

Division of Administrative Hearings

Regulatory Plan Pursuant to Section 120.74(3)*, Florida Statutes

Pursuant to section 120.74(3), Florida Statutes, the Division of Administrative Hearings (DOAH) presents its 2015-2016 regulatory plan describing each rule it proposes to adopt for this 12-month period. DOAH has two programs under its umbrella, Adjudication of Disputes and Workers' Compensation Appeals. The Adjudication of Disputes Program follows the Model Rules of Administrative Procedure, Florida Administrative Code Chapter 28-106, which are promulgated by the Administration Commission (Commission). The Administrative Law Section of the Florida Bar from time to time suggests amendments and, with our input, provides these to the Commission for consideration and approval. The Workers' Compensation Appeals Program, through the Office of Judges of Compensation Claims (the OJCC within DOAH), considers and promulgates those rules necessary to carry out its statutory duties under chapter 440, Florida Statutes. These rules are found in Florida Administrative Code Chapter 60Q-6.

DOAH does not currently intend to adopt new rules, or amend or repeal existing rules this fiscal year. It is always possible that participants and stakeholders in the administrative and workers' compensation adjudicatory processes will suggest or request rulemaking or amendments to existing rules in the coming fiscal year. Also, with the passage of CS/HB 985, DOAH has been granted authority to adopt rules as necessary to implement the mandatory agency filing of final orders for indexing with DOAH. If necessary to carry out this statutory mandate, DOAH will consider rulemaking to explain the process for filing if it appears that agencies are uncertain as to how the new statutory language will be implemented. To the extent DOAH receives, considers, and acts upon any such requests, we will provide a detailed explanation of the amendments or rules to be promulgated.

Respectfully submitted,



Robert S. Cohen
Director and Chief Judge

*filed prior to amendment to 120.74