CHAMBER ACTION
<u>Senate</u>   <u>House</u>

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11 The Committee on Judiciary (Aronberg) recommended the

12 following amendment:

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14   **Senate Amendment (with title amendment)**

15   On page 15, lines 1-3, delete those lines

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17 and insert:

18   Section 7. Paragraphs (k) and (m) of subsection (1)

19 and paragraph (a) of subsection (3) of section 120.57, Florida

20 Statutes, are amended to read:

21   120.57 Additional procedures for particular cases.--

22   (1) ADDITIONAL PROCEDURES APPLICABLE TO HEARINGS

23 INVOLVING DISPUTED ISSUES OF MATERIAL FACT.--

24   (k) The presiding officer shall complete and submit to

25 the agency and all parties a recommended order consisting of

26 findings of fact, conclusions of law, and recommended

27 disposition or penalty, if applicable, and any other

28 information required by law to be contained in the final

29 order. All proceedings conducted <u>under</u> ~~pursuant to~~ this

30 subsection shall be de novo. The agency shall allow each party

31 15 days in which to submit written exceptions to the

1 recommended order. The final order shall include an explicit

2 ruling on each exception, but an agency need not rule on an

3 exception that does not clearly identify the disputed portion

4 of the recommended order by page number or paragraph, that

5 does not identify the legal basis for the exception, or that

6 does not include appropriate and specific citations to the

7 record.

8   (m) If a recommended order is submitted to an agency,

9 the agency shall provide a copy of its final order and any

10 exceptions to the division within 15 days after the order is

11 filed with the agency clerk. In these cases, the final order

12 does not become effective until it is provided to the

13 division.

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16 ================ T I T L E   A M E N D M E N T ===============

17 And the title is amended as follows:

18   On page 1, line 26, after the semicolon,

19

20 insert:

21   requiring a final order to include an explicit

22   ruling on each exception to the recommended

23   order; providing when certain orders become

24   effective;

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