



352102

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
11/17/2015	.	
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	.	

The Committee on Community Affairs (Brandes) recommended the following:

1 **Senate Substitute for Amendment (926750) (with title**
2 **amendment)**

3
4 Between lines 64 and 65
5 insert:

6 Section 2. Section 189.0695, Florida Statutes, is created
7 to read:

8 189.0695 Special districts regulating transit or
9 transportation services; procedures.—An independent special
10 district that regulates transit or transportation services is



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11 subject to the Administrative Procedure Act, chapter 120.

12 Section 3. Paragraph (a) of subsection (1) of section
13 120.52, Florida Statutes, is amended to read:

14 120.52 Definitions.—As used in this act:

15 (1) "Agency" means the following officers or governmental
16 entities if acting pursuant to powers other than those derived
17 from the constitution:

18 (a) The Governor; each state officer and state department,
19 and each departmental unit described in s. 20.04; the Board of
20 Governors of the State University System; the Commission on
21 Ethics; the Fish and Wildlife Conservation Commission; a
22 regional water supply authority; a regional planning agency; a
23 multicounty special district, but only if a majority of its
24 governing board is comprised of nonelected persons; an
25 independent special district that regulates transit or
26 transportation services; educational units; and each entity
27 described in chapters 163, 373, 380, and 582 and s. 186.504.

28
29 This definition does not include a municipality or legal entity
30 created solely by a municipality; a legal entity or agency
31 created in whole or in part pursuant to part II of chapter 361;
32 a metropolitan planning organization created pursuant to s.
33 339.175; a separate legal or administrative entity created
34 pursuant to s. 339.175 of which a metropolitan planning
35 organization is a member; an expressway authority pursuant to
36 chapter 348 or any transportation authority or commission under
37 chapter 343 or chapter 349; or a legal or administrative entity
38 created by an interlocal agreement pursuant to s. 163.01(7),
39 unless any party to such agreement is otherwise an agency as



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40 defined in this subsection.

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

42 And the title is amended as follows:

43 Delete line 7

44 and insert:

45 made by this act; creating s. 189.0695, F.S.;

46 requiring certain independent special districts to be

47 subject to ch. 120, F.S.; amending s. 120.52, F.S.;

48 redefining the term "agency"; providing an effective

49 date.