

Department of Economic Opportunity's 2016-2017 Annual Regulatory Plan

Pursuant to section 120.74, Florida Statutes (2016), the Department of Economic Opportunity (DEO or Agency) has prepared the following Annual Regulatory Plan (ARP).

Section 120.74(1)(a), Florida Statutes

The plan must include a listing of each law enacted or amended during the previous 12 months which creates or modifies the duties or authority of the agency. The following Laws of Florida and Florida Statutes were enacted or amended during the previous 12 months that create or modify the duties or authority of the agency:

A) Chapter 2016-022 Division of Community Development

This law requires ColdFusion service-side programming changes to the Official List of Special Districts to exclude inactive special districts from all lists and requires numerous updates to the Florida Special District Handbook, the program website, and other technical assistance materials.

The agency does not have to adopt rules related to this law, but will be required to exclude inactive special districts from the Official List of Special Districts and specify that certain dependent special districts may be reviewed by specified local general purpose governments.

B) Chapter 2016-003 General Services, Communications, Workforce Services, Visit Florida

This bill creates section 413.801(10), Florida Statutes, which requires the agency to establish the Florida Unique Abilities Partner Program to designate a business entity as a Florida Unique Abilities Partner if the business entity demonstrates commitment, through employment or support, to the independence of individuals who have a disability.

The agency is required to engage in rulemaking to implement this law. On August 4, 2016, the agency published a Notice of Rule Development in Volume 42, Number 151 of the Florida Administrative Register, for Rule 73B-4.001, Unique Abilities Partnership Program. On September 22, 2016, the agency published a Notice of Proposed Rule in Volume 42, Number 185 of the Florida Administrative Register.

C) Chapter 2016-216, Workforce Development

This law amends section 20.60, Florida Statutes, to require CareerSource, Florida, Inc., prepare and submit its plan every four years, instead of every five years. It also requires the agency to act in a support capacity to CareerSource Florida in implementing the Workforce Innovation and Opportunity Act, including preparing and submitting unified budget requests for workforce development in accordance with chapter 216, Florida Statutes, for, and in conjunction with, CareerSource Florida and its board; disseminating all program and fiscal instructions to the local workforce development boards; and assisting with developing the four year statewide strategic

plan. It also changes membership of state and local boards and streamlines the required performance standards to align with the new federal core measure.

The agency does not have to adopt rules to implement the amendments included in this law as the Department's duties are in a supportive capacity to CareerSource Florida.

Section 120.74(1)(b), Florida Statutes (2016):

This section requires that the plan include a listing of each law not otherwise listed pursuant to subsection (a) which the agency expects to implement by rulemaking before the following July 1, except emergency rulemaking.

- A) On September 12, 2016, the agency published a Notice of Proposed Rule Development in Volume 42, Number 177 of the Florida Administrative Register for Rule 73B-5.001, Food Assistance Employment and Training Program. This rule will set forth the standards, forms, and notices necessary to implement Florida's Food Assistance and Training Program.
- B) On September 29, 2016, the agency published a Notice of Withdrawal in Volume 42, Number 190 of the Florida Administrative Register of proposed Rules 73B-3.001 and 73B-3.002. These rules were developed to implement the agency's requirements set forth in section 446.50, Florida Statutes, to enter into contracts and make grants to entities providing programs to displaced homemakers. The agency intends to revise, clarify, and republish Rules 73B-3.001 and 73B-3.002 by July 1, 2017.
- C) In addition, the agency is in the process of identifying unnecessary, obsolete, and redundant rules that can be repealed and/or consolidated and expects to identify and implement changes by July 1, 2017.

Section 120.74(1)(c), Florida Statutes (2016):

This section requires that the plan include any desired update to the prior year's regulatory plan or supplement published pursuant to subsection (7). The agency has no updates to the prior year's regulatory plan.

Section 120.74(1)(d), Florida Statutes

The agency head and the person acting as the principal legal advisor to the agency head certify the following:

1. The agency head and the principal legal advisor to the agency head have each reviewed this plan.
2. The agency regularly reviews all of its rules to determine if the rules remain consistent with the agency's rulemaking authority and laws implemented. This was most recently done in June 2016.



Cissy Proctor, Executive Director
Department of Economic Opportunity
Date: October 25, 2016



Jim Poppell, General Counsel
Department of Economic Opportunity
Date: October 25, 2016