

1 A bill to be entitled
2 An act relating to to administrative
3 procedures; amending s. 120.551, F.S.;
4 eliminating the Internet publication pilot
5 project; defining terms; providing that notices
6 required to be published in the Florida
7 Administrative Weekly by the Department of
8 Environmental Protection and the Board of
9 Trustees of the Internal Improvement Trust Fund
10 shall be published on an Internet website;
11 specifying Internet website requirements;
12 specifying publication requirements; directing
13 the Department of State to publish a statement
14 in the Florida Administrative Weekly that
15 indicates the Internet website address;
16 providing for the future repeal of the section;
17 providing an effective date.

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

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21 Section 1. Section 120.551, Florida Statutes, is
22 amended to read:

23 120.551 Internet publication ~~pilot project~~.--

24 (1) For purposes of this section, the term:

25 (a) "Agency" means the Department of Environmental
26 Protection and the Board of Trustees of the Internal
27 Improvement Trust Fund.

28 (b) "Internet website" means a centralized Internet
29 website that is established and maintained by the Department
30 of Environmental Protection, is provided to the public without
31 charge, and permits the public to:

1 1. Search notices by type, publication date, program
2 area, or rule number;

3 2. Search a permanent database that archives all
4 notices published on the website; and

5 3. Subscribe to an automated e-mail notification of
6 selected notice types.

7 (2) Whenever the agency is required to publish notices
8 in the Florida Administrative Weekly, the agency shall instead
9 publish the complete notice ~~On or before December 31, 2001,~~
10 ~~the Department of Environmental Protection and the State~~
11 ~~Technology Office shall establish and commence a pilot project~~
12 ~~to determine the cost-effectiveness of publication of notices~~
13 ~~on the Internet website in lieu of complete publication in the~~
14 ~~Florida Administrative Weekly. Notices published on the~~
15 ~~Internet website shall clearly state the date the notice was~~
16 ~~first published and shall be published only on the same days~~
17 ~~as the Florida Administrative Weekly is published. The pilot~~
18 ~~project shall end on July 1, 2003. Under this pilot project,~~
19 ~~notwithstanding any other provision of law, whenever the~~
20 ~~Department of Environmental Protection is required to publish~~
21 ~~notices in the Florida Administrative Weekly, the Department~~
22 ~~of State shall Environmental Protection instead may publish a~~
23 ~~statement summary of such notice in the Florida Administrative~~
24 ~~Weekly that indicates along with the specific URL or Internet~~
25 ~~address for the Internet website where the complete notice~~
26 ~~required by law shall be published. The agency Department of~~
27 ~~Environmental Protection shall publish all other notices in~~
28 ~~the manner prescribed by law. Notices published on the~~
29 ~~Internet under this section shall clearly state the date the~~
30 ~~notice was first posted on the Internet and shall be initially~~
31 ~~posted only on the same days the Florida Administrative Weekly~~

1 ~~is published. Notices related to rulemaking published on the~~
2 ~~Internet under this provision shall be maintained on the~~
3 ~~Internet for a period of at least 12 months after the~~
4 ~~effective date of the rule or at least 3 months after the~~
5 ~~publication of a notice of withdrawal of the proposed rule.~~
6 ~~All other notices published on the Internet under this~~
7 ~~provision shall be maintained on the Internet for a period of~~
8 ~~at least 3 months after the date first posted. A searchable~~
9 ~~database or other electronic system to be permanently~~
10 ~~maintained on the Internet for the purpose of archiving all~~
11 ~~notices published on the Internet and allowing citizens~~
12 ~~permanent electronic access to such archived records shall~~
13 ~~also be established by the pilot project. No notice posted on~~
14 ~~the Internet shall be removed until the searchable database is~~
15 ~~implemented.~~

16 (3) This section is repealed effective July 1, 2004,
17 unless reviewed and reenacted by the Legislature before that
18 date.

19 ~~(2) The Department of State shall publish notice of~~
20 ~~this pilot project in each weekly publication of the Florida~~
21 ~~Administrative Weekly. The notice shall state: "Under a~~
22 ~~temporary pilot project, in conjunction with the State~~
23 ~~Technology Office, to determine the cost-effectiveness of~~
24 ~~Internet publication of notices in lieu of complete~~
25 ~~publication in the Florida Administrative Weekly, summaries of~~
26 ~~notices of the Department of Environmental Protection are~~
27 ~~being published in the Florida Administrative Weekly along~~
28 ~~with a reference to the specific Internet URL or address where~~
29 ~~the complete notice required by law shall be published."~~

30 ~~(3) No later than January 31, 2003, the Department of~~
31 ~~Environmental Protection, the State Technology Office, and the~~

1 ~~Department of State shall submit a report to the Governor, the~~
2 ~~President of the Senate, and the Speaker of the House of~~
3 ~~Representatives containing findings on the cost-effectiveness~~
4 ~~of publication of notices on the Internet in lieu of~~
5 ~~publication in the Florida Administrative Weekly, and~~
6 ~~recommendations, including legislative or rule changes, for~~
7 ~~modifications to the process necessary to effectuate~~
8 ~~publication of notices on the Internet.~~

9 Section 2. This act shall take effect upon becoming a
10 law.

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