

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: PCB RCC 07-02 Florida Statutes/Reviser's Bill
SPONSOR(S): Rules & Calendar Council
TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
Orig. Comm.: Rules & Calendar Council		Burg	Rubottom
1) _____	_____	_____	_____
2) _____	_____	_____	_____
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

The Division of Statutory Revision of the Office of Legislative Services is required, by statute, to conduct a systematic and continuing study of the Florida Statutes. The purpose of this study is to recommend to the Legislature changes that will remove inconsistencies, redundancies, and unnecessary repetition from the statutes; improve clarity and facilitate correct interpretation; correct grammatical and typographical errors; and delete obsolete, repealed, or superseded provisions. These recommendations are submitted to the Legislature in the form of technical, nonsubstantive reviser's bills.

This bill deletes provisions of the Florida Statutes that have been repealed by a noncurrent (past-year) session of the Legislature where the repeal or expiration date has now occurred, rendering the provision of no effect (an example would be a repeal set for October 1, 2006, by the 2005 Regular Session of the Legislature). Except by report of the Rules & Calendar Council, a reviser's bill cannot be amended except to delete a bill section.

This bill has no fiscal impact.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

Provide limited government—The bill deletes from the published statutes provisions no longer effective.

B. EFFECT OF PROPOSED CHANGES:

Current Situation

The Division of Statutory Revision, under the authority and requirements of s. 11.242(5)(b) and (i), Florida Statutes, must remove repealed statutory provisions from the codified statutes text where the repeal was voted by the Legislature sitting in the current year. However, sections effectively repealed but where that repeal was passed by a past-year session of the Legislature can ***only*** be omitted from the statutes text through a reviser's bill pursuant to s. 11.242(5)(i).

Proposed Changes

This bill will delete sections that have already been repealed by the Legislature by substantive legislation that the Division of Statutory Revision could not remove from the statutes without proposing to do so in a reviser's bill.

C. SECTION DIRECTORY:

Section 1, Sections 3-18, and Sections 20-26 repeals provisions which expired pursuant to their own terms or which were previously repealed by the legislature.

Section 2 and Section 19 amend provisions to conform to repeal of another provision and to remove obsolete cross-references.

Section 27 provides an effective date.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

N/A

2. Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

N/A

2. Expenditures:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

N/A

D. FISCAL COMMENTS:

N/A

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

N/A

2. Other:

N/A

B. RULE-MAKING AUTHORITY:

N/A

C. DRAFTING ISSUES OR OTHER COMMENTS:

N/A

D. STATEMENT OF THE SPONSOR

IV. AMENDMENTS/COUNCIL SUBSTITUTE CHANGES