

**Department of Elder Affairs
2020-2021 Annual Regulatory Plan**

	A	B	C	D	E	F	G	H	I	J	K
1	Rule / Rule Chapter	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, 2021. 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	2020-44, L.O.F. - HB 163 Homelessness	No	NA	NA	No. DOEA Secretary or his designee is added to the Homelessness Council	No new implementations expected.	NA	None	NA	NA
3	None	2020-68, L.O.F., HB 767	No	NA	NA	No. New law amends the residents bill of rights to require the notice of relocation or termination of residency to state that the resident may contact the LTCOP for assistance with relocation, etc.					
4	None	2020-45, L.O.F. - CS/HB 835 Alzheimer's Disease	No	NA	NA	No. Dementia Director position is created within DOEA to coordinate with the legislature, state agencies and the Alzheimer's Disease Advisory Committee (ADAC) to assist with the development of the Alzheimer's disease state plan.					

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5	Rule 58A-1.010 Program Forms	2020-46, L.O.F. - HB 1373 Long-term Care	No	NA	NA	No. See section 1 of 2020-46, L.O.F. No new requirements for rulemaking. The Screening Form has already been adopted in 58A-1.010(1)(d), F.A.C. as required by s. 409.979(3)(a)4., Florida Statutes.					
6	None	2020-114, HB 5003 Implementing the 2020-2021 General Appropriations Act - Section 42.	No	NA	NA	No. See section 42. AHCA FMMIS replacement. Provides for a representative of DOEA to serve on an executive steering committee as part of the project governance structure.					
7	None	2020-144 L.O.F. HB 7039 Repeal of Advisory Bodies and Programs	No	NA	NA	No. Section 18 repeals section 430.05, F.S. providing for the DOEA Advisory Council.					

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8	None	2020-73, L.O.F. CS/SB 344, Courts	No	NA	NA	No. Requires the court to waive any court costs or filing fees for certain proceedings involving public guardians.					
9	None	2020-17, L.O.F. SB 400 Elder Abuse Fatality Review Teams	No	NA	NA	No. Requires DOEA to annually prepare a summary report based on the review teams' information and submit such report to the Governor, the Legislature, and DCF.					

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10	None	2020-35, L.O.F. SB 994 Guardianship	No	NA	NA	No. A key provision in this bill adds additional factors for a court to consider when appointing a guardian and provides that a guardian may only consent to or approve a do-not-resuscitate order with court approval. Also, the bill addresses conflicts of interest.		CERTIFICATION: The undersigned certify that they have reviewed the Florida Department of Elder Affairs' (Department) 2020-2021 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. /s/ Richard Prudom, Secretary /s/ Richard Tritschler, General Counsel		08/26/2020 08/26/2020	