

February 14, 2017

NOTICE OF PROPOSED RULE

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-602.800	Staff Housing - Definitions
33-602.801	Staff Housing - Intent
33-602.802	Staff Housing - Administrative Responsibilities
33-602.803	Criteria for Assignment to Staff Housing
33-602.804	Staff Housing - Rent and Utilities
33-602.805	Staff Housing Agreement Form
33-602.806	Responsibilities of Staff Housing Occupants
33-602.807	Staff Housing Inspections
33-602.808	Staff Housing - Repairs and Replacements
33-602.809	Termination of Staff Housing Assignment

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to repeal the Rules relating to employee housing which the Department has determined are unnecessary.

SUMMARY: The proposed rulemaking will repeal the Rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Department has determined that this rule will not have an adverse impact on small business and is not expected to directly or indirectly increase regulatory costs more than \$200,000 within a year of taking effect. A SERC has not been prepared by the Department. The Department has determined that the proposed rule is not expected to require legislative ratification based on the SERC or, if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 20.315, 944.09, 944.09(1), 945.025(1) FS

LAWS IMPLEMENTED: 20.315, 944.09(1), 944.10, 945.025, 945.025(1), 216.262(1)(e), 216.262(1)(f) FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kyle Magee, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.800 Staff Housing – Definitions

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.001, Amended 8-16-00, 4-8-02, 3-30-05, Formerly 33-208.501, Repealed.

33-602.801 Staff Housing – Intent

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.002, 33-208.502, Repealed.

33-602.802 Staff Housing - Administrative Responsibilities

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.003, Amended 8-16-00, 3-30-05, Formerly 33-208.503, Repealed.

33-602.803 Criteria for Assignment to Staff Housing

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.10, 945.025 FS. History–New 9-1-88, Amended 9-5-89, Formerly 33-26.004, Amended 8-16-00, 4-8-02, 1-19-03, 3-30-05, 9-5-06, 4-20-10, Formerly 33-208.504, Amended 12-3-14, Repealed.

33-602.804 Staff Housing - Rent and Utilities

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1), 216.262(1)(e), (f)

FS. History–New 9-1-88, Formerly 33-26.005, Amended 8-16-00, 4-8-02, Formerly 33-208.505, Repealed_____.

33-602.805 Staff Housing Agreement Form

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.006, Amended 8-16-00, 4-8-02, 3-30-05, 10-29-08, Formerly 33-208.506, Amended 12-3-14, Repealed_____.

33-602.806 Responsibilities of Staff Housing Occupants

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.007, Amended 8-16-00, 1-19-03, 3-30-05, 10-29-08, 3-19-09, Formerly 33-208.507, Repealed_____.

33-602.807 Staff Housing Inspections

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.008, Amended 8-16-00, 1-19-03, Formerly 33-208.508, Amended 12-3-14, Repealed_____.

33-602.808 Staff Housing - Repairs and Replacements

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Formerly 33-26.009, Amended 3-30-05, Formerly 33-208.509, Repealed_____.

33-602.809 Termination of Staff Housing Assignment

PROPOSED EFFECTIVE DATE: July 1, 2017

Rulemaking Authority 944.09(1) FS. Law Implemented 20.315, 944.09(1), 944.10, 945.025(1) FS. History–New 9-1-88, Amended 6-21-89, Formerly 33-26.010, Amended 8-16-00, 4-8-02, 1-19-03, 3-30-05, Formerly 33-208.510, Amended 12-3-14, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard D. Comerford, Director of Institutional

Operations

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2017