

CHAPTER 2008-6

Senate Bill No. 1682

An act relating to the Florida Statutes; amending ss. 14.20195, 16.615, 39.001, 39.303, 110.205, 112.061, 112.3145, 114.04, 120.80, 154.02, 154.04, 154.505, 215.5601, 215.5602, 335.067, 377.901, 381.0057, 381.0303, 381.0403, 381.4018, 381.7353, 381.78, 381.79, 381.84, 381.853, 381.855, 381.86, 381.90, 381.911, 381.912, 381.92, 381.922, 381.98, 381.983, 381.984, 381.985, 383.14, 383.216, 383.2162, 383.336, 383.402, 385.203, 385.210, 388.46, 391.028, 391.221, 391.223, 397.333, 400.235, 401.23, 401.245, 401.421, 402.56, 403.862, 406.02, 408.916, 409.352, 409.91255, 413.271, 420.622, 456.005, 456.011, 456.012, 456.072, 456.073, 456.074, 456.076, 457.109, 458.311, 458.313, 458.316, 458.3165, 458.331, 458.346, 458.347, 459.0055, 459.015, 459.022, 460.413, 461.004, 463.0055, 464.003, 464.018, 464.2085, 466.004, 466.028, 467.003, 467.004, 468.1295, 468.1755, 468.301, 468.314, 468.354, 468.506, 478.44, 480.042, 483.825, 483.901, 484.042, 486.125, 487.041, 490.009, 491.009, 499.012, 499.01211, 499.024, 499.065, 500.033, 514.0231, 768.1326, 943.0313, and 1004.435, F.S., pursuant to the directive of the Legislature in s. 3, ch. 2007-40, Laws of Florida, to redesignate the Secretary of Health as the State Surgeon General wherever the term appears in the Florida Statutes.

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

Section 9. Subsection (15) of section 120.80, Florida Statutes, is amended to read:

120.80 Exceptions and special requirements; agencies.—

(15) DEPARTMENT OF HEALTH.—Notwithstanding s. 120.57(1)(a), formal hearings may not be conducted by the State Surgeon General ~~Secretary of Health~~, the Secretary of Health Care Administration, or a board or member of a board within the Department of Health or the Agency for Health Care Administration for matters relating to the regulation of professions, as defined by chapter 456. Notwithstanding s. 120.57(1)(a), hearings conducted within the Department of Health in execution of the Special Supplemental Nutrition Program for Women, Infants, and Children; Child Care Food Program; Children's Medical Services Program; the Brain and Spinal Cord Injury Program; and the exemption from disqualification reviews for certified nurse assistants program need not be conducted by an administrative law judge assigned by the division. The Department of Health may contract with the Department of Children and Family Services for a hearing officer in these matters.

Approved by the Governor April 7, 2008.

Filed in Office Secretary of State April 7, 2008.