

Amendment No. 1a

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	y	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing PCB: Rulemaking Oversight &
 2 Repeal Subcommittee
 3 Representative Santiago offered the following:

Amendment

Remove lines 140-158 and insert:

7 (9) FAILURE TO COMPLY. Each agency shall file a
 8 certification with the committee upon compliance with subsection
 9 (6) and a separate certification of compliance with subsection
 10 (7) for each date upon which compliance is required by
 11 subsection (7). The date of compliance shall be noted in each
 12 certification. If an agency fails to comply with any requirement
 13 of subsections (1)-(8), the entire rulemaking authority
 14 delegated to the agency by the Legislature under any statute or
 15 law shall be suspended automatically as of the due date of the
 16 required action and shall remain suspended until the date the
 17 agency completes the required act, as noted in any certification

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18 of compliance, or until the end of the next regular session of
19 the Legislature, whichever occurs first.

20 (a) During the period of any suspension under this
21 subsection the agency has no authority to file rules for
22 adoption under s. 120.54, but may complete any act required by
23 this section.

24 (b) A suspension under this subsection does not authorize
25 an agency to promulgate or apply any statement defined as a rule
26 under s. 120.52(16).

27 (c) A suspension under this subsection shall toll the time
28 requirements under s. 120.54 for filing any rule for adoption in
29 a rulemaking proceeding the agency initiated before the date of
30 the suspension, which time requirements shall resume on the date
31 the suspension ends.

32 (d) This subsection does not suspend the adoption of
33 emergency rules under s. 120.54(4) or rulemaking necessary to
34 assure the state's compliance with federal law.

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