

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-27.003 Florida Endangered and Threatened Species
List; Prohibitions

PURPOSE AND EFFECT: The Commission is considering revising the rule to incorporate by reference and link to Commission-approved Guidelines for the American oystercatcher, least tern, snowy plover, and black skimmer, and revise rule provisions associated with species classified as Endangered, Threatened, or Species of Special Concern.

SUBJECT AREA TO BE ADDRESSED: Take of State-Threatened species; American oystercatcher, least tern, snowy plover, black skimmer; Endangered species, Threatened species, Species of Special Concern.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claire Sunquist Blunden, Section Leader, Wildlife Diversity Conservation Section, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0952 Family Empowerment Scholarship Program
PURPOSE AND EFFECT: To incorporate changes made by HB-7045 during 2021 Legislative Session to the Family Empowerment Scholarship Program.

SUMMARY: The Rule amendment will update Family Empowerment Scholarship Program, including establishing eligibility requirements, payment procedures, and the obligations of private schools, school districts, and scholarship-funding organizations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule will have no regulatory cost and no negative economic impact and will not require legislative ratification. This rule updates Rule 6A-6.0952 to incorporate changes made by HB-7045 during the 2021 Legislative Session. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02, 1002.394(17), F.S.

LAW IMPLEMENTED: 1002.394, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 18, 2021, 9:00 a.m.

PLACE: Miami Dade College, Wolfson Campus, 254 N.E. 4th St., Building 3, Chapman Conference Room 3210, Miami, FL 33132.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Dakeyan Graham, Executive Director, Office of Independent Education & Parental Choice, Florida Department of Education, Dakeyan.Graham@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 6A-6.0952 follows. See Florida Administrative Code for present text.

6A-6.0952 Family Empowerment Scholarship Program.

(1) Purpose. The Family Empowerment Scholarship (FES) Program is implemented by the Department of Education (Department) in collaboration with eligible nonprofit scholarship-funding organizations (SFOs), as required by Section 1002.394, F.S., in an effective and equitable manner that maintains the integrity of the program, which was established to provide children of families in the state with educational options to achieve success in their education, including children of families with limited financial resources, children of military families, and children with disabilities.

(2) Definitions. As used in this rule:

(a) “Disability” is defined as stated in Section 1002.394(2)(d), F.S.

(b) “Eligible nonprofit scholarship-funding organization” means an eligible SFO that is approved pursuant to Section 1002.395(2)(f), F.S., may award Family Empowerment Scholarships and establish accounts for eligible students.

(c) “Eligible private school” means an eligible private school that complies with all requirements for private schools participating in state school choice scholarship programs, pursuant to Sections 1002.40 and 1002.421, F.S., and State Board of Education Rule 6A-6.03315, F.A.C.

(d) “Family Empowerment Scholarship for Educational Options” is the scholarship option for eligible students of families with limited financial resources, students in foster care or out-of-home care, and students of military families, as further described in subsection (3) of this rule. Pursuant to Section 1002.394(4)(a), F.S., the scholarship funds may be used toward tuition and fees at an eligible private school or transportation to a Florida public school that is different from the student’s assigned school.

(e) “Family Empowerment Scholarship for Students with Unique Abilities” is the scholarship option for eligible students with the disabilities described in Section 1002.394(2)(d), F.S., and paragraph (2)(a) and subsection (4) of this rule. The scholarship funds may be used for a variety of purposes, such as certain instructional materials, therapy services, and tuition and fees as described in section 1002.394(4)(b), F.S.

(f) “Member of the United States Armed Forces” means a member of the Army, Navy, Air Force, Coast Guard, Marine Corps, or Space Force, including a Reservist.

(g) “Return to a public school” or “enrolls in a public school” means the enrollment of an FES student in a public school or public school program. A public school or public school program is one in which students are reported for

funding through the Florida Education Finance Program. The following situations are not a return to public school:

1. Admission to a residential hospital for medical reasons;
2. Entry into a Department of Juvenile Justice detention center for a period of no more than twenty-one (21) consecutive days;

3. Entry into a public school for a period of less than thirty (30) days pursuant to placement by or while in the custody of the Department of Children and Families; or

4. Completion of dual enrollment or adult education courses that are not funded through the Florida Education Finance Program.

(3) Family Empowerment Scholarship for Educational Options.

(a) Initial Eligibility. For initial program eligibility under Section 1002.394(3)(a), F.S., the SFO shall identify qualified students by verifying that the student:

1. Meets the household income requirements described in Sections 1002.394(3)(a)1., and 1002.394(3)(a)3., F.S.;

2. Is currently placed, or during the previous state fiscal year was placed, in foster care or in out-of-home care;

3. Shares a birth parent or legal parent with one or more other children participating in a Family Empowerment Scholarship and such siblings reside in the same household; or

4. Is the dependent child of a member of the United States Armed Forces.

(b) Term of Family Empowerment Scholarship. For a student initially eligible under Section 1002.394(3)(a), F.S., the scholarship remains in effect until one of the following occurs:

1. The student returns to a public school.

2. The student graduates from high school. The student may continue in the program until he or she receives a GED, standard diploma, or the private school’s equivalent. Certificates of completion or attendance do not constitute graduation from high school for purposes of this paragraph.

3. The student reaches the age of twenty-one (21). The student may complete the school year in which he or she reaches the age of twenty-one (21).

(c) Continued Participation. In order to ensure that funds are reserved for students who intend to continue participation in the FES program, the SFO may require parents of students initially eligible under Section 1002.394(3)(a), F.S., to annually indicate the intent to continue participation in the program; such indication shall not require the parent to re-establish initial eligibility. The SFO shall notify the Department of students continuing in the program by July 1 for the following school year.

(d) Transportation Scholarship. For a student initially eligible pursuant to Sections 1002.394(3)(a)1., or 1002.394(3)(a)2., F.S., in lieu of accepting the scholarship to attend a private school, a seven-hundred fifty dollar (\$750)

scholarship may be awarded to assist with transportation costs to a public school that is different from the school the student is assigned to attend.

(4) Family Empowerment Scholarship for Students with Unique Abilities.

(a) Initial Eligibility. For initial program eligibility under Section 1002.394(3)(b), F.S., the SFO shall identify qualified students by verifying that the student:

1. Is a resident of this state;

2. Is three (3) or four (4) years of age on or before September 1 of the year for which the student applies for program participation, or is eligible to enroll in kindergarten through grade 12 in a public school in this state;

3. Has a disability as defined in subsection (2) of this rule and Section 1002.394(2), F.S.; and

4. Is the subject of an IEP written in accordance with rules of the State Board of Education or with the applicable rules of another state or has received a diagnosis of a disability from a physician or psychologist licensed in this state or a physician licensed in another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.

(b) Term of Specialized Family Empowerment Scholarship for Students with Disabilities. For a student initially eligible under Section 1002.394(3)(b), F.S., the scholarship remains in effect until one of the following occurs:

1. The parent does not renew the scholarship.

2. The SFO determines that the student is not eligible for renewal.

3. The Commissioner of Education suspends or revokes program participation or use of funds.

4. The parent has forfeited participation by failing to comply with the parent and student responsibilities in Section 1002.394(10), F.S.

5. The student enrolls in a public school.

6. The student graduates from high school. The student may continue in the program until he or she receives a GED, standard diploma, or the private school's equivalent. Certificates of completion or attendance do not constitute graduation from high school for purposes of this paragraph.

7. The student reaches the age of twenty-two (22). The student may complete the school year in which he or she reaches the age of twenty-two (22).

(c) Renewal. Parents of scholarship students eligible pursuant to Section 1002.394(3)(b), F.S., must annually renew participation in the program by notifying the SFO. The SFO shall notify the Department of renewal students by July 1 for the following school year.

(5) Scholarship Funding Process.

(a) After determining student eligibility, the SFO shall notify the Department of the parent's request for a scholarship. In a manner to be specified by the Department, the SFO must:

1. Confirm that the student has met the eligibility criteria;

2. Submit information on each student, which must include the following:

a. Student name, date of birth, social security number, gender, race, grade level, and address including county of residence;

b. For students eligible under Section 1002.394(3)(a), F.S.: percent of federal poverty level of the household income;

c. For students eligible under Section 1002.394(3)(b), F.S.: eligible disability and qualifying documentation type;

d. Date and time the parent submitted a request to the SFO; and

e. Date and time the SFO confirmed eligibility.

(b) The Department shall assign scholarships on a first-come first-served basis, based upon the date and time the scholarship-funding organization confirmed eligibility pursuant to Sections 1002.394(3), and 1002.394(11)(a) and (b), F.S.

(c) Scholarship payments will be made to the SFO on or before September 1, November 1, February 1, and April 1 of each year. For purposes of statutory deadlines associated with payment dates, the above listed dates shall be considered the official payment dates. Following receipt of scholarship payment from the Department, the SFO shall have seven (7) business days to initiate a scholarship payment to a participating private school.

(d) Requests for scholarship funding must be submitted by the SFO to the Department no later than November 1 for the September and November payments and no later than March 1 for the February and April payments.

(6) SFO Requirements. Eligible SFOs shall:

(a) Verify student eligibility for a Family Empowerment Scholarship.

(b) Verify the eligibility of all scholarship expenditures.

1. For students eligible under Section 1002.394(3)(a), F.S., verification must be made of continued enrollment and attendance at an eligible private school prior to payment.

2. For students eligible under Section 1002.394(3)(b), F.S., verification must be made before the distribution of funds for any expenditures related to instructional materials and curriculum as defined in Section 1002.394(4)(b)1. and 2., F.S. Review and verification of expenditures for other eligible services may be conducted after purchase has been made. SFOs shall process reimbursements, direct payments, and preauthorization requests for eligible program expenditures as soon as practicable but in no case later than sixty (60) days from receipt of the required documentation.

(c) Four (4) times a year, no later than October 30, January 30, April 30, and July 30 of each year, the SFO shall submit, in a manner to be specified by the Department, electronic lists of all scholarship students, providers of services, and participating

private schools. The lists shall include the following information:

1. Demographic information for each student;
2. Program award amount for each student;
3. Private school expenditure for each student; and,
4. For students eligible under Section 1002.394(3)(b), F.S., expenditures by purpose type as specified in Section 1002.394(4), F.S.; and the balance remaining in each student's account.

(7) Return of Funds.

(a) SFOs are responsible for the return of all scholarship funds to the Department that were received in error or associated with a scholarship account that has been closed pursuant to Section 1002.394(5)(b)3., F.S. or identified as ineligible pursuant to Section 1002.394(8)(a)2., F.S. If the Department identifies scholarship funds that must be returned, it shall send a letter via both regular and certified mail requesting the return of the funds. The letter shall state the reason the funds are being requested, the student or students involved, instructions on returning the funds, and the procedure to be followed if the SFO believes that return of the funds is being requested in error or wishes to provide additional information related to the requested funds. The Department's letter may also require the SFO to provide an explanation for how the funds were erroneously obtained.

(b) SFOs shall respond to such letter within thirty (30) days by either returning the funds or detailing in writing why its retention of the funds is proper.

(c) If the Department receives a letter detailing why the funds were properly retained, it shall determine whether the explanation is sufficient and thereafter alert the SFO of any funds still due and a timeframe for the return of those funds.

(d) Failure to return the funds due to the Department shall result in the initiation of noncompliance procedures pursuant to the Commissioner's authority described in Section 1002.394(8), F.S., and this rule.

(8) Nothing in this rule shall limit the Department's authority to request any other information related to the scholarship program.

Rulemaking Authority 1002.394(14) FS. Law Implemented 1002.394 FS. History--New 10-27-20, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Dakeyan Graham, Executive Director, Office of Independent Education & Parental Choice.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 21, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 21, 2021

DEPARTMENT OF ENVIRONMENTAL PROTECTION

| RULE NOS.: | RULE TITLES: |
|-------------------|---|
| 62-600.200 | Definitions |
| 62-600.420 | Minimum Treatment Standards - Technology Based Effluent Limitations (TBELs) |
| 62-600.440 | Disinfection Requirements |
| 62-600.500 | General |
| 62-600.510 | Discharge to Surface Waters (Excluding Coastal and Open Ocean) |
| 62-600.520 | Discharge to Surface Waters - (Coastal and Open Ocean) |
| 62-600.550 | Wastewater Management Requirements for the Wekiva Study Area. |
| 62-600.650 | General |
| 62-600.660 | Treatment Facility Monitoring |
| 62-600.670 | Ground Water Monitoring |
| 62-600.740 | Compliance and Enforcement |

PURPOSE AND EFFECT: Chapter 62-600 is being revised to incorporate changes to referenced rules, and to update definitions. These revisions will support and be consistent with the Florida Clean Waterways Act of 2020.

SUMMARY: The Division of Water Resources Management is proposing amendments to Florida Administrative Code, Chapter 62-600, Domestic Wastewater Facilities which regulates the treatment and disposal of domestic wastewater. The proposed revision will update references and incorporate changes from 62-610, 62-302, and 62-550, F.A.C. These revisions are part of the Phase II updates to Chapter 62-610 F.A.C. as required by Florida's Clean Waterways Act of 2020.

OTHER RULES INCORPORATING THIS RULE: 40B-400.051, 40C-4.051, 40D-4.051, 40E-15.0515, 59A-4.133, 59A-11.023, 62-602.300, 62-302.300, 62-4.244, 62-340.700, 62-520.300, 62-521.400, 62-528.455, 62-528.615, 62-528.620, 62-601.200, 62-610.100, 62-610.200, 62-610.300, 62-610.310, 62-610.464, 62-610.610, 62-610.669, 62-610.850, 62-611.200, 62-611.650, 62-620.310, 62-620.350, 62-620.620, 62-620.630, 62-640.200, 62-640.300, 62-640.880, 62-650.200, 62-650.300, 64E-6.010, 64E-11.007, 64E-11.014, 64E-12.106, 64E-13.004, 64E-14.002, 64E-14.013, 64E-15.004, 64E-15.010, 64E-17.005, 64E-19.004, 64E-26.005, and 65E-12.106, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the Department’s economic review, neither a SERC nor legislative ratification is required because the adoption of the proposed rule does not increase regulatory costs directly or indirectly.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 369.318, 403.051, 403.061, 403.086, 403.087, 403.088 F.S.

LAW IMPLEMENTED: 369.318, 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.859, 403.0881 F.S.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME:

PLACE:

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Spencer, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8638 or by email at Alexandra.Spencer@FloridaDEP.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alexandra Spencer, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8638 or by email at Alexandra.Spencer@FloridaDEP.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

PART I GENERAL

62-600.200 Definitions.

Terms used in this chapter shall have the meanings specified below.

(1) through (29) No change.

(30) “Industrial wastewater” means the same as defined in Rule 62-620.200, F.A.C.~~process and non-process wastewater from manufacturing, commercial, mining, and silvicultural facilities or activities, including the runoff and leachate from areas that receive pollutants associated with industrial or~~

~~commercial storage, handling or processing, and all other wastewater not otherwise defined as domestic wastewater. Industrial wastewater does not include demineralization concentrate as stated in Rule 62-610.865, F.A.C.~~

(31) through (81) No change.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 1-30-91, 6-8-93, Formerly 17-600.200, Amended 12-24-96, 2-8-16, ____.

PART II TREATMENT FACILITIES

62-600.420 Minimum Treatment Standards – Technology Based Effluent Limitations (TBELs).

Except as specifically required by other Department rules or Florida Statutes, all domestic wastewater facilities shall provide, at a minimum, secondary treatment of wastewater prior to reuse or disposal. Secondary treatment requirements are specified below:

(1) through (2) No change.

(3) Reuse, land application, or groundwater discharge (including underground injection, but excluding potable reuse projects)

(a) through (b) No change.

(4) No change.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 1-30-91, 6-8-93, Formerly 17-600.420, Amended 2-8-16, ____.

62-600.440 Disinfection Requirements.

(1) All wastewater treatment facilities shall be designed and operated to meet the ~~provide the level of~~ disinfection requirements in this section and necessary to protect public health such that the microbiological pollutants criteria contained in Chapter 62-302, F.A.C., ~~are not exceeded for any receiving waters.~~

(2) through (3) No change.

(4) Treatment performance requirements for disinfection are specified below for discharges from all facilities. Applicability of the requirements shall be as contained in Chapter 62-610, F.A.C., for reuse and land application systems; Rule 62-600.540, F.A.C., for ground water disposal by underground injection; Chapter 62-610, F.A.C., for ground water recharge and aquifer storage and recovery projects using injection wells; Rule 62-600.510, F.A.C., for surface water discharges (excluding coastal and open ocean waters); Rule 62-600.520, F.A.C., for coastal and open ocean waters; Rule 62-611.600, F.A.C., for wetland discharges; and subsection 62-600.100(2), F.A.C., for septic systems and other closed-tank wastewater treatment systems permitted by the Department.

(5) No change.

(6) High-level disinfection.

(a) through (d) No change.

(e) The requirements in subsection 62-600.440(7), F.A.C., shall serve as the high-level disinfection criteria if all of the following conditions are met:

1. through (2) No change.

3. The reclaimed water produced is not used in a reuse system permitted under Part III or V of Chapter 62-610, F.A.C.

(f) The requirements in subsection 62-600.440(7), F.A.C., shall serve as the high-level disinfection criteria if all the following conditions are met:

1. The discharge is to surface waters,

2. The discharge is serving as a back-up disposal system associated with a reuse system permitted under Part III or V of Chapter 62-610, F.A.C.,

3. The discharge is not subject to regulation by subsection 62-600.510(2) or (3), F.A.C., as a discharge to Class I waters or waters contiguous to or tributary to Class I waters; and,

4. The discharge is not subject to regulation by subsection ~~62-600.510(7)~~ ~~62-610.510(7)~~, F.A.C., as a discharge to surface waters which are directly connected to Class F-I, G-I, or G-II ground water.

(7) No change.

(8) Low-level disinfection.

(a) No change.

(b) The effluent or reclaimed water discharged from an overland flow system shall meet the applicable microbiological standards for surface water and groundwater disinfection criteria specified in Chapters 62-302 and 62-520 ~~subsection 62-600.440(5), (6), or (7)~~, F.A.C.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 1-30-91, 6-8-93, Formerly 17-600.440, Amended 12-24-96, 2-8-16,_____.

PART III TREATMENT REQUIREMENTS

62-600.500 General.

Generally, the treatment standards contained in this chapter shall be met before discharge into holding ponds (if applicable), reuse systems, disposal systems, or surface waters classified pursuant to Chapter 62-302, F.A.C. Treatment, at a minimum, shall consist of secondary treatment and, to the extent necessary, disinfection and pH control. Additional levels of treatment (beyond secondary) may be required pursuant to provisions contained in this chapter or in other Department rules. These treatment requirements shall be enforceable pursuant to the criteria in this part, and in Rules 62-600.400, 62-600.430, 62-600.440, 62-600.445, and 62-600.740, F.A.C. General technical guidance is provided by references listed in Rule 62-600.300, F.A.C. Discharges which would not result in the protection of surface and ground water quality standards criteria shall not be allowed. Effluent or reclaimed water limitations shall be achieved at the appropriate locations

specified pursuant to both this part and Part II of Chapter 62-600, F.A.C.

Rulemaking Authority 403.051,403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 1-30-91, 6-8-93, Formerly 17-600.500, Amended 2-8-16,_____.

62-600.510 Discharge to Surface Waters (Excluding Coastal and Open Ocean).

(1) through (8) No change.

(9) Discharge of reclaimed water or effluent shall meet, if applicable, WQBELs established under Chapter 62-650, F.A.C., Total Maximum Daily Loads (TMDLs) established under Chapter 62-304, F.A.C., and springs criteria established under sections 373.801-373.811, F.S.

~~(10)(9)~~ Outfalls shall be designed with respect to depth and location so as to minimize oxygen demand and adverse effects on the receiving water.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.859 FS. History—New 11-27-89, Amended 1-30-91, 6-8-93, Formerly 17-600.510, Amended 2-8-16,_____.

62-600.520 Discharge to Surface Waters – (Coastal and Open Ocean).

(1) Outfalls for all facilities shall not discharge reclaimed water or effluent to coastal or open ocean waters which does not meet, at a minimum, applicable secondary treatment and pH criteria contained in Rules 62-600.420 and 62-600.445, F.A.C. Where applicable, discharges to coastal waters shall be subject to the limitations of Rule 62-4.242, F.A.C., regarding Outstanding Florida Waters, ~~and~~ subsections 62-600.510(5), Rule 62-302.530 regarding discharges to Class II waters, and 62-600.510(6), F.A.C., regarding ~~discharges to Class II waters~~ and waters contiguous to or tributary to Class II waters, and section 403.086, F.S., regarding the discharge of domestic wastewater through ocean outfalls ~~respectively~~.

(2) Outfalls for all facilities shall not discharge effluent or reclaimed water to Class III coastal waters which has not also received basic disinfection prior to the discharge. Outfalls for all facilities shall not discharge effluent to open ocean waters without also being disinfected to the extent necessary to achieve Class III microbiological standards contained in Rule 62-302.530, F.A.C., at the edge of the mixing zone established pursuant to subsection 62-600.520(3), F.A.C. If basic disinfection is not provided, the preliminary design report shall affirmatively demonstrate the level of disinfection that is more appropriate.

(3) through (4) No change.

(5) Discharges from outfalls to coastal recreation waters shall meet the criteria for enterococci established in 40 C.F.R.

Part 131.41, as codified on July 1, 2020, 2013 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-03209>), which is hereby adopted and incorporated by reference <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.859 FS. History—New 11-27-89, Amended 1-30-91, Formerly 17-600.520, Amended 10-11-13, 2-8-16,

62-600.550 Wastewater Management Requirements for the Wekiva Study Area.

(1) through (2) No change.

(3) The following wastewater management requirements apply to land application and reuse systems located within the Primary Protection Zone:

(a) New or expanded rapid-rate or restricted access slow-rate land application systems, as defined in Chapter 62-610, F.A.C., shall not be located within the Primary Protection Zone, as defined in paragraph (2) above.

(b) When applicable, new or expanded rapid-rate or restricted access slow-rate land application systems, as defined in Chapter 62-610, F.A.C., shall meet springs criteria established under 373.801-373.811 F.S.

(c)(b) Type I and II wastewater treatment facilities that use rapid-rate land application systems shall meet an annual average reclaimed water limitation of 3.0 mg/L Total Nitrogen, as N, unless used as a back-up to a public access reuse system.

(d)(e) A rapid-rate land application system used as back-up to a public access reuse system shall meet the Total Nitrogen reclaimed water limitation contained in paragraph (e)(d), below. In order to qualify as a back-up system, no more than 30% of the total annual wastewater treatment plant flow shall be directed to the back-up rapid-rate system.

(e)(d) Type I and II wastewater treatment facilities that use public access reuse systems or restricted access irrigation systems shall meet an annual average reclaimed water limitation of 10.0 mg/L Total Nitrogen, as N.

(f)(e) Type III wastewater treatment facilities that use land application or reuse systems shall meet an annual average reclaimed water limitation of 10.0 mg/L Total Nitrogen, as N.

(g)(f) Land application of Class A or B biosolids is prohibited. Application of Class AA biosolids that are distributed and marketed in accordance with Chapter 62-640, F.A.C., is permissible.

(4) No change.

(5) Wastewater treatment facilities that use land application or reuse systems located within the Tertiary Protection Zone shall meet the wastewater treatment requirements contained in Chapters 62-600, and 62-610,

F.A.C., springs criteria established under 373.801-373.811 F.S., and other Department rules.

(6) through (7) No change.

Rulemaking Authority 369.318(1), 403.051(2)(a), 403.061(7), 403.087(2) FS. Law Implemented 369.318(1), 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 4-13-06, Amended 2-8-16,_____.

PART IV MONITORING AND REPORTING REQUIREMENTS

62-600.650 General.

(1) through (2) No change.

(3) The minimum requirements for parameters, frequencies of analysis, sample types, and monitoring locations required by this chapter may be increased or reduced by the Secretary or the Secretary’s designee depending upon site-specific requirements, the water quality of surface and ground water, the hydrogeology of the area, the levels of treatment, the reliability of the facility, and the levels of disinfection provided. Where a reduction has been made, written justification shall be provided describing the reduction and its technical justification shall be available for public inspection at the Department’s Tallahassee office and applicable district office and branch offices.

(4) through (6) No change.

Rulemaking Authority 403.061(7) FS. Law Implemented 403.061(13) FS. History—New 2-8-16,_____.

62-600.660 Treatment Facility Monitoring.

(1) Wastewater treatment facilities shall monitor the flow, the influent for CBOD₅ and TSS, and the reclaimed water or effluent for all reclaimed water or effluent parameters as required by the permit. The minimum schedule for sampling and testing parameters to be monitored at a wastewater treatment plant is specified in Figure 1 below.

Figure 1. Minimum Schedule for Sampling and Testing of Domestic Wastewater Treatment Plant Monitoring Parameters by Permitted Capacity

| | | | | | | | |
|--|---|--|---|--|--------------------------------------|---------------------------------------|------------------|
| Parameter | 2,000 gpd up to, but not including 25,000 gpd | 25,000 gpd up to, but not including 50,000 gpd | 50,000 gpd up to, but not including 500,000 gpd | 0.5 mgd up to, but not including 1 mgd | 1 mgd up to, but not including 5 mgd | 5 mgd up to, but not including 15 mgd | 15 mgd and above |
| Flow, pH ¹ , Chlorine Residual ² | daily 2, 3, or 5/wk ³ | daily 5/wk | daily 5/wk | daily 5/wk | continuous | continuous | continuous |
| Dissolved Oxygen | daily 2, 3, or 5/wk ³ | daily 5/wk | daily 5/wk | daily 5/wk | daily 7/wk | daily 7/wk | daily 7/wk |
| Suspended Solids ⁴ , CBO, D ₅ , ⁵ Nutrients | monthly | monthly | every two weeks ³ | weekly | weekly | daily 7/wk | daily 7/wk |
| Chlorine Residual ⁵ | monthly | monthly | every two weeks ³ | weekly | daily 7/wk | daily 7/wk | daily 7/wk |
| Fecal Coliform ^{4,6} | monthly | monthly | every two weeks ³ | weekly | weekly | daily 5/wk | daily 5/wk |
| Total Coliform ⁷ | Daily/7wk | Daily/7wk | Daily/7wk | Daily/7wk | Daily/7wk | Daily/7wk | Daily/7wk |
| E. Coli ⁹ | weekly | weekly | weekly | weekly | weekly | weekly | weekly |
| Enterococci ¹⁰ | weekly | weekly | weekly | weekly | weekly | weekly | weekly |

¹Hourly measurements during the period of required operator attendance may be substituted for continuous measurement.

²Total chlorine residual measured for disinfection effectiveness (after chlorine contact). Hourly measurements during the period for required operator attendance may be substituted for continuous measurement except for systems permitted under Parts III and V of Chapter 62-610, F.A.C. Continuous measurement shall be provided for all systems permitted under

Parts III and V of Chapter 62-610, F.A.C., regardless of permitted capacity.

³Reuse and land application facilities (which include rapid-rate, slow-rate, absorption fields and other systems pursuant to Chapter 62-610, F.A.C.) less than 100,000 gpd, may sample monthly. (This reduction does not apply to injection wells pursuant to Chapter 62-528, F.A.C., and reuse systems requiring high-level disinfection.)

⁴For reuse systems requiring high-level disinfection, samples shall be obtained and reported daily, 7 days per week for systems of 0.5 mgd and greater, 4 days per week for systems of at least 50,000 gpd but less than 0.5 mgd, and 3 days per week for systems less than 50,000 gpd; or daily during the period required for operator attendance, whichever is less. At permit renewal, reduction to 4 days per week for systems of 0.5 mgd and greater or to 3 days per week for systems of at least 50,000 gpd but less than 0.5 mgd may be requested if no violations for these parameters have occurred in the last 12 months. For systems requiring high-level disinfection, the reduction allowed by note 3 does not apply.

⁵Total chlorine residual measured for dechlorination effectiveness.

⁶Not applicable to reuse systems discharging to Class I waters or waters contiguous to or tributary to Class I waters or to reuse systems injecting into Class F-I, G-I, or G-II ground waters. ~~These systems shall monitor 7 days per week for total coliform, regardless of permitted capacity, as specified on Parts III and V of Chapter 62-610, F.A.C.~~

⁷Applicable to reuse systems discharging to Class I waters or waters contiguous to or tributary to Class I waters or to reuse systems injecting into Class F-I, G-I, or G-II ground waters. These systems shall monitor 7 days per week for total coliform, regardless of permitted capacity, as specified in Parts III and V of Chapter 62-610, F.A.C.

⁷The daily frequency shall be 2, 3, or 5 days per week consistent with the required operator attendance specified in paragraph 62-699.310(2)(a), F.A.C.

⁹Applicable to surface water discharges to Class I and Class III freshwater in accordance with Rule 62-302.530, F.A.C.

¹⁰Applicable to surface water discharges to predominately marine Class III waters in accordance with Rule 62-302.530, F.A.C.

(2) Wastewater treatment facilities with a permitted capacity of 100,000 gallons per day or greater that discharge to ground water via reuse and land application systems shall monitor the reclaimed water or effluent for the primary and secondary drinking water standards contained in Chapter 62-550, F.A.C., and the Revised Total Coliform Rule contained in Rule 62-550.830, F.A.C., (except for asbestos, total coliforms, color, odor, and residual disinfectants) annually.

(3) Sample types.

(a) Grab samples shall be used to test pH, chlorine residual, dissolved oxygen and other dissolved gases, fecal coliforms and other microbiological parameters, cyanide, oil and grease, dissolved constituents in field-filtered samples (ortho-phosphorus, metals, etc.), specific conductance, un-ionized ammonia, volatile organic compounds, total recoverable petroleum hydrocarbons, and temperature.

(b) through (e) No change.

(4) No change.

Rulemaking Authority 403.061(7) FS. Law Implemented 403.061(13) FS. History—New 2-8-16,_____.

62-600.670 Ground Water Monitoring.

(1) through (2) No change.

(3) The minimum schedule for ground water monitoring is specified in Figure 2 below:

Figure 2. Minimum Sampling Frequency for Ground Water Monitoring

| Parameter | Reuse and Land Application Systems – New facilities ¹ with a design capacity < 100,000 gpd | Reuse and Land Application Systems – New facilities ¹ with a design capacity ≥ 100,000 gpd and existing facilities | Injection to Aquifer Storage and Recovery (ASR) Systems | Injection to Class F-I, G-I, or G-II Ground Water, except ASR Systems | Injection to Ground Water, except to Class F-I, G-I, G-II, or ASR Systems |
|-------------------------------|---|---|---|---|---|
| Water Level | Semiannually | Quarterly | Quarterly | Monthly | Monthly |
| Total Nitrate Nitrogen (as N) | Semiannually | Quarterly | | | Monthly |
| Total Dissolved Solids | Semiannually | Quarterly | | | Monthly |
| Arsenic, Total Recoverable | Semiannually | Quarterly | | | |
| Cadmium, Total Recoverable | Semiannually | Quarterly | | | |
| Chloride (as Cl) | Semiannually | Quarterly | | | |
| Chromium, Total | Semiannually | Quarterly | | | |

| | | | | | |
|-------------------------------------|--------------|-----------|-----------|-----------|---------|
| Recoverable | | | | | |
| Lead, Total Recoverable | Semiannually | Quarterly | | | |
| Fecal Coliform | Semiannually | Quarterly | Quarterly | | |
| pH | Semiannually | Quarterly | | | |
| Total Sulfate | Semiannually | Quarterly | | | |
| Total Kjeldahl Nitrogen (as N) | | | | Monthly | Monthly |
| Total Phosphorus (as P) | | | | | Monthly |
| Turbidity | Semiannually | Quarterly | Quarterly | Monthly | Monthly |
| Specific Conductance | | | Quarterly | | |
| Ground Water Standards ² | | | Quarterly | Quarterly | |

¹In accordance with subsection 62-520.600(10), F.A.C., new facilities are facilities which have filed a complete permit application after July 1, 1994.

²As specified in Rules 62-520.420, ~~and~~ 62-520.460 and 62-550.830, F.A.C.

(4) through (5) No change.

Rulemaking Authority 403.061(7) FS. Law Implemented 403.061(13) FS. History—New 2-8-16,_____.

PART V PERMITTING

62-600.740 Compliance and Enforcement.

(1) General.

(a) through (c) No change.

(2) Reclaimed Water or Effluent Compliance Concentrations.

(a) Compliance of a domestic wastewater facility with secondary treatment standards shall be determined in accordance with Rule 62-600.420, F.A.C.

(b) In order to determine compliance of a domestic wastewater facility with treatment standards more stringent than secondary such as Advanced Waste Treatment (Section 403.086 F.S.), WQBELs (Rule 62-600.430, F.A.C.), and certain

reuse systems (Chapter 62-610, F.A.C.), the following compliance concentrations shall be applicable.

- 1. through 4. No change.
- (c) through (d) No change.
- (3) No change.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.121, 403.131, 403.161 FS. History—New 11-27-89, Amended 1-30-91, Formerly 17-600.740, Amended 12-24-96, 2-8-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alexandra Spencer, Senior Program Analyst, Wastewater Management Program
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Emile D. Hamilton, Interim Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 21, 2020

DEPARTMENT OF ENVIRONMENTAL PROTECTION

| RULE NOS.: | RULE TITLES: |
|------------|--|
| 62-604.100 | Scope, Intent, Purpose, and Applicability |
| 62-604.130 | Prohibitions |
| 62-604.200 | Definitions |
| 62-604.300 | General Technical Guidance, Related Rules, and Forms |
| 62-604.400 | Design/Performance Considerations |
| 62-604.500 | Operation and Maintenance |
| 62-604.550 | Abnormal Events |
| 62-604.600 | Procedure to Obtain Construction Permits |
| 62-604.700 | Placing Collection/Transmission Systems into Operation |

PURPOSE AND EFFECT: Revisions to Chapter 62-604, F.A.C., are being proposed to ensure the proper collection and transmission of domestic wastewater.

SUMMARY: The Department is proposing amendments to Chapter 62-604, F.A.C., entitled Collection Systems and Transmission Facilities, to update provisions, streamline processes including permitting, improve the collection and transmission of domestic wastewater, and implement the relevant requirements of Florida’s Clean Waterways Act (Chapter 2020-150, Laws of Florida). The revisions clarify that emergency pumping capability must be maintained; emergency response plans shall address hurricanes, cybersecurity, and surface water monitoring; that collection systems be operated and maintained to prevent infiltration, inflow, and leakages; and to minimize sanitary sewer overflows. The revisions also clarify separation requirements between sewers and water mains as well as provide timeframes for placing newly constructed collection systems into operation.

OTHER RULES INCORPORATING THIS RULE: 62-302.300, 62-600.300, 62-610.469, 62-620.400, 62-620.410, 62-620.620, 62-620.630, 62-660.806, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the Department’s economic review, neither a SERC nor legislative ratification is required because the adoption of the proposed rule does not increase regulatory costs directly or indirectly to the public.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 403.061, 403.087, 403.814(1), F.S.

LAW IMPLEMENTED: 403.021, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.121, 403.131, 403.161, 403.182, 403.814, F.S.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Maurice Barker, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8614 or by email at Maurice.Barker@FloridaDEP.gov.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maurice Barker, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8638 or by email at Maurice.Barker@FloridaDEP.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-604.100 Scope, Intent, Purpose, and Applicability.

~~(1) Section 403.021(2), Florida Statutes, as amended, the Florida Air and Water Pollution Control Act, established that no wastes are to be discharged to any waters of the state without first being given the degree of the treatment necessary to protect the beneficial uses of such water. Section 403.051(2)(a), F.S., mandates that any Department planning, design, construction, modification or operating standards, criteria, and requirements for wastewater collection/transmission be developed as a rule or regulation. This rule is promulgated to implement the provisions and requirements of Sections 403.051, 403.085, 403.086, 403.087, 403.088, F.S., concerning wastewater collection/transmission systems.~~

~~(2) It is the policy of the Department to encourage an applicant, prior to submittal of a permit application, to study and evaluate alternative techniques and to discuss alternatives with the Department.~~

~~(a) The Department encourages inclusion of relevant public health, economic, scientific, energy, engineering and environmental considerations in such evaluations.~~

~~(b) The Department encourages environmentally acceptable alternatives which provide the most economic and energy efficient methods of complying with the requirements of this rule.~~

~~(3) The Commission, recognizing the complexity of water quality management and the necessity to temper regulatory actions with the realities of technological progress and social and economic well being, nevertheless, intends to prohibit any discharge of pollution that constitutes a hazard to human health.~~

~~(1)(4) These rules are intended shall be liberally construed to assure that all waters of the state shall be free from components of wastewater discharges which, alone or in combination with other substances, are acutely toxic; are present in concentrations which are carcinogenic, mutagenic, or teratogenic to humans, animals, or aquatic species; or otherwise pose a serious threat to the public health, safety, and welfare.~~

~~(5) The requirements of this rule represent the specific requirements of the Florida Department of Environmental Protection and of Local Pollution Control Programs approved and established pursuant to Section 403.182, F.S., where such authority has been delegated to those programs. It may be necessary for wastewater facilities to conform with requirements of other agencies, established via interagency agreements (e.g., for mosquito control); the absence of reference to such arrangements in this chapter does not negate the need for compliance with those requirements.~~

~~(6) Pursuant to Section 403.1815, F.S., the Department may authorize a county or municipality to independently regulate the construction of gravity sewage collection systems of 12 inches or less in diameter, sewage force mains of 12 inches or less in diameter, and pump stations appurtenant to such force mains, provided the treatment plant is owned by the~~

~~county or municipality making the request for approval or, pursuant to local agreement, plant capacity is provided from a plant owned by another county or municipality. Such authorization does not negate the necessity for complying with the applicable design standards contained in this rule.~~

~~(7) The purpose of Chapter 62-604, F.A.C., is to provide minimum design and operation and maintenance standards for domestic wastewater collection/transmission systems. Systems shall be designed in accordance with sound engineering practice. Supported by moderating provisions, it is intended that Chapter 62-604, F.A.C., establish a framework whereby design flexibility and sound engineering practice can be used in developing systems with which to collect and transport domestic wastewater in an environmentally sound manner.~~

~~(8) through (9) renumbered (2) through (3) No change.~~

~~(4)(10) Requirements in this chapter do not apply to reclaimed water distribution lines. Requirements for permitting, design and construction of reclaimed water distribution systems are included in Chapter 62-610, F.A.C., and Chapter 62-620, F.A.C.~~

~~(11) This rule provides for exemptions, allowances and variations from requirements. Unless specifically provided otherwise, requirements in this rule shall be applicable only to new domestic wastewater collection/transmission facilities for which construction permit applications are approved by the Department after November 6, 2003. This rule also shall apply to all facilities existing prior to November 6, 2003, when such facilities are to be modified, but such applicability shall apply only to the modification thereof.~~

~~(5)(12) Specific activities required to obtain a permit are outlined in Rule 62-604.600, F.A.C.~~

~~(6)(13) No change.~~

~~Rulemaking Authority 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.100, Amended 12-26-96, 11-6-03,_____.~~

62-604.130 Prohibitions.

The following acts and the causing thereof are prohibited.

(1) The release or disposal of excreta, sewage, or other wastewaters or biosolids residuals without providing proper treatment approved by the Department; construction or operation of a wastewater collection system not in compliance with this rule; or any act otherwise violating provisions of this rule or of any other rules of the Department.

(2) through (4) No change.

(5) The acceptance, by the operating authority of a collection/transmission system or by the permittee of a treatment plant, of connections of wastewater discharges which have not received necessary pretreatment as defined in Rule 62-625.200, F.A.C., or which contain materials or pollutants (other than domestic wastewater constituents):

(a) through (e) No change.

(6) through (7) No change.

Rulemaking Authority 403.061, 403.087 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.121, 403.131, 403.161 FS. History—New 11-27-89, Formerly 17-604.130, Amended 12-26-96, 11-6-03,_____.

62-604.200 Definitions.

Terms used in this rule shall have the meaning specified below. The meaning of any term not defined below may be taken from definitions in other rules of the Department, unless such meaning would defeat the purposes or intent of Chapter 62-604, F.A.C.

(1) through (2) No change.

~~(3) “Commission” means the Environmental Regulation Commission.~~

(4) through (8) renumbered (3) through (7) No change.

(8) “Infiltration” means groundwater that enters a collection/transmission system, including service connections, through defective pipes, pipe joints, connections, service connections, manholes, or pump stations. Infiltration does not include, and is distinguished from inflow. Infiltration is generally observed during seasonally high ground water conditions.

(9) “Inflow” means surface water and stormwater that enters a collection/transmission system, including service connections, from sources such as roof leaders, cellar drains, yard drains, area drains, drains from wet areas, foundation drains, cross connections between storm sewers and sanitary sewers, catch basins, stormwater, surface runoff, manhole covers, or drainage. Inflow does not include permitted industrial discharges into the collection system or the intentional introduction of water into a collection system to supplement reclaimed water supplies. Inflow does not include, and is distinguished from, infiltration. Inflow is generally observed during wet weather as well as in coastal communities during some high tide flooding events.

(10) “Leakage” or “exfiltration” means wastewater that leaks into surrounding soil from deteriorated, poorly designed, poorly constructed, or otherwise defective collection/transmission systems including from service connections, pipes, manholes, and pump stations.

(9) through (10) renumbered (11) through (12) No change.

~~(11) “Pollution” is as defined in Section 403.031, F.S.~~

(12) “Pretreatment” means the reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater prior to, or in lieu of, introducing such pollutants into the treatment facility. This reduction or alteration can be obtained by physical, chemical, or biological processes; by process changes; or by other means, except by diluting the concentration of the pollutants unless allowed by an applicable pretreatment standard.

(13) No change.

(14) “Public drinking water supply well” means a well serving a public water system as defined in Rule 62-550.200, F.A.C., or a well serving a limited use commercial public water system or limited use community public water system as defined in Rule 62-532.200, F.A.C.

(15) “Sanitary sewer overflow” means any overflow, spill, release, discharge, or diversion of wastewater from a domestic wastewater collection/transmission system.

(16) “Satellite collection system” means a collection/transmission system owned or operated by an entity other than the entity that owns the wastewater treatment facility.

~~(15) “Secretary” means the Secretary of the Department of Environmental Protection.~~

(16) renumbered (17) No change.

~~(17) “Treatment plant” means any plant or other works used for the purpose of treating, stabilizing, or holding wastes.~~

~~(18) “Wastes” means sewage, industrial wastes, and all other liquid, gaseous, solid, radioactive, or other substances which may pollute or tend to pollute any waters of the State.~~

(19) renumbered (18) No change.

(19)(20) “Wastewater facility” or “facility” means any facility which discharges wastes into waters of the State or which can reasonably be expected to be a source of water pollution and includes any or all of the following: the collection and transmission system, the wastewater treatment works, the reuse or disposal system, and the biosolids residuals management facility.

(21) renumbered (20) No change.

Rulemaking Authority 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.200, Amended 12-26-96, 11-6-03,_____.

62-604.300 General Technical Guidance, Related Rules, and Forms.

~~(1) The technical standards and criteria contained in the following standard manuals and technical publications listed in subsection (2), provide guidance to assist applicants, permittees, and owners/operators of collection/transmission systems to comply with this chapter (5), below, and those referenced throughout this rule are hereby incorporated by reference and shall be applied, if applicable, in determining whether permits allowing construction or modification of collection/transmission systems shall be issued or denied. Copies are available for review at the Department of Environmental Protection, Wastewater Management Program, M.S. 3545, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400.~~

~~(2) Deviations from the standards and criteria contained in the publications listed in subsection (5), below, shall be approved by the Department provided that:~~

~~(a) The engineer's report provides reasonable assurance that the proposed design will provide collection/transmission meeting the requirements of this rule; and either:~~

~~(b) Conforming with these standards cannot be done except at unreasonably higher costs, or~~

~~(c) It is not technically feasible to conform to these standards because of site conditions or incompatibility with a proposed facility design employing new and innovative techniques which assure compliance with the remainder of this rule.~~

~~(3) In cases where the standards and criteria contained in the publications listed in subsection (5), below, conflict with this rule or other rules of the Department, Department standards and rules shall control.~~

~~(4) In cases where the standards and criteria contained in the publications listed in subsection (5), below, conflict, the standards and criteria contained in the publication listed in paragraph (5)(g), shall be used.~~

~~(2)(5) Standard Manuals and Publications.~~

~~(a) through (f) No change.~~

~~(g) Recommended Standards for Wastewater Facilities (2014) (1997). Health Research, Inc., Health Education Services Division Service, Inc., P.O. Box 7126, Albany, New York 12224, www.healthresearch.org www.hes.org.~~

~~(h) through (j) No change.~~

~~(k) Handbook: Sewer System Infrastructure Analysis and Rehabilitation (1991). EPA/625/6-91/030. EPA Center for Environmental Research Information, 26 West Martin Luther King Drive, Cincinnati, Ohio 45268, www.epa.gov.~~

~~(l) Project Summary: Exfiltration in Sewer Systems (2003). EPA/600/SR-01/034. EPA National Risk Management Research Laboratory, 26 West Martin Luther King Drive, Cincinnati, Ohio 45268, www.epa.gov.~~

~~(m) Manual of Practice No. FD-6, Existing Sewer Evaluation and Rehabilitation (1994). Water Environment Federation, 601 Wythe Street, Alexandria, VA 22314, www.wef.org.~~

~~(6) Members of the public may request and obtain copies of the publications listed in subsection (5), above, by contacting the appropriate publisher at the address indicated. Copies of the above publications are on file with the Florida Secretary of State. Copies are also on file and available for review in the Department's Tallahassee offices (including the Information Center) and in the Department's district offices where they may be reviewed during normal business hours.~~

~~(7) Related rules. Permitting requirements and fees related to permitting are listed in Chapter 62-4, F.A.C.~~

~~(3)(8) Forms. The forms and instructions used by the Department are listed in this rule. The rule numbers are the form numbers. The forms are hereby incorporated by reference in this rule. Copies of these forms are available from the~~

~~Department of Environmental Protection, Wastewater Management Program, Mail Station 3545 and instructions may be obtained by writing to the Bureau of Water Facilities Regulation, Mail Station 3535, Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. In addition, these forms are available at the Department's district offices and on the Department's website.~~

~~(a) Notification/Application for Constructing a Domestic Wastewater Collection/Transmission System, DEP Form 62-604.300(3)(a).~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>) effective (effective date of the rule), November 6, 2003 is hereby adopted and incorporated by reference.~~

~~(b) Notification of Completion of Construction for Request for Approval to Place a Domestic Wastewater Collection/Transmission System into Operation, DEP Form 62-604.300(3)(b).~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>) effective (effective date of the rule), November 6, 2003 is hereby adopted and incorporated by reference.~~

~~Rulemaking Authority 403.051, 403.061(7), 403.087 FS. Law Implemented 403.061, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, 5-31-93, Formerly 17-604.300, Amended 12-26-96, 11-6-03, _____.~~

62-604.400 Design/Performance Considerations.

(1) All new collection/transmission systems and modifications of existing systems for which construction permits are required by the Department shall be designed:

(a) In accordance with sound engineering practices to provide reasonable assurance the collection/transmission system will meet the requirements of this chapter ~~the provisions of Rule 62-604.300, F.A.C.;~~

(b) No change.

(c) Except as provided in Chapter 62-532, F.A.C. subsection 62-604.400(3), F.A.C., to be located no closer than 100 feet from a public drinking water supply well and no closer than 75 feet from a private drinking water supply well unless the applicant provides documentation accompanying the permit application showing that another alternative will result in an equivalent level of reliability and public health protection; and,

(d) No change.

(2) In addition to subsection (1), above, the following requirements shall be met where applicable:

(a) through (f) No change.

~~(g) Except as provided in subsection 62-604.400(3), F.A.C.,~~ Sewers and force mains shall be laid to provide the minimum or greater horizontal separation distances at least ten feet (outside to outside) horizontally from water mains equal to the horizontal separation distances for water mains to sewers and force mains established in subsection 62-555.314(1).

F.A.C. Sewers and force mains shall be laid at least three feet (outside to outside) horizontally from any existing or proposed reclaimed water line permitted under Part III or Part V of Chapter 62-610, F.A.C. Provided the applicant demonstrates there is no reasonable alternative, the Department shall approve smaller horizontal separation distances for sewers if one of the following conditions is met:

1. The top of the sewer is installed at least 18 inches below the bottom of the potable water line or reclaimed water line.

2. through 4. No change.

~~(h) Except as provided in subsection 62-604.400(3), F.A.C., sewers and force mains shall be laid at least three feet (outside to outside) horizontally from any existing or proposed reclaimed water line permitted under Part III of Chapter 62-610, F.A.C. Smaller horizontal distances shall be approved in accordance with subsection 62-610.469(7), F.A.C.~~

~~(h)(i) Sewers~~ Except as provided in subsection 62-604.400(3), F.A.C., sewer pipes and force mains shall cross under water mains, unless there is no alternative. Sewers and force mains shall be laid to provide the minimum vertical separation distances from water mains equal to the vertical separation distances for water mains to sewers and force mains established in subsection 62-555.314(2), F.A.C. Sewers and force mains crossing water mains or reclaimed water lines permitted under Part III or Part IV of Chapter 62-610, F.A.C., shall be laid to provide the minimum vertical separation distances from water mains equal to the vertical separation distances for water mains to sewers and force mains established in subsection 62-555.314(2), F.A.C. a minimum vertical distance of 18 inches between the invert of the upper pipe and the crown of the lower pipe. The minimum vertical separation shall be maintained whether the water main is above or below the sewer. For sewer crossings, the crossing shall be arranged so that the sewer pipe joints are equidistant and as far as possible from the water main joints. Adequate structural support shall be provided for the sewer or force main to maintain line and grade. For sewers, provided the applicant demonstrates there is no reasonable alternative, the Department shall approve smaller vertical separation distances if one of the following conditions is met:

1. through 3. No change.

(j) through (k) renumbered (i) through (j) No change.

~~(3) If there are conflicts in the separation requirements between collection systems and drinking water facilities established in subsections (1) and (2), above, and those established in Chapter 62-532 or 62-555, F.A.C., then the requirements in Chapter 62-532 or 62-555, F.A.C., shall apply.~~

~~(3)(4)~~ The manuals referenced in paragraphs 62-604.300(5)(b), (c) and (j), F.A.C., shall be used in evaluation of provide guidance for the design and construction of alternative collection/transmission systems in Florida. A central

management entity, be it public or private, shall be responsible for operation and maintenance of the on-lot facilities associated with alternative collection/transmission systems.

Rulemaking Authority 403.051, 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.400, Amended 12-26-96, 11-6-03,_____.

62-604.500 Operation and Maintenance.

~~(1) Even though operation permits are not issued for collection systems, the operation and maintenance provisions of Rule 62-604.500, F.A.C., is~~ are applicable to both new and existing domestic wastewater collection/transmission facilities.

(2) All collection/transmission systems shall be operated and maintained so as to provide uninterrupted service as required by this rule. All pump stations shall be operated and maintained to provide the emergency pumping capability requirements in paragraph 62-604.400(2)(a), F.A.C., the lightning and transient voltage surge protections in paragraph 62-604.400(2)(b), F.A.C., and the design and signage requirements in paragraph 62-604.400(2)(d), F.A.C.

(3) All equipment, pipes, manholes, pump stations, and other appurtenances necessary for the collection/transmission of domestic wastewater, including equipment provided pursuant to subsection 62-604.400(2), F.A.C., shall be maintained so as to function as intended. In the event odor, noise or lighting adversely affect neighboring developed areas at levels prohibited by paragraph 62-604.400(2)(c), F.A.C., corrective action (which may include modifications of the collection/transmission system) shall be taken by the permittee. Other corrective action may be required to ensure compliance with rules of the Department.

(4) Copies of record drawings and the operation and maintenance manual shall be available at a site within the boundaries of the district office or delegated local program permitting the collection/transmission system, for use by operation and maintenance personnel and for inspection by Department personnel.

(a) No change.

(b) The detail of the operation and maintenance manual shall be consistent with the complexity of the system. ~~The manual shall be developed in accordance with the technical guidance document identified contained in paragraph 62-604.300(4)(i), F.A.C., provides guidance for the development of an operation and maintenance manual, and the unique requirements of the individual wastewater facility and The manual shall provide the operator with adequate information and description regarding the design, operation, and maintenance features of the facility involved, including an emergency response plan. The emergency response plan shall assess system security including cybersecurity; water quality monitoring for sanitary sewer overflows affecting surface~~

waters; and, hurricane and severe storm preparedness and response.

(c) The operation and maintenance manual shall be revised periodically to reflect any alterations performed or to reflect experience resulting from operation. Also, the owner/operator of a collection/transmission system shall evaluate and update the emergency response plan portion of the operation and maintenance manual annually.

(d) A new operation and maintenance manual is not required to be developed for each project if there is already an existing manual that is applicable to the facilities being constructed.

(5) Collection/transmission systems shall be maintained to minimize excessive infiltration and inflow into the collection/transmission system, as well as excessive leakage from the collection/transmission system. The owner/operator of a collection/transmission system shall take corrective actions when infiltration, inflow, or leakage is excessive.

(a) Infiltration and inflow are considered excessive if one or both cause or contribute to sanitary sewer overflows. Inflow shall not be considered excessive if the collection/transmission system owner/operator demonstrates that the inflow is not representative of collection/transmission system performance. Examples include extreme weather, such as a hurricane, beyond the control of the owner/operator of the collection/transmission system.

(b) Leakage, or exfiltration, is considered excessive if it causes or contributes to a violation of surface water quality standards or ground water quality standards.

(6) All collection/transmission systems shall be operated and maintained to prevent sanitary sewer overflows to the extent that is technically and economically feasible. Owners/operators of collection/transmission systems that experience a sanitary sewer overflow shall evaluate the cause of the overflow and potential corrective measures to avoid future sanitary sewer overflows. Corrective actions shall be taken by the owner/operator of the collection/transmission system if excessive inflow and infiltration causes a sanitary sewer overflow. The owner/operator of a satellite collection system shall take corrective actions for a sanitary sewer overflow in the receiving collection system resulting from excessive inflow and infiltration in the satellite collection system.

Rulemaking Authority 403.051, 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.500, Amended 12-26-96, 11-6-03,_____.

62-604.550 Abnormal Events.

(1) No change.

(2) The owner/operator of the collection/transmission system shall report to the Department all unauthorized releases

or spills of wastewater to surface or ground waters from its collection/transmission system or any other abnormal events as described below:

(a) ~~For u~~Unauthorized releases or spills in excess of 1,000 gallons per incident, or other abnormal events where information indicates that public health or the environment will be endangered, oral reports shall be provided to the Department by calling ~~reported orally to~~ the STATE WATCH OFFICE WARNING POINT TOLL FREE NUMBER (800)320-0519 as soon as ~~practicable practical~~, but no later than 24 hours from the time that the owner/operator becomes aware of the ~~discharge circumstances~~. The owner/operator, to the extent known, shall provide the following information to the State ~~Watch Office Warning Point~~:

1. through 10. No change.

(b) Oral reports, not otherwise required to be provided pursuant to subparagraph (a) above (i.e. ~~u~~Unauthorized releases or spills of 1,000 gallons per incident or less ~~and where information indicates that public health or the environment will not be endangered~~), shall be provided ~~reported orally~~ to the Department within 24 hours from the time ~~that~~ the owner/operator of the collection/transmission system becomes aware of the circumstances.

(c) The oral notification shall be followed by a written submission, which shall be provided within five days of the time that the owner/operator becomes aware of the circumstances. The written submission shall contain: a description of the spill, release or abnormal event and its cause; the period and duration of noncompliance including exact dates and times time, and if the noncompliance it has not been corrected, the anticipated time it is expected to continue; clean-up actions taken and status; and steps taken or planned to reduce, eliminate, and prevent recurrence; the type of sanitary sewer overflow structure (e.g., manhole); the discharge location address and latitude/longitude; type of water discharged; discharge volumes and volumes recovered; volume discharged to surface waters and receiving waterbody name; types of human health and environmental impacts of the sanitary sewer overflow (e.g., beach closure); whether the noncompliance was caused by a third party (e.g., contractor); and, whether the sanitary sewer overflow was related to wet weather. The written submission may be provided electronically using the Department's Business Portal at <http://www.fldepportal.com/go/> (via "Submit" followed by "Report" or "Registration/Notification"). Notice required for public notice of pollution under paragraph (d) may be provided together with the written submission using the Business Portal. All written submissions related to sanitary sewer overflows submitted after [effective date of rule] shall be submitted electronically. The Department shall waive the written report if the oral report has been received within 24 hours from the time

that the owner/operator of the collection/transmission system becomes aware of the circumstances, and the release, spill or abnormal event has been corrected and did not endanger health or the environment.

(d) In accordance with Section 403.077, F.S., unauthorized releases or spills reportable to the State Watch Office pursuant to subparagraph (b)1. above shall also be reported to the Department within 24 hours from the time the permittee becomes aware of the discharge. The permittee shall provide to the Department information reported to the State Watch Office. Notice of unauthorized releases or spills may be provided to the Department through the Department’s Public Notice of Pollution web page at <https://floridadep.gov/pollutionnotice> or by reporting electronically using the Department’s Business Portal at <http://www.fldepportal.com/go/> (via “Submit” followed by “Report” or “Registration/Notification”).

1. If, after providing notice pursuant to paragraph (d) above, the permittee determines that a reportable unauthorized release or spill did not occur or that an amendment to the notice is warranted, the permittee may submit a letter to the Department documenting such determination at pollution.notice@floridadep.gov.

2. If, after providing notice pursuant to paragraph (d) above, the permittee discovers that a reportable unauthorized release or spill has migrated outside the property boundaries of the installation, the permittee must provide an additional notice to the Department that the release has migrated outside the property boundaries within 24 hours after its discovery of the migration outside of the property boundaries.

Rulemaking Authority 403.051, 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.062, 403.087, 403.088, 403.182 FS. History— New 11-27-89, Amended 6-4-92, 5-31-93, Formerly 17-604.550, Amended 12-26-96, 11-6-03,_____.

62-604.600 Procedure to Obtain Construction Permits.

(1) No change.

(2) The following activities do not require a collection system permit.

(a) Replacement of any facilities with new facilities of the same capacity at the same location as the facilities being replaced, except for pump stations that do not meet the requirements of paragraphs 62-604.400(2)(a) - (e), F.A.C.;

(b) Construction of an individual service connection from a single family residence or cConstruction of any single gravity or non-gravity individual service connection from a single building to a gravity collection system; however, construction of a non-gravity connection from other than a single family residence to an existing force main system requires a permit;

(c) through (f) No change.

(3) through (5) No change.

(6) General Permits.

(a) Except for alternative collection/transmission systems, a general permit is hereby granted to any person for the construction of a wastewater collection/transmission system that has been designed in accordance with the standards and criteria set forth in subsections 62-604.400(1) and (2), F.A.C., provided that:

1. Notice to the Department under subsection 62-4.530(1), F.A.C., is submitted on Form 62-604.300(3)(a) 62-604.300(8)(a), Notification/Application for Constructing a Domestic Wastewater Collection/Transmission System, (adopted and incorporated by reference in paragraph 62-604.300(3)(a), F.A.C., effective (effective date of the rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), at least 30 days prior to initiating construction; and,

2. No change.

(b) No change.

(7) Individual Permits.

(a) Collection/transmission systems not meeting the general permit criteria in subsection (6), above, shall submit an application for an individual permit on Form 62-604.300(3)(a) 62-604.300(8)(a), Notification/Application for Constructing a Domestic Wastewater Collection/Transmission System, (adopted and incorporated by reference in paragraph 62-604.300(3)(a), F.A.C., effective (effective date of the rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. ~~November 6, 2003. Copies of this form and instructions may be obtained by writing to the Bureau of Water Facilities Regulation, Mail Station 3535, Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. In addition, these forms are available at the Department’s district offices and on the Department’s website.~~

(b) No change.

(8) No change.

(9) If, after review of Form 62-604.300(3)(a) 62-604.300(8)(a), (adopted and incorporated by reference in paragraph 62-604.300(3)(a), F.A.C., effective (effective date of the

rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), and any supporting documentation, the Department determines that the applicant has not provided reasonable assurance that the construction, modification, expansion, or operation of the installation will be in accordance with applicable laws or rules, including rules of delegated local programs, the Department shall deny the permit or notify the applicant that the general permit cannot be used, as appropriate. Rulemaking Authority 403.051, 403.061, 403.087 FS. Law Implemented 403.021, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.600, Amended 11-6-03,_____.

62-604.700 Placing Collection/Transmission Systems into Operation.

(1) The following requirements apply to collection/transmission systems permitted under the general permit and to collection/transmission systems permitted under the individual permit.

(2) Upon completion of construction of the collection/transmission system, and before placing the facilities into operation for any purpose other than testing for leaks or testing equipment operation, the permittee shall electronically submit using the Department's Business Portal at <http://www.fldepportal.com/go/>, submit to the appropriate district office, Form 62-604.300(3)(b) 62-604.300(8)(b), Notification of Completion of Construction for Request for Approval to Place a Domestic Wastewater Collection/Transmission System into Operation, (adopted and incorporated by reference in paragraph 62-604.300(3)(b), F.A.C., effective (effective date of the rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), effective November 6, 2003. Copies of this form and instructions may be obtained by writing to the Bureau of Water Facilities Regulation, Mail Station 3535, Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. In addition, these forms are available at the Department's district offices and on the Department's website. If construction of the collection/transmission system was permitted by a delegated local program, the permittee shall submit Form 62-604.300(3)(b) to the delegated local program instead, and follow the requirements of the delegated local program.

(3) New or modified collection/transmission facilities can be placed into operation 3 days after Form 62-604.300(3)(b), (adopted and incorporated by reference in paragraph 62-604.300(3)(b), F.A.C., effective (effective date of the rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), is submitted and received by the Department or delegated local program, provided no substantial deviations are noted on Form 62-604.300(3)(b) and the Department or delegated local program does not notify the permittee of public health or environmental concerns regarding placing the facilities into operation shall not be placed into service until the Department clears the project for use. The Department shall approve or deny the clearance within 10 business days after Department receipt of Form 62-604.300(8)(b) for a general permit, or within 30 business days for an individual permit.

(4) When substantial deviations are noted on Form 62-604.300(3)(b), (adopted and incorporated by reference in paragraph 62-604.300(3)(b), F.A.C., effective (effective date of the rule), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), new or modified collection/transmission facilities

can be placed into operation 10 days after Form 62-604.300(3)(b) is submitted unless the Department or delegated local program notifies the permittee of public health or environmental concerns regarding placing the facilities into operation.

Rulemaking Authority 403.814(1) FS. Law Implemented 403.061, 403.087, 403.088, 403.814 FS. History—New 11-27-89, Amended 6-4-92, Formerly 17-604.700, Amended 12-26-96, 11-6-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Maurice Barker, Senior Program Analyst, Wastewater Management Program

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shawn Hamilton, Interim Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2020

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-620.610 General Conditions for All Permits

PURPOSE AND EFFECT: Revisions to Rule 62-620.610, F.A.C., are being proposed to ensure proper reporting of noncompliance such as sanitary sewer overflows, spills, bypasses, and unauthorized discharges.

SUMMARY: The Department is proposing amendments to Rule 62-620.610, F.A.C., to revise the general condition for reporting noncompliance such as sanitary sewer overflows, spills, bypasses, and unauthorized discharges. The revisions add data elements to be reported, update terminology, exclude certain reclaimed water discharges, and incorporate public notification of pollution provisions of Section 403.077, Florida Statutes. These amendments are consistent with the Florida's Clean Waterways Act of 2020.

OTHER RULES INCORPORATING THIS RULE: 5M-12.007, 62-4.050, 62-4.052, 62-110.107, 62-302.300, 62-306.800, 62-600.550, 62-600.680, 62-602.650, 62-610.300, 62-610.310, 62-610.320, 62-610.466, 62-610.560, 62-610.573, 62-610.574, 62-610.650, 62-610.670, 62-610.800, 62-610.830, 62-610.850, 62-610.870, 62-620.100, 62-620.200, 62-620.300, 62-620.301, 62-620.302, 62-620.305, 62-620.310, 62-620.320, 62-620.325, 62-620.335, 62-620.340, 62-620.345, 62-620.350, 62-620.400, 62-620.410, 62-620.510, 62-620.550, 62-62.555, 62-620.610, 62-620.620, 62-620.625, 62-620.630, 62-620.705, 62-620.710, 62-620.715, 62-620.800, 62-620.910, 62-621.100, 62-621.101, 62-621.250, 62-621.500, 62-624.310, 62-625.200, 62-640.300, 62-640.650, 62-640.850, 62-640.880, 62-660.806, 62-673.600, 62-740.030, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the Department's economic review, neither a SERC nor legislative ratification is required because the adoption of the proposed rule does not increase regulatory costs directly or indirectly to the public.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 403.061, 403.077, 403.087, F.S.

LAW IMPLEMENTED: 403.051, 403.061, 403.077, 403.087, 403.088, 403.0885, FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Maurice Barker, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8614 or by email at Maurice.Barker@FloridaDEP.gov.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maurice Barker, Senior Program Analyst, Division of Water Resource Management, MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8638 or by email at Maurice.Barker@FloridaDEP.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-620.610 General Conditions for All Permits.

All permits, except General and Generic Permits, issued by the Department under this chapter shall include the following conditions:

(1) through (19) No change.

(20) The permittee shall report to the Department any noncompliance which may endanger health or the environment. Any information shall be provided orally within 24 hours from

the time the permittee becomes aware of the circumstances. A written submission shall also be provided within five days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance including exact dates and ~~times~~ time, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; clean up actions taken and status; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance. For noncompliance events related to sanitary sewer overflows, bypass events, or unauthorized discharges, these reports must include the data described above (with the exception of time of discovery) as well as the type of event (e.g., sanitary sewer overflow, bypass, unauthorized discharge); type of sanitary sewer overflow structure (e.g., manhole); the discharge location address and latitude/longitude; type of water discharged; discharge volumes and volumes recovered; volume discharged to surface waters and receiving waterbody name; types of human health and environmental impacts of the sanitary sewer overflow, bypass event, or unauthorized discharge (e.g., beach closure); whether the noncompliance was caused by a third party; and whether the noncompliance was related to wet weather. The written submission may be provided electronically using the Department's Business Portal at <http://www.fldeportal.com/go/> (via "Submit" followed by "Report" or "Registration/Notification"). Notice required for public notice of pollution under paragraph (d) may be provided together with the written submission using the Business Portal. All noncompliance events related to sanitary sewer overflows or bypass events submitted after (effective date of rule), shall be submitted electronically.

(a) The following shall be included as information which must be reported within 24 hours under this condition:

1. through 3. No change.

4. Any unauthorized discharge to surface or ground waters, except for discharges to ground water of reclaimed water meeting Part III or Part V treatment standards under Chapter 62-610, F.A.C.

(b) Oral reports as required by this subsection shall be provided as follows:

1. For unauthorized releases or spills of treated or untreated wastewater reported pursuant to subparagraph (a)4., that are in excess of 1,000 gallons per incident, or where information indicates that public health or the environment will be endangered, oral reports shall be provided to the Department by calling the STATE WATCH OFFICE ~~WARNING POINT~~ TOLL FREE NUMBER (800)320-0519, as soon as practicable ~~practical~~, but no later than 24 hours from the time the permittee becomes aware of the discharge. The permittee, to the extent known, shall provide the following information to the State Watch Office ~~Warning Point~~:

- a. through j. No change.
- 2. No change.
- (c) No change.

(d) In accordance with Section 403.077, F.S., unauthorized releases or spills reportable to the State Watch Office pursuant to subparagraph (b)1. above shall also be reported to the Department within 24 hours from the time the permittee becomes aware of the discharge. The permittee shall provide to the Department information reported to the State Watch Office. Notice of unauthorized releases or spills may be provided to the Department through the Department’s Public Notice of Pollution web page at <https://floridadep.gov/pollutionnotice> or by reporting electronically using the Department’s Business Portal at <http://www.fldepportal.com/go/> (via “Submit” followed by “Report” or “Registration/Notification”).

1. If, after providing notice pursuant to paragraph (d) above, the permittee determines that a reportable unauthorized release or spill did not occur or that an amendment to the notice is warranted, the permittee may submit a letter to the Department documenting such determination at pollution.notice@floridadep.gov.

2. If, after providing notice pursuant to paragraph (d) above, the permittee discovers that a reportable unauthorized release or spill has migrated outside the property boundaries of the installation, the permittee must provide an additional notice to the Department that the release has migrated outside the property boundaries within 24 hours after its discovery of the migration outside of the property boundaries.

(e) Unless discharged to surface waters, a spill, release, discharge, upset or bypass involving reclaimed water meeting Part III or Part V treatment standards under Chapter 62-610, F.A.C., shall not be considered to endanger health or the environment and shall be reported under subsection (21) of this permit.

(21) through (23) No change.

Rulemaking Authority 403.061, 403.077, 403.087 FS. Law Implemented 403.051, 403.061, 403.077, 403.087, 403.088, 403.0885 FS. History—New 11-29-94, Amended 12-24-96, 10-23-00, 4-17-02, 12-23-04, 2-7-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Maurice Barker, Senior Program Analyst, Wastewater Management Program

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shawn Hamilton, Interim Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2020

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CITRUS

| RULE NOS.: | RULE TITLES: |
|------------|---|
| 20-48.001 | Purpose of Program |
| 20-48.002 | Participant Eligibility |
| 20-48.003 | Product Eligibility |
| 20-48.004 | Allocation; Disbursement of Funds |
| 20-48.005 | Program Requirements |
| 20-48.006 | Qualification of Advertising/Merchandising |
| 20-48.007 | Targeted VAP Performance Formula |
| 20-48.008 | Proof of Performance; Claim for Payment |
| 20-48.009 | Failure to Perform Under Targeted VAP Agreement |
| 20-48.010 | Program Evaluation |

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 47 No. 142, July 23, 2021 issue of the Florida Administrative Register.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 24, 2021 at 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E Main St, Bartow, FL 33830

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

| RULE NO.: | RULE TITLE: |
|------------|--------------------|
| 65C-16.009 | Adoption Placement |

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 47 No. 107, June 3, 2021 issue of the Florida Administrative Register.

65C-16.009 Adoption Placement.

(1) No change.

(2) The adoption placement process incorporates the following:

(a) through (b) No change.

(c) All known information must be shared with the approved adoptive parent using the “Disclosure Information to Adoptive Parents” form, CF-FSP 5328, December 2010, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>, no later than the point of adoptive placement but can occur at the time of a family being matched to a child. A Spanish version of the Disclosure Information to Adoptive Parents form, CF-FSP 5328S, December 2010, is also incorporated by

reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>.

- (d) through (h) No change.
- (3) through (7) No change.

**Section IV
Emergency Rules**

NONE

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-20.002 Experience

NOTICE IS HEREBY GIVEN that on July 12, 2021, the Board of Professional Engineers, received a petition for variance or waiver filed by Matthew Filer regarding subparagraph 61G15-20.002(1)(b)11., F.A.C., which states experience may not be anticipated. The experience must have been gained by the time of the application. Petitioner requests that the Board approve Petitioner’s Professional Engineers License application after denying the original application in June 2021. Petitioner has now completed the requirements of the four-year work experience since submitting the initial application. Comments on this petition should be filed with the Board of Professional Engineers within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Tallahassee, Florida 32303 or telephone: (850)521-0500, or by electronic mail to zraybon@fbpe.org.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that on July 26, 2021, the Board of Physical Therapy Practice, received a petition for Variance or Waiver filed by Sarah Hallett, Petitioner. Although Petitioner has cited paragraph 486.102(3)(a), F.S. instead of a rule, the Petitioner has been given notice that she may amend her Petition to the Board of Physical Therapy Practice to properly cite a rule.

Comments on this petition should be filed with the Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, or by electronic mail- Allen.Hall@flhealth.gov.

**Section VI
Notice of Meetings, Workshops and Public
Hearings**

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Arts and Culture announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 3, 2021, 1:00 p.m.

PLACE: This meeting will be held by teleconference. Participation instructions will be posted on the Division's website: <https://dos.myflorida.com/cultural/news-and-events/calendar/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss updates in the Folk Life program as well as any other business which may appropriately come before the Folk Life Council.

A copy of the agenda may be obtained by contacting: The Division of Arts and Culture at (850)245-6470.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rachele Ashmore at (850)245-6490 or by email at Rachele.Ashmore@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Arts and Culture at (850)245-6470 or our website: <https://dos.myflorida.com/cultural/>.

**DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES**

Division of Plant Industry

RULE NOS.:RULE TITLES:

- 5B-66.001 Definitions
- 5B-66.002 Purpose
- 5B-66.003 Quarantine Area
- 5B-66.004 Movement or Possession of Hosts or Regulated Articles; Conditions of Certification
- 5B-66.005 Confiscation and Disposal of Hosts and Regulated Articles
- 5B-66.006 Treatment Areas, Treatment Procedures, Mitigative Measures, and Declaration of Eradication

The DIVISION OF PLANT INDUSTRY announces a hearing to which all persons are invited.

DATE AND TIME: August 4, 2021, 2:00 p.m.

PLACE: Please join this Teams meeting from your computer, tablet or smartphone:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YWU4MDNIODYtMDA3Ni00Y2RhLTlhOWYtNWFkZjc2NTA0ZTkz%40thread.v2/0?context=%7b%22id%22%3a%2262557d98-bd11-4a88-8a7b-57bc3df0190b%22%2c%22oid%22%3a%2239bf1703-e19f-4647-a705-6a48b3aca9c3%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Notice of Proposed Rule, the committee's comments, and the Department's responses.

A copy of the agenda may be obtained by contacting: Sheila McMahon, Director's Office, P.O. Box 147100, Gainesville, FL 32614, (352)395-4269, Sheila.McMahon@FDACS.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetables

The Florida Agricultural Statistics Service announces a public meeting to which all persons are invited.

DATE AND TIME: September 8, 2021, 2:30 p.m.

PLACE: Florida's Natural Grove House, Hwy 27, Lake Wales, Florida 33859

GENERAL SUBJECT MATTER TO BE CONSIDERED: The citrus crop estimates program, and any other matters which might properly come before this committee.

A copy of the agenda may be obtained by contacting: William C. Curtis, (321)370-0199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 14 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: William C. Curtis at (321)370-0199.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

The Private Investigation, Recovery and Security Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 13, 2021, 9:00 a.m.

PLACE: Please join my meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/Stefannie/private-investigation-recovery-and-security-adv-i-8>

You can also dial in using your phone. (For supported devices, tap a one-touch number below to join instantly.)

United States (Toll Free): 1(866)899-4679, One-touch: tel:+18668994679,,419008493#

United States: (571)317-3116, One-touch: tel:+15713173116,,419008493#, Access Code: 419-008-493

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 419 008 493 or dial directly: 419008493@67.217.95.2 or 67.217.95.2###419008493

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice is to move the physical meeting noticed on 06/03/2021, Vol. 47/107 ID# 24589517 to a virtual meeting. This is the quarterly meeting of the Council pursuant to the requirement of subsection 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Stefannie.Corbett@FDACS.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stefannie.Corbett@FDACS.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Stefannie Corbett, Division of Licensing, P.O. Box 5647, Tallahassee, Florida 32314, Phone: (850)245-5443, Email: Stefannie.Corbett@FDACS.gov.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees (DBOT) announce the following meetings, which are open to the public.

DATE: Tuesday, August 10, 2021

PLACE: FSCJ Advanced Technology Center (ATC), 401 West State St., Jacksonville, FL 32202

BOARD WORKSHOP:

TIME: 12:00 Noon – 1:00 p.m.

PLACE: Room T-140

GENERAL SUBJECT MATTER(S) TO BE CONSIDERED: 1) DBOT Governance Structure and 2) Presentation of Results of 2020-21 Visionary Impact Plan (VIP)

REGULAR MEETING:

TIME: 1:00 p.m. – 2:30 p.m.

PLACE: Rooms T-140 & 141

GENERAL SUBJECT MATTER(S) TO BE CONSIDERED: Annual Organizational Meeting and as required by law the Board will act on matters involving personnel appointments,

finance, facilities and finalizing the College President’s performance evaluation and contract.

Agenda copies may be obtained by contacting: Kimberli Sodek, Office of the College President (OCP) Administration Support Manager at Kim.Sodek@fscj.edu. Copies of the agenda for the regular meeting will be available for inspection beginning Tuesday, August 3, 2021, and copies will be provided upon written request and the payment of approved duplicating charges. Any person requesting to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. If any person decides to appeal any decision made by the Board with respect to any matter considered at the regular meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the agency at least 24 hours before the meetings by contacting: The OCP Administration Support Manager Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Florida State College at Jacksonville does not discriminate against any person on the basis of race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/expression, marital status, veteran status, pregnancy or genetic information in its programs, activities and employment. For more information, visit FSCJ’s Equal Access/Equal Opportunity page.

For more information, you may contact: Kimberli Sodek, OCP Administration Support Manager at (904)632-3205 or Kim.Sodek@fscj.edu.

* Please refer to the FSCJ DBOT webpage for procedures/information regarding appearing before the Board as to “Public Comments.” The FSCJ DBOT webpage is located within the College’s website at: www.fscj.edu/dbot.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2021, 10:00 a.m.

PLACE: This meeting will be held via a virtual communication platform and/ or in-person at 4000 Gateway Centre Blvd. Ste. 100 Pinellas Park, Florida 33782. Persons wishing to participate in this meeting should dial: (786)635-1003. The meeting ID is: 881 9757 5363. The Passcode is: 932359. The Zoom Meeting Link is:

<https://us02web.zoom.us/j/88197575363?pwd=RTJDWnVnZnIYd0QzeDVCMkZjaFdTd09>

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council (TBRPC) announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2021, Immediately after TBRPC Council meeting, or 12:00 Noon – 1:00 p.m.

PLACE: This meeting will be held via a virtual communication platform and/ or in-person at 4000 Gateway Centre Blvd. Ste. 100 Pinellas Park, Florida 33782. Persons wishing to participate in this meeting should dial: (786)635-1003. The meeting ID is: 881 9757 5363. The Passcode is: 932359. The Zoom Meeting Link is:

<https://us02web.zoom.us/j/88197575363?pwd=RTJDWnVnZnIYd0QzeDVCMkZjaFdTd09>

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Tampa Bay Regional Resiliency Coalition Steering Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Wren@tbrpc.org.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Communications

The Department of Management Services announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 10, 2021, 9:30 a.m. – 5:00 p.m.

PLACE: Teleconference only: Dial in (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 488-454-357, Audio Pin: (None) Select #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Task Force (JTF) Board of the Statewide Law Enforcement Radio System (SLERS) will meet together to discuss matters pertaining to the network.

The agenda and handouts will be made available closer to the date of the meeting at the following web address:

https://www.dms.myflorida.com/business_operations/telecommunications/public_safety_communications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings

A copy of the agenda may be obtained by contacting: Millie Marchiano, (850)922-7435, Millicent.Marchiano@dms.fl.gov. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Millie Marchiano, (850)922-7435, Millicent.Marchiano@dms.fl.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Millie Marchiano, (850)922-7435, Millicent.Marchiano@dms.fl.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, August 2, 2021, 10:00 a.m. ET

PLACE: 1(888)585-9008, participant code: 491089625

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancements.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

The Board of Veterinary Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 10, 2021, 9:00 a.m.

PLACE: Marriott Hutchinson Island Beach Resort, Golf & Marina, 555 NE Ocean Boulevard, Stuart, Florida 34996-1620

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business and discipline.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

The Florida Building Commission, BOAF Binding Interpretation Panel announces a public meeting to which all persons are invited.

DATE AND TIME: August 5, 2021, 1:30 p.m.

PLACE: Meeting to be conducted using communications media technology (teleconference and webinar). Please join the meeting at <https://global.gotomeeting.com/join/381525821> Or, join the conference call: United States (toll-free): 1(877)309-2073 Meeting ID / Access Code: 381-525-821 Audio PIN: Shown after joining the meeting.

Public point of access: 2601 Blair Stone Road, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and make determination on a request for binding interpretation – Petition #228 Petitioned by R&M Construction, LLC.

A copy of the agenda may be obtained by contacting: Joe Bigelow, Codes & Standards, DBPR, 2601 Blair Stone Road, Tallahassee, Florida 32399, Call at (850)487-1824 or visit the agency website at floridabuilding.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Barbara Bryant, Codes & Standards, DBPR, 2601 Blair Stone Road, Tallahassee, Florida 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Joe Bigelow, Codes & Standards, DBPR, 2601 Blair Stone Road, Tallahassee, Florida 32399, Call at (850)487-1824 or visit the agency website at floridabuilding.org.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

The Department of Health announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2021, 3:00 p.m.

PLACE: <https://global.gotomeeting.com/join/897549269>

GENERAL SUBJECT MATTER TO BE CONSIDERED: 47/143 - This is meeting has been cancelled.

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

For more information, you may contact: Christina.McGinnis@flhelath.gov.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2021, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, Call (850)988-5144, and enter phone conference ID: 858 258 410#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: The Reemployment Assistance Appeals Commission at RAAC.Inquiries@deo.myflorida.com.

SPECIAL COVID-19 CONSIDERATIONS: As the Governor of the State of Florida and Leon County have declared a state of emergency due to the COVID-19 Pandemic, the Commission must limit the manner in which the public may participate; accordingly, no member of the public may attend in person. Any interested person who would like to attend telephonically should call (850)988-5144 and enter phone conference ID: 858 258 410#.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission at (850)487-2685 or RAAC.Inquiries@deo.myflorida.com.

EMERGENCY CANCELLATION OF MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (www.raac.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)487-2685, RAAC.Inquiries@deo.myflorida.com.

FLORIDA INDUSTRIAL AND PHOSPHATE RESEARCH INSTITUTE

The Florida Industrial and Phosphate Research Institute, "FIPR Institute" announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 10, 2021, 9:30 a.m.

PLACE: FIPR Institute, Education Building, 1855 West Main Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Research and Activities Board Meeting to discuss business pertaining to the operation of the FIPR Institute.

A copy of the agenda may be obtained by contacting: Lisa Thompson at lthompson@floridapoly.edu or visit FIPR@floridapoly.edu.

HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY

The Economic Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 17, 2021, 8:30 a.m.
 PLACE: Hardee County Commission Chambers
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hardee County Economic Development Authority (Independent Board) will meet on Tuesday, August 17, 2021, 8:30 a.m.
 The meeting will be held in the County Commission Chambers, Room 102, 412 West Orange Street, Wauchula, Florida.
 A copy of the agenda may be obtained by contacting: NA
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Danielle DeLeon at 1(863)773-9430.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:
 POSITIVE BEHAVIOR SUPPORT, Petitioner
 vs.
 AGENCY FOR HEALTH CARE ADMINISTRATION, Respondent.;
 CASE NO.: 21-001789

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI
Notices Regarding Bids, Proposals and Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Tuesday, July 20, 2021 and 3:00 p.m., Monday, July 24, 2021.

| Rule No. | File Date | Effective Date |
|-------------|-----------|----------------|
| 42GGG-1.002 | 7/22/2021 | 8/11/2021 |
| 59A-38.004 | 7/20/2021 | 8/9/2021 |
| 59G-6.005 | 7/26/2021 | 8/15/2021 |
| 61-35.025 | 7/22/2021 | 8/11/2021 |
| 64B2-18.005 | 7/23/2021 | 8/12/2021 |
| 64B17-9.001 | 7/21/2021 | 8/10/2021 |
| 64W-1.002 | 7/23/2021 | 8/12/2021 |
| 64W-1.003 | 7/23/2021 | 8/12/2021 |
| 64W-1.004 | 7/23/2021 | 8/12/2021 |
| 64W-1.005 | 7/23/2021 | 8/12/2021 |
| 64W-1.006 | 7/23/2021 | 8/12/2021 |
| 64W-1.007 | 7/23/2021 | 8/12/2021 |
| 64W-1.008 | 7/23/2021 | 8/12/2021 |
| 65C-16.001 | 7/26/2021 | 8/15/2021 |

| | | |
|-------------|-----------|-----------|
| 65C-16.003 | 7/26/2021 | 8/15/2021 |
| 65C-16.004 | 7/26/2021 | 8/15/2021 |
| 65C-16.005 | 7/26/2021 | 8/15/2021 |
| 65C-16.007 | 7/26/2021 | 8/15/2021 |
| 65C-16.010 | 7/26/2021 | 8/15/2021 |
| 65C-16.013 | 7/26/2021 | 8/15/2021 |
| 65C-16.014 | 7/26/2021 | 8/15/2021 |
| 65C-16.016 | 7/26/2021 | 8/15/2021 |
| 65C-16.017 | 7/26/2021 | 8/15/2021 |
| 65C-16.019 | 7/26/2021 | 8/15/2021 |
| 65C-16.0131 | 7/26/2021 | 8/15/2021 |
| 65C-28.011 | 7/26/2021 | 8/15/2021 |
| 67-49.001 | 7/21/2021 | 8/10/2021 |
| 67-49.002 | 7/21/2021 | 8/10/2021 |
| 67-49.0005 | 7/21/2021 | 8/10/2021 |
| 69A-51.001 | 7/21/2021 | 8/10/2021 |
| 69A-51.005 | 7/21/2021 | 8/10/2021 |
| 69A-51.010 | 7/21/2021 | 8/10/2021 |
| 69A-51.015 | 7/21/2021 | 8/10/2021 |
| 69A-51.017 | 7/21/2021 | 8/10/2021 |
| 69A-51.020 | 7/21/2021 | 8/10/2021 |
| 69A-51.025 | 7/21/2021 | 8/10/2021 |
| 69A-51.035 | 7/21/2021 | 8/10/2021 |
| 69A-51.045 | 7/21/2021 | 8/10/2021 |
| 69A-51.050 | 7/21/2021 | 8/10/2021 |
| 69A-51.060 | 7/21/2021 | 8/10/2021 |
| 69A-51.065 | 7/21/2021 | 8/10/2021 |
| 69A-51.075 | 7/21/2021 | 8/10/2021 |
| 69A-51.080 | 7/21/2021 | 8/10/2021 |
| 69A-51.085 | 7/21/2021 | 8/10/2021 |

LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

| Rule No. | File Date | Effective Date |
|-------------|-----------|----------------|
| 60FF1-5.009 | 7/21/2016 | **/**/**** |
| 60P-1.003 | 11/5/2019 | **/**/**** |
| 60P-2.002 | 11/5/2019 | **/**/**** |
| 60P-2.003 | 11/5/2019 | **/**/**** |
| 64B8-10.003 | 12/9/2015 | **/**/**** |

**Section XIII
Index to Rules Filed During Preceding
Week**

INDEX TO RULES FILED BETWEEN
JULY 19, 2021 AND JULY 23, 2021

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

| | | | | |
|-----------|---------|--------|-------|--|
| 5E-14.105 | 7/19/21 | 8/8/21 | 47/76 | |
| 5E-14.110 | 7/19/21 | 8/8/21 | 47/76 | |
| 5E-14.117 | 7/19/21 | 8/8/21 | 47/76 | |
| 5E-14.132 | 7/19/21 | 8/8/21 | 47/76 | |
| 5E-14.136 | 7/19/21 | 8/8/21 | 47/76 | |

ADMINISTRATION COMMISSION

| | | | | |
|-----------|---------|--------|--------|--|
| 28-42.001 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-42.002 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-42.003 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-42.004 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-42.005 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-42.006 | 7/19/21 | 8/8/21 | 47/116 | |
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| 28-43.004 | 7/19/21 | 8/8/21 | 47/116 | |
| 28-43.005 | 7/19/21 | 8/8/21 | 47/116 | |
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NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
