

CHAPTER 87-224

House Bill No. 1290

Reviser's Bill--Omissions and Corrections

A reviser's bill to be entitled

An act relating to the Florida Statutes; amending ss. 25.073(1), 27.14(1), 30.09(4), 39.09(1)(a), 57.111(3)(c), 63.212(1)(c), 73.072(1), 77.083, 90.803(23)(b), (c), 92.54(2), 106.1435(1), 112.51(1), 120.55(1)(a), 125.485, 129.011(1), 145.021(1), 145.071(1), 161.57(2), 163.3211, 163.3213(8), 163.387(7), 163.566(12), 163.805(2), (8), 163.808(3)(a), 163.809(4), 177.101(3), 186.021(3), 190.004(2), 197.192, 197.2301(5), 197.532, 199.175(1), 199.185(1)(e), 200.132(1), 203.62, 205.054(2), (4), 206.026(4), 206.03(2), 206.09(3), 206.18(4), 210.60, 210.65(1), 213.29, 215.422(5), 218.21(8), 218.60(1)(a), 222.061(5), 228.074(4), 240.331(3), 240.409(2)(c), 242.62(1), 252.61, 255.503(1), (2), (8), 255.507, 255.51, 282.403(1), and 288.709(14), Florida Statutes, and ss. 106.07(9)(b), 110.403(3)(c), 161.58(1), 163.3178(1), 197.413(5), 203.01(3), 203.012(5), 206.59(2), 212.67(1)(e), 215.22(28), 216.181(7), 229.565(4), 231.532(3)9e, 232.23(3), 240.209(3)(a), 255.518(6)(f), (g), 265.606(6)(a), and 282.308(2), Florida Statutes (1986 Supplement); repealing s. 27.3455(3)(c), Florida Statutes (1986 Supplement); and reenacting ss. 190.005(2)(e), 240.299(1), and 283.422, Florida Statutes, and s. 20.315(8), (13), Florida Statutes (1986 Supplement), pursuant to s. 11.242, Florida Statutes; deleting provisions which have served their purpose or have been impliedly repealed or superseded; replacing incorrect cross- references; correcting grammatical, typographical, and like errors; removing inconsistencies; improving the clarity of the statutes and facilitating their correct interpretation; correcting errors in the editing, publishing, and printing of the Florida Statutes; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

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

112.51. Municipal officers; suspension; removal from office

(1) By executive order stating the grounds FOR THE SUSPENSION and filed with the Secretary of State, the Governor may suspend from office any elected or appointed municipal official for malfeasance, misfeasance, neglect of duty, habitual drunkenness, incompetence, or permanent inability to perform his official duties.

Reviser's Note.--1987:

Amended to improve clarity and facilitate correct interpretation.

Section 17. Paragraph (a) of subsection (1) of section 120.55, Florida Statutes, is amended to read:

120.55. Publication

(1) The Department of State shall:

(a)1. Publish in a permanent compilation entitled "Florida Administrative Code" all rules adopted by each agency, citing the specific rulemaking authority pursuant to which each rule was adopted, all history notes as authorized in s. 120.545(8), and complete indexes to all rules contained in the code. Supplementation shall be made as often as practicable, but at least monthly. The department shall ~~***~~contract with a publishing firm for the publication, in a timely and useful form, of the Florida Administrative Code; however, the department shall retain responsibility for the code as provided in this section. This publication shall be the official compilation of the administrative rules of this state.

2. Rules general in form but applicable to only one school district, community college district, or county, or a part thereof, or university rules relating to internal personnel or business and finance shall not be published in the Florida Administrative Code. Exclusion from publication in the Florida Administrative Code shall not affect the validity or effectiveness of such rules.

3. At the beginning of the section of the code dealing with an agency that files copies of its rules with the department, the department shall publish a summary or listing of all rules of that agency excluded from publication in the code and a statement as to where those rules may be inspected or examined and shall also publish any exemptions granted that agency pursuant to s. 120.63, including the termination date of the exemption and a statement whether the exemption can be renewed pursuant to s. 120.63(2)(b).

4. Forms shall not be published in the Florida Administrative Code; but any form which an agency uses in its dealings with the public, along with any accompanying instructions, shall be filed with the committee before it is used. Any form or instruction which meets the definition of "rule" provided in s. 120.52(15) shall be incorporated by reference into the appropriate rule. The reference shall specifically state that the form is being incorporated by reference and shall include the number, title, and effective date of the form and an explanation of how the form may be obtained.

Reviser's Note.--1987: