

STORAGE NAME: h4483z.cfe
DATE: May 5, 1998

****FINAL ACTION****
****SEE FINAL ACTION STATUS SECTION****

HOUSE OF REPRESENTATIVES
COMMITTEE ON
Children and Family Empowerment
FINAL BILL RESEARCH & ECONOMIC IMPACT STATEMENT

BILL #: HB 4483 (formerly PCB CFE 98-02)

RELATING TO: Instructing the Division of Statutory Revision to make necessary changes to conform Florida Statutes.

SPONSOR(S): Committee on Children and Family Empowerment

COMPANION BILL(S): CS/SB 642 [Similar]

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:

- (1) Children and Family Empowerment YEAS 6 NAYS 0
- (2)
- (3)
- (4)
- (5)

I. FINAL ACTION STATUS:

05/24/98 Became Law without Governor's Signature; Chapter No. 98-224.

II. SUMMARY:

The functions of the former Department of Health and Rehabilitative Services (HRS) are now performed by the Department of Children and Family Services, the Department of Health, the Agency for Health Care Administration, the Department of Juvenile Justice and other departments and agencies. Many sections of Florida Statutes do not reflect these changes and still show HRS as responsible for many functions and activities.

House Bill 4483 directs the Division of Statutory Revision to prepare a reviser's bill that makes necessary technical and conforming changes to sections of Florida Statutes to correctly assign functions and activities to the appropriate department or agency.

A reviser's bill is a nonsubstantive bill passed by the Legislature for the purpose of removing inconsistencies, redundancies, and unnecessary repetitions in the Florida Statutes and for otherwise improving their clarity and facilitating their correct and proper interpretation. The only official reviser's bills are those prepared by the Statutory Revision of the Joint Legislative Management Committee under the authority of s.11.242, Florida Statutes.

III. SUBSTANTIVE RESEARCH:

A. PRESENT SITUATION:

The functions of the former Department of Health and Rehabilitative Services (HRS) are now performed by the Department of Children and Family Services, the Department of Health, the Agency for Health Care Administration, the Department of Juvenile Justice and other departments and agencies. Many sections of Florida Statutes do not reflect these changes and still show HRS as responsible for many functions and activities.

B. EFFECT OF PROPOSED CHANGES:

HB 4483 directs the Division of Statutory Revision to prepare a reviser's bill that makes necessary technical and conforming changes to sections of Florida Statutes to correctly assign functions and activities to the appropriate department or agency.

C. APPLICATION OF PRINCIPLES:

1. Less Government:

a. Does the bill create, increase or reduce, either directly or indirectly:

(1) any authority to make rules or adjudicate disputes?

N/A

(2) any new responsibilities, obligations or work for other governmental or private organizations or individuals?

N/A

(3) any entitlement to a government service or benefit?

N/A

b. If an agency or program is eliminated or reduced:

(1) what responsibilities, costs and powers are passed on to another program, agency, level of government, or private entity?

N/A

(2) what is the cost of such responsibility at the new level/agency?

N/A

(3) how is the new agency accountable to the people governed?

N/A

2. Lower Taxes:

a. Does the bill increase anyone's taxes?

N/A

b. Does the bill require or authorize an increase in any fees?

N/A

c. Does the bill reduce total taxes, both rates and revenues?

N/A

d. Does the bill reduce total fees, both rates and revenues?

N/A

e. Does the bill authorize any fee or tax increase by any local government?

N/A

3. Personal Responsibility:

a. Does the bill reduce or eliminate an entitlement to government services or subsidy?

N/A

b. Do the beneficiaries of the legislation directly pay any portion of the cost of implementation and operation?

N/A

4. Individual Freedom:

- a. Does the bill increase the allowable options of individuals or private organizations/associations to conduct their own affairs?

N/A

- b. Does the bill prohibit, or create new government interference with, any presently lawful activity?

N/A

5. Family Empowerment:

- a. If the bill purports to provide services to families or children:

- (1) Who evaluates the family's needs?

N/A

- (2) Who makes the decisions?

N/A

- (3) Are private alternatives permitted?

N/A

- (4) Are families required to participate in a program?

N/A

- (5) Are families penalized for not participating in a program?

N/A

- b. Does the bill directly affect the legal rights and obligations between family members?

N/A

- c. If the bill creates or changes a program providing services to families or children, in which of the following does the bill vest control of the program, either through direct participation or appointment authority:

(1) parents and guardians?

N/A

(2) service providers?

N/A

(3) government employees/agencies?

N/A

D. STATUTE(S) AFFECTED:

Numerous section of Florida Statutes [See HB 4483 for details].

E. SECTION-BY-SECTION RESEARCH:

Section 1.

Instructs the Division of Statutory Revision to make necessary changes to conform Florida Statutes to the name change of the Department of Health & Rehabilitative Services and divestiture of programs of the former department to other departments and agencies.

Section 2.

Transfers and renumbers ss. 408.601, 408.602, 408.603, and 408.604 as ss. 381.731, 381.732, 381.733 and 381.734, Florida Statutes.

Section 3.

Provides an effective date.

IV. FISCAL RESEARCH & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring Effects:

N/A

2. Recurring Effects:

N/A

3. Long Run Effects Other Than Normal Growth:

N/A

4. Total Revenues and Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring Effects:

N/A

2. Recurring Effects:

N/A

3. Long Run Effects Other Than Normal Growth:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

N/A

2. Direct Private Sector Benefits:

N/A

3. Effects on Competition, Private Enterprise and Employment Markets:

N/A

D. FISCAL COMMENTS:

N/A

V. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

N/A

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B. REDUCTION OF REVENUE RAISING AUTHORITY:

N/A

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

N/A

VI. COMMENTS:

03/26/98 H Filed
03/31/98 H Introduced -HJ 00375
04/06/98 H In Government Services Council, pending ranking -HJ 00463
04/16/98 H Placed on Government Services Council Calendar -HJ 00689
04/20/98 H Read second time -HJ 00703
04/21/98 H Read third time -HJ 00750; Passed; YEAS 118 NAYS 0 -HJ 00750
04/21/98 S In Messages
04/22/98 S Received, referred to Children, Families and Seniors; Rules and Calendar -SJ 00823
04/27/98 S Withdrawn from Children, Families and Seniors; Rules and Calendar -SJ 00970; Substituted for CS/SB 642 -SJ 00970; Read second time -SJ 00970
04/28/98 S Read third time -SJ 00993; Passed; YEAS 40 NAYS 0 -SJ 00993
04/28/98 H Ordered enrolled -HJ 01550

05/24/98 Became Law without Governor's Signature; Chapter No. 98-224

VII. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

N/A

VIII. SIGNATURES:

COMMITTEE ON CHILDREN AND FAMILY EMPOWERMENT:

Prepared by:

Legislative Research Director:

Bob Barrios

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**FINAL RESEARCH PREPARED BY COMMITTEE ON Children and Family
Empowerment:**

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