

Amendment No.

CHAMBER ACTION

Senate

House



1 Representative(s) Ambler offered the following:

2
3 **Substitute Amendment for Amendment (122273)**

4 Remove lines 231-272 and insert:

5 (1) An agency subject to review by the Legislative
6 Sunset Commission Committee on Sunset Review shall be phased out
7 or abolished in accordance with this section if the conditions
8 set forth in subsection (2) or subsection (3) have been met by
9 June 30 following the date of review specified in s. 11.905.
10 ~~abolished on June 30 following the date of review specified in~~
11 ~~s. 11.905, unless the Legislature continues the agency or~~
12 ~~advisory committee; however, an agency may not be abolished~~
13 ~~unless the Legislature finds, pursuant to law, that all state~~
14 ~~laws the agency had responsibility to implement or enforce have~~
15 ~~been repealed, revised, or reassigned to another remaining~~
16 ~~agency and~~

828483

4/24/2007 2:15:56 PM

Amendment No.

17 (2) If the Legislature has failed to reenact the agency
18 prior to June 30 following the date of review specified in s.
19 11.905, then the agency shall be required to begin restricting
20 its operations subject to a phase-out dissolution schedule.
21 During the phase-out dissolution schedule, the agency shall
22 continue its activities, programs, and operations except that
23 its future legislative budget requests shall be submitted to
24 reflect an annual reduction of 25 percent of its current year
25 budget, with a total budget elimination in 4 years. Such agency
26 shall continue to be subject to sunset review by the commission
27 until the Legislature enacts legislation relating to its
28 continuation, modification, or abolishment; or

29 (3) (a) If the Legislature passes a law prior to June 30
30 following the date of review specified in s. 11.905 under which
31 a substantial portion of the agency's responsibilities are
32 reassigned or eliminated, then the agency shall be abolished
33 provided that adequate provision has been made for the transfer
34 to a successor agency of all duties and obligations relating to
35 bonds, loans, promissory notes, ~~lease-purchase lease-purchase~~
36 agreements, installment sales contracts, certificates of
37 participation, master equipment financing agreements, or any
38 other form of indebtedness such that security therefor and the
39 rights of bondholders or holders of other indebtedness are not
40 impaired.

41 (b) Any remaining responsibilities of an abolished agency
42 to implement or enforce state laws not otherwise reassigned or
43 eliminated under paragraph (a) shall be temporarily continued or
44 reassigned by the Governor by executive order within a

828483

4/24/2007 2:15:56 PM

Amendment No.

45 reasonable time, but as soon as practicable before the effective
46 date of the agency's abolition. Such executive order shall
47 remain in effect unless and until such responsibilities are
48 continued, reassigned, or eliminated by general law. These
49 remaining responsibilities may include any duties and
50 obligations relating to bonds, loans, promissory notes, lease-
51 purchase agreements, installment sales contracts, certificates
52 of participation, master equipment financing agreements, or any
53 other form of indebtedness such that security therefor and the
54 rights of bondholders or holders of other indebtedness are not
55 impaired, unless and until such provision shall be made by
56 general law. Any agency responsibilities that continue to
57 operate under an executive order by the Governor shall continue
58 to be subject to sunset review by the commission.

59 ~~(2) If the Legislature does not take action before the~~
60 ~~date of review to continue the agency or advisory committee, the~~
61 ~~agency shall submit its legislative budget request consistent~~
62 ~~with recommendations of the appropriate Legislative Committee on~~
63 ~~Sunset Review or any law transferring the agency's functions to~~
64 ~~other entities.~~

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