

May 25, 2018

NOTICE OF RULE DEVELOPMENT

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-102.201

RULE TITLE: Notice of Proposed Rules

PURPOSE AND EFFECT: To remove duplicative statutory language from the rule and clarify the notification to inmates of rulemaking proceedings.

SUBJECT AREA TO BE ADDRESSED: Notice of Proposed Rules

RULEMAKING AUTHORITY: 120.54(3)(a), F.S.

LAW IMPLEMENTED: 120.54(3)(a), F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Nicole DiBartolomeo, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-102.201 Notification of Rulemaking to Affected Persons and Inmates ~~Notice of Proposed Rules.~~

(1) Prior notice of adoption, amendment or repeal of a rule shall be made available to persons or parties directly affected by the rule as required in Section 120.54(3), F.S.

~~(2) Notice to those directly affected by a proposed rule shall be by:~~

~~(a) A copy of the proposed rule shall be forwarded to the Joint Administrative Procedures Committee.~~

~~(b) Publication in the Florida Administrative Register at least 21 days prior to any proposed hearing.~~

~~(c) Posting notice of the intended action on the Department of Corrections website.~~

(2)(d) Notice to inmates shall be by posting a ~~Posting by~~ memorandum notice of the intended action on the inmate bulletin boards of all major institutions, annexes, work camps, road prisons, and work release centers throughout the state directing that complete proposed rules are available in each institutional library or office. A copy of the notice shall be circulated among the inmates in all disciplinary, administrative and close management confinement areas of all facilities.

Rulemaking Authority 120.54(3)(a) FS. Law Implemented 120.54(3)(a) FS. History—New 10-8-76, Amended 5-2-85, Formerly 33-12.01, Amended 8-13-97, Formerly 33-12.001, Amended 7-17-08, _____