

Published in the FAR July 2, 2026

Notice of Development of Rulemaking

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NO.: RULE TITLE:

65G-11.004 Crisis Determination Procedure

PURPOSE AND EFFECT: To conform the rule to the changes made by Chapter 2026-129, L.O.F., to Section 393.063, F.S., regarding “Tatton-Brown-Rahman syndrome.” The proposed rule amendment adds Tatton-Brown-Rahman syndrome to the list of conditions that are a developmental disability. The proposed amendment also organizes the list of conditions by alphabetical order, and updates references to statutory authority.

SUBJECT AREA TO BE ADDRESSED: Preenrollment category one and Tatton-Brown-Rahman syndrome.

RULEMAKING AUTHORITY: 393.065(13), 393.501(1) F.S.

LAW IMPLEMENTED: 393.065 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: Leslie Bryson, Rules Attorney, Leslie.Bryson@apdcares.org, (850)922-4464, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 335, Tallahassee, FL 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

65G-11.004 Crisis Determination Procedure.

(1) No change.

(2) The applicant or applicant’s representative shall request crisis enrollment through the Agency. The Agency may not enroll an applicant on the waiver unless the Agency has determined that the applicant has a developmental disability, as defined in Section 393.063, F.S., meets the level of care requirements set forth in section 393.065(5), F.S., the eligibility requirements of Chapter 65G-4, F.A.C. and:

(a) No change.

(b) The recipient’s IQ is 60-70 inclusive and the recipient has a secondary handicapping condition that includes:

1. Autism, Cerebral palsy, Down syndrome, epilepsy, Phelan-McDermid syndrome, spina bifida, Prader-Willi syndrome, spina bifida, Tatton-Brown-Rahman syndrome; epilepsy, autism, Down syndrome, Phelan-McDermid syndrome or

2. Ambulation, sensory, chronic health, and behavioral problems;

(c) No change.

(d) The recipient is eligible under a primary disability of autism, Cerebral palsy, spina bifida, Prader-Willi syndrome, Down syndrome, Phelan-McDermid syndrome, Prader-Willi syndrome, spina bifida, or Tatton-Brown-Rahman syndrome, and the condition results in substantial functional limitations in three or more major life activities listed in paragraph (c), above.

(3) through (5) No change.

Rulemaking Authority 393.065(13), 393.501(1), ~~393.065(12)~~ FS. Law Implemented 393.065 History—New 9-19-07, Formerly 65G-1.046, Amended 6-5-25,___.