

CS/HB 7043

2012

1                   A bill to be entitled  
2           An act relating to obsolete or outdated programs and  
3           requirements; amending s. 110.123, F.S.; repealing  
4           provisions relating to the creation and duties of the  
5           Florida State Employee Wellness Council; amending ss.  
6           120.54 and 120.745, F.S.; revising provisions relating  
7           to rule adoption by state agencies; requiring the  
8           rules ombudsman in the Executive Office of the  
9           Governor to assume certain duties formerly performed  
10          by the Small Business Regulatory Advisory Council;  
11          deleting provisions that require the Office of Program  
12          Policy Analysis and Government Accountability, upon  
13          request, to conduct a study and issue a report to the  
14          Governor, the President of the Senate, and the Speaker  
15          of the House of Representatives regarding the impact  
16          on small business of certain proposed agency rules  
17          that have been rejected; repealing s. 258.155, F.S.,  
18          relating to the Judah P. Benjamin Memorial at Gamble  
19          Plantation Historical Site Advisory Council; repealing  
20          s. 288.7001, F.S., relating to the Small Business  
21          Regulatory Advisory Council; repealing s. 288.7002,  
22          F.S., relating to the small business advocate;  
23          amending s. 316.2065, F.S.; removing a requirement to  
24          keep one hand on the handlebars while operating a  
25          bicycle; amending s. 339.64, F.S.; repealing  
26          provisions relating to the creation and duties of the  
27          Statewide Intermodal Transportation Advisory Council;  
28          repealing s. 381.90, F.S., relating to the creation,

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 | appointment, and duties of the Health Information  
 30 | Systems Council; repealing s. 624.916, F.S., relating  
 31 | to the developmental disabilities compact; repealing  
 32 | s. 1004.63, F.S., relating to the Florida Institute  
 33 | for Nuclear Detection and Security; amending ss.  
 34 | 322.27, 627.6686, and 641.31098, F.S.; correcting  
 35 | cross-references and conforming provisions to changes  
 36 | made by the act; providing an effective date.

37 |  
 38 | Be It Enacted by the Legislature of the State of Florida:

39 |  
 40 | Section 1. Subsection (13) of section 110.123, Florida  
 41 | Statutes, is amended to read:

42 | 110.123 State group insurance program.—

43 | ~~(13) FLORIDA STATE EMPLOYEE WELLNESS COUNCIL.—~~

44 | ~~(a) There is created within the department the Florida~~  
 45 | ~~State Employee Wellness Council.~~

46 | ~~(b) The council shall be an advisory body to the~~  
 47 | ~~department to provide health education information to employees~~  
 48 | ~~and to assist the department in developing minimum benefits for~~  
 49 | ~~all health care providers when providing age-based and gender-~~  
 50 | ~~based wellness benefits.~~

51 | ~~(c) The council shall be composed of nine members~~  
 52 | ~~appointed by the Governor. When making appointments to the~~  
 53 | ~~council, the Governor shall appoint persons who are residents of~~  
 54 | ~~the state and who are highly knowledgeable concerning, active~~  
 55 | ~~in, and recognized leaders in the health and medical field, at~~  
 56 | ~~least one of whom must be an employee of the state. Council~~

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57 ~~members shall equitably represent the broadest spectrum of the~~  
58 ~~health industry and the geographic areas of the state. Not more~~  
59 ~~than one member of the council may be from any one company,~~  
60 ~~organization, or association.~~

61 ~~(d)1. Council members shall be appointed to 4-year terms,~~  
62 ~~except that the initial terms shall be staggered. The Governor~~  
63 ~~shall appoint three members to 2-year terms, three members to 3-~~  
64 ~~year terms, and three members to 4-year terms.~~

65 ~~2. A member's absence from three consecutive meetings~~  
66 ~~shall result in his or her automatic removal from the council. A~~  
67 ~~vacancy on the council shall be filled for the remainder of the~~  
68 ~~unexpired term.~~

69 ~~(e) The council shall annually elect from its membership~~  
70 ~~one member to serve as chair of the council and one member to~~  
71 ~~serve as vice chair.~~

72 ~~(f) The first meeting of the council shall be called by~~  
73 ~~the chair not more than 60 days after the council members are~~  
74 ~~appointed by the Governor. The council shall thereafter meet at~~  
75 ~~least once quarterly and may meet more often as necessary. The~~  
76 ~~department shall provide staff assistance to the council which~~  
77 ~~shall include, but not be limited to, keeping records of the~~  
78 ~~proceedings of the council and serving as custodian of all~~  
79 ~~books, documents, and papers filed with the council.~~

80 ~~(g) A majority of the members of the council constitutes a~~  
81 ~~quorum.~~

82 ~~(h) Members of the council shall serve without~~  
83 ~~compensation, but are entitled to reimbursement for per diem and~~  
84 ~~travel expenses as provided in s. 112.061 while performing their~~

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85 ~~duties.~~

86 ~~(i) The council shall:~~

87 ~~1. Work to encourage participation in wellness programs by~~  
 88 ~~state employees. The council may prepare informational programs~~  
 89 ~~and brochures for state agencies and employees.~~

90 ~~2. In consultation with the department, develop standards~~  
 91 ~~and criteria for age-based and gender-based wellness programs.~~

92 Section 2. Paragraph (b) of subsection (3) of section  
 93 120.54, Florida Statutes, is amended to read:

94 120.54 Rulemaking.—

95 (3) ADOPTION PROCEDURES.—

96 (b) Special matters to be considered in rule adoption.—

97 1. Statement of estimated regulatory costs.—Before the  
 98 adoption, amendment, or repeal of any rule other than an  
 99 emergency rule, an agency is encouraged to prepare a statement  
 100 of estimated regulatory costs of the proposed rule, as provided  
 101 by s. 120.541. However, an agency must prepare a statement of  
 102 estimated regulatory costs of the proposed rule, as provided by  
 103 s. 120.541, if:

104 a. The proposed rule will have an adverse impact on small  
 105 business; or

106 b. The proposed rule is likely to directly or indirectly  
 107 increase regulatory costs in excess of \$200,000 in the aggregate  
 108 in this state within 1 year after the implementation of the  
 109 rule.

110 2. Small businesses, small counties, and small cities.—

111 a. Each agency, before the adoption, amendment, or repeal  
 112 of a rule, shall consider the impact of the rule on small

113 businesses as defined by s. 288.703 and the impact of the rule  
114 on small counties or small cities as defined by s. 120.52.  
115 Whenever practicable, an agency shall tier its rules to reduce  
116 disproportionate impacts on small businesses, small counties, or  
117 small cities to avoid regulating small businesses, small  
118 counties, or small cities that do not contribute significantly  
119 to the problem the rule is designed to address. An agency may  
120 define "small business" to include businesses employing more  
121 than 200 persons, may define "small county" to include those  
122 with populations of more than 75,000, and may define "small  
123 city" to include those with populations of more than 10,000, if  
124 it finds that such a definition is necessary to adapt a rule to  
125 the needs and problems of small businesses, small counties, or  
126 small cities. The agency shall consider each of the following  
127 methods for reducing the impact of the proposed rule on small  
128 businesses, small counties, and small cities, or any combination  
129 of these entities:

130 (I) Establishing less stringent compliance or reporting  
131 requirements in the rule.

132 (II) Establishing less stringent schedules or deadlines in  
133 the rule for compliance or reporting requirements.

134 (III) Consolidating or simplifying the rule's compliance  
135 or reporting requirements.

136 (IV) Establishing performance standards or best management  
137 practices to replace design or operational standards in the  
138 rule.

139 (V) Exempting small businesses, small counties, or small  
140 cities from any or all requirements of the rule.

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141 b.(I) If the agency determines that the proposed action  
142 will affect small businesses as defined by the agency as  
143 provided in sub-subparagraph a., the agency shall send written  
144 notice of the rule to the rules ombudsman in the Executive  
145 Office of the Governor ~~Small Business Regulatory Advisory~~  
146 ~~Council and the Department of Economic Opportunity~~ at least 28  
147 days before the intended action.

148 (II) Each agency shall adopt those regulatory alternatives  
149 offered by the rules ombudsman in the Executive Office of the  
150 Governor ~~Small Business Regulatory Advisory Council~~ and provided  
151 to the agency no later than 21 days after the council's receipt  
152 of the written notice of the rule which it finds are feasible  
153 and consistent with the stated objectives of the proposed rule  
154 and which would reduce the impact on small businesses. When  
155 regulatory alternatives are offered by the rules ombudsman in  
156 the Executive Office of the Governor ~~Small Business Regulatory~~  
157 ~~Advisory Council~~, the 90-day period for filing the rule in  
158 subparagraph (e)2. is extended for a period of 21 days.

159 (III) If an agency does not adopt all alternatives offered  
160 pursuant to this sub-subparagraph, it shall, before rule  
161 adoption or amendment and pursuant to subparagraph (d)1., file a  
162 detailed written statement with the committee explaining the  
163 reasons for failure to adopt such alternatives. Within 3 working  
164 days after the filing of such notice, the agency shall send a  
165 copy of such notice to the rules ombudsman in the Executive  
166 Office of the Governor ~~Small Business Regulatory Advisory~~  
167 ~~Council~~. ~~The Small Business Regulatory Advisory Council may make~~  
168 ~~a request of the President of the Senate and the Speaker of the~~

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169 ~~House of Representatives that the presiding officers direct the~~  
170 ~~Office of Program Policy Analysis and Government Accountability~~  
171 ~~to determine whether the rejected alternatives reduce the impact~~  
172 ~~on small business while meeting the stated objectives of the~~  
173 ~~proposed rule. Within 60 days after the date of the directive~~  
174 ~~from the presiding officers, the Office of Program Policy~~  
175 ~~Analysis and Government Accountability shall report to the~~  
176 ~~Administrative Procedures Committee its findings as to whether~~  
177 ~~an alternative reduces the impact on small business while~~  
178 ~~meeting the stated objectives of the proposed rule. The Office~~  
179 ~~of Program Policy Analysis and Government Accountability shall~~  
180 ~~consider the proposed rule, the economic impact statement, the~~  
181 ~~written statement of the agency, the proposed alternatives, and~~  
182 ~~any comment submitted during the comment period on the proposed~~  
183 ~~rule. The Office of Program Policy Analysis and Government~~  
184 ~~Accountability shall submit a report of its findings and~~  
185 ~~recommendations to the Governor, the President of the Senate,~~  
186 ~~and the Speaker of the House of Representatives. The~~  
187 ~~Administrative Procedures Committee shall report such findings~~  
188 ~~to the agency, and the agency shall respond in writing to the~~  
189 ~~Administrative Procedures Committee if the Office of Program~~  
190 ~~Policy Analysis and Government Accountability found that the~~  
191 ~~alternative reduced the impact on small business while meeting~~  
192 ~~the stated objectives of the proposed rule. If the agency will~~  
193 ~~not adopt the alternative, it must also provide a detailed~~  
194 ~~written statement to the committee as to why it will not adopt~~  
195 ~~the alternative.~~

196 Section 3. Paragraphs (a) and (c) of subsection (5) of

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197 section 120.745, Florida Statutes, are amended to read:

198 120.745 Legislative review of agency rules in effect on or  
199 before November 16, 2010.—

200 (5) COMPLIANCE ECONOMIC REVIEW OF RULES AND REQUIRED  
201 REPORT.—Each agency shall perform a compliance economic review  
202 and report for all rules, including separate reviews of  
203 subparts, listed under Group 1 "Group 1 rules" or Group 2 "Group  
204 2 rules" pursuant to subparagraph (2)(g)3. Group 1 rules shall  
205 be reviewed and reported on in 2012, and Group 2 rules shall be  
206 reviewed and reported on in 2013.

207 (a) No later than May 1, each agency shall:

208 1. Complete a compliance economic review for each entire  
209 rule or subpart in the appropriate group.

210 2. File the written certification of the agency head with  
211 the committee verifying the completion of each compliance  
212 economic review required for the respective year. The  
213 certification shall be dated and published as an addendum to the  
214 report required in subsection (3). The duty to certify  
215 completion of the required compliance economic reviews is the  
216 responsibility solely of the agency head as defined in s.  
217 120.52(3) and may not be delegated to any other person. If the  
218 defined agency head is a collegial body, the written  
219 certification must be prepared by the chair or equivalent  
220 presiding officer of that body.

221 3. Publish a copy of the compliance economic review,  
222 directions on how and when interested parties may submit lower  
223 cost regulatory alternatives to the agency, and the date the  
224 notice is published in the manner provided in subsection (7).



225 4. Publish notice of the publications required in  
 226 subparagraphs 2. and 3. in the manner provided in subsection  
 227 (7).

228 5. Submit each compliance economic review to the rules  
 229 ombudsman in the Executive Office of the Governor ~~Small Business~~  
 230 ~~Regulatory Advisory Council~~ for its review.

231 (c) No later than August 1, the rules ombudsman in the  
 232 Executive Office of the Governor ~~Small Business Regulatory~~  
 233 ~~Advisory Council~~ may submit lower cost regulatory alternatives  
 234 to any rule to the agency that adopted the rule. No later than  
 235 June 15, other interested parties may submit lower cost  
 236 regulatory alternatives to any rule.

237 Section 4. Section 258.155, Florida Statutes, is repealed.

238 Section 5. Section 288.7001, Florida Statutes, is  
 239 repealed.

240 Section 6. Section 288.7002, Florida Statutes, is  
 241 repealed.

242 Section 7. Subsections (8) through (20) of section  
 243 316.2065, Florida Statutes, are renumbered as subsections (7)  
 244 through (19), respectively, and present subsections (7), (17),  
 245 (18), and (20) of that section are amended to read:

246 316.2065 Bicycle regulations.—

247 ~~(7) Any person operating a bicycle shall keep at least one~~  
 248 ~~hand upon the handlebars.~~

249 (16) ~~(17)~~ The court may waive, reduce, or suspend payment  
 250 of any fine imposed under subsection (3) or subsection (15) ~~(16)~~  
 251 and may impose any other conditions on the waiver, reduction, or  
 252 suspension. If the court finds that a person does not have

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253 sufficient funds to pay the fine, the court may require the  
 254 performance of a specified number of hours of community service  
 255 or attendance at a safety seminar.

256 (17)~~(18)~~ Notwithstanding s. 318.21, all proceeds collected  
 257 pursuant to s. 318.18 for violations under paragraphs (3) (e) and  
 258 (15) (b) ~~(16) (b)~~ shall be deposited into the State Transportation  
 259 Trust Fund.

260 (19)~~(20)~~ Except as otherwise provided in this section, a  
 261 violation of this section is a noncriminal traffic infraction,  
 262 punishable as a pedestrian violation as provided in chapter 318.  
 263 A law enforcement officer may issue traffic citations for a  
 264 violation of subsection (3) or subsection (15) ~~(16)~~ only if the  
 265 violation occurs on a bicycle path or road, as defined in s.  
 266 334.03. However, a law enforcement officer may not issue  
 267 citations to persons on private property, except any part  
 268 thereof which is open to the use of the public for purposes of  
 269 vehicular traffic.

270 Section 8. Subsections (1), (2), and (5) of section  
 271 339.64, Florida Statutes, are amended to read:

272 339.64 Strategic Intermodal System Plan.—

273 (1) The department shall develop, in cooperation with  
 274 metropolitan planning organizations, regional planning councils,  
 275 local governments, ~~the Statewide Intermodal Transportation~~  
 276 ~~Advisory Council~~ and other transportation providers, a Strategic  
 277 Intermodal System Plan. The plan shall be consistent with the  
 278 Florida Transportation Plan developed pursuant to s. 339.155 and  
 279 shall be updated at least once every 5 years, subsequent to  
 280 updates of the Florida Transportation Plan.

281 (2) In association with the continued development of the  
 282 Strategic Intermodal System Plan, the Florida Transportation  
 283 Commission, as part of its work program review process, shall  
 284 conduct an annual assessment of the progress that the department  
 285 and its transportation partners have made in realizing the goals  
 286 of economic development, improved mobility, and increased  
 287 intermodal connectivity of the Strategic Intermodal System. The  
 288 Florida Transportation Commission shall coordinate with the  
 289 department, ~~the Statewide Intermodal Transportation Advisory~~  
 290 ~~Council,~~ and other appropriate entities when developing this  
 291 assessment. The Florida Transportation Commission shall deliver  
 292 a report to the Governor and Legislature no later than 14 days  
 293 after the regular session begins, with recommendations as  
 294 necessary to fully implement the Strategic Intermodal System.

295 ~~(5) STATEWIDE INTERMODAL TRANSPORTATION ADVISORY COUNCIL.~~

296 ~~(a) The Statewide Intermodal Transportation Advisory~~  
 297 ~~Council is created to advise and make recommendations to the~~  
 298 ~~Legislature and the department on policies, planning, and~~  
 299 ~~funding of intermodal transportation projects. The council's~~  
 300 ~~responsibilities shall include:~~

301 ~~1. Advising the department on the policies, planning, and~~  
 302 ~~implementation of strategies related to intermodal~~  
 303 ~~transportation.~~

304 ~~2. Providing advice and recommendations to the Legislature~~  
 305 ~~on funding for projects to move goods and people in the most~~  
 306 ~~efficient and effective manner for the State of Florida.~~

307 ~~(b) MEMBERSHIP. Members of the Statewide Intermodal~~  
 308 ~~Transportation Advisory Council shall consist of the following:~~

309 ~~1. Six intermodal industry representatives selected by the~~  
 310 ~~Governor as follows:~~

311 ~~a. One representative from an airport involved in the~~  
 312 ~~movement of freight and people from their airport facility to~~  
 313 ~~another transportation mode.~~

314 ~~b. One individual representing a fixed route, local-~~  
 315 ~~government transit system.~~

316 ~~e. One representative from an intercity bus company~~  
 317 ~~providing regularly scheduled bus travel as determined by~~  
 318 ~~federal regulations.~~

319 ~~d. One representative from a spaceport.~~

320 ~~e. One representative from intermodal trucking companies.~~

321 ~~f. One representative having command responsibilities of a~~  
 322 ~~major military installation.~~

323 ~~2. Three intermodal industry representatives selected by~~  
 324 ~~the President of the Senate as follows:~~

325 ~~a. One representative from major line railroads.~~

326 ~~b. One representative from seaports listed in s. 311.09(1)~~  
 327 ~~from the Atlantic Coast.~~

328 ~~e. One representative from an airport involved in the~~  
 329 ~~movement of freight and people from their airport facility to~~  
 330 ~~another transportation mode.~~

331 ~~3. Three intermodal industry representatives selected by~~  
 332 ~~the Speaker of the House of Representatives as follows:~~

333 ~~a. One representative from short line railroads.~~

334 ~~b. One representative from seaports listed in s. 311.09(1)~~  
 335 ~~from the Gulf Coast.~~

336 ~~e. One representative from intermodal trucking companies.~~

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337 ~~In no event may this representative be employed by the same~~  
338 ~~company that employs the intermodal trucking company~~  
339 ~~representative selected by the Governor.~~

340 ~~(c) Initial appointments to the council must be made no~~  
341 ~~later than 30 days after the effective date of this section.~~

342 ~~1. The initial appointments made by the President of the~~  
343 ~~Senate and the Speaker of the House of Representatives shall~~  
344 ~~serve terms concurrent with those of the respective appointing~~  
345 ~~officer. Beginning January 15, 2005, and for all subsequent~~  
346 ~~appointments, council members appointed by the President of the~~  
347 ~~Senate and the Speaker of the House of Representatives shall~~  
348 ~~serve 2-year terms, concurrent with the term of the respective~~  
349 ~~appointing officer.~~

350 ~~2. The initial appointees, and all subsequent appointees,~~  
351 ~~made by the Governor shall serve 2-year terms.~~

352 ~~3. Vacancies on the council shall be filled in the same~~  
353 ~~manner as the initial appointments.~~

354 ~~(d) Each member of the council shall be allowed one vote.~~  
355 ~~The council shall select a chair from among its membership.~~  
356 ~~Meetings shall be held at the call of the chair, but not less~~  
357 ~~frequently than quarterly. The members of the council shall be~~  
358 ~~reimbursed for per diem and travel expenses as provided in s.~~  
359 ~~112.061.~~

360 ~~(e) The department shall provide administrative staff~~  
361 ~~support and shall ensure that council meetings are~~  
362 ~~electronically recorded. Such recordings and all documents~~  
363 ~~received, prepared for, or used by the council in conducting its~~  
364 ~~business shall be preserved pursuant to chapters 119 and 257.~~

365 Section 9. Section 381.90, Florida Statutes, is repealed.

366 Section 10. Section 624.916, Florida Statutes, is  
 367 repealed.

368 Section 11. Section 1004.63, Florida Statutes, is  
 369 repealed.

370 Section 12. Paragraph (d) of subsection (3) of section  
 371 322.27, Florida Statutes, is amended to read:

372 322.27 Authority of department to suspend or revoke  
 373 license.—

374 (3) There is established a point system for evaluation of  
 375 convictions of violations of motor vehicle laws or ordinances,  
 376 and violations of applicable provisions of s. 403.413(6) (b) when  
 377 such violations involve the use of motor vehicles, for the  
 378 determination of the continuing qualification of any person to  
 379 operate a motor vehicle. The department is authorized to suspend  
 380 the license of any person upon showing of its records or other  
 381 good and sufficient evidence that the licensee has been  
 382 convicted of violation of motor vehicle laws or ordinances, or  
 383 applicable provisions of s. 403.413(6) (b), amounting to 12 or  
 384 more points as determined by the point system. The suspension  
 385 shall be for a period of not more than 1 year.

386 (d) The point system shall have as its basic element a  
 387 graduated scale of points assigning relative values to  
 388 convictions of the following violations:

- 389 1. Reckless driving, willful and wanton—4 points.
- 390 2. Leaving the scene of a crash resulting in property  
 391 damage of more than \$50—6 points.
- 392 3. Unlawful speed resulting in a crash—6 points.

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- 393 4. Passing a stopped school bus—4 points.
- 394 5. Unlawful speed:
- 395 a. Not in excess of 15 miles per hour of lawful or posted
- 396 speed—3 points.
- 397 b. In excess of 15 miles per hour of lawful or posted
- 398 speed—4 points.
- 399 6. A violation of a traffic control signal device as
- 400 provided in s. 316.074(1) or s. 316.075(1)(c)1.—4 points.
- 401 However, no points shall be imposed for a violation of s.
- 402 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
- 403 stop at a traffic signal and when enforced by a traffic
- 404 infraction enforcement officer. In addition, a violation of s.
- 405 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
- 406 stop at a traffic signal and when enforced by a traffic
- 407 infraction enforcement officer may not be used for purposes of
- 408 setting motor vehicle insurance rates.
- 409 7. All other moving violations (including parking on a
- 410 highway outside the limits of a municipality)—3 points. However,
- 411 no points shall be imposed for a violation of s. 316.0741 or s.
- 412 316.2065(11) ~~316.2065(12)~~; and points shall be imposed for a
- 413 violation of s. 316.1001 only when imposed by the court after a
- 414 hearing pursuant to s. 318.14(5).
- 415 8. Any moving violation covered above, excluding unlawful
- 416 speed, resulting in a crash—4 points.
- 417 9. Any conviction under s. 403.413(6)(b)—3 points.
- 418 10. Any conviction under s. 316.0775(2)—4 points.
- 419 Section 13. Subsection (10) of section 627.6686, Florida
- 420 Statutes, is amended to read:

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421           627.6686 Coverage for individuals with autism spectrum  
422 disorder required; exception.—

423           ~~(10) The Office of Insurance Regulation may not enforce~~  
424 ~~this section against an insurer that is a signatory no later~~  
425 ~~than April 1, 2009, to the developmental disabilities compact~~  
426 ~~established under s. 624.916. The Office of Insurance Regulation~~  
427 ~~shall enforce this section against an insurer that is a~~  
428 ~~signatory to the compact established under s. 624.916 if the~~  
429 ~~insurer has not complied with the terms of the compact for all~~  
430 ~~health insurance plans by April 1, 2010.~~

431           Section 14. Subsection (9) of section 641.31098, Florida  
432 Statutes, is amended to read:

433           641.31098 Coverage for individuals with developmental  
434 disabilities.—

435           ~~(9) The Office of Insurance Regulation may not enforce~~  
436 ~~this section against a health maintenance organization that is a~~  
437 ~~signatory no later than April 1, 2009, to the developmental~~  
438 ~~disabilities compact established under s. 624.916. The Office of~~  
439 ~~Insurance Regulation shall enforce this section against a health~~  
440 ~~maintenance organization that is a signatory to the compact~~  
441 ~~established under s. 624.916 if the health maintenance~~  
442 ~~organization has not complied with the terms of the compact for~~  
443 ~~all health maintenance contracts by April 1, 2010.~~

444           Section 15. This act shall take effect July 1, 2012.