

The Florida Senate
HOUSE MESSAGE SUMMARY

Prepared By: The Professional Staff of the Committee on Governmental Oversight and Accountability

[2025s00108.hms.go]

BILL: CS/SB 108

INTRODUCER: Rules and Senator Grall

SUBJECT: Administrative Procedures

DATE: April 29, 2025

I. Amendments Contained in Message:

House Amendment – 080275 (body with title).

II. Summary of Amendments Contained in Message:

House Amendment – 080275:

- Institutes a **one-time review of any new rule** adopted after July 1, 2025 (to occur 5 years after its adoption).
- Sets a **timeframe (total of 7 months) for an agency to propose language** for a proposed rule.
 - When the Legislature requires the agency to adopt a rule, the agency must start its rulemaking (by publishing a notice of rule development) within 30 days of the effective date of the law. It must then publish a notice if proposed rule within 180 days thereafter.
 - When the Legislature permits the agency to adopt a rule, the agency is not required to issue the notice of rule development within a specified time after the law goes into effect.
- If an agency exceeds the above timeframe for proposing a rule, and fails to file an explanation of the delay with the JAPC, and update the statement quarterly thereafter until it files its notice of proposed rule. When an agency fails to both timely issue a notice of proposed rule and file a notice of extension/explanation with JAPC, it must **withdraw the rule and start again**.
- Adds additional factors that an agency must consider when performing its SERC, including increased customer charges or business costs, value of business' time to understand and comply with the rule, and capital costs. The bill allows agencies to survey affected parties to better develop such estimates.
 - Augments the SERC process by allowing the same level of public input in the SERC process as is currently provided for in the agency's rule development process (e.g., allowing the public to request a workshop on the SERC as well as the rule development).
- Prohibits sunseting or repeal of a rule by its own terms (this is permitted only where the underlying statute provides for the sunset/repeal).