



Alexandra Hansli, Director
Office of Fiscal Accountability
and Regulatory Reform
Executive Office of the Governor
The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

Re: Florida Division of Emergency Management
Rule Review and Regulatory Plan 2025-2026

The Florida Division of Emergency Management's annual rulemaking and regulatory plan pursuant to section 120.74, Florida Statutes, is attached hereto. Rulemaking is required in order to meet new statutory requirements. The Division will continue to evaluate the potential need for updates to its rules, and in turn shall update the regulatory plan accordingly and request authorization from your office before proceeding. The Division will also review existing rules on a yearly basis pursuant to section 120.5435, Florida Statutes, according to the five-year schedule included herein.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "SH", is positioned above a horizontal line.

Stephanie Houp, Esq.
Deputy Executive Director and General Counsel
Florida Division of Emergency Management



Section 120.74(1)(a), Florida Statutes – List each law enacted or amended during the previous 12 months which creates or modifies the duties or authority of the agency. For each law listed, state whether the agency must adopt rules to implement the law. If rulemaking is not necessary, provide a concise written explanation of the reasons why the law may be implemented without rulemaking.

Response:

Listed in the chart below are the laws enacted or amended during the previous 12 months which create or modify the duties or authority of the Florida Division of Emergency Management:

Law enacted or modified that creates or modifies FDEM authority or duties	Is rulemaking necessary to implement the law?	If rulemaking is not necessary, statement explaining reasons why the law may be implemented without rulemaking	If rulemaking is necessary, has notice of rule development been published in the FAR? If yes, which FAR issue (include date, volume, and number)	When is notice of a proposed rule expected to be published?	Rule Number	Rule Title	Was the law listed in a previous regulatory plan requiring rulemaking to implement a law?
215.559 – Hurricane Loss Mitigation Program	Yes	N/A	No	December 2025 (Tentative)	N/A	Hurricane Loss Mitigation Program	Yes
252.35 – Emergency management powers; Division of Emergency Management	Yes	N/A	No	December 2025 (Tentative)	27P-2; 27P-6	Comprehensive Emergency Management Plan; Review of Local Emergency Management Plans	Yes
252.3611 – Transparency; audits	No	The law is self-implementing	N/A	N/A	N/A	N/A	N/A
252.363 – Tolling and extension of permits and other authorizations	No	The law is self-implementing	N/A	N/A	N/A	N/A	N/A



252.365 – Emergency coordination officers; disaster- preparedness plans	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
252.3655 – Natural hazards risks and mitigation interagency coordinating group	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
252.37 - Financing	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
252.38 – Emergency Management Powers of Political Subdivisions	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
252.385 – Public shelter space; public records exemption	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
373.423 – Inspection	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
252.505 – Breach of contract during emergency recovery periods for natural emergencies	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A
Section 27, Chapter 2025- 190, Laws of Florida	No	The law is self- implementing	N/A	N/A	N/A	N/A	N/A



Section 120.74(1)(b), Florida Statutes – List of laws not otherwise listed pursuant to section 120.74(1)(a), which the agency expects to implement by rulemaking before the following July 1. For each law, the plan must state whether the rulemaking is intended to simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary or redundant rules.

Response: Rule 27P-23 –The purpose of this rulemaking will be to promulgate rules and clarify criteria for the Florida Nonprofit Security Grant Program.

The Division continues to evaluate the potential need for updates to its existing rules. Should the Division determine that rulemaking may be advisable prior to July 1, 2026, the Division will file an amended regulatory plan.

Section 120.74(1)(c), Florida Statutes – Describe any desired update to the prior year's regulatory plan or supplement published.

Response: Rule 27P-2.002 – Comprehensive Emergency Management Plan Adopted became effective October 22, 2024.

Rule 27P-22.007 – Hazard Mitigation Grant Program became effective on October 7, 2024.

Rule 27P-19 – Base Funding for County Emergency Management Agencies, Emergency Management Competitive Grant Program and Municipal Competitive Grant Program Rule will be updated in or around December 2025.

Section 120.74(1)(d), Florida Statutes – Certification executed on behalf of the agency by both the agency head and individual acting as principal legal advisor to the agency head.

Response: Certification attached.



Certification of Review

Pursuant to section 120.74(1)(d), Florida Statutes, the undersigned hereby certify that they have reviewed the regulatory plan for the Division of Emergency Management and that the Division regularly reviews all of its rules to determine if the rules remain consistent with the Division's rulemaking authority and the laws implemented, with the most recent review of its existing rules being completed in 2025.

Dated this 30 th day of September 2025.

Stephanie Houp, Esq., Deputy Executive Director and General Counsel

Kevin Guthrie, Executive Director



Section 120.74(1)(e), Florida Statutes – List of the agency's existing rules scheduled for review pursuant to section 120.5435.

1. List of the agency's existing rules scheduled for review pursuant to section 120.5435:

Rule 27P-2	Comprehensive Emergency Management Plan
Rule 27P-6	Review Of Local Emergency Management Plans
Rule 27P-11	Funding Formula
Rule 27P-14	Hazardous Materials
Rule 27P-19	Base Funding for County Emergency Management Agencies, Emergency Management Competitive Grant Program and Municipal Competitive Grant Program Rule
Rule 27P-20	Fee Schedule For County Emergency Management Agency Review of Facility Emergency Management Plans
Rule 27P-21	Hazardous Materials Risk Management Planning Fee Schedule
Rule 27P-22	Hazard Mitigation Grant Program
Rule 27P-23	State Nonprofit Security Grant Program

2. Five-year schedule for the review of all existing rules as of July 1, 2025:

Year 1 – FY 2025-2026	
Rule 27P-2	Comprehensive Emergency Management Plan
Rule 27P-23	State Nonprofit Security Grant Program
Year 2 – FY 2026-2027	
Rule 27P-6	Review of Local Emergency Management Plans
Rule 27P-11	Funding Formula
Year 3 – FY 2027-2028	
Rule 27P-19	Base Funding for County Emergency Management Agencies, Emergency Management Competitive Grant Program and Municipal Competitive Grant Program Rule
Rule 27P-20	Fee Schedule for County Emergency Management Agency Review of Facility Emergency Management Plans
Year 4 – FY 2028-2029	
Rule 27P-14	Hazardous Materials
Rule 27P-22	Hazard Mitigation Grant Program
Year 5 – FY 2029-2030	
Rule 27P-21	Hazardous Materials Risk Management Planning Fee Schedule



3. Yearly schedule for the rules the agency will review each year during the five-year rule review:

By October 1 – The agency will publish its annual regulatory plan, which will include a list of the agency’s existing rules scheduled for review, a five-year schedule for the review of all rules existing as of July 1, 2025, and a yearly schedule for the review each year during the five-year rule review.

By January 1 – The agency will submit to the President of the Senate, the Speaker of the House, and the Joint Administrative Procedures Committee (“JAPC”) a report that summarizes the agency’s intended action on each rule under review during the current fiscal year.

By April 1 – The agency will take one of the following actions during its rule review:

- a. Make no change to the rule and submit to JAPC a copy of the reviewed rule, a written statement of the intended action, and its assessment of the required review factors; or
- b. Make a technical change to the rule and submit to JAPC a copy of the reviewed rule with the recommended changes, a written statement of the intended action, its assessment of the required review factors, and the facts and circumstances justifying the technical change(s); or
- c. Make a substantive change to the reviewed rules and submit to JAPC a copy of the reviewed rule with the recommended changes, a written statement of the intended action, its assessment of the required review factors, and the facts and circumstances justifying the substantive change(s); or
- d. Repeal the rule in accordance with chapter 120, publish the required notice to the Florida Administrative Register, and submit to JAPC a written statement of the intended action and the agency’s assessment of the required review factors.

By July 1 – The agency will respond in writing to all material and timely written comments or inquiries made on behalf of JAPC. Upon completion of the rule review, the agency will obtain approval of the agency head or his designee and take one of the following actions:

- a. If no changes or only technical changes were made, electronically file a certified copy of the reviewed rule and JAPC’s certification of completion with the Department of state; or
- b. If the reviewed rule is subject to a substantive change or repeal, timely file the appropriate notice pursuant to section 120.54, Florida Statutes.