

**Department of Highway Safety and Motor Vehicles
2018-2019 Annual Regulatory Plan**

Section 1					
Laws of Florida	Statutory citations within Laws of Fla.	Must agency adopt rules to implement the law?	If yes, has a notice of rule development been published?	If yes, date agency expects to publish notice of proposed rule.	If no, explain why not.
2018-001	943.082	No			Based on the statutory language, rulemaking is not necessary.
	943.687	No			Based on the statutory language, rulemaking is not necessary.
	1006.12	No			Based on the statutory language, rulemaking is not necessary.
2018-002	119.011	No			Based on the statutory language, rulemaking is not necessary.
	119.071	No			Based on the statutory language, rulemaking is not necessary.
2018-003	16.555	No			The rulemaking requirement does not apply to DHSMV.
	20.15	No			Based on the statutory language, rulemaking is not necessary.
	30.15	No			Based on the statutory language, rulemaking is not necessary.
	121.091	No			The rulemaking requirement does not apply to DHSMV.
	394.463	No			Based on the statutory language, rulemaking is not necessary.
	394.495	No			Based on the statutory language, rulemaking is not necessary.
	397.6760(2)	No			Based on the statutory language, rulemaking is not necessary.
	790.064	No			Based on the statutory language, rulemaking is not necessary.
	790.065	No			Based on the statutory language, rulemaking is not necessary.
	790.0655	No			Based on the statutory language, rulemaking is not necessary.
	790.222	No			Based on the statutory language, rulemaking is not necessary.
	790.335(3)(e)	No			Based on the statutory language, rulemaking is not necessary.
	790.401	No			Based on the statutory language, rulemaking is not necessary.
	794.056	No			Based on the statutory language, rulemaking is not necessary.
	836.10	No			Based on the statutory language, rulemaking is not necessary.
	921.0022	No			Based on the statutory language, rulemaking is not necessary.
	943.082	No			Based on the statutory language, rulemaking is not necessary.
	938.085	No			Based on the statutory language, rulemaking is not necessary.
	943.687	No			Based on the statutory language, rulemaking is not necessary.
	1001.212	No			Based on the statutory language, rulemaking is not necessary.
	1002.32	No			Based on the statutory language, rulemaking is not necessary.
1006.04	No			Based on the statutory language, rulemaking is not necessary.	
1006.07	No			Based on the statutory language, rulemaking is not necessary.	
1006.08	No			Based on the statutory language, rulemaking is not necessary.	
1006.12	No			Based on the statutory language, rulemaking is not necessary.	
1006.13	No			Based on the statutory language, rulemaking is not necessary.	
1006.1493	No			Based on the statutory language, rulemaking is not necessary.	
1011.62	No			Based on the statutory language, rulemaking is not necessary.	
1012.584	No			Based on the statutory language, rulemaking is not necessary.	
1013.64	No			Based on the statutory language, rulemaking is not necessary.	
2018-016	744.21031	No			Based on the statutory language, rulemaking is not necessary.
2018-032	98.075	No			Based on the statutory language, rulemaking is not necessary.
2018-042	320.02	Yes	No	Within required timeframes.	
	320.27	No			Based on the statutory language, rulemaking is not mandatory.
2018-046	626.989(7)	No			Based on the statutory language, rulemaking is not necessary.
	943.10	No			Based on the statutory language, rulemaking is not necessary.
	943.13	No			Based on the statutory language, rulemaking is not necessary.
	943.131	No			The rulemaking requirement does not apply to DHSMV.
	943.133(1), (6)	No			Based on the statutory language, rulemaking is not necessary.
943.1395(3), (9), (10)	No			Based on the statutory language, rulemaking is not necessary.	
2018-052	287.135	No			Based on the statutory language, rulemaking is not necessary.
2018-060	119.071	No			Based on the statutory language, rulemaking is not necessary.
2018-064	119.071	No			Based on the statutory language, rulemaking is not necessary.
2018-066	318.14	No			Based on the statutory language, rulemaking is not necessary.
	318.18	No			Based on the statutory language, rulemaking is not necessary.
	318.21	No			Based on the statutory language, rulemaking is not necessary.
	395.4001	No			Based on the statutory language, rulemaking is not necessary.
	395.401	No			Based on the statutory language, rulemaking is not necessary.
	395.402	No			Based on the statutory language, rulemaking is not necessary.
	395.4025	No			The rulemaking requirement does not apply to DHSMV.
	395.403	No			Based on the statutory language, rulemaking is not necessary.
	408.036	No			Based on the statutory language, rulemaking is not necessary.
	409.975	No			Based on the statutory language, rulemaking is not necessary.
2018-071	43.19	No			Statute is being repealed.
	45.031	No			Based on the statutory language, rulemaking is not necessary.
	45.032	No			Based on the statutory language, rulemaking is not necessary.
	45.033	No			Based on the statutory language, rulemaking is not necessary.
	45.034	No			Statute is being repealed.
	45.035	No			Based on the statutory language, rulemaking is not necessary.
	318.1451	Yes	No	Within required timeframes.	
717.113	No			Based on the statutory language, rulemaking is not necessary.	

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	717.124	No			Based on the statutory language, rulemaking is not necessary.
	717.138	No			Based on the statutory language, rulemaking is not necessary.
	717.1401	No			Based on the statutory language, rulemaking is not necessary.
2018-080	205.055	No			Based on the statutory language, rulemaking is not necessary.
	205.171	No			Statute is being repealed.
	322.051	No			Based on the statutory language, rulemaking is not necessary.
	322.135	No			Based on the statutory language, rulemaking is not necessary.
	322.14	No			Based on the statutory language, rulemaking is not necessary.
2018-086	320.08058	No			Based on the statutory language, rulemaking is not necessary.
	985.03	No			Based on the statutory language, rulemaking is not necessary.
	985.037	No			Based on the statutory language, rulemaking is not necessary.
	985.039	No			Based on the statutory language, rulemaking is not necessary.
	985.101	No			Based on the statutory language, rulemaking is not necessary.
	985.24	No			Based on the statutory language, rulemaking is not necessary.
	985.245	No			Based on the statutory language, rulemaking is not necessary.
	985.25	No			Based on the statutory language, rulemaking is not necessary.
	985.255	No			Based on the statutory language, rulemaking is not necessary.
	985.26	No			Based on the statutory language, rulemaking is not necessary.
	985.265	No			Based on the statutory language, rulemaking is not necessary.
	985.35	No			Based on the statutory language, rulemaking is not necessary.
	985.439	No			Based on the statutory language, rulemaking is not necessary.
	985.601	No			Based on the statutory language, rulemaking is not necessary.
	985.672	No			Based on the statutory language, rulemaking is not necessary.
2018-093	934.255	No			Based on the statutory language, rulemaking is not necessary.
2018-100	415.107	No			Based on the statutory language, rulemaking is not necessary.
	825.101	No			Based on the statutory language, rulemaking is not necessary.
	825.1035	No			Based on the statutory language, rulemaking is not necessary.
	825.1036	No			Based on the statutory language, rulemaking is not necessary.
	901.15	No			Based on the statutory language, rulemaking is not necessary.
2018-118	20.21	No			Based on the statutory language, rulemaking is not necessary.
	28.241	No			Based on the statutory language, rulemaking is not necessary.
	125.0104	No			Based on the statutory language, rulemaking is not necessary.
	159.621	No			Based on the statutory language, rulemaking is not necessary.
	163.01	No			Based on the statutory language, rulemaking is not necessary.
	193.0237	No			Based on the statutory language, rulemaking is not necessary.
	193.155	No			Based on the statutory language, rulemaking is not necessary.
	193.4516	No			Based on the statutory language, rulemaking is not necessary.
	193.461	No			Based on the statutory language, rulemaking is not necessary.
	194.032	No			Based on the statutory language, rulemaking is not necessary.
	196.173	No			Based on the statutory language, rulemaking is not necessary.
	196.24	No			Based on the statutory language, rulemaking is not necessary.
	197.318	No			Based on the statutory language, rulemaking is not necessary.
	197.3631	No			Based on the statutory language, rulemaking is not necessary.
	197.572	No			Based on the statutory language, rulemaking is not necessary.
	197.573	No			Based on the statutory language, rulemaking is not necessary.
	201.02	No			Based on the statutory language, rulemaking is not necessary.
	201.25	No			Based on the statutory language, rulemaking is not necessary.
	202.24	No			Based on the statutory language, rulemaking is not necessary.
	205.055	No			Based on the statutory language, rulemaking is not necessary.
	205.171	No			Based on the statutory language, rulemaking is not necessary.
	206.052	No			Based on the statutory language, rulemaking is not necessary.
	206.9826	No			Based on the statutory language, rulemaking is not necessary.
	206.9952	No			Based on the statutory language, rulemaking is not necessary.
	206.9955	No			The rulemaking requirement does not apply to DHSMV.
	206.996	No			Based on the statutory language, rulemaking is not necessary.
	210.205	No			Based on the statutory language, rulemaking is not necessary.
	212.031	No			Based on the statutory language, rulemaking is not necessary.
	212.055	No			Based on the statutory language, rulemaking is not necessary.
	212.08	No			The rulemaking requirement does not apply to DHSMV.
	212.12	No			Based on the statutory language, rulemaking is not necessary.
	212.205	No			Based on the statutory language, rulemaking is not necessary.
	213.018	No			Based on the statutory language, rulemaking is not necessary.
	213.053	No			Based on the statutory language, rulemaking is not necessary.
	218.131	No			Based on the statutory language, rulemaking is not necessary.
	218.135	No			Based on the statutory language, rulemaking is not necessary.
	220.183	No			Based on the statutory language, rulemaking is not necessary.
	220.1845	No			Based on the statutory language, rulemaking is not necessary.
	318.14	No			Based on the statutory language, rulemaking is not necessary.
	318.15	No			Based on the statutory language, rulemaking is not necessary.
	320.08	No			Based on the statutory language, rulemaking is not necessary.
	376.30781	No			Based on the statutory language, rulemaking is not necessary.
	451.01	No			Based on the statutory language, rulemaking is not necessary.
	451.02	No			Based on the statutory language, rulemaking is not necessary.
	624.5105	No			Based on the statutory language, rulemaking is not necessary.
	741.01	No			Based on the statutory language, rulemaking is not necessary.
	1011.71	No			The rulemaking requirement does not apply to DHSMV.
2018-124	112.1815	No			The rulemaking requirement does not apply to DHSMV.

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2018-129	322.12	No			Based on the statutory language, rulemaking is not necessary.
	322.21	No			Based on the statutory language, rulemaking is not necessary.
2018-130	212.05	No			Based on the statutory language, rulemaking is not necessary.
	316.003	No			Based on the statutory language, rulemaking is not necessary.
	316.008	No			Based on the statutory language, rulemaking is not necessary.
	316.2071	No			Based on the statutory language, rulemaking is not necessary.
	316.303	No			Based on the statutory language, rulemaking is not necessary.
	316.614	No			Based on the statutory language, rulemaking is not necessary.
	320.01	No			Based on the statutory language, rulemaking is not necessary.
	320.02	No			Based on the statutory language, rulemaking is not necessary.
	320.08	No			Based on the statutory language, rulemaking is not necessary.
	322.03	No			Based on the statutory language, rulemaking is not necessary.
	322.12	No			Based on the statutory language, rulemaking is not necessary.
	324.021	No			Based on the statutory language, rulemaking is not necessary.
	334.352	No			Based on the statutory language, rulemaking is not necessary.
	403.415	No			Based on the statutory language, rulemaking is not necessary.
	655.960	No			Based on the statutory language, rulemaking is not necessary.
2018-134	1002.385	No			Based on the statutory language, rulemaking is not necessary.
	1002.41	No			Based on the statutory language, rulemaking is not necessary.
	1003.21	No			Based on the statutory language, rulemaking is not necessary.
	1003.26	No			Based on the statutory language, rulemaking is not necessary.
	1003.27	No			Based on the statutory language, rulemaking is not necessary.
	1007.35	No			Based on the statutory language, rulemaking is not necessary.
2018-145	338.155	No			Based on the statutory language, rulemaking is not necessary.
	338.222	No			Based on the statutory language, rulemaking is not necessary.
	338.26	No			Based on the statutory language, rulemaking is not necessary.
	348.0003	No			Based on the statutory language, rulemaking is not necessary.
2018-147	119.071	No			Based on the statutory language, rulemaking is not necessary.

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Section 2	
LAWS THE AGENCY EXPECTS TO IMPLEMENT BY RULEMAKING BEFORE JULY 1, 2019	
Laws	Rulemaking intention?
92.525	Clarify rule.
120.57	Clarify rule.
120.57(1)	Clarify rule.
120.60	Clarify rule.
212.06	Clarify rule.
316.192	Clarify rule.
316.193	Clarify rule.
316.302(2)(i)	Clarify rule.
317.0004	Clarify rule.
317.0006	Clarify rule.
317.0007	Clarify rule.
317.0008	Clarify rule.
317.0011	Clarify rule.
317.0012	Clarify rule.
317.0014	Clarify rule.
317.0017	Clarify rule.
318.1451	New rule.
318.15	Clarify rule.
319.14	Clarify rule.
319.21	Clarify rule.
319.22	Clarify rule.
319.225	Clarify rule.
319.23	Clarify rule.
319.24	Clarify rule.
319.27	Clarify rule.
319.28	Clarify rule.
319.29	Clarify rule.
319.324	Clarify rule.
319.33	Clarify rule.
319.34	Clarify rule.
319.35	Clarify rule.
319.40	Clarify rule.
320.01	Clarify rule.
320.02	Clarify rule.
320.03(10)	Clarify rule.
320.03(10)(a)	Clarify rule.
320.03(10)(b)	Clarify rule.
320.0605	Clarify rule.
320.0609	Clarify rule.
320.0609(8)	Clarify rule.
320.0657	Clarify rule.
320.131	Clarify rule.
321.05(1)	Clarify rule.
321.051	Clarify rule.
322.01(32)	Clarify rule.
322.02	Clarify rule and delete unnecessary rule.
322.05(4)	Clarify rule.
322.05(5)	Clarify rule.
322.05(6)	Clarify rule.
322.05(8)	Clarify rule.

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322.07(3)	Clarify rule.
322.08(4)	Clarify rule.
322.095	Clarify rule.
322.12	Clarify rule.
322.12(4)	Clarify rule.
322.16	Clarify rule.
322.245	Clarify rule.
322.2615	Clarify rule.
322.2615(1)	Clarify rule.
322.2615(2)	Clarify rule.
322.2615(6)	Clarify rule.
322.2615(13)	Clarify rule.
322.2616	Clarify rule.
322.271	Clarify rule.
322.28	Clarify rule.
322.282	Clarify rule.
322.291	Clarify rule.
322.292	Clarify rule and delete unnecessary rule.
322.292(2)(b)	Clarify rule.
322.293	Clarify rule and delete unnecessary rule.
322.59	Clarify rule.
322.64	Clarify rule.
322.64(1)	Clarify rule.
322.64(2)	Clarify rule.
322.64(6)	Clarify rule.
322.64(13)	Clarify rule.
327.53	Clarify rule.
328.01	Clarify rule.
328.03	Clarify rule.
328.07	Clarify rule.
328.09	Clarify rule.
328.11	Clarify rule.
328.13	Clarify rule.
328.16	Clarify rule.
328.30	Clarify rule.
328.48	Clarify rule.
328.68	Clarify rule.
328.72	Clarify rule.

Section 3	
Laws that required agency rulemaking, but no notice of proposed rule has been published:	
Laws	FAR citation to notice of rule development
322.051	Not yet noticed in FAR.

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CERTIFICATION

We hereby verify that we have reviewed the 2018-2019 Annual Regulatory Plan filed on behalf of the Florida Department of Highway Safety and Motor Vehicles. We also verify that the Department regularly reviews all of its rules, and during the last six months the Department's rules have been reviewed to determine if they remain consistent with the agency's rulemaking authority and the laws implemented.



Terry L. Rhodes
Executive Director



Date



Christie S. Utt
General Counsel



Date