



REGULATORY PLAN ANNUAL REPORT 2017

Department of Children and Families
Office of the General Counsel

Mike Carroll
Secretary

Rick Scott
Governor

TABLE OF CONTENTS

	Page
Certification by Secretary and General Counsel.....	3
Executive Summary.....	4
Laws Creating or Modifying Department Duties or Authority	5
Other Laws Expected to Be Implemented by Rulemaking..... before July 2018	16
Update to Prior Year's Regulatory Plan.....	27
Rulemaking Not Initiated by July 2017 for Laws..... Previously Reported in 2016 Regulatory Plan	27



CERTIFICATION PER SECTION 120.74(1)(d), FLORIDA STATUTES

WE HEREBY CERTIFY that:

We have reviewed the Regulatory Plan published by the Department of Children and Families for 2017.

The Department regularly reviews all of its rules and most recently completed a review of its rules as of July 1, 2017, to determine if they remain consistent with the Department's rulemaking authority and the laws implemented.



Mike Carroll, Secretary

4-10-18

Date



John Jackson, Acting General Counsel

4-3-18

Date

EXECUTIVE SUMMARY

Section 120.74, Florida Statutes, requires agencies to prepare a Regulatory Plan that:

- 1) reports on laws enacted in the past twelve months that create or modify an agency's duties or authority
- 2) reports on other laws expected to be implemented by the agency before that following July
- 3) provides an update of the prior year's Regulatory Plan identifying rulemaking not initiated by July of the current reporting year
- 4) reports on rulemaking not initiated for laws previously reported as requiring rulemaking

This Regulatory Plan identifies several sections of Laws of Florida from the 2017 Legislative Session that create or modify the department's duties or authority and whether these sections require rulemaking to implement them. These sections apply to the following program offices at the department: Office of Child Welfare, Substance Abuse and Mental Health, and Economic Self-Sufficiency. The department also outlined the Florida Administrative Rules that will be updated and amended before July 2018. The program offices with planned administrative rule amendments are Office of Child Welfare, Substance Abuse and Mental Health, Economic Self-Sufficiency, Office of Child Care Regulation, and Office of Appeal Hearings.

This report certifies that there are no updates to last year's report, and that there are no rulemaking notices on last year's report that was not initiated before July 1, 2017.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017**

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking is implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-8 s. 409.1451, F.S	No	No	N/A	N/A	
2017-8 s. 39.6035, F.S	No	No	N/A	N/A	The Keys to Independence Act was a pilot program for the last three years. The program was contracted out to the CBC of Central Florida, a process was established and the program ran well. A contract to extend the program is currently out for bids. Rulemaking is not necessary to implement the changes.
2017-8 s. 39.701, F.S.	No	No	N/A	N/A	The amendment requires the department to include the child's options to obtain a driver's license in the transition plan. Rulemaking is not necessary to implement the change.
2017-23 s. 39.524, F.S.	No	Yes	Unknown at this time	Unknown at this time	This amendment requires the department to include in the social study report for judicial review verification that the child has information on how to obtain a driver's license or a learner's permit. Rulemaking is not necessary to implement the change.
2017-23 s. 409.1678, F.S.	No	No	N/A	N/A	Chapter 65C-43, F.A.C., already exists to address the statutory requirements. Changes to this statute from 2017 will require minor amendments to the rule.
2017-23 s. 409.1754, F.S.	No	No	N/A	N/A	The statute does mandate rulemaking, but this mandate was already in the statute. Consequently, rules have already been adopted in 65C-43, F.A.C. The amendment only made minor changes, so further rulemaking is not necessary.
					The statute does include mandatory rulemaking, but this mandate was already a part of the statute. Consequently, rules have already been adopted in 65C-43, F.A.C.
					The changes to s.409.1754 F.S. were addressed in an update to CFOP 170-14. CFOP (Operating Procedure) 170-14 addresses previous requirements of MDT (Multidisciplinary) staffings (from HB7141 in 2014) for potential human trafficking cases and updates to statute only required minor changes to this CFOP.

THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-129 Section 3 394.9082, F.S.	No	No	N/A	N/A	
2017-129 Section 6 409.904, F.S.	No	No	N/A	N/A	The law requires the department to post certain acute care services on its website. The law affects internal department operations and can be implemented by changes in internal policies and/or operating procedures. Rulemaking is not necessary to implement the changes.
2017-140 s. 409.1451, F.S.	No	Yes	Volume 42, Number 213	Volume 43, Number 214	Rulemaking is not necessary to implement the statutory changes, although the statute's references in s. 409.904, F.S. were updated, therefore the department must update the citations listed in 65A-1
2017-151 s. 39.01, F.S.	Yes	Yes	Volume 43, Number 193	Volume 32, Number 194	This amendment expands the list of people defined as qualified state employees. There will need to be a change in a form incorporated by reference in Rule 65C-16.021.
2017-151 s. 39.013, F.S.	No	No	N/A	N/A	This statutory change amends the age for which the court may retain legal jurisdiction from 21 to 22 if the child has a disability. Rulemaking is not necessary to implement the change. Although we will update the definition of CMAT in 65C-30 to reflect the age of 22 instead of 21.
2017-151 s. 39.202, F.S.	No	No	N/A	N/A	This statutory change allows for the release of confidential child welfare information in regard to employment screening for caregivers in residential group homes. Rulemaking is not necessary to implement the change.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017**

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 39.301, F.S.	No	No	N/A	N/A	This statute provides guidance on the implementation of separate safety plans for the alleged perpetrator in investigations involving domestic violence when the alleged perpetrator is not a parent of any child in the home. This statute also provides clarification for when a child protective investigator must seek injunctions against alleged perpetrators of domestic violence who are not parents of any child in the home.
2017-151 s. 39.302, F.S.	No	No	N/A	N/A	The changes added the requirement for child protective investigators to assess the safety of additional children entering the home after initial investigative activities have been conducted. This includes an infant born into a family under investigation or a new child moves into the home.
2017-151 s. 39.402, F.S.	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes. The statutory changes in this section allow for the use of investigative findings for employment screening purposes for residential group home employees if the home is licensed under s. 409.145(2)(e), F.S. Rulemaking is not necessary to implement the changes.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017
2017 Report**

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 39.503, F.S.	No	No	N/A	N/A	The court is now required to seek additional information to help determine whether a putative father has been identified by birth certificate, established by court order, or determined by the Department of Revenue. Diligent searches for a missing parent are now required to include a check of the putative father registry. The court may proceed without further notice if the check fails to locate a parent or prospective parent. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.504, F.S.	No	No	N/A	N/A	If a dependency proceeding is before the court and an injunction for protection is sought on behalf of a child, the dependency court judge must also hear the injunction proceeding regarding the child. If the alleged offender cannot be located after a diligent search, the court may enter the injunction on the sworn petitions, testimony or an affidavit and any other relevant and material evidence before the court despite the unavailability of the alleged offender. Rulemaking is not necessary to implement the changes.

THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017
2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 39.507, F.S.	No	No	N/A	N/A	These changes provide exclusions to supplemental findings when a second parent has been served and added to the petition after an adjudicatory hearing has been concluded. The court is not required to conduct an evidentiary hearing for the second parent in order to supplement the adjudicatory or disposition orders or the case plan if the parent had been served with notice and the other parent consented or admitted to the allegations in the dependency petition.
2017-151 s. 39.5085, F.S.	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes. This section prohibits relative caregiver payments to a relative or non-relative caregiver if the child's parent or step-parent resides in the home. This exclusion does not apply when the payment is for a minor parent or a minor parent's child who is in care if both the children have been adjudicated dependent and meet all other eligibility requirements.
2017-151 s. 39.521, F.S	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes. Modification of s. 39.521, F.S., requires the department to file and serve a Case Plan and Family Functioning Assessment (FFA) within 72 hours before the disposition hearing if the disposition occurs on or after the 60 th day a child was placed in out-of-home care, or within 72 hours of the Case Plan acceptance hearing if the disposition hearing occurs before the 60 th day after a child is placed in out-of-home care.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017
2017 Report**

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 39.522, F.S.	No	No	N/A	N/A	This section changes the criteria for returning a child home (from out-of-home care) to the parent or legal guardian's home. The criteria used to be substantial compliance, but now the statute requires that the conditions for return have been met and that the child would be safe with an in-home safety plan.
2017-151 s. 39.523, F.S.	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes.
2017-151 s. 39.6011, F.S	No	No	N/A	N/A	This section establishes an assessment process for all children placed in out-of-home care to determine the level of care needed by the child and to match the child with the most appropriate placement
2017-151 s. 39.6012, F.S.	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes.
2017-151 s. 39.6035, F.S.	No	No	N/A	N/A	This section provides for the department to discuss confidential information during the case planning conference requiring all participants in attendance to maintain the confidentiality of information shared. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.621, F.S.	No	No	N/A	N/A	This section provides for the case plan to include a requirement for a parent whose actions caused harm from substance misuse to submit to a substance abuse disorder assessment or evaluation and to comply with any treatment or services identified as a result of the assessment/evaluation.
2017-151 s. 39.621, F.S.	No	No	N/A	N/A	Rulemaking is not necessary to implement the changes.
2017-151 s. 39.621, F.S.	No	No	N/A	N/A	The statute only adds the requirements as to who receives a transition plan and how they receive them. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.621, F.S.	No	No	N/A	N/A	A new goal was added to this section: Maintain and Strengthen. Rulemaking is not necessary to implement these changes.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017**

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 39.6221, F.S.	No	No	N/A	N/A	This section excludes the requirements of s. 61.13001 from applying to permanent guardianship established under this section. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.701, F.S.	No	No	N/A	N/A	This section provides for the completion of pre-birth or new child assessments when a newborn or an additional child not previously living in the home enters the household. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.801, F.S.	No	No	N/A	N/A	This section provides for the notice of petition for termination of parental rights to all prospective fathers including when an individual is identified by diligent search of the Florida Putative Father Registry. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.803, F.S.	No	No	N/A	N/A	This section has specific language. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.806, F.S.	No	No	N/A	N/A	This section has specific language. Rulemaking is not necessary to implement the changes.
2017-151 s. 39.811, F.S.	No	No	N/A	N/A	This section has specific language. Rulemaking is not necessary to implement the changes.
2017-151 Section 26 394.463, F.S.	No	No	N/A	N/A	The statute provision is very brief, clear, and concise. Rulemaking is not necessary to implement the changes.
2017-151 Section 27 394.463, F.S.	No	No	N/A	N/A	The law creates a task force in the department and requires the task force to submit a report. Both activities affect internal department operations and can be implemented by changes in internal policies and/or operating procedures. Rulemaking is not necessary to implement the changes.

**THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017**

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-151 s. 402.40, F.S.	Yes	Yes	Volume 43, Number 208	Volume 44, Number 38	
2017-151 s. 409.16742	No	No	N/A	N/A	This new section provides for the establishment of a pilot program to provide substance exposed newborns and their families residential services in which an entire family in need may be placed with a host family trained to mentor and support the biological parents as they develop skills and supports for independent living. No rulemaking is needed to implement this section.
2017-173 Section 2 397.311, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 3 397.401, F.S.	No	No	N/A	N/A	No rulemaking is necessary to implement the statute because the language is clear and specific. Statute changes a violation from a misdemeanor to a felony. A rule would not add meaning and rulemaking is not required to reconcile existing rules to the law.
2017-173 Section 4 397.405, F.S. renumbered as 397.4012, F.S.	No	No	N/A	N/A	Statute simply renumbers 397.405 to 397.4012, and renumbers 397.311(25) to 397.311(26). No rulemaking is necessary to implement the statute because the language is clear and specific. A rule would not add meaning and rulemaking is not required to reconcile existing rules to the law.
2017-173 Section 5 397.406, F.S. renumbered as 397.4014, F.S.	No	No	N/A	N/A	Statute simply renumbers 397.406 as 397.4014. No rulemaking is necessary to implement the statute because the language is clear and specific. A rule would not add meaning and rulemaking is not required to reconcile existing rules to the law.
2017-173 Section 6 397.403, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	

THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-173 Section 7 397.407, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 8 397.451, F.S. renumbered to 397.4073, F.S.	NO	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 9 397.461 F.S. renumbered to 397.4075 F.S.	No	No	N/A	N/A	Statute only renumbers 397.461 to 397.4075. No rulemaking is necessary to implement the statute because the language is clear and specific. A rule would not add meaning and rulemaking is not required to reconcile existing rules to the law.
2017-173 Section 10 397.410, F.S.	Yes	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 11 397.419, F.S. renumbered to 397.4103, F.S.	No	No	N/A	N/A	Statute only renumbers 397.419 to 397.4103. No rulemaking is necessary to implement the statute because the language is clear and specific. A rule would not add meaning and rulemaking is not required to reconcile existing rules to the law.
2017-173 Section 12 397.411 F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 13 397.415, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	

THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017

2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-173 Section 14 397.471, F.S.	No	No	N/A	N/A	The statute only repeals section 397.471, F.S. No rulemaking is necessary because the language is clear and specific.
2017-173 Section 15 397.4873, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 16 397.501, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 17 397.55, F.S.	No	Yes	Volume 43, Number 195	Volume 43, Number 250	
2017-173 Section 28 394.4573, F.S.	No	No	N/A	N/A	Amendment revises reference in statute from subsection 397.311(9), F.S., to 397.311(10). No rulemaking is necessary to implement the statute because the language is clear and specific.
2017-173 Section 29 394.9085, F.S.	No	No	N/A	N/A	The amendment revised statutory citations only. No rulemaking is necessary to implement the statute because the language is clear and specific.
2017-173 Section 30 397.416, F.S.	No	No	N/A	N/A	The amendment revised statutory citations only. No rulemaking is necessary to implement the statute because the language is clear and specific.
2017-173 Section 31 397.753, F.S.	No	No	N/A	N/A	The amendment revised statutory citations only. No rulemaking is necessary to implement the statute because the language is clear and specific.

THE FOLLOWING LAWS ENACTED OR AMENDED DURING THE PREVIOUS 12 MONTHS CREATE OR MODIFY THE DUTIES OR AUTHORITY OF THE DEPARTMENT
REPORTING PERIOD: October 2016 through September 2017
2017 Report

Citation to law creating or modifying department duties or authority.	Must the department Adopt Rules to Implement this Law?	Is rulemaking necessary to implement the law?	If rulemaking necessary to implement law:		If rulemaking is not necessary to implement the law, the reasons why the law may be implemented without rulemaking
			Notice of rule development posted in FAR.	Expected date to publish a notice of proposed rule	
2017-183 Section 1 916.185, F.S.	No	No	N/A	N/A	The statute adds an additional county to the list of Florida counties that are permitted to implement a Forensic Hospital Diversion Pilot Program. The additional authority in this statute can be implemented through contract. No rulemaking is necessary to implement the change.

Listing of Upcoming Rulemaking Expected to Commence (Notice of Rulemaking) Before July 2018			
Program Name	Department of Children and Families Office of Economic Self Sufficiency		
Rule Number	Statute Implemented	Adoption/Amendment/Repeal	Effect of Rulemaking
65A-2.036	409.212	Amendment	The rulemaking is necessary to clarify information already existing in the rule.
65A-1.205	409.903, 409.904, 409.919, 414.045, 414.095, 414.31, 414.41	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.
65A-1.701	409.902, 409.903, 409.904, 409.906, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.
65A-1.702	409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify

				information contained in the federal regulations.
	65A-1.703	409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.
	65A-1.704	409.902, 409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.
	65A-1.705	409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.
	65A-1.707	409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid

					Program. This rulemaking is necessary to clarify information contained in the federal regulations.
	65A-1.708	409.903, 409.904, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.	
	65A-1.716	409.902, 409.903, 409.904, 409.906, 409.919	Amendment	This rulemaking is necessary to implement parts of the Medicaid State Plan and various provisions of federal statutes and regulations that govern the Medicaid Program. This rulemaking is necessary to clarify information contained in the federal regulations.	
	65A-1.603	414.45	Amendment	This rulemaking is necessary to implement parts of the Supplemental Nutrition Assistance Program (SNAP) and various provisions of federal statutes and regulations that govern the program. The rule is necessary to clarify information contained in the federal regulations.	

Listing of Upcoming Rulemaking Expected to Begin (Notice of Rulemaking) Before July 2018			
Program Name	Department of Children and Families Office of Appeal Hearings		
Rule Number	Statute Implemented	Adoption/Amendment/Repeal	Purpose of Rulemaking
65-2.042	409.285	Amendment	Clarify and increase efficiency
65-2.043	409.285	Amendment	Clarify
65-2.044	409.285	Amendment	Clarify
65-2.045	409.285	Amendment	Clarify
65-2.046	409.285	Amendment	Clarify and increase efficiency
65-2.047	409.285	Amendment	Clarify
65-2.048	409.285	Amendment	Clarify and delete obsolete
65-.2.049	409.285	Amendment	Clarify
65-2.050	409.285	Amendment	Clarify
65-2.056	409.285	Amendment	Clarify and delete obsolete
65-2.057	409.285	Amendment	Clarify and increase efficiency
65-2.058	409.285	Amendment	Clarify
65-2.059	409.285	Amendment	Clarify and delete obsolete
65-2.060	409.285	Amendment	Clarify
65-2.061	409.285	Amendment	Clarify and increase efficiency
65-2.066	409.285	Amendment	Clarify and delete obsolete
65-2.068	409.285	Amendment	Clarify and delete obsolete
65-2.069	409.285	Amendment	Clarify and delete obsolete

Listing of Upcoming Rulemaking Expected to Begin (Notice of Rulemaking) Before July 2018

Program Name Department of Children and Families
Substance and Mental Health

Rule Number	Rule Title	Statute Implemented	Adoption/Amendment/Repeal	Purpose of Rulemaking
65E-4.015	Case Management	394.457, 394.4573, 394.4574, 394.67 FS.	Adoption	Increase efficiency, and improve coordination with other agencies
65E-5.100	Definitions	394.455, 394.457, 394.4655 FS.	Amendment	Clarify
65E-5.120	Forms	394.457(5) FS.	Amendment	Increase efficiency, and improve coordination with other agencies
65E-5.130	Continuity of Care Management System	394.4573(2) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.1301	Transfer Evaluations for Admission to State Mental Health Treatment Facilities from Receiving Facilities	394.455(29), 394.461(2) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.1302	Admissions to State Treatment Facilities	394.4573(2) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.1303	Discharge from Receiving and Treatment Facilities	394.4573, 394.459(1), 394.460 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.140	Rights of Persons	394.459(1), (12), 394.4655 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.1601	General Management of the Treatment Environment	394.459(2), (11) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.1703	Emergency Treatment Orders for the Administration of Psychotropic Medications	394.459(3), 394.4598, 394.463(2)(f), 494.46715 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules

65E-5.1802	Maintenance of the Facility	394.459(4) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.230	Guardian Advocate	394.4598, 394.4598(4) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.2301	Health Care Surrogate or Proxy	394.4598, 765, Parts I, IV, 765.204 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.260	Transportation	394.462, 394.463 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.2601	Transportation Exception Plan	394.462(3) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.270	Voluntary Admission	394.4599, 394.4625, 400, 400.102(1) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.280	Involuntary Examination	394.463 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.2801	Minimum Standards for Involuntary Examination Pursuant to Section 394.463, F.S.	394, 394.463, 394.4655, 395 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.285	Involuntary Outpatient Placement	394.455, 394.455(18), 394.4599, 394.463, 394.4655, 394.4655(2)(a), 397.675 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.290	Involuntary Inpatient Placement	394.463(2)(e), 394.467, 397.675 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.300	Continued Involuntary Inpatient Placement at Treatment Facilities	394.463(2)(e), 394.467(7) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.310	Transfer of Patients among Facilities	394.4599, 394.4685 FS.	Repeal	Delete obsolete, unnecessary, or redundant rules

65E-5.601	Operation and Administration of State Mental Health Treatment Facilities	394.462, 394.4625, 394.463, 395 FS.	394.457(2), 394.459(5) FS.	Repeal	Delete obsolete, unnecessary, or redundant rules
65E-5.700	Voluntary Admission	394.4599, 394.4625, 400, 400.102(1) FS.		Adoption	Clarify
65E-5.710	Involuntary Examination	394.463 FS.		Adoption	Clarify
65E-5.720	Minimum Standards for Involuntary Examination Pursuant to Section 394.463, F.S.	394, 394.463, 394.4655, 395 FS.		Adoption	Clarify
65E-5.730	Minimum Standards for Treatment	394.459, 394.461, 394.467 FS.		Adoption	Simplify
65E-5.740	Coordination of Care with Other Service Providers	394.4573(2) FS.		Adoption	Improve coordination with other agencies
65E-5.750	Transfer Evaluations for Admission to State Mental Health Treatment Facilities from Receiving Facilities	394.455(29), 394.461(2) FS.		Adoption	Improve coordination with other agencies
65E-5.760	Admissions to State Mental Health Treatment Facilities	394.4573(2) FS.		Adoption	Improve coordination with other agencies
65E-5.770	Rights of Individuals	394, Part I, 394.455(9), (14), (15), 394.459(2), (3), (11), 394.4625(1)(f), 394.4655, 458.325, 765.401 FS.		Adoption	Clarify
65E-5.780	Emergency Treatment Orders for the Administration of Psychotropic Medications	394.459(3), 394.4598, 394.463(2)(f), 494.46715 FS.		Adoption	Clarify

65E-5.790	Health Care Surrogate or Proxy	394.4598, 765, Parts I, IV, 765.204 FS.	Adoption	Clarify
65E-5.7901	Guardian Advocate	394.4598, 394.4598(4) FS.	Adoption	Clarify
65E-5.800	Seclusion and Restraint for Behavior Management Purposes	394.457, 394.459, 394.879, 401.445 FS.	Adoption	Improve coordination with other agencies
65E-5.810	Transfer of Individuals Persons Among Facilities	394.4599, 394.4685 FS.	Adoption	Clarify
65E-5.820	Involuntary Outpatient Services	394.455, 394.455(18), 394.4599, 394.463, 394.4655, 394.4655(2)(a), 397.675 FS.	Adoption	Improve coordination with other agencies
65E-5.830	Involuntary Inpatient Placement	394.463(2)(e), 394.467, 397.675 FS.	Adoption	Clarify
65E-5.8301	Continued Involuntary Inpatient Placement at Treatment Facilities	394.463(2)(e), 394.467(7) FS.	Adoption	Clarify
65E-5.840	Discharge from Receiving and Treatment Facilities	394.4573, 394.459(11), 394.460 FS.	Adoption	Improve coordination with other agencies
65E-5.8401	Discharge of Individuals on Involuntary Status	394.463(3), 394.469 FS.	Adoption	Improve coordination with other agencies
65E-9.006	Program Standards	394.875	Amendment	Clarify. Improve coordination with other agencies
65E-12.103	Definitions	394.879(1)	Amendment	Clarify
65E-12.104	Licensing Procedure	394.879(1)	Amendment	Improve coordination with other agencies
65E-12.106	Common Minimum Program Standards	394.879(1)	Amendment	Improve coordination with other agencies
65E-16.001	Definitions	394.676	Adoption	Clarify
65E-16.002	Individual Eligibility Criteria	394.676	Adoption	Improve coordination with other agencies
65E-16.003	Provider Requirements	394.676	Adoption	Simplify
65E-16.004	Sanctions	394.676	Adoption	Clarify

Listing of Upcoming Rulemaking Expected to Begin (Notice of Rulemaking) Before July 2018				
Program Name	Department of Children and Families Office of Child Care Regulation			
Rule Number	Statute Implemented	Adoption/Amendment/Repeal	Purpose of Rulemaking	
65C-22.001	402.305, 402.309, 402.319, 402.3054, 402.3055, 402.308, 402.310	Amendment	Ensure consistency and update references to documents	
65C-22.007	402.305	Amendment	Ensure consistency and update references to documents	
65C-22.008	402.305	Amendment	Ensure consistency and update references to documents	
65C-22.009	402.281	Amendment	Ensure consistency and update references to documents	
65C-22.010	402.305, 402.310	Amendment	Ensure consistency and update references to documents	

Listing of Upcoming Rulemaking Expected to Begin (Notice of Rulemaking) Before July 2018

Program Name
 Department of Children and Families
 Office of Child Welfare

Rule Number	Statute Implemented	Adoption/Amendment/Repeal	Purpose of Rulemaking
65C-13.022	409.175	Amendment	Technical change
65C-13.023	39.0121, 39.0138, 409.175, 435.04, 435.05	Amendment	Clarify
65C-13.024	409.175	Amendment	Clarify.
65C-13.025	409.145, 409.175	Amendment	Clarify; simplify
65C-13.026	409.175	Amendment	Clarify
65C-13.027	409.175	Amendment	Clarify; simplify
65C-13.028	409.145, 409.175	Amendment	Clarify; simplify
65C-13.029		Repeal	Delete redundant rule
65C-13.030	409.145, 409.175	Amendment	Clarify; simplify
65C-13.031	409.175	Amendment	Clarify
65C-13.032	409.175	Amendment	Clarify
65C-13.033	39.4091, 409.175	Amendment	Clarify; simplify
65C-13.034	409.175	Amendment	Clarify
65C-13.035	409.175	Amendment	Clarify
65C-14.003	409.175	Amendment	Increase efficiency
65C-14.010	409.175	Amendment	Increase efficiency
65C-14.117	409.175	Adoption	Clarify
65C-14.118	409.175, 409.441	Adoption	Clarify
65C-15.003	409.175	Amendment	Clarify
65C-15.028	39.0138, 63.042, 63.092, 63.207, 409.175	Amendment	Clarify; improve coordination with other agencies
65C-16.013	409.166	Amendment	Clarify
65C-16.014	409.166	Amendment	Increase efficiency
65C-16.021	409.1664	Amendment	Clarify
65C-17.002	402.17	Amendment	Clarify
65C-17.003	402.17	Amendment	Clarify
65C-17.004	402.17	Amendment	Clarify
65C-17.005	402.17	Amendment	Clarify
65C-17.006	402.17	Amendment	Clarify
65C-28.011	39.0138, 39.401, 39.521	Amendment	Clarify
65C-28.015	39.407, 394.4781, 394.4785, 394.479	Amendment	Clarify
65C-29.003	39.301	Amendment	Increase efficiency

	65C-30.001	39.401, 39.5085, 39.521, 39.701, 409.145, 409.165, 409.401, 409.175	Amendment and Adoption	Clarify
	65C-30.016	39.6013, 39.701	Amendment	Clarify
	65C-30.018	39.521, 39.6011, 39.6012, 39.701	Amendment	Clarify, increase efficiency
	65C-30.019	39.0141	Amendment	Clarify, improve coordination with other agencies
	65C-35.001	39.407	Amendment	Clarify
	65C-35.013	39.407	Amendment	Clarify
	65C-42.004	409.1451	Amendment	Clarify

UPDATE TO PRIOR YEAR'S PLAN

None.

RULEMAKING NOT INITIATED BY JULY 1, 2017 FOR LAWS PREVIOUSLY REPORTED ON LAST YEAR'S PLAN

None.