

# Department of the Lottery 2015-2016 Regulatory Plan

9/17/2015



*This Regulatory Plan has been prepared in accordance with Section 120.74(1), Florida Statutes, as amended by Ch. 2015-162 Laws of Florida, effective July 1, 2015.*

# Department of the Lottery 2015-2016 Regulatory Plan



Below is the Department of the Lottery's 2015-2016 Regulatory Plan (or "plan") which has been prepared in accordance with the requirements set forth in Section 120.74(1), Florida Statutes, as amended by Ch. 2015-162 Laws of Florida, effective July 1, 2015.

## **1. Plan Requirements of Section 120.74(1)(a), Florida Statutes (2015):**

*Section 120.74(1)(a), Florida Statutes, provides that an agency's plan must include a listing of each law enacted or amended during the previous 12 months which created or modified the duties or authority of the agency and a statement as to whether rulemaking is required to implement the law.*

No laws meeting the foregoing criteria were enacted or amended during the previous 12 months; therefore, rulemaking will not be required.

## **2. Plan Requirements of Section 120.74(1)(b), Florida Statutes (2015):**

*Section 120.74(1)(b), Florida Statutes, provides that an agency's plan must include a listing of any other laws which the agency expects to implement by rulemaking before the following July 1, except emergency rulemaking.*

The Department of the Lottery intends to amend Rule 53-1.0175, Florida Administrative Code, *Final Order Indexing*, to reflect amendments made to Section 120.53, Florida Statutes, which went into effect on July 1, 2015. The vast majority of the Department of the Lottery rules are promulgated by emergency rulemaking in accordance with the emergency rulemaking authority granted to the Department of the Lottery in Section 24.109(1), Florida Statutes. Laws implemented by emergency rulemaking are excluded from the requirements of Section 120.74(1)(b), Florida Statutes, and thus not included in the plan.

## **3. Plan Requirements of Section 120.74(1)(c), Florida Statutes (2015):**

*Section 120.74(1)(c), Florida Statutes, provides that an agency's plan must include any desired update to the prior year's regulatory plan; furthermore, if statutes requiring rulemaking were identified in a prior year's plan but a concomitant notice of proposed rulemaking has not yet been published, the agency must make the statements required in Section 120.74(1)(c)1. and 2.*

No update will be made to the Department of the Lottery's 2014-2015 Regulatory Plan. Prior plans did not identify statutes requiring rulemaking.



**CERTIFICATION**

I, Tom Delacenserie, Interim Secretary of the Department of the Lottery, and I, Josefina M. Tamayo, General Counsel for the Department of the Lottery, hereby certify the following:

1. I have reviewed the Department of the Lottery's 2015-2016 Regulatory Plan;  
and

2. I have verified that the Department of the Lottery regularly reviews all of its rules to determine if the rules remain consistent with the Department of the Lottery's rulemaking authority and laws implemented. The most recent review was completed in June 2015.

Dated this 17<sup>th</sup> day of September, 2015

By: \_\_\_\_\_  
Tom Delacenserie, Interim Secretary

By: \_\_\_\_\_  
Josefina M. Tamayo, General Counsel