

Department of Highway Safety Motor vehicles
2012-2013 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Description of Current Rule	Description of Changes to be Made in Rulemaking	Reason for Rulemaking	Economic Impact	Highly Technical or Complicated		
15A-6.009	Venue	Rule Amendment	The rule provides that administrative hearings will generally be held in the judicial circuit where the notice of suspension was issued.	The Department intends to amend the rule to provide that hearings may also be held telephonically, when appropriate.	Update Rule	None	No	New Rule	
15A-6.021	Decorum	New Rule	[n/a]	The Department proposes to add a rule regarding decorum at formal administrative hearings in the Bureau of Administrative Reviews.	Other (Provide a detailed explanation)	None	No	Rule Amendment	
15B-2.013	Approved Speed Measuring Devices	Rule Amendment	The rule names approved speed-measuring devices by make and model.	The Department wishes to add recently-approved speed measuring devices.	Update Rule	None	No	Rule Repeal	
15B-2.016	Tests to Determine Accuracy of Laser Speed Measuring Devices	Rule Amendment	This rule contains a form used to regularly certify speed-measuring devices.	The Department wishes to modernize the form.	Update Rule	None	No		
15B-15.002	Payment of Penalties; Detaining and Impounding Commercial Motor Vehicles	Rule Amendment	Among other issues, the rule repeatedly cites the "Office of Motor Carrier Compliance."	The Department intends to amend the rule to reflect the fact that the OMCC has been transferred to DHSMV and renamed "Commercial Vehicle Enforcement"	Update Rule	None	No	Technical Change	
								Update Rule	
								Update Incorporated Material	
								Statutory Mandate (federal or state) (Include effective date)	
15-1.001	Agency Composition	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	Response to a Rule Challenge	
15-1.002	Internal Department Organization	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	Response to a Petition to Initiate Rulemaking	

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15-1.003	Division of Florida Highway Patrol	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	Other (Provide a detailed explanation)	
15-1.004	Division of Driver Licenses	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No		
15-1.005	Division of Motor Vehicles	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	SERC	
15-1.006	Division of Administrative Services	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	Ratification	Yes
15-1.007	Public Records, Inspection	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No	None	No
15-1.008	Public Access to Proceedings	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No		

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15-1.009	Applications for Employment	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No		
15-1.010	Statutory Chapters and Rules	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No		
15-1.011	Affirmative Action Plan	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule.	Update Rule	None	No		
15-1.013	Forms; Division of Administrative Services	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented (s. 120.53(1), F.S.) has been modified and no longer authorizes this rule. In addition, JAPC no longer approves of "Forms rules."	Update Rule	None	No		
15-1.014	Forms; Division of Driver Licenses	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. JAPC no longer approves of "Forms rules."	Update Rule	None	No		
15-1.015	Forms; Division of Florida Highway Patrol	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. JAPC no longer approves of "Forms rules."	Update Rule	None	No		

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15-1.016	Forms; Division of Motor Vehicles	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. JAPC no longer approves of "Forms rules."	Update Rule	None	No		
15-1.017	Volunteers	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The statutory authority of s. 110.503(2), F.S., no longer grants authority to individual agencies; it requires DMS to issue uniform "volunteer worker" rules for all agencies.	Update Rule	None	No		
15-2.001	Procedure	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The statutory authorities in s. 20.05(5), F.S., and 120.565, F.S., have been repealed, and the statutory authority of s. 120.53(1)(c) - (d) no longer grants rulemaking authority for these purposes.	Update Rule	None	No		
15-2.002	Designation of the Agency Clerk	Rule Repeal	As required by former versions of s. 120.53(1), F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The statutory authorities in s. 20.05(5), 120.59(1), and 120.52(9), F.S. have been repealed. The authorities in 120.53(1)(a) - (b), F.S. have been modified and no longer grant rulemaking authority for these purposes.	Update Rule	None	No		
15-2.003	Disputes on Bidding or the Letting of Contracts	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The statutory authority in 120.53(5), F.S. has been repealed. Uniform bidding rules are managed by DMS in Chapter 60A-1, F.A.C.	Update Rule	None	No		
15-2.004	Designation of Official Reporter	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The law implemented, s. 120.53(4), F.S., no longer authorizes this rule.	Update Rule	None	No		

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15-2.005	Authority	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		
15-2.006	Purpose	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		
15-2.007	Indexing, Listing and Numbering	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		
15-2.008	Final Orders Required to be Indexed	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		
15-2.009	Listing of Final Orders	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		

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15-2.010	Numbering of Final Orders	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (s. 120.53, F.S., <i>et seq</i>) no longer authorize agencies to make rules - the Department of State makes uniform rules regarding the indexing and filing of final orders.	Update Rule	None	No		
15-4.001	Definitions	Rule Repeal	The rule relates to agency leases of real property.	Repeal. The rulemaking authority in s. 255.25, F.S., no longer authorizes agencies to make rules - DMS makes uniform rules regarding leases for real property.	Update Rule	None	No		
15-4.002	Policies and Procedures	Rule Repeal	The rule relates to agency leases of real property.	Repeal. The rulemaking authority in s. 255.25, F.S., no longer authorizes agencies to make rules - DMS makes uniform rules regarding leases for real property.	Update Rule	None	No		
15-6.001	Policy Statement	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.002	Definition of Sexual Harassment	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.003	Training Requirements	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.004	Disciplinary Action	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		

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15-6.005	Designation of Persons to Receive and Investigate Complaints	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.006	Procedure for Filing Complaint	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.007	Investigation Procedure and Complaint Disposition	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.008	Time Limitations for Intake, Investigation, Formal and Informal Disposition	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-6.009	Complainants Right to Seek Remedy Outside of the Department	Rule Repeal	The rule relates to agency policies regarding sexual harassment.	Repeal. Section 110.1221, F.S., required DMS to promulgate uniform rules for all agencies. This 1995 statute appears to supercede the 1983 rule.	Update Rule	None	No		
15-12.001	Application of Rules	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.002	Membership of Florida Cabinet	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		

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15-12.003	Meetings and Notice	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.004	Presiding Officer	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.005	Quorum	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.006	Agendas	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.007	Distribution of Agendas	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.008	Recording of Proceedings	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		

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15-12.009	Minutes	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.010	Order of Procedure	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.011	Quarterly Reports	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.012	Agency Action	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.013	Voting	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-12.014	Amendment to Rules	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		

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15-12.015	Parliamentary Matters	Rule Repeal	As required by former versions of s. 120.53, F.S., these rules provide the "general course and method of... operations," and the "nature and requirements of all formal and informal procedures."	Repeal. The rulemaking authority and laws implemented (ss. 120.53(1) and 120.54(9), F.S.) no longer authorize the agency to make rules regarding Cabinet meetings.	Update Rule	None	No		
15-13.001	Definitions	Rule Repeal	The rule relates to minority and small business procurement.	Repeal. The rulemaking authority and law implemented, s. 287.0947, F.S., no longer authorizes agencies to make rules in regard to MBE matters. Further, according to a statutory footnote, it appears that s. 287.0947, F.S., expired on Oct 1, 1995, notwithstanding subsequent amendments to that statute.	Update Rule	None	No		
15-13.002	Purpose and Scope	Rule Repeal	The rule relates to minority and small business procurement.	Repeal. The rulemaking authority and law implemented, s. 287.0947, F.S., no longer authorizes agencies to make rules in regard to MBE matters. Further, according to a statutory footnote, it appears that s. 287.0947, F.S., expired on Oct 1, 1995, notwithstanding subsequent amendments to that statute.	Update Rule	None	No		
15-13.003	Goal	Rule Repeal	The rule relates to minority and small business procurement.	Repeal. The rulemaking authority and law implemented, s. 287.0947, F.S., no longer authorizes agencies to make rules in regard to MBE matters. Further, according to a statutory footnote, it appears that s. 287.0947, F.S., expired on Oct 1, 1995, notwithstanding subsequent amendments to that statute.	Update Rule	None	No		

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15-13.004	Procedures	Rule Repeal	The rule relates to minority and small business procurement.	Repeal. The rulemaking authority and law implemented, s. 287.0947, F.S., no longer authorizes agencies to make rules in regard to MBE matters. Further, according to a statutory footnote, it appears that s. 287.0947, F.S., expired on Oct 1, 1995, notwithstanding subsequent amendments to that statute.	Update Rule	None	No		
15-13.004	Procedures	Rule Repeal	The rule relates to minority and small business procurement.	Repeal. The rulemaking authority and law implemented, s. 287.0947, F.S., no longer authorizes agencies to make rules in regard to MBE matters. Further, according to a statutory footnote, it appears that s. 287.0947, F.S., expired on Oct 1, 1995, notwithstanding subsequent amendments to that statute.	Update Rule	None	No		
15A-8	Driver Improvement Schools	Rule Repeal	The rule relates to the approval of driver improvement courses and effectiveness studies.	The Department may request statutory changes that will result in the repeal of these statutes.	Update Rule	None	No		
15A-11	Driver Training Schools	Rule Amendment	Regulation of commercial driving schools	Clearly disallow any solicitation or contracting of business on DL or TC property. Disallowing the sell of currently used knowledge skills questions. Regulate the number of appointments made by these schools.	Update rule	None	No		
15C-18.002	Electronic Filing System Features.	Rule Amendment	The rule sets for the what an EFS agent can do through the EFS system.	Allow for EFS agents to process renewals for customers, other than just at the time of purchase.	Update Rule	None	No		

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15C-20.001 - 15C-20.008	Electronic Notification System	New Rule	n/a	These rules describe an electronic system for issuing salvage certificates of title and certificates of destruction. Although rulemaking was initiated in 2012, the process may continue (or re-start) in 2013	The Department is proposing an electronic system to allow for salvage dealers and metals recyclers to cancel titles and obtain a derelict certificate.	None	No		
15A-10	DUI Programs	Rule Amendment	Standards for licensing DUI Programs, certifying personnel, regulating conduct of programs and courses.	This subchapter has not been updated since 1997 and needs to be brought current and revised to be more business friendly while maintaining the integrity of the process.	Update rule	None	No		