

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 278
 SPONSOR: Senator Lee
 SUBJECT: Florida Statutes Reviser's Bill (Vol. 2, F.S.)
 DATE: January 4, 2001 REVISED: 02/21/01 _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Pollitz (Stat. Rev.)</u>	<u>Kassack</u>	<u>RC</u>	<u>Fav/7 amendments</u>
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____

I. Summary:

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clarity and facilitate correct interpretation; correct grammatical and typographical errors; and delete obsolete, repealed, or superseded provisions.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 is a general reviser's bill, covering volume 2 of the Florida Statutes, to delete expired or obsolete language; correct cross-references and grammatical or typographical errors; remove inconsistencies and redundancies from the statutes; improve the clarity of the statutes and facilitate their correct interpretation; and confirm the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process. A reviser's bill cannot be amended except to delete a bill section.

This bill substantially amends or repeals the following sections of the Florida Statutes: amends ss. 215.5601, 215.96, 216.015, 216.177, 216.181, 216.348, 218.21, 228.082, 228.195, 229.006, 229.085, 229.57, 231.262, 231.6215, 232.50, 233.0655, 233.068, 235.26, 236.1225, 240.145, 240.2995, 240.3335, 240.345, 240.40208, 240.5285, 240.529, 240.711, 252.32, 252.34, 252.35, 252.36, 252.38, 252.46, 252.47, 252.50, 252.52, 253.115, 253.7829, 255.101, 255.102, 255.25, 255.5535, 259.037, 259.101, 265.284, 267.171, 282.303, 283.33, 285.18, 287.042, 287.055, 287.057, 287.0943, 288.012, 288.106, 288.1066, 288.1167, 288.1169, 288.1229, 288.125, 290.0056, 290.0058, 290.0065, 290.007, 320.0848, 320.20, 320.27, 323.001, 328.16, 331.304, and 348.7543; and repeals ss. 236.25(5)(b)1.-3., 288.7771(1), 333.07(3)(c), 348.83(5), and 364.025(4)(b).

II. Present Situation:

The Division of Statutory Revision, under the authority and requirements of s. 11.242, Florida Statutes, submits reviser's bills to the rules committees of both houses as needed. General reviser's bills to clean up obsolete language, update cross-references, and correct grammatical and typographical errors and the like are submitted every year.

III. Effect of Proposed Changes:

The effect of this bill is of a technical nature only; reviser's bills do not contain substantive changes. The bill will clean up grammatical and similar errors in volume 2 of the Florida Statutes.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:**#1 by Rules & Calendar:**

This amendment removes from the reviser's bill the change to s.215.5601(4)(d), F.S. The removed provision would have substituted a reference to the Secretary of Health Care Administration for a reference to the Director of Health Care Administration. It is being deleted as there may be historical reasons for leaving the reference to be a director. (WITH TITLE AMENDMENT)

#2 by Rules & Calendar:

This amendment removes from the reviser's bill the change to s.230.23025(2), F.S. The removed provision would have reenacted the text of the subsection as it reads in the statutes. Bills in both houses substantively revise the entire section and address the problem. (WITH TITLE AMENDMENT)

#3 by Rules & Calendar:

This amendment removes from the reviser's bill the change to s.240.3335(5), F.S. The removed provision would have deleted a reference to the Department of Commerce in relation to target industries. If these functions are being performed by the Office of Tourism, Trade, and Economic Development, it may be more appropriate to correct the reference instead of deleting the cite to Commerce. (WITH TITLE AMENDMENT)

#4 by Rules & Calendar:

This amendment removes from the reviser's bill the change to s.288.125, F.S. The removed provision would have extended the applicability of the definition of "entertainment industry" in ss.288.1251-288.1253 to s.288.1258. This is being deleted because expanding the definition of "entertainment industry" to make it applicable to s.288.1258, which was created a year after the definition was enacted, could have substantive implications that would be inappropriate for a reviser's bill. (WITH TITLE AMENDMENT)

#5 by Rules & Calendar:

This amendment removes from the bill the change to ss.290.0056(12) and 290.0058(1),(5). The removed provisions would delete and update, respectively, references to the old Department of Commerce in relation to enterprise zones. (WITH TITLE AMENDMENT)

#6 by Rules & Calendar:

This amendment removes from the bill the deletion of s.333.07(3)(c), F.S., which required compliance with certain airport standards by whenever an airport is refurbished or 10/01/98, whichever came first. The paragraph is the authority for requiring marking and lighting of certain airport structures. There may be structures that were erected prior to 1988 that have not complied with these requirements. (WITH TITLE AMENDMENT)

#7 by Rules & Calendar:

This amendment removes from the bill the deletion of s.348.83(5) and s.364.025(4)(b). Section 348.83(5) sets forth requirements for projects of the Pasco County Expressway Authority that were planned prior to 1969. The repeal of this provision would have allowed these projects to be undertaken by the expressway authority without going through the requirements. Section

364.025(4)(b) requires a report relating to cost of establishing a permanent universal service mechanism to be submitted by 02/15/99. This is being removed from the bill because it provides continuing direction as to cost determination in the event a universal service mechanism is established. (WITH TITLE AMENDMENT)

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
