

CHAPTER 2000-160

House Bill No. 1067

An act relating to the Florida Statutes; amending ss. 61.13015, 120.80, 215.37, 240.215, 310.102, 316.1932, 316.1933, 337.162, 381.0039, 383.32, 383.402, 383.410, 395.0193, 395.0197, 395.3025, 400.491, 400.518, 400.94, 408.061, 408.704, 409.2598, 440.13, 455.01, 455.203, 455.207, 455.213, 455.214, 455.217, 455.218, 455.2185, 455.225, 455.227, 455.2273, 455.228, 455.243, 457.103, 458.307, 458.3115, 458.3124, 458.319, 458.331, 458.343, 458.347, 458.351, 459.004, 459.008, 459.015, 459.019, 459.022, 459.026, 460.404, 460.4061, 460.407, 461.004, 461.007, 461.013, 463.003, 463.016, 464.004, 465.004, 465.006, 465.016, 465.017, 466.004, 466.007, 466.018, 466.022, 466.028, 468.1135, 468.1145, 468.1185, 468.1295, 468.1665, 468.1755, 468.1756, 468.205, 468.219, 468.354, 468.364, 468.365, 468.402, 468.4315, 468.453, 468.456, 468.4571, 468.506, 468.507, 468.513, 468.523, 468.526, 468.532, 468.535, 468.703, 468.705, 468.707, 468.711, 468.719, 468.801, 468.811, 468.823, 468.824, 468.825, 469.009, 470.003, 470.036, 471.008, 471.015, 471.033, 471.038, 472.015, 473.3035, 473.308, 473.311, 473.323, 474.204, 474.214, 475.021, 475.181, 475.25, 475.624, 476.204, 477.029, 480.044, 481.2055, 481.213, 481.225, 481.2251, 481.306, 481.311, 481.325, 483.805, 483.807, 483.901, 484.014, 484.042, 484.056, 486.023, 486.115, 486.172, 489.129, 489.533, 490.004, 490.00515, 490.009, 490.0141, 490.015, 491.004, 491.0047, 491.009, 491.0141, 491.015, 492.103, 492.113, 627.668, 627.912, 636.039, 641.27, 641.316, 641.55, 766.106, 766.305, 766.314, 817.505, and 937.031, F.S.; renumbering and amending ss. 455.501, 455.504, 455.521, 455.534, 455.541, 455.544, 455.557, 455.561, 455.564, 455.565, 455.5651, 455.5653, 455.5654, 455.574, 455.577, 455.581, 455.584, 455.587, 455.594, 455.597, 455.604, 455.614, 455.617, 455.621, 455.624, 455.627, 455.631, 455.637, 455.641, 455.644, 455.651, 455.654, 455.667, 455.671, 455.681, 455.687, 455.694, 455.698, 455.707, 455.711, 455.712, and 455.717, F.S.; renumbering ss. 455.507, 455.511, 455.514, 455.517, 455.524, 455.527, 455.531, 455.537, 455.547, 455.551, 455.554, 455.5652, 455.5655, 455.5656, 455.567, 455.571, 455.601, 455.607, 455.611, 455.634, 455.647, 455.657, 455.664, 455.674, 455.677, 455.684, 455.691, 455.697, 455.699, 455.701, 455.704, 455.714, 456.30, 456.31, 456.32, 456.33, and 456.34, F.S., pursuant to s. 11.242, F.S.; transferring sections that comprise part II of chapter 455, pertaining to regulation of health-related professions, to chapter 456; transferring sections that comprise present chapter 456, pertaining to hypnosis, to new chapter 485; and amending various provisions to correct cross-references to conform the Florida Statutes to such transfers.

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

Section 2. Paragraph (b) of subsection (4) and subsection (15) of section 120.80, Florida Statutes, are amended to read:

120.80 Exceptions and special requirements; agencies.--

(4) DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION.--

(b) Professional regulation.--Notwithstanding s. 120.57(1)(a), formal hearings may not be conducted by the Secretary of Business and Professional Regulation or a board or member of a board within the Department of Business and Professional Regulation for matters relating to the regulation of professions, as defined by ~~part I of~~ chapter 455.

(15) DEPARTMENT OF HEALTH.--Notwithstanding s. 120.57(1)(a), formal hearings may not be conducted by the Secretary of Health, the director of the Agency for 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 ~~part II of~~ chapter ~~456~~ 455. 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; 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.