

## CHAPTER 81-119

### House Bill No. 1039

An act relating to the Florida Statutes; amending ss. 120.52(1), 440.021, 440.24(1)-(3), 440.41(2),(3), 440.44(9), and 440.49(2)(i), Florida Statutes, and ss. 440.15(6)(b),(7) and 440.25(4), Florida Statutes (1980 Supplement); repealing ss. 20.171(3)(b),(4), 440.02(8)(a), and 440.27, Florida Statutes; conforming these sections to s. 35, ch. 79-40, Laws of Florida, which changed the title of judges of industrial claims to "deputy commissioners," and s. 46, ch. 79-40, Laws of Florida, as amended by s. 1, ch. 79-312, Laws of Florida, which abolished the Industrial Relations Commission; and deleting provisions which have terminated pursuant to s. 14, ch. 79-312, Laws of Florida, or which have served their purpose.

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

Section 1. Paragraph (b) of subsection (3) and subsection (4) of section 20.171, Florida Statutes, are repealed.

Note.--Section 1, ch. 79-312, Laws of Florida, abolished the Industrial Relations Commission and transferred all appeals pending before, and all property, leaseholds, equipment, and other assets of, the commission to the District Court of Appeals, First District, effective October 1, 1979, and provided that, after September 30, 1979, review of any order of a deputy commissioner entered under ch. 440 be by appeal to that court.

Section 2. Subsection (1) of section 120.52, Florida Statutes, is amended to read:

120.52 Definitions.--As used in this act:

(l) "Agency" means:

(a) The Governor in the exercise of all executive powers other than those derived from the Constitution.

(b) Each other state officer and each state department, departmental unit described in s. 20.04, commission, regional planning agency, board, district, and authority, including, but not limited to, those described in chapters 160, 163, 298, 373, 380, and 582, except any legal entity or agency created in whole or in part pursuant to chapter 361, part II.

(c) Each other unit of government in the state, including counties and municipalities, to the extent they are expressly made subject to this act by general or special law or existing judicial decisions.

A deputy commissioner ~~Neither the Industrial Relations Commission nor the deputy commissioners~~ shall not, in the adjudication of workers' compensation claims, be considered an agency or part of an agency for the purposes of this act.

Note.--Section 1, ch. 79-312, Laws of Florida, abolished the Industrial Relations Commission.

Section 3. Paragraph (a) of subsection (8) of section 440.02, Florida Statutes, is repealed.

Note.--Section I, ch. 79-312, Laws of Florida, abolished the Industrial Relations Commission.