



September 19, 2016

Mr. Kenneth J. Plante, Coordinator
Joint Administrative Procedures Committee
Room 680 – Pepper Building
111 West Madison Street
Tallahassee, FL 32399-1400
joint.admin.procedures@leg.state.fl.us
Via email and U.S. Mail

Re: 2016-2017 Space Florida Regulatory Plan Certification and Certification for Rule Development [Sec. 120.74, Fla. Stat.]

Dear Mr. Plante:

Space Florida hereby files its 2016-2017:

1. Regulatory Plan pursuant to the requirements in Subsection 120.74(1) of the Florida Statutes;
2. Certification pursuant to the requirements in Subsection 120.74(1)(d) that the Regulatory Plan has been reviewed, and that the rules of Space Florida are regularly reviewed and determined to be consistent with Space Florida's rulemaking authority and the laws implemented; and
3. Certification pursuant to the requirements in Subsections 120.74(4) and (6) of the Florida Statutes that Space Florida will not be publishing a notice of rule development for 2016-2017 because rulemaking is not necessary.

Subsection 120.74(1)(a) of the Florida Statutes requires a listing of each law enacted or amended during the previous 12 months which creates or modifies the duties or authority of Space Florida, a statement whether rule adoption is required to implement the law, and if so, whether a notice of rule development has been published, and an identification of the date by which Space Florida expects to publish the notice of proposed rule. Space Florida's 2016-2017 Regulatory Plan outlining the information required by Subsection 120.74(1)(a) of the Florida Statutes is included with this letter. The laws in the Regulatory Plan do not require Space Florida to adopt new or amend current administrative rules for proper implementation. Each of the laws identified in the Regulatory Plan will be implemented by complying with the statutory requirements therein.

Subsection 120.74(1)(b) of the Florida Statutes states that the regulatory plan must also include a listing of each law not listed pursuant to Subsection 120.74(1)(a), which Space Florida expects to implement by rulemaking before July 1, 2017, including a statement whether rulemaking is intended to simplify, clarify, increase efficiency, improve coordination with

Space Florida



other agencies, reduce costs, or delete obsolete, unnecessary or redundant rules. Space Florida does not expect to implement any new laws by rulemaking before July 1, 2017.

Subsection 120.74(1)(c) of the Florida Statutes requires an identification and listing of laws which were previously identified in Space Florida's prior year's regulatory plan as requiring rulemaking to implement, but for which a notice of proposed rule has not been published. Space Florida has no laws to report pursuant to Subsection 120.74(1)(c) of the Florida Statutes.

Further, Subsection 120.74(1)(d) of the Florida Statutes requires Space Florida to submit a certification regarding its Regulatory Plan. That certification is provided below.

As required, a hyperlink to the 2016-2017 Regulatory Plan will be available on Space Florida's homepage www.spaceflorida.gov for ten years after the date of initial publication. By October 1, 2016, Space Florida will publish in the Florida Administrative Registrar a notice identifying the date of publication of the Annual Regulatory Plan along with a hyperlink to the Regulatory Plan.

Finally, as reported in Space Florida's 2016-2017 Regulatory Plan, Space Florida is not required to adopt rules to implement laws enacted or amended during 2015-2016. As further reported, Space Florida does not expect to implement any new laws by rulemaking in 2017. Accordingly, Space Florida has not and will not be publishing a notice of rule development because rulemaking is not necessary. Subsections 120.74(4) and (6) of the Florida Statutes require Space Florida to submit a certification regarding the publication of a notice of rule development. That certification is provided below.

I hereby certify that (1) I have reviewed the 2016-2017 Regulatory Plan, (2) the rules of Space Florida are regularly reviewed and determined to be consistent with Space Florida's rulemaking authority and the laws implemented, and (3) Space Florida has not and will not be publishing a notice of rule development because rulemaking is not necessary and therefore, as required by Subsection 120.74(6) of the Florida Statutes, Space Florida has complied with Subsection 120.74(4) of the Florida Statutes.

Francis A. DiBello
Space Florida, President and CEO

Heather Ramos
GrayRobinson, P.A.
Assistant General Counsel to Space
Florida

Space Florida's 2016-2017 Regulatory Plan

| Each law enacted or amended during 2015-2016 which creates or modifies the duties of Space Florida. [120.74(1)(a)]. | Whether Space Florida must adopt rules to implement the law? [120.74(1)(a)1]. | If rulemaking necessary to implement the law, (i) whether a notice of rule development has been published and if so the citation to the Florida Administrative Register, or (ii) the date by which Space Florida expects to publish the notice of the proposed rule? [120.74(1)(a)2. a & b]. | If rulemaking is not necessary, why? [120.74(1)(a)3]. |
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| 119.0701, F.S. | No. | N/A. | A public agency is required to include certain public records language in contracts for goods and services. |
| 189.016(4) & (7), 189.069(2)(a)11-16, F.S. | No. | N/A. | The statutes require special districts to publish additional information on their websites, including a calendar of public meetings and allowing accessibility to budgets for longer periods of time (prior requirements remain the same). It also reorganizes the oversight provisions of the chapter to increase clarity and avoid duplication. |
| 287.135(3)(c), F.S. | No. | N/A. | The statute requires certain language to be included in contracts with an agency or local government for goods or services of \$1 million or more entered into or renewed on or after October 1, 2016. |
| 120.695(2)(c)1., F.S. | No. | N/A. | Each agency must review its rules and certify to the President of the Senate, the Speaker of the House of Representatives, the Administrative Procedures Committee, and the rules ombudsman those rules that have been designated as rules the violation of which would be a minor violation no later than June 30, 2017. |
| 120.695(2)(c)2., F.S. | No. | N/A. | Beginning on July 1, 2017, each agency must publish all rules of that agency designated as rules the violation of which would be a minor violation either as a complete list on the agency's website or by incorporation of the designations in the agency's disciplinary guidelines adopted as a rule. |