

Bill No. SB 1594

Barcode 795144

CHAMBER ACTION

Senate

House

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Comm: FAV
03/14/2007 04:21 PM

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The Committee on Governmental Operations (Posey) recommended
the following amendment:

Senate Amendment (with title amendment)

On page 15, line 20 through line 23, delete those lines

and insert:

Section 8. Subsection (1) and paragraph (c) of
subsection (2) of section 120.569, Florida Statutes, are
amended to read:

120.569 Decisions which affect substantial
interests.--

(1) The provisions of this section apply in all
proceedings in which the substantial interests of a party are
determined by an agency, unless the parties are proceeding
under s. 120.573 or s. 120.574. Unless waived by all parties,
s. 120.57(1) applies whenever the proceeding involves a
disputed issue of material fact. Unless otherwise agreed, s.
120.57(2) applies in all other cases. If a disputed issue of
material fact arises during a proceeding under s. 120.57(2),
unless waived by all parties, the proceeding under s.

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1 120.57(2) shall be terminated and a proceeding under s.
2 120.57(1) shall be conducted. Parties shall be notified of any
3 order, including a final order. Unless waived, a copy of the
4 order shall be delivered or mailed to each party or the
5 party's attorney of record at the address of record. Each
6 notice shall inform the recipient of any administrative
7 hearing or judicial review that is available under this
8 section, s. 120.57, or s. 120.68; shall indicate the procedure
9 which must be followed to obtain the hearing or judicial
10 review; and shall state the time limits which apply.

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13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 On page 1, line 25, after the semicolon,

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17 insert:

18 requiring that certain administrative
19 proceedings be terminated and subsequently
20 reinstated under different provisions of state
21 law if a disputed issue of material fact arises
22 during such a proceeding; providing for the
23 waiver of such termination;

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