

December 31, 2013

NOTICE OF RULE DEVELOPMENT

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.728

RULE TITLE: Inmate Visiting Appearance, Search, and Conduct.

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Rule 33-601.728, F.A.C., to make provisions regarding the inmate dress code during visitation consistent with Rule 33-602.101, F.A.C., and to clarify a reference.

SUBJECT AREA TO BE ADDRESSED: Dress code.

RULEMAKING AUTHORITY: 944.09, 944.23 FS

LAW IMPLEMENTED: 20.315, 944.09, 944.47, 944.8031 FS

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 WEEKLY. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND TO OBTAIN A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.728 Inmate Visiting Appearance, Search, and Conduct.

(1) During visiting, inmates shall dress in accordance with Rule 33-602.101, F.A.C.~~wear a clean uniform consisting of the following department issued items:~~

~~(a) Blue shirt.~~

~~(b) Tee shirt worn beneath the blue shirt. A sweatshirt may be worn instead during cold weather.~~

~~(c) Blue trousers.~~

~~(d) Belt.~~

~~(e) Socks and underwear.~~

~~(f) Brogans or state issued tennis shoes unless authorization (medical pass) carried on the inmate's person allows an exception to the footwear.~~

~~(g) ID card in accordance with paragraph 33-602.101(9)(h), F.A.C.~~

(h) Permanent inmates assigned to reception centers may wear a white shirt and white trousers during visitation.

Inmates at work release centers whose work assignments are at the center may wear white shirts and white trousers during visitation.

(2)-(3) No change.

(4) The inmate shall not pass items to another inmate or to a visitor or accept items from another inmate or a visitor except as specified in Rule paragraph 33-601.727(4)(4), F.A.C.

(5)-(6) No change.

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23, 944.47, 944.8031 FS.

History—New 11-18-01, Amended_____.