

The Florida Department of State
2017-2018 Annual Regulatory Plan

Proposed rulemaking in response to laws passed during the previous 12 months which create or modify the duties or authority of the Department of State:

Laws amended or created over previous 12 months	Must rules be adopted to implement new laws	If necessary, has Notice of Rule Development Been Published	Expected date of publishing Notice of Proposed Rule
Chapter 2017-40, Laws of Florida	No. The law provides for felony penalties for those who knowingly disturb graves, tombs, or memorials. The amended law will not assign additional responsibilities or fiscal requirements to the Division of Historical Resources.	N/A	N/A
Chapter 2017-47, Laws of Florida	No. The law requires the Florida Department of State to send a fictitious name renewal notice no later than September 1 st the year the registration is due to expire. The law further stipulates that the notice be sent electronically if the Department has an email address on file. No rulemaking is necessary.	N/A	N/A
Chapter 2017-69, Laws of Florida	No. The law requires the Department of Management Services to provide for the interment of remains exhumed from the Dozier School for Boys, and to administer the placement of memorials. The Division of Historical Resources is to consult	N/A	N/A

	<p>regarding appropriate grave markers and the design and placement of a memorial at the Capitol Complex. The law requires consultation with the Florida Historical Commission on markers and memorials required by the law. The Division of Historical Resources will facilitate this consultation.</p>		
<p>Chapter 2017-193, Laws of Florida</p>	<p>No. The law provides honorary designations of various transportation facilities in specified counties, and directs the Department of Transportation to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces. The law has no impact on the Division of Historical Resources.</p>	N/A	N/A
<p>Chapter 2017-136, Laws of Florida</p>	<p>No. The law addresses historic preservation regarding a local government's authority to enforce historic preservation zoning regulations, including within historic areas designated by the state or local government. The FCC Amendment addresses streamlining the installation of small cell antennas and DAS systems while addressing historic preservation concerns. The Compliance and Review section within the Division of Historical Resources reviews FCC collocations and towers. No rulemaking is necessary.</p>	N/A	N/A

Laws that were not enacted or amended in the last 12 months that the Department plans to implement by rulemaking before July 1, 2018.

Laws to be Implemented	Reason for Rulemaking
s. 20.05, F.S.	Clarify
s. 98.015, F.S.	Update
s. 99.061, F.S.	Clarify
s. 99.095, F.S.	Clarify
ss. 101.5605-.5606	Update
ss. 101.731-.74	Update
ss.101.731-.74	Repeal
s. 102.014, F.S.	Update
s. 103.022, F.S.	Clarify
s. 105.031, F.S.	Clarify
s. 105.035, F.S.	Clarify
ss. 106.30 - .36, F.S.	Clarify
s. 145.09, F.S.	Update
s. 257.191, F.S.	Clarify
s. 257.23, F.S.	Clarify
s. 257.24, F.S.	Clarify
s. 257.25, F.S.	Clarify
s. 257.35, F.S.	Clarify
s. 257.36, F.S.	Clarify
s. 257.40, F.S.	Clarify
s. 257.41, F.S.	Clarify
s. 257.42, F.S.	Clarify
s. 265.286, F.S.	Clarify
s. 265.606, F.S.	Clarify
s. 265.701, F.S.	Clarify
s. 267.075, F.S.	Clarify
s. 267.12, F.S.	Clarify
s. 872.05, F.S.	Clarify

Laws that were identified in the prior year as requiring rulemaking but notice of proposed rule has not been published.

Laws to be Implemented	Date Notice of Rule Development Published	Date Notice of Extension Filed
Chapter 2016-23, Laws of Florida	10/27/2016 Vol. 42/210	3/31/2017 Vol. 43/63


Certification

The undersigned certify that they have reviewed the Florida Department of State's 2017/2018 Annual Regulatory Plan and that the Florida Department of State regularly reviews all of its rules. The Florida Department of State's rules have also been reviewed over the last four months to determine if the rules remain consistent with the agency's rulemaking authority and the laws implemented.



Secretary of State
Florida Department of State

Date: 9/25/17



General Counsel
Florida Department of State

Date: 9-25-17