

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: PCB RCC 08-04 Florida Statutes - Adoption Act

SPONSOR(S): Rules & Calendar Council

TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
Orig. Comm.: Rules & Calendar Council	17 Y, 0 N	Schoonover	Rubottom
1) _____	_____	_____	_____
2) _____	_____	_____	_____
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

This bill is drafted by the Division of Statutory Revision of the Office of Legislative Services to adopt the Florida Statutes 2008 and designate the portions thereof that are to constitute the official statutory law of the state. The adoption act amends ss. 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes, and provides a 1-year window for finding errors and making changes before statutory material becomes the best evidence of the law.

The 2008 adoption act will adopt all statutes material passed through the June 12-14, 2007 Special Session and printed in the 2008 Florida Statutes. Legislation affecting statutory law passed in the October 2007 Special Sessions and the 2008 Regular Session is not affected.

This bill has no fiscal impact.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

Provide limited government—This bill updates the codified statutes and removes uncertainty about the statutes governing the state.

B. EFFECT OF PROPOSED CHANGES:

Current Situation

The adoption act is enacted annually during each regular session. It prospectively adopts as an official document the edition of the Florida Statutes to be published following that session and provides a 1-year curing period for any possible errors in statutory material before it becomes the best evidence of the law. Currently, all statutes material passed through the 2006 Regular Session and printed in the 2007 edition have been adopted.

Effect of Proposed Changes

This bill adopts all statutes material passed through the 2007 Regular Session and June 12-14, 2007 Special Session and printed in the 2008 edition of the Florida Statutes.

C. SECTION DIRECTORY:

Section 1 adopts the 2008 Florida Statutes. It includes the 2007 Florida Statutes and reviser's bill(s) enacted during the 2008 Legislative Session.

Section 2 repeals all statutes enacted by the State of Florida at or prior to the June 12-14, 2007 special legislative session that are not included in the 2008 Florida Statutes.

Section 3 details that the laws adopted during the October 2007 special sessions and the 2008 regular session have full effect and are neither repealed by section 2 nor adopted into the 2008 Florida Statutes by section 1.

Section 4 details that the adoption of the 2008 Florida Statutes does not affect any right that accrued under a statute that was repealed by the 2008 Florida Statutes, nor will it affect any civil remedy where a suit is pending.

Section 5 provides for 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

N/A

IV. AMENDMENTS/COUNCIL SUBSTITUTE CHANGES