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THE FLORIDA LEGISLATURE  
**JOINT ADMINISTRATIVE  
PROCEDURES COMMITTEE**

2023 JUL 24 PM 1:12

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July 19, 2023

Ms. Janet Young  
Agency Rules Coordinator  
Department of Revenue  
Post Office Box 5906  
Tallahassee, Florida 32314-5906

**RE: Department of Revenue, Division of Child Support Enforcement  
Proposed Rule Number 12E-1.029**

Dear Ms. Young:

I have reviewed the above-referenced proposed rule, which was advertised in the Florida Administrative Register on May 30, 2023, and the Notice of Change, which was advertised on July 12, 2023. I have the following comments for your consideration and response:

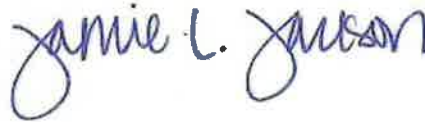
**12E-1.029(1)(a):** Incorporated Material—Agreement for Financial Institution Data Matching, Form CS-ER134

P.2, II. A.: The incorporation by reference of 45 C.F.R. § 303.21, should be set forth in the rule text and not solely in the incorporated material, as is required by rule 1-1.013(1), F.A.C. *See also Peek, et al. v. State Bd. of Education and Dept. of Education*, Case No. 12-1111RP, St. of Fla. Div. of Admin. Hrgs. (August 22, 2012). Additionally, it appears the most recently codified version of this federal regulation is October 1, 2021. Was it the Department's intention to incorporate the 2011 version? Finally, please provide a copy of this newly incorporated material to the Committee for review.

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If you have questions, please do not hesitate to contact me. Otherwise, I look forward to your written response.

Sincerely,

A handwritten signature in blue ink that reads "Jamie L. Jackson". The signature is written in a cursive style with a large initial "J" and a distinct "L" and "J" in the middle.

Jamie L. Jackson  
Chief Attorney

cc: Mr. Bobby York, Program Rules Coordinator

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MS. JANET YOUNG  
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\*\*\*INTEROFFICE MAIL\*\*\*