

HCR 5711

2010

## 1 House Concurrent Resolution

2 A concurrent resolution relating to joint legislative  
3 organizations.

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5 WHEREAS, the Legislature has independent constitutional  
6 authority to administer and direct all legislative offices and  
7 employees, and

8 WHEREAS, one Legislature may not bind any succeeding  
9 Legislature, and

10 WHEREAS, each Legislature, at the time of organizing,  
11 enjoys all the powers, rights, privileges, and immunities vested  
12 in or granted to the Legislature, the Senate, and the House of  
13 Representatives by the Florida Constitution and other organic  
14 law, and

15 WHEREAS, HB 5709, 2010 Regular Session, repeals provisions  
16 of law that purport to govern the administration of certain  
17 legislative offices, and

18 WHEREAS, it is the intention of the Twenty-First  
19 Legislature convened under the Constitution of 1968 that certain  
20 offices and legislative activities continue under its  
21 constitutional authority, and

22 WHEREAS, the Legislature intends that the Twenty-Second  
23 Legislature be well advised regarding the continuation of  
24 certain existing offices and legislative activities, NOW,  
25 THEREFORE,

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27 Be It Resolved by the House of Representatives of the State of  
28 Florida, the Senate Concurring:

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That:

(1) Until superseded by any joint rule, concurrent resolution, or agreement of the President of the Senate and the Speaker of the House of Representatives, and only to the extent not inconsistent with the Laws of Florida as amended by this Legislature, the provisions of sections 11.42 and 11.45, Florida Statutes 2009, relating to the Auditor General, and sections 11.51, 11.511, and 11.513, Florida Statutes 2009, relating to the Office of Program Policy Analysis and Government Accountability, are incorporated in this subsection by reference and shall remain operative.

(2) To the extent the President of the Senate and the Speaker of the House of Representatives agree that particular legislative activities are useful and beneficial, they shall, on or before the effective date of HB 5709, 2010 Regular Session, or within a reasonable time thereafter, assign to appropriate legislative offices any legislative activities referenced in:

(a) Section 11.60, Florida Statutes 2009, relating to the Joint Administrative Procedures Committee.

(b) Section 11.70, Florida Statutes 2009, relating to the Legislative Committee on Intergovernmental Relations.

(c) Sections 216.0446, 216.163(2)(f), and 282.322, Florida Statutes 2009, relating to the review of information technology resources needs and a special monitoring process for designated information resources management projects.

(3) Until superseded by any joint rule, concurrent resolution, or agreement of the President of the Senate and the

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57 Speaker of the House of Representatives, to the extent necessary  
58 to carry out the purposes of this concurrent resolution, but  
59 only to the extent not inconsistent with the Laws of Florida as  
60 amended by this Legislature, the Legislative Auditing Committee  
61 may continue in operation and Joint Rule Three, relating to  
62 legislative support services, Joint Rule Four, relating to the  
63 Legislative Auditing Committee, Joint Rule Five, relating to the  
64 Auditor General, and Joint Rule Six, relating to the Office of  
65 Program Policy Analysis and Government Accountability, are  
66 hereby suspended and the provisions of those joint rules shall  
67 operate only as agreed by the President of the Senate and the  
68 Speaker of the House of Representatives.

69 (4) The President of the Senate and the Speaker of the  
70 House of Representatives, as soon as reasonably practicable  
71 after adjournment sine die of the 2010 Regular Session, shall  
72 appoint a joint select committee to recommend joint rules deemed  
73 advisable to govern joint committee procedures and joint rules  
74 to govern legislative offices referenced in statute, including,  
75 but not limited to, the following offices as defined in HB 5709,  
76 2010 Regular Session:

77 (a) The Administrative Procedures Committee.

78 (b) The Legislative Auditing Committee.

79 (c) The Legislative Accountability Office.

80 (d) The Office of Economic and Demographic Research.

81 (5) This concurrent resolution shall be effective upon  
82 adoption by the Senate and the House of Representatives.