

STORAGE NAME: h1877.ag.doc
DATE: April 11, 2001

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
AGRICULTURE & CONSUMER AFFAIRS
ANALYSIS**

BILL #: HB 1877 (PCB AG 01-03)

RELATING TO: Obsolete and inactive provisions of law

SPONSOR(S): Committee on Agriculture & Consumer Affairs & Representative Spratt

TIED BILL(S): none

ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:

- (1) AGRICULTURE & CONSUMER AFFAIRS (CCC) YEAS 8 NAYS 0
 - (2)
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

HB 1877 repeals and amends several statutory provisions that have become obsolete, have had their effect, or have served their purpose.

The bill does not appear to have a fiscal impact to state or local government.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|------------------------------|-----------------------------|---|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

During the interim period after the 2000 legislative session, the Agriculture Committee reviewed activities and tasks performed by the Department of Agriculture and Consumer Services (department) and the laws authorizing those functions.

Originally enacted in 1899, chapter 536, F.S., relates to stamping and branding of timber and lumber. According to the department's Division of Forestry, certain provisions of this chapter, those relating to inspection, inspection certificates, buying and selling timber by illegal standards, and moisture content of lumber, are obsolete and no longer necessary to have in statute.

Section 570.381, F.S., relates to promotion of Appaloosa horse racing in Florida. Department representatives indicate there has been no Appaloosa racing in the state for over 10 years.

C. EFFECT OF PROPOSED CHANGES:

See "Section-by-Section" Analysis"

D. SECTION-BY-SECTION ANALYSIS:

Section 1: Repeals sections 536.20, .21, and .22, F.S., relating to inspection, inspection certificates, buying and selling timber by illegal standards, and moisture content of lumber. According to the Division of Forestry, these activities are no longer performed; therefore, the related laws are obsolete. Sections 536.13 – 536.19, F.S., are retained in law, as they are useful in tracing ownership of recovered "deadhead" timber.

Section 2: Repeals section 570.381, Florida Statutes. This section relates to Appaloosa horse racing in Florida, breeders' awards, the Appaloosa Advisory Council, horse registration fees, and the Florida Appaloosa Racing Promotion Fund. According to the department, there has been no Appaloosa racing in the state for more than 10 years.

Section 3: Amends section 550.2625, F.S., removing a provision relating to the use of moneys generated by Appaloosa registration fees.

Section 4: Amends section 550.2633, F.S., removing a provision relating to the deposit of funds for Appaloosa races conducted under a quarter horse racing permit and the use of such funds for breeders' and stallion awards.

Section 5: Provides the act shall take effect upon becoming a law.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

N/A

2. Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

N/A

2. Expenditures:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

N/A

D. FISCAL COMMENTS:

N/A

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend funds or to take action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the authority that municipalities or counties have to raise revenue in the aggregate.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not reduce any state tax shared with counties or municipalities.

STORAGE NAME: h1877.ag.doc

DATE: April 11, 2001

PAGE: 4

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

N/A

B. RULE-MAKING AUTHORITY:

N/A

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

VII. SIGNATURES:

COMMITTEE ON AGRICULTURE & CONSUMER AFFAIRS:

Prepared by:

Staff Director:

Susan D. Reese

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