

# How A Bill Becomes A Law

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## Outline:

- 1) Making Sausage: Review of 7<sup>th</sup> Grade Civics Class

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- 2) Making the Sausage: How it works in reality

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- 1) Making Sausage: Review of 7<sup>th</sup> Grade Civics Class
- 2) Making the Sausage: How it works in reality
- 3) Killing Bad Legislation

# How A Bill Becomes A Law

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## Outline:

- 1) Making Sausage: Review of 7<sup>th</sup> Grade Civics Class
- 2) Making the Sausage: How it works in reality
- 3) Killing Bad Legislation
- 4) Conclusion, questions, etc.



# Legislation can originate from either house...

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However, the process differs slightly between the Senate and the House of Representatives...

# Origination in the Senate...

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- ❑ Legislator, citizen or group suggests legislation
  - ❑ Senator decides to introduce a bill
  - ❑ Bill drafting service writes bill or reviews it for style
-

# Origination in the Senate...

Florida Senate - 2010

SB 292

By Senator Dockery

15-00429-10

2010292\_\_

1                   A bill to be entitled  
2           An act relating to adverse possession; amending s.  
3           95.18, F.S.; requiring a person seeking property by  
4           adverse possession to send to the property owner of  
5           record a copy of the return filed with the property  
6           appraiser; requiring the property appraiser to cancel  
7           the return if the person does not submit proof of the  
8           mailing; providing an exception; providing an  
9           effective date.  
10  
11   Be It Enacted by the Legislature of the State of Florida:  
12  
13           Section 1. Section 95.18, Florida Statutes, is amended to  
14   read:  
15           95.18 Real property actions; adverse possession without  
16   color of title.—  
17           (1) When the occupant or those under whom the occupant  
18   claims have been in actual continued occupation of real property  
19   for 7 years under a claim of title exclusive of any other right,  
20   but not founded on a written instrument, judgment, or decree,  
21   the property actually occupied shall be held adversely if the  
22   person claiming adverse possession made a return of the property  
23   by proper legal description to the property appraiser of the  
24   county where it is located within 1 year after entering into  
25   possession and has subsequently paid all taxes and matured  
26   installments of special improvement liens levied against the  
27   property by the state, county, and municipality.  
28           (2) For the purpose of this section, property shall be  
29   deemed to be possessed in the following cases only:

Page 1 of 2

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

Florida Senate - 2010

SB 292

15-00429-10

2010292\_\_

30           (a) When it has been protected by substantial enclosure.  
31           (b) When it has been usually cultivated or improved.  
32           (3) A person claiming adverse possession under this section  
33   must send, via certified mail, to the owner of record of the  
34   property, as identified by the records of the property  
35   appraiser, a copy of the return filed with the property  
36   appraiser and must submit proof of the mailing to the property  
37   appraiser. If the property appraiser does not receive proof of  
38   the mailing within 15 business days after the filing of the  
39   return, the property appraiser shall cancel the return and  
40   remove the person from the tax roll related to the property that  
41   is the subject of the return. This section does not apply if an  
42   owner of record cannot be ascertained in the records of the  
43   property appraiser and located by reasonable means.  
44           Section 2. This act shall take effect July 1, 2010.

Page 2 of 2

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

# Origination in the Senate...

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- Bill filed with Secretary
    - Numbered and Printed
  
  - First reading by publication in Journal
  
  - President refers to Committee or Committees
-

# Origination in the Senate...

10/21/2009 Session : Bills : flsenate.gov

Select Year:  Select Chamber:

Jump To: [Bill Text \(1\)](#) | [Amendments \(0\)](#) | [Staff Analysis \(0\)](#) | [Vote History \(0\)](#) | [Citations](#)

[◀ Previous Senate Bill](#) [Next Senate Bill ▶](#)

**Senate 0292: Relating to Adverse Possession/Property**

**S292 GENERAL BILL by Dockery**  
**Adverse Possession/Property:** Requires a person seeking property by adverse possession to send to the property owner of record a copy of the return filed with the property appraiser. Requires the property appraiser to cancel the return if the person does not submit proof of the mailing. Provides an exception. EFFECTIVE DATE: 07/01/2010. 10/05/09 SENATE Filed

**Bills**

Version:	Posted:	Format:
S 0292	10/05/2009	<a href="#">Web Page</a>   <a href="#">PDF</a>

**Committee Amendments**  
NO COMMITTEE AMENDMENTS AVAILABLE

**Floor Amendments**  
NO FLOOR AMENDMENTS AVAILABLE

**Bill Analyses**  
NO BILL ANALYSES AVAILABLE

**Vote History - Floor**  
NO VOTE HISTORY AVAILABLE

**Citations - Statute**

[0095.18](#)

**Citations - Constitution**

NO CONSTITUTION CITATIONS FOUND FOR SENATE BILL 0292.

flsenate.gov/session/index.cfm?p=2&B... 1/2

# Origination in the Senate...

10/21/2009 Committees : Committee Pages : flsenate...  
2008-2010 Senate and Joint Committees (See Senate Rule 2.2)

## Alphabetical Listing of Committees

[View Committees Grouped By Policy and Steering Committees](#)

### Policy and Steering Committees

[Policy and Steering Committee on Commerce and Industry](#) CPSC  
[Policy and Steering Committee on Energy, Environment, and Land Use](#) EPSC  
[Policy and Steering Committee on Governmental Operations](#) GPSC  
[Policy and Steering Committee on Social Responsibility](#) SPSC  
[Policy and Steering Committee on Ways and Means](#) WPSC

### Standing Committees

[Agriculture](#) AG  
[Banking and Insurance](#) BI  
[Children, Families, and Elder Affairs](#) CF  
[Commerce](#) CM  
[Communications, Energy, and Public Utilities](#) CU  
[Community Affairs](#) CA  
[Criminal and Civil Justice Appropriations](#) JA  
[Criminal Justice](#) CJ  
[Education Pre-K - 12](#) ED  
[Education Pre-K - 12 Appropriations](#) EA  
[Environmental Preservation and Conservation](#) EP  
[Ethics and Elections](#) EE  
[Finance and Tax](#) FT  
[General Government Appropriations](#) GA  
[Governmental Oversight and Accountability](#) GO  
[Health and Human Services Appropriations](#) HA  
[Health Regulation](#) HR  
[Higher Education](#) HE  
[Higher Education Appropriations](#) HE  
[Judiciary](#) JU  
[Military Affairs and Domestic Security](#) MS  
[Reapportionment](#) RE  
[Regulated Industries](#) RI  
[Rules](#) RC  
[Transportation](#) TR

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10/21/2009 Committees : Committee Pages : flsenate...  
[Transportation and Economic Development Appropriations](#) TA

## Select Committees

[Select Committee on Florida's Economy](#) SFE  
[Select Committee on Florida's Inland Waters](#) SFW

## Joint Committees

[Florida Legislative Committee on Intergovernmental Relations](#) LCIR  
[Joint Administrative Procedures Committee](#) JAPC  
[Joint Committee on Public Counsel Oversight](#) JCPO  
[Joint Legislative Auditing Committee](#) JCLA  
[Joint Legislative Committee on Everglades Oversight](#) JCEO  
[Joint Legislative Sunset Committee](#) JCSO

## Other Legislative Entities

[Joint Legislative Budget Commission](#) JLCB

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# Origination in the Senate...

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## □ Committees:

- [Policy and Steering Committee on Commerce and Industry](#) CPSC
  - [Policy and Steering Committee on Energy, Environment, and Land Use](#) EPSC
  - [Policy and Steering Committee on Governmental Operations](#) GPSC
  - [Policy and Steering Committee on Social Responsibility](#) SPSC
  - [Policy and Steering Committee on Ways and Means](#) WPSC
  - [Agriculture](#) AG
  - [Criminal and Civil Justice Appropriations](#) JA
  - [Criminal Justice](#) CJ
  - [Education Pre-K - 12](#) ED
  - [Education Pre-K - 12 Appropriations](#) EA
  - [Environmental Preservation and Conservation](#) EP
  - [Ethics and Elections](#) EE
  - [Finance and Tax](#) FT
  - [General Government Appropriations](#) GA
  - [Governmental Oversight and Accountability](#) GO
  - [Health and Human Services Appropriations](#) HA
  - [Health Regulation](#) HR
  - [Higher Education](#) HE
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# Origination in the Senate...

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- [Rules](#) *RC*
  - [Military Affairs and Domestic Security](#) *MS*
  - [Transportation](#) *TR*
  - [Transportation and Economic Development Appropriations](#) *TA*
  - Select Committees
  - [Select Committee on Florida's Economy](#) *SFE*
  - [Select Committee on Florida's Inland Waters](#) *SFW*
  - Joint Committees
  - [Florida Legislative Committee on Intergovernmental Relations](#) *LCIR*
  - [Joint Administrative Procedures Committee](#) *JAPC*
  - [Joint Committee on Public Counsel Oversight](#) *JCPO*
  - [Joint Legislative Auditing Committee](#) *JCLA*
  - [Joint Legislative Committee on Everglades Oversight](#) *JCEO*
  - [Joint Legislative Sunset Committee](#) *JCSC*
  - Other Legislative Entities
  - [Joint Legislative Budget Commission](#) *JCLB*
-

# Origination in the Senate...

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- Prior to Committee Hearings
    - Committee Staff Researches and Creates a Staff Analysis.
-

# Origination in the Senate...

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## At Committee Hearings

### Bill is reported:

Favorably

Favorably with Amendments

Favorably with Committee Substitute, or

Unfavorably

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# Origination in the Senate...

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- Policy and Steering Committees set Special Order Calendars for Chamber consideration
  
  - In Chamber:
    - Bill read second time
      - Engrossed, if amended
    - Bill read third time, then debate and vote
      - Engrossed, if amended
-

# Origination in the Senate...

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- ❑ Once passed, Bill is delivered to House of Representatives Clerk
  - ❑ Bill read first time and Speaker assigns to committee or committees
-

# Origination in the Senate...

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- Committees in House:
    - 9 Standing Councils in the House
    - Of the 9, 7 Cover broad areas focused on economic expansion, the environment, governmental efficiency, healthcare, employment, safety and education.
    - Each Council has 4 Committees under its jurisdiction.
-

# Origination in the Senate...

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## At House Committee Hearings

### Bill is reported:

Favorably

Favorably with Amendments

Favorably with Committee Substitute, or

Unfavorably

---

# Origination in the Senate...

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- Second Reading of Bill
    - May be amended
  
  - Third Reading of Bill
    - Debated
    - May be amended
    - Roll Call and Vote
  
  - If Passed, Returned to Senate
    - with or without amendments
-

# Origination in the Senate...

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- ❑ Returned to Senate without Amendments
    - To Senate Enrolling as an Act
    - Then, sent to Governor
  
  - ❑ Returned to Senate with Amendments
    - If Senate concurs:
      - ❑ Sent to Senate Engrossing
      - ❑ Then, Senate Enrolling
      - ❑ Then, sent to Governor
-

# Origination in the Senate...

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- ❑ Returned to Senate with Amendments, cont.
    - If Senate refuses to concur:
      - ❑ Sent to Conference Committee for both the House and Senate members  
(majority of each must agree to report)
  
  - ❑ Senate and House must adopt conference report in its entirety for bill passage
    - Bill sent to Engrossing and Enrolling
    - Then, sent to Governor
-

# Origination in the Senate...

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## Governor

### ■ Sends to Secretary of State

- With Signature, or

- Without Signature

### ■ Or Governor vetoes

- 2/3 vote in House and Senate overrides veto

- If veto overridden, sent to Secretary of State

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# Origination in the Senate...

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- The Act becomes effective:
    - On 60th day after adjournment sine die,
    - On specified date, or
    - Upon Governor's signature
-

# Origination in the House of Representatives...

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- ❑ Concerned citizen, legislature or group suggests legislation
  - ❑ Senator decides to introduce a bill
  - ❑ Bill drafting service writes bill or reviews it for style
-

# Origination in the House of Representatives...

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- ❑ Bill numbered and filed
  - ❑ "First Reading" by publication in *Journal*
  - ❑ Bill referred by Speaker to Council or Calendar of the House
-

# Origination in the House of Representatives...

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- Bill is referred by Council Chair to Committee or Bill goes directly to Council:
  
  - If Bill is referred by Council Chair to Committee:
    - Agendaed and noticed by Committee for hearings
    - Then Committee reports action to Council:
      - Favorably,
      - Favorably with amendments,
      - Favorably with recommended Council substitute, or
      - Unfavorably
-

# Origination in the House of Representatives...

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- Bill is agendaed and noticed by Council for hearings
    - Bill is reported
      - Favorably, or
      - Favorably with Council Substitute
        - Then Bill Placed on House Calendar
    - Or Bill is reported Unfavorably
      - And bill is killed
-

# Origination in the House of Representatives...

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- Rules & Calendar Council place Bill on Special Order Calendar for Chamber consideration
  
  - "Second Reading" in Chamber
    - May be amended
  
  - "Third Reading" in Chamber
    - Bill debated
    - Roll call vote on passage
      - If passed transmit by message to Senate Secretary for Senate process
-

# Origination in the House of Representatives...

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- Returned to House from Senate with or without Amendments
    - If returned without Amendments bill is sent to Enrollment as an Act
    - If returned with Amendments House can:
      - Concur,
      - Further Amend, or
      - Refuse to concur
-

# Origination in the House of Representatives...

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- ❑ If House concurs: sent to Enrollment as an Act
  
  - ❑ If House further amends: sent back to Senate
  
  - ❑ If House refuses to concur: sent to Conference Committee for both House and Senate members
    - Senate and House must adopt conference report in its entirety for Bill passage
    - If passed: sent to Enrollment as an Act
-

# Origination in the House of Representatives...

---

- From Enrollment sent to Governor
    - Governor sends to Secretary of State
      - With Signature, or
      - Without Signature
    - Or Governor vetoes
      - 2/3 vote in House and Senate overrides veto
      - If veto overridden, sent to Secretary of State
-

# Origination in the House of Representatives...

---

- The Act becomes effective:
    - On 60th day after adjournment sine die,
    - On specified date, or
    - Upon Governor's signature
-