

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
 ADOPTED AS AMENDED _____ (Y/N)
 ADOPTED W/O OBJECTION _____ (Y/N)
 FAILED TO ADOPT _____ (Y/N)
 WITHDRAWN _____ (Y/N)
 OTHER _____

1 Committee/Subcommittee hearing bill: Regulatory Affairs
 2 Committee
 3 Representative Sullivan offered the following:

Amendment (with title amendment)

Remove lines 45-110 and insert:

Section 1. Section 440.021, Florida Statutes, is amended to read:

440.021 Exemption of workers' compensation from chapter 120.—Workers' compensation adjudications by judges of compensation claims are exempt from chapter 120, and no judge of compensation claims shall be considered an agency or a part thereof. Communications of the result of investigations by the department pursuant to s. 440.185(3) ~~s. 440.185(4)~~ are exempt from chapter 120. In all instances in which the department institutes action to collect a penalty or interest which may be due pursuant to this chapter, the penalty or interest shall be

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18 assessed without hearing, and the party against which such
19 penalty or interest is assessed shall be given written notice of
20 such assessment and shall have the right to protest within 20
21 days of such notice. Upon receipt of a timely notice of protest
22 and after such investigation as may be necessary, the department
23 shall, if it agrees with such protest, notify the protesting
24 party that the assessment has been revoked. If the department
25 does not agree with the protest, it shall refer the matter to
26 the judge of compensation claims for determination pursuant to
27 s. 440.25(2)-(5). Such action of the department is exempt from
28 the provisions of chapter 120.

29 Section 2. Subsections (1), (2), (3), (5), (10), and (11)
30 of section 440.05, Florida Statutes, are amended to read:

31 440.05 Election of exemption; revocation of election;
32 notice; certification.-

33 (1) Each corporate officer who elects not to accept the
34 provisions of this chapter or who, after electing such
35 exemption, revokes that exemption shall submit mail to the
36 department ~~in Tallahassee~~ notice to such effect in accordance
37 with a form to be prescribed by the department.

38 (2) Each sole proprietor or partner who elects to be
39 included in the definition
40
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43 **T I T L E A M E N D M E N T**

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 613 (2016)

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44 Remove lines 3-7 and insert:
45 administration; amending s. 440.021, F.S.; conforming
46 a cross-reference; amending s. 440.05, F.S.; deleting
47 a required item to be
48