

Department of the Lottery 2016-2017 Regulatory Plan

9/26/2016



This Regulatory Plan has been prepared in accordance with Section 120.74(1), Florida Statutes.

Department of the Lottery 2016-2017 Regulatory Plan



Below is the Department of the Lottery's 2016-2017 Regulatory Plan (or "plan") which has been prepared in accordance with the requirements set forth in Section 120.74(1), Florida Statutes.

1. Plan Requirements of Section 120.74(1)(a), Florida Statutes (2016):

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 (2016):

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.

All but two of the Department of the Lottery's 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. The Department of the Lottery does not expect to implement by rulemaking any of the laws cited in the two non-emergency rules or any other laws before July 1, 2017.

3. Plan Requirements of Section 120.74(1)(c), Florida Statutes (2016):

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.

Rule 53-1.0175, *Final Order Indexing*, was repealed, not amended as originally forecasted in the Department of the Lottery's 2015-2016 Regulatory Plan. The 2015-2016 Regulatory Plan did not identify statutes requiring rulemaking.

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CERTIFICATION

I, Thomas R. Delacenserie, 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 2016-2017 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 August 2016.

Dated this 26th day of September, 2016.

By: 

Thomas R. Delacenserie, Secretary

By: 

Josefina M. Tamayo, General Counsel