

By the Committee on Regulated Industries; and Senator Fasano

580-02650-09

2009682c1

1 A bill to be entitled

2 An act relating to the Department of Business and
3 Professional Regulation; amending s. 20.165, F.S.;
4 creating the Division of Service Operations of the
5 department; amending s. 455.217, F.S.; conforming
6 provisions and transferring to the Division of Service
7 Operations from the Division of Technology certain
8 responsibilities related to examinations; revising
9 certain requirements for the department concerning the
10 use of outside vendors for the development,
11 preparation, and evaluation of examinations; repealing
12 s. 509.233(1) and (7), F.S., relating to a 3-year
13 pilot program for local governments to allow patrons'
14 dogs within certain designated outdoor portions of
15 public food service establishments; abrogating the
16 repeal of the program; providing an effective date.

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

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20 Section 1. Paragraph (k) is added to subsection (2) of
21 section 20.165, Florida Statutes, to read:

22 20.165 Department of Business and Professional Regulation.—
23 There is created a Department of Business and Professional
24 Regulation.

25 (2) The following divisions of the Department of Business
26 and Professional Regulation are established:

27 (k) Division of Service Operations.

28 Section 2. Paragraph (a) of subsection (1) of section
29 455.217, Florida Statutes, is amended to read:

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30 455.217 Examinations.—This section shall be read in
31 conjunction with the appropriate practice act associated with
32 each regulated profession under this chapter.

33 (1) The Division of Service Operations ~~Technology~~ of the
34 Department of Business and Professional Regulation shall
35 provide, contract, or approve services for the development,
36 preparation, administration, scoring, score reporting, and
37 evaluation of all examinations. The division shall seek the
38 advice of the appropriate board in providing such services.

39 (a) The department, acting in conjunction with the Division
40 of Service Operations ~~Technology~~ and the Division of Real
41 Estate, as appropriate, shall ensure that examinations
42 adequately and reliably measure an applicant's ability to
43 practice the profession regulated by the department. After an
44 examination developed or approved by the department has been
45 administered, the board or department may reject any question
46 which does not reliably measure the general areas of competency
47 specified in the rules of the board or department, when there is
48 no board. The department shall use qualified outside
49 ~~professional testing vendors services~~ for the development,
50 preparation, and evaluation of examinations, when such services
51 are economically and viably available and approved by the
52 department board.

53 Section 3. Subsections (1) and (7) of section 509.233,
54 Florida Statutes, are repealed.

55 Section 4. This act shall take effect July 1, 2009.