

March 11, 2024

Notice of Development of Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.800 Close Management

PURPOSE AND EFFECT: Rule amendment is necessary to clarify the definition of “major rule violation”; clarify and simplify privilege eligibility for inmates in close management; provide for automatic suspension of exercise and other privileges while a DR for a major rule violation is pending; provide for the suspension of privileges if a non-major infraction is deemed a security threat; authorize close management review by any classification officer; update the process of referring inmates for mental health assessments; and update Form DC6-128 to allow mental health assessments to be conducted by any fully licensed mental health clinician.

SUBJECT AREA TO BE ADDRESSED: Close Management

RULEMAKING AUTHORITY: 944.09, F.S.

LAW IMPLEMENTED: 944.09, 944.241, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Office of the General Counsel, Attn: FDC Rule Correspondence, 501 South Calhoun Street, Tallahassee, Florida 32399, FDCRuleCorrespondence@fdc.myflorida.com. A copy of the preliminary draft may also be obtained using the following link: <http://www.dc.state.fl.us/legal/ch33/notices/index.html>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE