

Department of Elder Affairs
2021-2022 Annual Regulatory Plan

	A	B	C	D	E	F	G	H	I	J	K
1		Law enacted or amended during previous 12 months which creates or modifies duties or authority of the Department. s.120.74(1)(a), F.S.	Must Rule be adopted to implement law? s.120.74(1)(a)1 , F.S.	If rulemaking is necessary to implement the law, is NORD published in FAR? If yes, provide citation (Vol. / No.) s. 120.74(1)(a)2.a. , F.S.	If rulemaking is necessary to implement the law, expected date of NOPR publication. s. 120.74(1)(a) 2.b., F.S.	Is rulemaking necessary to implement law? If no, please explain. S.120.74(1)(a)3 , F.S.	Law not enacted or amended during previous 12 months for which implementation by rulemaking is expected to occur before July 1, 2022. s. 120.74(1)(b), F.S.	For each law identified in the previous column, is rulemaking intended to simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary, or redundant rules? s. 120.74(1)(b), F.S.	Law identified in a prior year as requiring rulemaking for which rulemaking was expected but for which no NOPR has been published. S.120.74(1)(c), F.S.	For each law previously identified, provide the FAR citation (Vol. / No.) for the NORD. s.120.74(1)(c)1. , F.S.	For each law previously identified for which rulemaking has been subsequently determined unnecessary, explain why the law can be implemented without rulemaking. S.120.74(1)(c)2., F.S.
2	None	2021-008	No	N/A	N/A	No. The law itself is amended, but the existing duties of DOEA do not change as a result of the amendments.	Amend Rule 58M-2.001, to implement statutory requirements of Chapter 744, F.S.	Yes	None	N/A	N/A
3	None	2021-025	No	N/A	N/A	No. The law itself is amended, but the existing duties of DOEA do not change as a result of the amendments.	Amend Rule 58M-2.003, to implement statutory requirements of Chapter 744, F.S.	Yes			

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4	None	2021-41	No	N/A	N/A	No. The amendments require DOEA to consult with AHCA to approve initial enrollees into the Program of All-Inclusive Care (PACE) throughout the state. The language of the statute does not indicate that the Department should create rules to provide this consultation.	Amend Rule 58M-2-007, to implement statutory requirements of Chapter 744, F.S.	Yes			

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5	None	2021-149	No	N/A	N/A	No. The newly enacted requires AHCA to consult with DOEA for the approval of providers of services to the elderly pursuant to the PACE program, but the statute does not indicate that the Department should create rules in furtherance of this consultation.	Promulgate and Publish new rule: Proposed New Rule 58M-2.010, to implement statutory requirements of Chapter 744, F.S.	Yes			

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6	None	2021-151	No	N/A	N/A	No. The law itself is amended, but the existing duties of DOEA do not change as a result of the amendments.					
7	None	2021-156	No	N/A	N/A	No. The law itself is amended, but the existing duties of DOEA do not change as a result of the amendments.					
8	None	2021-204	No	N/A	N/A	No. The law itself is amended, but the existing duties of DOEA do not change as a result of the amendments.					

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9	None	2021-221	No	N/A	N/A	No. Although the subject matter of the legislation concerns elderly persons, it largely relates to consequences of criminal actions against the elderly. It does not involve or create any program for which the Department is responsible. Further, no rulemaking is indicated in the language.					

CERTIFICATION:

The undersigned certify that they have reviewed the Florida Department of Elder Affairs' (Department) 2021-2022 Annual Regulatory Plan and that the Department regularly reviews all of its rules on an ongoing basis to determine if its rules remain consistent with the Department's rulemaking authority and the laws implemented.

Secretary: /s/ Richard Prudom

Date: 9/28/2021

General Counsel: /s/ Richard Tritschler

Date: 9/28/2021