

**Department of Economic Opportunity's 2017-2018 Annual Regulatory Plan**

Pursuant to section 120.74, Florida Statutes, the Department of Economic Opportunity (hereinafter "DEO" or "Department") has prepared the following Annual Regulatory Plan (ARP).

**Section 120.74(1)(a), Florida Statutes**

The plan must include a listing of each law enacted or amended during the previous 12 months which creates or modifies the duties or authority of the agency.

The following Laws of Florida and Florida Statutes were enacted or amended during the previous 12 months which create or modify the duties or authority of the agency:

**A) Chapter 2017-018, Reemployment Assistance Fraud**

This law modifies section 322.142, Florida Statutes, to exempt DEO from the provisions of section 119.07(1), Florida Statutes, and allows DEO to obtain copies of the digital driver's license images maintained by the Department of Highway Safety and Motor Vehicles for the purpose of preventing, detecting and prosecuting reemployment assistance fraud.

The Department is not required to adopt rules related to this law, but will enter into an interagency agreement with the Department of Highway Safety and Motor Vehicles to effectuate this modification to law.

**B) Chapter 2017-64, Division of Finance and Administration**

This law creates section 288.80125, Florida Statutes, which creates the Triumph Gulf Coast Trust Fund within DEO as a depository for funds transferred through General Revenue as a result of the Settlement Agreement between the Gulf States and the BP Entities. This law prescribes that funds shall be used for the purposes set forth in sections 288.8011-288.8018, Florida Statutes.

The Department is not required to adopt rules related to this law as it is only responsible for transferring funds as set forth in existing statute.

**C) Chapter 2017-10, Workforce Services, Job Training**

This bill creates section 446.71, Florida Statutes, which establishes the Everglades Restoration Agricultural Community Employment Training Program ("Program"). The bill requires DEO, in cooperation with CareerSource Florida, to establish the Program within DEO. The bill requires DEO to use funds appropriated to the Program to provide grants to stimulate and support training and employment programs that seek to match persons who complete such training programs to nonagricultural employment opportunities in areas of high agricultural unemployment, to provide other training, educational, and information services necessary to stimulate the creation of jobs in the areas of high agricultural unemployment, and to consider the location of the program in

proximity to the program's intended participants when determining whether to provide funds to a particular program.

DEO is required to adopt rules to implement this Program. A notice of rule development has not been published. The Department expects to begin rule development by November 2018.

**D) Chapter 2017-233, Economic Development, Florida Job Growth Grant Fund**

This law creates section 288.101, Florida Statutes, which establishes the Florida Job Growth Grant Fund. Under this law, the Department, in conjunction with Enterprise Florida, Inc., is responsible law identifying projects, soliciting proposals, and making funding recommendations to the Governor.

DEO is not required to engage in rulemaking.

**Section 120.74(1)(b), Florida Statutes**

This section requires that the plan include a listing of each law not otherwise listed pursuant to subsection (a) which the agency expects to implement by rulemaking before the following July 1, except emergency rulemaking.

The Department does not expect to engage in rulemaking with regard to any laws not identified above.

**Section 120.74(1)(c), Florida Statutes**

This section requires that the plan include any desired update to the prior year's regulatory plan or supplement published which was published pursuant to (7).

The Department has the following updates to its 2016-2017 ARP:

- A) The Department intends to withdraw its Notice of Proposed Rule Development for Rule 73B-5.001, F.A.C., which was published in Volume 42, Issue 177, of the Florida Administrative Register.
- B) On December 4, 2015, the Department published Notice of Rule Development in Volume 41, Issue 234, of the Florida Administrative Register for proposed Rules 73B-3.001 and 73B-3.002, F.A.C., to implement the Displaced Homemaker Program as required by section 446.50, Florida Statutes. On February 7, 2017, the Department published a Notice of Proposed Rule in Volume 43, Issue 25, of the Florida Administrative Register. However, because the Florida Legislature terminated this Program in Chapter 2017-233, the Department published a Notice of Withdrawal on May 15, 2017, in Volume 43, Issue 94, of the Florida Administrative Register.
- C) The Department intends to publish a Notice of Proposed Rule Development no later than October 31, 2017, with regard to Chapter 73C-23, F.A.C., for the purpose of reducing, streamlining, and clarifying these rules.

- D) The Department also intends to revise and/or amend Chapter 73C-1, F.A.C., which implements the Black Business Loan Program provided for in section 288.7102, Florida Statutes. The purpose of these rule revisions/amendments will be to improve and clarify the application process.
- E) The Department indicated in its 2016-2017 ARP that it in was the process of identifying unnecessary, obsolete, and/or redundant rules. Since filing the 2016-2017 ARP, the Department has repealed, consolidated, and/or transferred the following unnecessary, obsolete, and/or redundant rules:

<b>Rule</b>	<b>Effective Date</b>	<b>Rule</b>	<b>Effective Date</b>	<b>Rule</b>	<b>Effective Date</b>
<b>73A-2.001</b>	<b>3/12/17</b>	<b>73A-2.002</b>	<b>3/12/17</b>	<b>73A-2.003</b>	<b>3/12/17</b>
<b>73A-2.004</b>	<b>2/14/17</b>	<b>73A-3.002</b>	<b>2/14/17</b>	<b>73A-3.003</b>	<b>2/14/17</b>
<b>73A-3.004</b>	<b>2/14/17</b>	<b>73C-24.003</b>	<b>1/31/17</b>	<b>73C-24.004</b>	<b>1/31/17</b>
<b>73C-25.004</b>	<b>5/29/17</b>	<b>73C-25.005</b>	<b>5/29/17</b>	<b>73C-25.006</b>	<b>5/29/17</b>
<b>73C-25.007</b>	<b>5/29/17</b>	<b>73C-25.008</b>	<b>5/29/17</b>	<b>73C-25.009</b>	<b>5/29/17</b>
<b>73C-25.010</b>	<b>5/29/17</b>	<b>73C-25.011</b>	<b>5/29/17</b>	<b>73C-25.012</b>	<b>5/29/17</b>
<b>73C-25.013</b>	<b>5/29/17</b>	<b>73C-25.014</b>	<b>5/29/17</b>	<b>73C-26.022</b>	<b>4/25/17</b>
<b>73C-26.023</b>	<b>4/25/17</b>	<b>73C-26.024</b>	<b>4/25/17</b>	<b>73C-26.025</b>	<b>4/25/17</b>
<b>73C-40.001</b>	<b>7/13/17</b>	<b>73C-40.010</b>	<b>7/13/17</b>	<b>73C-40.016</b>	<b>7/13/17</b>
<b>73C-40.0185</b>	<b>7/13/17</b>	<b>73C-40.021</b>	<b>7/13/17</b>	<b>73C-40.022</b>	<b>7/13/17</b>
<b>73C-40.024</b>	<b>7/13/17</b>	<b>73C-40.025</b>	<b>7/13/17</b>	<b>73C-40.0251</b>	<b>7/13/17</b>
<b>73C-40.0256</b>	<b>7/13/17</b>	<b>73C-40.0257</b>	<b>7/13/17</b>	<b>73C-40.028</b>	<b>7/13/17</b>
<b>73C-40.029</b>	<b>7/13/17</b>	<b>73C-41.019</b>	<b>7/13/17</b>	<b>73C-41.020</b>	<b>7/13/17</b>
<b>73C-41.021</b>	<b>7/13/17</b>	<b>73C-42.005</b>	<b>4/25/17</b>	<b>73C-42.006</b>	<b>7/3/17</b>
<b>73C-42.008</b>	<b>4/25/17</b>	<b>73C-42.010</b>	<b>7/3/17</b>	<b>73C-42.011</b>	<b>7/3/17</b>
<b>73C-42.013</b>	<b>4/25/17</b>	<b>73C-42.020</b>	<b>4/25/17</b>	<b>73C-42.023</b>	<b>7/3/17</b>
<b>73C-42.024</b>	<b>7/3/17</b>	<b>73C-43.001</b>	<b>4/25/17</b>	<b>73C-43.002</b>	<b>4/25/17</b>
<b>73C-43.003</b>	<b>4/25/17</b>	<b>73C-43.004</b>	<b>4/25/17</b>	<b>73C-43.005</b>	<b>4/25/17</b>
<b>73C-43.006</b>	<b>4/25/17</b>	<b>73C-49.001</b>	<b>4/30/17</b>	<b>73C-49.002</b>	<b>4/30/17</b>

**Section 120.74(1)(d), Florida Statutes**

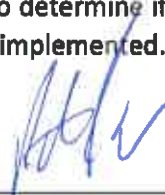
The agency head and the person acting as the principal legal advisor to the agency head certify the following:

1. The agency head and the principal legal advisor to the agency head have each reviewed this plan.
2. The agency regularly reviews all of its rules to determine if the rules remain consistent with the agency's rulemaking authority and laws implemented. This was most recently done in June 2017.



---

Cissy Proctor, Executive Director  
Department of Economic Opportunity  
Date: September 26, 2017



---

Peter Penrod, General Counsel  
Department of Economic Opportunity  
Date: September 22, 2017