



**RULEMAKING OVERSIGHT
&
REPEAL
SUBCOMMITTEE
MEETING**

**Wednesday, January 20, 2016
10:00 a.m. – 11:00 a.m.**

306 House Office Building

ACTION PACKET

COMMITTEE MEETING REPORT
Rulemaking Oversight & Repeal Subcommittee
1/20/2016 10:00:00AM

Location: 306 HOB

Summary:

Rulemaking Oversight & Repeal Subcommittee

Wednesday January 20, 2016 10:00 am

HB 953 Favorable With Committee Substitute

Yeas: 12

Nays: 0

Committee meeting was reported out: Wednesday, January 20, 2016 10:35:40AM

COMMITTEE MEETING REPORT
Rulemaking Oversight & Repeal Subcommittee
1/20/2016 10:00:00AM

Location: 306 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Lake Ray (Chair)	X		
Daniel Burgess, Jr.	X		
Daphne Campbell	X		
Robert Cortes	X		
Fred Costello	X		
Dane Eagle			X
Eric Eisnaugle	X		
Heather Fitzenhagen	X		
Matt Gaetz	X		
Charles McBurney	X		
David Richardson	X		
Hazelle Rogers	X		
Barbara Watson	X		
Totals:	12	0	1

Committee meeting was reported out: Wednesday, January 20, 2016 10:35:40AM

COMMITTEE MEETING REPORT
Rulemaking Oversight & Repeal Subcommittee
1/20/2016 10:00:00AM

Location: 306 HOB

HB 953 : Legislative Reauthorization of Agency Rulemaking Authority

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Daniel Burgess, Jr.	X				
Daphne Campbell	X				
Robert Cortes	X				
Fred Costello	X				
Dane Eagle			X		
Eric Eisnaugle	X				
Heather Fitzenhagen	X				
Matt Gaetz	X				
Charles McBurney	X				
David Richardson	X				
Hazelle Rogers	X				
Barbara Watson	X				
Lake Ray (Chair)	X				
Total Yeas: 12		Total Nays: 0			

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Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
 ADOPTED AS AMENDED (Y/N)
 ADOPTED W/O OBJECTION X (Y/N)
 FAILED TO ADOPT _____ (Y/N)
 WITHDRAWN _____ (Y/N)
 OTHER

1 Committee/Subcommittee hearing bill: Rulemaking Oversight &
 2 Repeal Subcommittee
 3 Representative Eisnaugle offered the following:
 4

Amendment (with title amendment)

6 Remove line 53 and insert:

7 Section 2. Paragraph (c) of subsection (4) of section
 8 120.54, Florida Statutes, is amended to read:

9 120.54 Rulemaking.—

10 (4) EMERGENCY RULES.—

11 (c) An emergency rule adopted under this subsection shall
 12 not be effective for a period longer than 90 days and shall not
 13 be renewable, except when the immediate danger is continuing and
 14 the agency has initiated rulemaking to adopt rules addressing
 15 the subject of the emergency rule and one of the following
 16 conditions has delayed implementation of the rules either:

Amendment No. 1

17 1. A challenge to the proposed rules has been filed and
18 remains pending; or

19 2. The proposed rules have been filed for adoption and are
20 awaiting ratification by the Legislature pursuant to any law
21 requiring ratification for the rules to be effective~~s.~~
22 ~~120.541(3).~~

23
24 Nothing in this paragraph prohibits the agency from adopting a
25 rule or rules identical to the emergency rule through the
26 rulemaking procedures specified in subsection (3).

27 Section 3. This act shall take effect July 1, 2016.
28
29
30

31 -----
32 **T I T L E A M E N D M E N T**

33 Remove line 15 and insert:
34 exceptions; amending s. 120.54, F.S.; adding circumstances when
35 emergency rules may be renewed; providing applicability;
36 providing an
37