

June 27, 2013

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.210 Use of Force

33-602.212 Escort Chair

NOTICE OF CHANGE

Notice is hereby given that the following corrections have been made to the Notice of Proposed Rulemaking published in Vol. 39, No. 93 (May 13, 2013) of the Florida Administrative Register. The corrections are in response to comments by the Joint Administrative Procedures Committee in a letter dated June 6, 2013. The corrections are as follows:

Form DC6-281 is being amended and the fourth sentence of Rule 33-602.210(9)(1)4. shall read as:

The effective date of the form is ____ ~~12-12~~.

Rule 33-602.210 at subsection (15)(c)9.a. subsections labeled i., ii., and iii. shall be changed to (I), (II), and (III).

Rule 33-602.210(15)(c)9.a.(I) shall read as:

(I) Hand-launched, reloaded noise flash distraction devices;

Rule 33-602.212(2)(b) shall read as:

(b) The inmate needs to be transported within the secure compound from one location to another location for a documentable reason such as, but not limited to, a callout (which is an appointment system for inmates to handle business that is not a part of their typical routine), appointment, or treatment; and

Rule 33-602.212(3)(g) shall read as:

(g) If the inmate does not offer resistance to placement into the escort chair, the completion of Form DC6-230, Institutions Report of Force Used, shall not be required. If at any time the inmate offers resistance, this shall constitute a physical use of force and the guidelines in Rule 33-602.210(3)-(5), (8)-(12), F.A.C., shall be followed.

Form DC6-230, Institutions Report of Force Used, is incorporated by reference in Rule 33-602.210, F.A.C.

Rule 33-602.210 at subsection (14)(b)5., the reference to 33-602.210 shall be changed to 33-602.210(3).