

## Agency for Persons with Disabilities

### 2023-2024 Annual Regulatory Plan

Pursuant to s. 120.74(1), F.S., the Agency for Persons with Disabilities hereby submits the following Annual Regulatory Plan addressing the statutes amended that address the Agency and any rulemaking the Agency intends to partake in prior to July 1, 2024. Table 1, below, provides information required pursuant to s. 120.74(1)(a), F.S., regarding laws enacted or amended in the previous 12 months which creates or modifies the duties or authority of the agency. Table 2 provides information required pursuant to s. 120.74(1)(b), F.S.

**Table 1: Laws Enacted or Amended during the Previous 12 Months that Create or Modify the Duties or Authority of the Agency**

Law Enacted or Amended (last 12 months)	Florida Statute (modified or created)	Must Agency adopt rules to implement new laws?	Rule impacted	If rulemaking is necessary, has Notice of Development been published in the FAR?	Expected publication date for Notice of Proposed Rulemaking	If Rulemaking is not necessary, explain.
Ch. 2023-273 Laws of Florida	s. 393.063, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 393.065, F.S.	No	65G-1.010 1.046, 1.047, 65G-11.004, 65G-4.015, 4.016, 4.017, 4.0215	n/a	n/a	The phrasing, “waiting list” or “wait list” will be changed to “preenrollment” by technical change letter.

Law Enacted or Amended (last 12 months)	Florida Statute (modified or created)	Must Agency adopt rules to implement new laws?	Rule impacted	If rulemaking is necessary, has Notice of Development been published in the FAR?	Expected publication date for Notice of Proposed Rulemaking	If Rulemaking is not necessary, explain.
Ch. 2023-273 Laws of Florida	s. 393.0651, F.S.	No	65G-4.016	n/a	n/a	The phrasing, “waiting list” or “wait list” will be changed to “preenrollment” by technical change letter.
Ch. 2023-273 Laws of Florida	s. 393.0655, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 393.067, F.S.	Yes	Amending 65G-2.001 and 2.014 New rules: 2.019, 2.020, 2.021, F.A.C.	Yes Vol. 49/129 as to 65G-2.001, 2.019, 2.020, and 2.021. 65G-2.014 to be included with comprehensive Group Home licensing rules update	November, 2023	
Ch. 2023-273 Laws of Florida	s. 393.0673, F.S.	Yes	Amending 65G-2.001 and 2.014. New rules: 2.019, 2.020, 2.021, F.A.C.	Yes Vol. 49/129 Yes Vol. 49/129 as to 65G-2.001, 2.019, 2.020, and 2.021. 65G-2.014 to	November, 2023	

Law Enacted or Amended (last 12 months)	Florida Statute (modified or created)	Must Agency adopt rules to implement new laws?	Rule impacted	If rulemaking is necessary, has Notice of Development been published in the FAR?	Expected publication date for Notice of Proposed Rulemaking	If Rulemaking is not necessary, explain.
				be included with comprehensive Group Home licensing rules update		
Ch. 2023-273 Laws of Florida	s. 393.0678, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 393.135, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 393.18, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 394.875, F.S.	No	None	n/a	n/a	Statute is self-implementing

<b>Law Enacted or Amended (last 12 months)</b>	<b>Florida Statute (modified or created)</b>	<b>Must Agency adopt rules to implement new laws?</b>	<b>Rule impacted</b>	<b>If rulemaking is necessary, has Notice of Development been published in the FAR?</b>	<b>Expected publication date for Notice of Proposed Rulemaking</b>	<b>If Rulemaking is not necessary, explain.</b>
Ch. 2023-273 Laws of Florida	s. 383.141, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 400.063, F.S.	No	None	n/a	n/a	Statute is self-implementing
Ch. 2023-273 Laws of Florida	s. 1002.394, F.S.	No	None	n/a	n/a	Statute is self-implementing

**Table 2: Laws not listed in (1)(a) that the Agency Expects to Implement by Rulemaking before July 1, 2024**

<b>Laws not listed in (1)(a) expected for implementation by rulemaking before July 1, 2024</b>	<b>Section Title</b>	<b>Intended purpose for rulemaking</b>	<b>Rule Chapter (Rules)</b>	<b>Description of Action to be Taken</b>
ss. 393.067 and 393.0673	Licensure of Residential Facilities	Clarify, simplify, and increase efficiency	65G-2 (Amending 2.001-2.017, all rules under review)	Amending rules that establish minimum standards for facilities and programs licensed under 393.067, minimum standards of quality and adequacy of client care, incident reporting requirements, and criteria for evaluating the severity of violations and for determining appropriate disciplinary action.

**Updates to 2022-2023 Regulatory Plan**

**Table 3: 2022-2023 Laws enacted or Amended within the previous 12 months – NPRM Has Not Been Published**

<b>Law</b>	<b>Notice of Rule Development Citation</b>	<b>If the Agency determined that rulemaking is unnecessary, explanation of reason why the law may be implemented without rulemaking.</b>
n/a	n/a	n/a

**Other Updates to 2023-2024 Annual Regulatory Plan: n/a**


**CERTIFICATION - s. 120.74(1)(d)**

I, Taylor Hatch, Director, hereby certify that I have reviewed the Agency's annual regulatory plan and that all agency rules have been reviewed within the preceding 12 months to determine if the rules remain consistent with the Agency's rulemaking authority and laws implemented.

Signature:   
Taylor Hatch, Director

Date: 10/3, 2023

I, Francis Carbone, General Counsel, hereby certify that I have reviewed the Agency's annual regulatory plan and that all agency rules have been reviewed within the preceding 12 months to determine if the rules remain consistent with the Agency's rulemaking authority and laws implemented.

Signature:   
Francis Carbone, General Counsel

Date: 10/3, 2023