

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

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 2-year curing period for any possible errors in statutory material before it becomes the best evidence of the law. The adoption act revisions submitted to the 2001 and 2002 Regular Sessions of the Legislature did not pass. Currently, all statutes material passed through the 1997 Regular Session and printed in the 1999 edition has been adopted.

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. This is consistent with the decision by the Legislature, beginning in 2000, to publish the Florida Statutes on an annual basis, and to have the Division of Statutory Revision submit an adoption act annually, rather than every 2 years.

The 2003 adoption act adopts as the official statute law of the state those portions of the 2003 Florida Statutes edition that are carried forward unchanged from the edition published 1 year previously (2002). Portions carried forward from the 2002 edition are the official law of the state and, therefore, constitute the best evidence of the law. The portions resulting from sessions occurring subsequent to publication of the 2002 edition are prima facie evidence of the law in all courts of the state; for this material, the enrolled acts stand as the best evidence of the law. Any "statute of a general and permanent nature" enacted before publication of the 2002 Florida Statutes that does not appear in the 2003 edition, or is not recognized and continued in force by reference therein or in s. 11.2423 or s. 11.2424, Florida Statutes, stands repealed, both by the logic of the system and by operation of s. 11.2422, Florida Statutes. See *National Bank v. Williams*, 28 Fla. 305, 20 So. 931 (1896).

The 2003 adoption act will adopt all statutes material passed through the April 29, 2002-May 13, 2002, Special Session and printed in the 2003 edition. Material passed in a session occurring since publication of the 2002 edition must wait 1 more year before being adopted, and the session law form of that material will remain the best evidence of the law for that material.

C. SECTION DIRECTORY:

See bill for details.

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

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES