
HOUSE SUMMARY

Amends various sections and subunits to sections of the Florida Statutes for the purpose of deleting or amending all provisions relating to rulemaking, agency orders, administrative adjudication or judicial review conflicting with or rendered unnecessary by chapter 120, F.S., the Administrative Procedure Act, as enacted by chapter 74-310, Laws of Florida, and subsequently amended.

Places the affected sections of the Florida Statutes of the above agencies in conformity with chapter 120, F.S., with the following exceptions and clarifications: amends provisions relating to emergency orders of the Administration Commission in developments of regional impact; authorizes the Department of Agriculture and Consumer Services to conduct its own formal hearings; clarifies that district school boards may suspend employees without pay under certain circumstances; amends provisions relating to suspension of students for possession or sale of controlled substances; clarifies that Department of Citrus rules lowering standards during emergencies shall be effective no longer than 1 year; clarifies that citrus special marketing campaigns are marketing orders; limits venue of review of orders of the Board of Review for unemployment compensation claims; allows Department of Commerce proceedings involving disputed unemployment compensation assessments to be conducted by a special deputy; provides that orders of hearing officers of the Department of Health and Rehabilitative Services which authorize continued involuntary hospitalization shall be final and subject to judicial review; clarifies that the Department of Highway Safety and Motor Vehicles may suspend drivers' licenses without preliminary hearing under certain circumstances; provides that judicial review of suspension or revocation of drivers' licenses shall be in circuit court; clarifies that any consumer, utility or governmental agency in the affected territory may trigger a Public Service Commission hearing on certification of a water and sewer utility.

Amends various sections of the Florida Statutes to continue requirements for notice prior to rulemaking or hearings that are in excess of and in addition to requirements in chapter 120, F.S. Amends certain provisions of the Administrative Procedure Act to require agencies to grant or deny licenses in less than 90 days if otherwise required by law and to amend the legislative intent of the Administrative Procedure Act.