

## 2005 SUMMARY OF AMENDMENTS TO CHAPTER 120

**Chapter 2005-2**, Laws of Florida, a reviser's bill, amended §120.536, F.S., to delete provisions that no longer serve a purpose. Paragraph 120.536(2)(a) and portions of paragraph (2)(b) related to the review of all agency rules adopted prior to October 1, 1996, and October 1, 1999, respectively. Subsection (3) related to challenges to certain rules during the rule review process. Effective date: July 5, 2005

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**Chapter 2005-39**, Laws of Florida, amended paragraph 120.80(14)(c), F.S., effective January 1, 2006, to provide that in proceedings to establish paternity or paternity and child support pursuant to §409.256, F.S., final orders in cases referred by the Department of Revenue to the Division of Administrative Hearings shall be entered by the administrative law judge and transmitted to the Department of Revenue for filing and rendering. The amendment provides that the Department of Revenue or the person ordered to appear for genetic testing may seek immediate judicial review under §120.68, F.S., of an order issued by an administrative law judge pursuant to §409.256(5)(b), F.S. The amendment further provides that final orders that adjudicate paternity or paternity and child support pursuant to §409.256, F.S., and administrative support orders rendered pursuant to §409.2563, F.S., may be enforced pursuant to §120.69, F.S., or, alternatively, by any method prescribed by law for the enforcement of judicial support orders, except contempt. Effective October 1, 2006, paragraph 120.80(14)(c), F.S., is amended to provide that hearings held by the Division of Administrative Hearings pursuant to §409.25635, F.S., shall be held in the judicial circuit where the person receiving services under Title IV-D resides or, if the person does not reside in this state, in the judicial circuit where the respondent resides.

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**Chapter 2005-71**, Laws of Florida, implementing the General Appropriations Act for fiscal year 2005-2006, amended §120.551(3), F.S., to provide for the continued Internet publication of notices of the Department of Environmental Protection and the Board of Trustees of the Internal Improvement Trust Fund on Department of Environmental Protection's website in lieu of publication in the Florida Administrative Weekly. Section 120.551, F.S., is repealed effective July 1, 2006, unless reviewed and reenacted by the Legislature before that date. Effective date: July 1, 2005.

**Chapter 2005-96**, Laws of Florida, abrogated the scheduled repeal of §120.80(14)(b)6., F.S., which authorizes a court to award attorneys fees and costs upon finding that the Department of Revenue improperly rejected or modified conclusions of law in certain proceedings under chapter 212. Effective date: July 1, 2005.

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**Chapter 2005-209**, Laws of Florida, amended §120.80(10)(b), F.S., to provide that the uniform rules of procedure do not apply to unemployment compensation appeal proceedings conducted under chapter 443 by the Unemployment Appeals Commission, special deputies, or unemployment appeals referees. Effective date: July 1, 2005.

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**Chapter 2005-278**, Laws of Florida, amended §120.54(4), F.S., to provide that emergency rules pertaining to the public health, safety, or welfare shall include rules pertaining to the interpretation and implementation of the requirements of chapters 97 through 102 and 105 of the Election Code. Effective date: January 1, 2006.