

By Representative Minton

1 A bill to be entitled
 2 An act relating to administrative fines;
 3 providing for deposit of fines collected by
 4 executive-branch agencies into the General
 5 Revenue Fund; providing that any fine, penalty,
 6 or settlement agreement costs collected by an
 7 agency in the executive branch must be
 8 implemented from specific statutory authority;
 9 requiring that specified rules must be adopted
 10 pursuant to the Administrative Procedure Act;
 11 providing an effective date.

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 13 Be It Enacted by the Legislature of the State of Florida:
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15 Section 1. Notwithstanding any other provision of law,
 16 the proceeds from any fine levied and collected by an agency
 17 in the executive branch of state government shall be deposited
 18 into the General Revenue Fund.

19 Section 2. Any fine, penalty, or settlement agreement
 20 costs collected by an agency in the executive branch must be
 21 implemented from specific statutory authority and, if
 22 described or referenced in rule, such rule must be adopted
 23 pursuant to the Administrative Procedure Act. A fine,
 24 penalty, or settlement agreement costs may not be imposed
 25 based solely upon program guidance or agency policy.

26 Section 3. This act shall take effect July 1, 2000.
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HOUSE SUMMARY

Provides that fines levied and collected by agencies in the executive branch of state government be deposited into the General Revenue Fund. Provides that any fine, penalty, or settlement agreement costs collected by an agency in the executive branch must be implemented from specific statutory authority. Requires that if such statutory authority is described or referenced in rule, such rule must be adopted pursuant to the Administrative Procedure Act.