Legislative Position Request Form, along with attachments, to the Governmental Affairs Office of The Florida Bar. Upon receipt, staff will further coordinate the scheduling for final Bar action of your request which usually involves separate appearances before the Legislation Committee and the Board of Governors unless otherwise advised. For information or assistance, please telephone (904) 561-5662 or 800-342-8060, extension 5662.