

**HOUSE OF REPRESENTATIVES STAFF ANALYSIS**

**BILL #:** HB 7077 PCB RCC 10-04 Repealer Bill - Florida Commission on Interstate Cooperation and The Florida Legislative Law Revision Council

**SPONSOR(S):** Rules & Calendar Council

**TIED BILLS:** **IDEN./SIM. BILLS:**

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	REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
Orig. Comm.:	Rules & Calendar Council	17 Y, 0 N	Williams	Birtman
1)	_____	_____	_____	_____
2)	_____	_____	_____	_____
3)	_____	_____	_____	_____
4)	_____	_____	_____	_____
5)	_____	_____	_____	_____

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**SUMMARY ANALYSIS**

The bill abolishes the Florida Commission on Interstate Cooperation and the Florida Legislative Law Revision Council and repeals related provisions. Both the Commission and Council are obsolete, have not been active since 1977, and are no longer a part of the current governmental structure.

The bill repeals Part I of Chapter 13, regarding the Florida Commission on Interstate Cooperation, and Part II of Chapter 13, regarding the Florida Legislative Law Revision Council.

Section 13.10, F.S., which relates to the Commissioners appointed to the National Conference of Commissioners on Uniform State Laws, is still active; therefore this section is not repealed, but transferred and renumbered as section 14.35, Florida Statutes.

This bill either repeals or transfers the entirety of Chapter 13, F.S.

The act has an effective date upon becoming a law.

## HOUSE PRINCIPLES

Members are encouraged to evaluate proposed legislation in light of the following guiding principles of the House of Representatives

- Balance the state budget.
- Create a legal and regulatory environment that fosters economic growth and job creation.
- Lower the tax burden on families and businesses.
- Reverse or restrain the growth of government.
- Promote public safety.
- Promote educational accountability, excellence, and choice.
- Foster respect for the family and for innocent human life.
- Protect Florida's natural beauty.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. EFFECT OF PROPOSED CHANGES:

This bill abolishes the Florida Commission on Interstate Cooperation and the Florida Legislative Law Revision Council and repeals related provisions.

#### **Background:**

The Florida Commission on Interstate Cooperation was established in 1953 to further the cooperation among the states, federal and local units of governments.

House and Senate committees were formed through the Commission, however random checks of the House and Senate Journals from 1950s through 1990's show no evidence that such House and Senate Committees were ever implemented. Recent House and Senate journals and directories do not provide for these committees. Therefore the Commission appears to be obsolete.

Similarly, the Florida Legislative Law Revision Council was established in 1967 to further examine the common law and statutory law of the state and recommend changes.

According to the Division of Statutory Revision, the Council has not met since 1977. Section 13.995, F.S., provides that at each regular session of the Legislature an appropriation shall be made to carry out the purpose of the Law Revision Council; however, the Council has not been funded since 1976.

Section 11.242 (1), F.S., however, provides that the Office of Legislative Services shall conduct a systematic and continuing study of the statutes and laws of this state for the purpose of reducing their number and bulk, removing inconsistencies, redundancies, and unnecessary repetitions and otherwise improving their clarity and facilitating their correct and proper interpretation. The Division of Statutory Revision operates the continuous statutory revision system, for publishing and distribution of the Florida Statutes and Laws of Florida.

In 1995, the Speaker filed HB 1187, which would have repealed provisions relating to the Florida Commission on Interstate Cooperation and the Florida Legislative Law Revision Council; at that time, the bill was passed by the House but not acted on by the Senate.

**B. SECTION DIRECTORY:**

**Section 1.** Repeals ss. 13.01, 13.02, 13.03, 13.04, 13.05, 13.06, 13.07, 13.08, and 13.09, F.S., which relate to the Florida Commission on Interstate Cooperation, the Senate Committee on Interstate Cooperation, the House of Representatives Committee on Interstate Cooperation, the Joint Legislative Committee on Interstate Cooperation, the Governor's Committee on Interstate Cooperation, informal designations, functions, powers and duties of the Commission and the Council of State Governments.

**Section 2.** Renumbers s.13.10, F.S., relating to the appointment of Commissioners to the National Conference of Commissioners on Uniform State Laws, to s.14.35, F.S.

**Section 3.** Repeals ss. 13.90, 13.91, 13.92, 13.93, 13.94, 13.95, 13.96, 13.97, 13.98, 13.99, 13.992, 13.993, 13.994, 13.995, and 13.996, F.S., which relates to the Florida Legislative Law Revision Council.

**Section 4.** Amends s. 590.33, F.S., to conform a cross reference.

**Section 5.** Provides an effective date upon becoming a law.

**II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT**

**A. FISCAL IMPACT ON STATE GOVERNMENT:**

1. Revenues:

See Fiscal Comments below

2. Expenditures:

See Fiscal Comments below.

**B. FISCAL IMPACT ON LOCAL GOVERNMENTS:**

1. Revenues:

See Fiscal Comments below.

2. Expenditures:

See Fiscal Comments below.

**C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:**

See Fiscal Comments below.

**D. FISCAL COMMENTS:**

This bill repeals provisions that haven't been funded since 1977, thus it has no fiscal impact.

**III. COMMENTS**

**A. CONSTITUTIONAL ISSUES:**

1. Applicability of Municipality/County Mandates Provision:

Not applicable because this bill does not appear to require counties or cities to: spend funds or take action requiring the expenditure of funds; reduce the authority of counties or cities to raise revenues in the aggregate; or reduce the percentage of a sales tax shared with counties or cities.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

In order to conform to the repeal of the Law Revision Council in the bill, the bill also repeals s. 13.994, F.S., which authorized the Law Revision Council to make rules and regulations.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

**IV. AMENDMENTS/COUNCIL OR COMMITTEE SUBSTITUTE CHANGES**

None.