

CHAPTER 85-168

House Bill No. 1184

An act relating to the military code; amending s. 120.52, F.S., excluding certain activities, policies, and procedures of the Department of Military Affairs of the State from the definition of "rule"; amending s. 250.35, F.S., revising state law governing courts-martial; amending s. 250.36, F.S., providing for the extent of warrants, subpoenas, and other process issued by military courts; providing for the disposition of fines; amending s. 250.37, F.S., relating to expenses of courts-martial; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (g) of subsection (15) of section 120.52, Florida Statutes, 1984 Supplement, is created to read:

120.52 Definitions.--As used in this act:

(15) "Rule" means each agency statement of general applicability that implements, interprets, or prescribes law or policy or describes the organization, procedure, or practice requirements of an agency and includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule. The term also includes the amendment or repeal of a rule. The term does not include:

(g) The enlistment, organization, administration, equipment, maintenance, training and discipline of the militia, National Guard, Organized Militia, and unorganized militia, as provided in Section 2 of Article X of the State Constitution.

(g) The enlistment, organization, administration, equipment, maintenance, training and discipline of the militia, National Guard, Organized Militia, and unorganized militia, as provided in Section 2 of Article X of the State Constitution.