



138148

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
11/17/2015	.	
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The Committee on Judiciary (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Before line 42

insert:

Section 1. Section 189.0695, Florida Statutes, is created to read:

189.0695 Special districts regulating transit or transportation services; procedures.—An independent special district that regulates transit or transportation services is subject to the Administrative Procedure Act, chapter 120.

Section 2. Paragraph (a) of subsection (1) of section



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12 120.52, Florida Statutes, is amended to read:

13 120.52 Definitions.—As used in this act:

14 (1) "Agency" means the following officers or governmental  
15 entities if acting pursuant to powers other than those derived  
16 from the constitution:

17 (a) The Governor; each state officer and state department,  
18 and each departmental unit described in s. 20.04; the Board of  
19 Governors of the State University System; the Commission on  
20 Ethics; the Fish and Wildlife Conservation Commission; a  
21 regional water supply authority; a regional planning agency; a  
22 multicounty special district, but only if a majority of its  
23 governing board is comprised of nonelected persons; an  
24 independent special district that regulates transit or  
25 transportation services; educational units; and each entity  
26 described in chapters 163, 373, 380, and 582 and s. 186.504.

27  
28 This definition does not include a municipality or legal entity  
29 created solely by a municipality; a legal entity or agency  
30 created in whole or in part pursuant to part II of chapter 361;  
31 a metropolitan planning organization created pursuant to s.  
32 339.175; a separate legal or administrative entity created  
33 pursuant to s. 339.175 of which a metropolitan planning  
34 organization is a member; an expressway authority pursuant to  
35 chapter 348 or any transportation authority or commission under  
36 chapter 343 or chapter 349; or a legal or administrative entity  
37 created by an interlocal agreement pursuant to s. 163.01(7),  
38 unless any party to such agreement is otherwise an agency as  
39 defined in this subsection.

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

42 And the title is amended as follows:

43       Delete line 2

44 and insert:

45       An act relating to administrative procedures; creating  
46       s. 189.0695, F.S.; requiring certain independent  
47       special districts to be subject to ch. 120, F.S.;  
48       amending s. 120.52, F.S.; redefining the term "agency"  
49       to conform to changes made by the act; amending