



*Florida Department of*  
**JUVENILE JUSTICE**  
*Our Children, Our Future*

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# **Annual Regulatory Plan**

## **2019-2020**

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This Plan has been prepared in accordance with Section 120.74(1), Florida Statutes.

**Laws enacted or amended during the previous 12 months which create or modify the duties or authority of the Department:**

Law	Mandatory Rulemaking?	Is Rulemaking Necessary?	Notice of Proposed Rule Development Published?	Expected Publication Date for Proposed Rule?	Why is Rulemaking Unnecessary?
985.126*	Yes	Yes	No	December 2019	N/A

\* Ch. 2019-167, §§73 and 74, amended 2018's section 985.126, F.S., requiring the collection and publication of data concerning the use of diversion programs. The mandatory rules promulgated earlier this year (63F-13.001-.003) will require minor amendment to accommodate the new statutory changes.

**Laws not listed above that the agency expects to implement by rulemaking before July 2020:**

Law	Rule	Simplify	Clarify	Increase Efficiency	Coordinate with other agencies	Reduce regulatory costs	Delete obsolete, unnecessary, redundant rules
985.618	63B-1	X		X	X		X
985.13, .435 and .601	63D-13	X		X			X
985.601	63F-11	X	X	X			X
985.601	63G-2	X	X	X			X
985.645	63H-1			X			
985.601	63H-2			X			
985.64	63M-2	X	X	X		X	
985.64	63N-1	X	X	X			X

### Update to 2018-2019 Regulatory Plan:

Law	Mandatory Rule-making?	Rulemaking Necessary?	Notice of Proposed Rule Development Published?	Expected Publication Date for Proposed Rule?	Why is Rule-making Un-necessary?
985.245 and .255*	No	Yes	Sept. 5, 2019	December 2019	N/A

\* Ch. 2018-086 amended our detention criteria. The Department revised its Detention Risk Assessment Instrument (DRAI) in time to accommodate the July 2019 effective date of the statutes. Incorporating the new DRAI into rule will be done at the same time the Department repeals rule chapters 63D-8 through D-12 governing Probation Services and replaces these with new chapter 63D-13.

## Certification

In accordance with section 120.74(1)(d), Florida Statutes, I, Simone Marstiller, Secretary of the Florida Department of Juvenile Justice, and I, Brian D. Berkowitz, General Counsel for the Florida Department of Juvenile Justice, hereby certify as follows:

- 1) We have reviewed the Florida Department of Juvenile Justice's 2019-2020 Annual Regulatory Plan;
- 2) We have verified that the Florida Department of Juvenile Justice regularly reviews all of its rules to determine if the rules remain consistent with the Florida Department of Juvenile Justice's rulemaking authority and laws implemented; and
- 3) The Florida Department of Juvenile Justice completed its Annual Rule Review in June 2019.

Dated this 19th day of September 2019.

By: 

Simone Marstiller, Secretary

By: 

Brian D. Berkowitz, General Counsel