The following represents a summary of deliberations and comments that comprise this rulemaking meeting of the FRC’s monthly conference call.

**Call to Order**

Michael Adamus welcomed everyone and gave an overview of the FRC and its roles and responsibilities. Julie gave an overview of the rulemaking process and how it will be applied to the 4 rules proposed to be amended.

- Rule 6A-25.001 is amended to incorporate the amended federal regulations in 34 C.F.R. Part 361 and incorporate the new federal regulations in 34 C.F.R. Part 363, 34 C.F.R. Part 397, and 45 C.F.R. Part 1329, as well as amend the title to “Incorporation by Reference”. The proposed rule change updates the federal regulations already being followed by the Division. Ann commented that she recommends the web link PDF language for use in the final rule.

- Rule 6A-25.007 is amended to align the deadline for the creation of an individualized plan for employment to federal law (90 days) and language is added to clarify the appropriate information to be included in an individualized plan for employment. This rule and the following (6A-25.011) are technical changes to align the Division rules with federal and state rules and regulations. Megan discussed that language should be added to incorporate the term “advancing in” in addition to “…an individual with a disability in preparing for, securing, retaining or regaining an employment outcome…” Ann agreed and discussed the word advancing should be included language. Ann also noted that 90m days is a long time, especially in transition cases. Ann noted the Division of Blind Services uses 60 days. Megan noted that Federal language indicates that the IPE should be developed
as soon as possible, no later than 90 days. Heather asked if this was 90 business or calendar days. It was noted that this is 90 calendar days.

- **Rule 6A-25.011** is amended to remove language that inadvertently extended the timeframe for Division customers to appeal Division determinations and bring the Division rule into alignment with the Division of Administrative Hearings’ Uniform Rules of Procedure. Ann and Megan encouraged keeping the allowance for 5 days at the end of the 21 day period. Taylor noted they were following DOAH rules in recommending this change. Ann noted that many CAP customers receive notification after time has expired. Megan noted it is important to determine when a letter was received and that was the case with DOAH. Megan also discussed it is important to include language that services would continue during an appeal.

- **Rule 6A-25.020** is a new rule created in accordance with section 413.615, Florida Statutes, to provide for Division oversight of the Direct-Support Organization by requiring the establishment of bylaws, the establishment of financial controls, and an annual budget to the Division. This rule formalizes requirements that the Division’s Direct-Support Organization is currently operating under. Sue commented that Able Trust was complying with the rules even though they are not in place yet.

Comments and recommendations were offered by guests, which will be taken into consideration by Division Leadership and Legal Counsel. The rules are scheduled for the State Board agenda on January 16, 2019 and if approved, will bring the Division into compliance with the requirements of section 413.615, Florida Statutes.