

April 7, 2022

Notice of Development of Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.101 Incentive Gain Time

PURPOSE AND EFFECT: Rulemaking is necessary to provide clarity by adding definitions for “Pending Delivery Status” and “Out-to-Court Status”; to amend the rule as it relates to gain time eligibility for inmates sentenced for a capital offense committed on or after January 1, 1994, and before October 1, 1995, so that the rule is consistent with section 944.275, F.S.; and to correct typographical errors in the award matrices.

SUBJECT AREA TO BE ADDRESSED: Incentive Gain Time

RULEMAKING AUTHORITY: 944.09, 944.275, 944.281, F.S.

LAW IMPLEMENTED: 944.09, 944.275, 944.281, 944.801(3)(i)5., 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