

Section I
 Notice of Development of Proposed Rules
 and Negotiated Rulemaking

NONE

Section II
 Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

RULE NO.: 2-1.005 RULE TITLE: General Description and Address of Agency
 PURPOSE AND EFFECT: The Department proposes the rule repeal to remove a rule no longer supported by statute.

SUMMARY: The rule codified the organization of the Office of the Attorney General as set forth in the agency’s organizational chart maintained in the Executive Office of the Governor, and provided contact information for the agency.

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: Upon consideration of the economic impact of this rule, the agency determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule promulgation will not require ratification by the Legislature. The proposed rulemaking will not have an adverse impact or affect regulatory costs in excess of \$1 million within five years as established in Sections 120.541(2)(a)1., 2., and 3., F.S.

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: 120.53 FS.

LAW IMPLEMENTED: 16.01, 20.11, 120.53 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Timothy Frizzell, Senior Assistant Attorney General, PL-01, The Capitol, Tallahassee, Florida

32399-1050, by email at @Timothy.Frizzell@myfloridalegal.com; (850)414-3300, or Greg Slemp, General Counsel, PL-01, The Capitol, Tallahassee, Florida 32399-1050, by email at Greg.Slemp@myfloridalegal.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

2-1.005 General Description and Address of Agency.

Rulemaking Authority 120.53 FS. Law Implemented 16.01, 20.11, 120.53 FS. History—New 6-16-80, Formerly 2-1.05, Amended 6-19-96, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Attorney General James Uthmeier.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General James Uthmeier.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 27, 2026

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.: 61A-8.001 RULE TITLES: Safety Standards
 61A-8.002 Training Curriculum
 61A-8.003 Enforcement

PURPOSE AND EFFECT: 61A-8.001 Safety Standards. The purpose and effect of this proposed new rule is to implement the safety standards and security requirements of the Convenience Business Security Act (sections 812.1701-812.175, Fla. Stat.), as particularly set forth in section 812.173, Fla. Stat. The rule is intended to prevent violent crimes and thereby protect employees and the consumer public at late-night convenience businesses; and also create security standards that are uniform throughout this state for late-night convenience businesses. 61A-8.002 Training Curriculum. The purpose and effect of this proposed new rule is to implement the required safety training of convenience business employees. The rule provides a robbery deterrence and safety training framework for businesses covered by the Convenience Business Security Act (sections 812.1701-812.175, Fla. Stat.) by setting forth the necessary elements of the training curriculum that each convenience business must provide to its employees in accordance with section 812.174, Fla. Stat. 61A-8.003 Enforcement. The purpose and effect of this proposed new rule is to enforce the provisions of the Convenience Business Security Act (sections 812.1701-812.175, Fla. Stat.). The rule provides for the handling of violations of the Convenience Business Security via notices of violation and as appropriate, the imposition of civil fines.

SUMMARY: The proposed new rules are to comport with the Convenience Business Security Act (sections 812.1701-812.175, Fla. Stat.).

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 economic review conducted by the Agency.

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: 812.173(3), 812.174, 812.176, FS.

LAW IMPLEMENTED: 812.173, 812.174, 812.175, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Hartmann Swartz, Senior Attorney, Division of Alcoholic Beverages and Tobacco, Florida Department of Business and Professional Regulation, tel. (850)717-1252, Susan.Swartz@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-8.001 Safety Standards.

(1) Each convenience business as defined in Section 812.171, F.S., shall be equipped with the following security devices and meet the standards as set forth in Section 812.173, F.S. and Chapter 61A-8, F.A.C., as follows:

(a) A functioning security camera system capable of recording images in a format that can be reproduced for distribution by law enforcement agencies to assist in their investigations. The security camera system shall be:

1. Positioned to provide photographic coverage of all registers in order to capture the image of all offenders while minimizing tampering by customers or offenders;

2. Maintained on a routine basis to ensure that the security camera system is working properly at all times; and

3. Capable of continuous operation.

(b) A drop safe or cash management device must be installed and/or secured as specified by the manufacturer's

instructions. The drop safe or cash management device must:

1. Be maintained as specified by the manufacturer; and

2. Offer protection against forced entry and provide a means for depositing currency, checks, and coins directly into the body of the drop safe or cash management device.

(c) Conspicuous height markers with digits at least one inch in height must be present at the inside entrance of the convenience business.

(d) A written cash management policy must be kept at the convenience business and provide a recommendation that the employees continually drop all cash in excess of \$50 per register in the drop safe or cash management device after 11:00 p.m. and before 5:00 a.m.

(2) Pursuant to Section 812.173(3), F.S., a convenience business may apply for an exemption from the requirement that the convenience business be equipped with a silent alarm to law enforcement or a private security agency. The application for exemption must be on Form DBPR ABT-6081, Convenience Business Request / Approval, effective May, 2026, and incorporated herein. Form DBPR ABT-6081 is available upon request from the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, and at

https://www2.myfloridalicense.com/abt/forms/documents/Convenience_Business_Request_Approval.pdf, and <https://flrules.org/Gateway/reference.asp?No=Ref-19368>.

When a convenience business applies for an exemption from the requirement of having a silent alarm, the exemption form must be accompanied with payment of a \$25 administrative fee for each store for which an exemption would apply. The Division shall consider the following factors when deciding whether to approve or deny an application for exemption:

(a) Explanation of an alternative method approved by the Division's convenience business administrator to alert local law enforcement or a private security agency of an ongoing crime;

(b) The history of the crimes set forth in Section 812.173(4), F.S., or lack thereof, committed at the convenience business; and

(c) Past and current compliance with the Convenience Business Security Act.

(3) Pursuant to Section 812.173(5), F.S., a convenience business that is required to implement the enhanced security measures as provided within Section 812.173(4), F.S., may file a Notice of Exemption with the Division by submitting Form DBPR ABT-6081 as described in subsection (2) above. A Notice of Exemption filed pursuant to this subsection is deemed filed on the date of receipt by the Division. Should a convenience business not qualify for the exemption, the Division shall notify the convenience business in writing within 90 days of receipt of the Notice that it does not qualify for an exemption. Each convenience business' Notice of Exemption

shall include, at a minimum:

(a) The name, address, and license number of the convenience business;

(b) The date of the last adjudicated murder, robbery, sexual battery, aggravated assault, aggravated battery, or kidnapping or false imprisonment at the convenience business;

(c) A list of security measures, as set forth in Section 812.173(4)(a)-(e), F.S., that the security business implemented;

(d) The date(s) on which the security measure(s) described within subsection (1) of this rule were implemented; and

(e) A signed attestation from a representative of the convenience business attesting to all information required in subsection (3) of this rule.

Rulemaking Authority 812.173(3), 812.176 FS. Law Implemented 812.173, 812.174 FS. History—New _____.

61A-8.002 Training Curriculum.

(1) Each convenience business shall provide robbery deterrence and safety training to new employees within 60 days of employment, in accordance with Section 812.174, F.S.; and to existing employees within 90 days of the effective date of this rule.

(2) The training curriculum must include, at a minimum, the following topics:

(a) Robbery prevention strategies:

1. Understanding the convenience business' security policies;

2. Maintaining visibility to ensure safety;

3. Understanding the convenience business' cash management system; and

4. Security measures and devices.

(b) Robbery reaction strategies:

1. Robbery reaction; and

2. Robber identification.

(c) Post robbery procedures and strategies.

(d) Personal safety:

1. General crime precautions; and

2. Actions to take following a crime.

(3) The proposed training curriculum shall be submitted to the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, by submitting Form DBPR ABT-6081, Convenience Business Request / Approval, effective May, 2026, incorporated within Rule 61A-8.001, F.A.C., accompanied by payment of a \$100 administrative fee for each proposed curriculum. The proposed curriculum shall thereafter be submitted to the Division on a biennial basis every two years from the date of the initial approval, accompanied by payment of a \$100 administrative fee, pursuant to Section 812.174, F.S.

Rulemaking Authority 812.174, 812.176 FS. Law Implemented 812.174 FS. History—New _____.

61A-8.003 Enforcement.

(1) The Division shall notify a convenience business of its violation of the Convenience Business Security Act by providing a Notice of Violation, which shall include the specific statutes and administrative rules that the convenience business violated. The convenience business shall have 30 days after receipt of the Notice to provide proof of compliance to the Division.

(2) If a violation set forth within the Notice of Violation is not corrected within 30 days of delivery of said Notice, a civil fine shall be imposed in the amount of \$750 to \$5000 for each of the following violations of the Convenience Business Security Act:

(a) Failure to Equip with Required Security Devices and Meet the Standards Set Forth in the Convenience Business Security Act, and/or Rules 61A-8.001 and/or 61A-8.002, F.A.C.:

1. 1st Offense: \$750

2. Repeat Offense: \$2000

(b) Window Tint (which reduces normal line of sight):

1. 1st Offense: \$750

2. Repeat Offense: \$2000

(c) Failure to Equip with Silent Alarm Unless Exempt or an Alternative Method Approved by the Division convenience business administrator is used:

1. 1st Offense: \$3000

2. Repeat Offense: \$5000

(d) Failure to Notify of the Occurrence of a Qualifying Crime as set forth in section 812.173(4), F.S.:

1. 1st Offense: \$3000

2. Repeat Offense: \$5000

(e) Failure to Implement Enhanced Security Measures After Qualifying Crime as set forth in section 812.173(4), F.S.:

1. 1st Offense: \$1000

2. Repeat Offense: \$5000

(f) Failure to Provide Robbery Deterrence and Safety Training to New Employees within 60 Days of Employment:

1. 1st Offense: \$750

2. Repeat Offense: \$2000

(g) Failure to Provide Robbery Deterrence and Safety Training to Existing Employees within 90 Days of the Effective Date of this Rule:

1. 1st Offense: \$750

2. Repeat Offense: \$2000

(h) Failure to Biennially Submit Proposed Robbery Deterrence and Safety Training Curriculum to the Division:

1. 1st Offense: \$750

2. Repeat Offense: \$2000

(3) The penalties for repetitive unlawful conduct shall be based on the same violations occurring within 60 months of the

date of the Notice of Violation.

(4) The range of penalties set forth within subsection (2) for violations of the Convenience Business Security Act may be increased by an amount not to exceed \$5000 or decreased, based on consideration of the following aggravating or mitigating factors:

(a) Whether a crime was committed at the convenience business while the convenience business was out of compliance with the Convenience Business Security Act.

(b) The type of crimes that were committed at the convenience business while the convenience business was out of compliance with the Convenience Business Security Act, including whether the crime was a murder, robbery, sexual battery, aggravated assault, aggravated battery, kidnapping, or false imprisonment.

(c) The number of crimes committed at the convenience business during the preceding five years.

(d) The type of crimes that were committed at the convenience business during the preceding five years, including whether the crime was a murder, robbery, sexual battery, aggravated assault, aggravated battery, kidnapping, or false imprisonment.

(e) The number of times that the convenience business violated the Convenience Business Security Act.

(f) The deterrent effect of the penalty imposed.

(g) The effect of the penalty upon the livelihood of the owner of the convenience business.

(h) Demonstration to the satisfaction of the Division convenience business administrator of efforts to comply with the requirements of the Convenience Business Security Act before and after the violation.

Rulemaking Authority 812.176 FS. Law Implemented 812.175 FS. History – New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Susan Hartmann Swartz

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Melanie S. Griffin

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: April 3, 2026

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: October 22, 2025 (v. 51, n. 206)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:

- 62-6.004 Application for System Construction Permit
- 62-6.005 Location and Installation
- 62-6.011 Abandonment of Systems
- 62-6.013 Construction Materials and Standards for Tanks
- 62-6.019 Requirements for Registration

- 62-6.020 Master Septic Tank Contractors
- 62-6.021 Issuance of Registration Certificates and Renewal
- 62-6.022 Standards of Practice and Disciplinary Guidelines
- 62-6.023 Certification of Partnerships and Corporations
- 62-6.030 Fees

PURPOSE AND EFFECT: Amendments to Chapter 62-6, F.A.C., update regulations for Onsite Sewage Treatment and Disposal Systems (OSTDS) in Florida to implement statutory changes, to improve regulatory efficiency, and to simplify and clarify the rules.

SUMMARY: The Department is amending rules within Chapter 62-6, F.A.C., to implement regulatory requirements and for efficiency to simplify and clarify the requirements. The amendments include streamlining certain permit application processing procedures, requirements regarding the installation and location of an OSTDS, the abandonment of an OSTDS, the construction standards for treatment receptacles, requirements for registration as a septic tank or a Master Septic Tank Contractor, renewal of registration certificates, discipline and penalties for registered persons, certification of partnerships, and corporations as septic tank contracting businesses, and fees for services and registrations related to an OSTDS.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will 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 been prepared by the Agency.

The rule is not likely to increase regulatory costs in excess of \$200,000 in the aggregate within one year after implementation of the rule. The SERC is available on the agency website at <https://floridadep.gov/water/water/content/water-resource-management-rules-development> or upon request from the contact person listed below.

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 Department used an itemized checklist to conduct an economic analysis and to determine if there is an adverse impact or regulatory cost associated with this rule that exceeds the criteria in Section 120.541(2)(a), F.S.

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: 381.0065, 403.061(7), 489.553, 489.554, 489.556, 489.557, F.S.

LAW IMPLEMENTED: 386.041, 381.0064, 381.0065, 381.0066, 403.061, 403.087, 403.121, 403.161, Part III 489, 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: May 13th, 2026 1-3 PM

PLACE: 2600 Blair Stone Road, Tallahassee, FL 32399

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 10 days before the workshop/meeting by contacting: Public participation is solicited without regard to race, color, religion, sex, pregnancy, national origin, age, handicap, or marital status. Persons who require special accommodations under the American with Disabilities Act (ADA) or persons who require translation services (free of charge) are asked to contact DEP's Limited English Proficiency Coordinator at 850-245-2118 or LEP@FloridaDEP.gov at least ten (10) days before a hearing. If you have a hearing or speech impairment, please contact the agency using the Florida Relay Service, 800-955-8771 (TDD) or 800-955-8770 (voice). 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: Tanya Welborn, Environmental Manager, Division of Water Resource Management, MS 3596, 2600 Blair Stone Road, Tallahassee, FL 32399, (850) 245-8526 or by email at Tanya.Welborn@FloridaDEP.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-6.004 Application for System Construction Permit.

(1) No person must cause or allow construction of a system without first applying for and obtaining a system construction permit. Form DEP 4015, effective date ~~XX-XX-XXXX~~ 06-21-2022, Application for Construction Permit, herein adopted and incorporated by reference at <https://flrules.org/Gateway/reference.asp?No=Ref-19501> ~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-14359>~~ must be used for recording system construction permit application information. Copies of this document are available as provided in subsection (9) below.

(2) An application for a system construction permit must ~~shall~~ be completed in full, signed by the owner or the owner's authorized representative, or a contractor licensed in accordance with Chapter 489, F.S., and must shall be

accompanied by all required exhibits and fees. If the owner of a property uses an authorized representative to obtain a new system construction permit, a signed statement from the owner of the property assigning authority for the representative to act on the owner's behalf must shall accompany the system construction permit application. This statement must shall include specific information allowing the representative to act on the owner's behalf in all aspects of a system construction permit ~~an~~ application for an onsite sewage treatment and disposal system.

(3) The suitability of a lot, property, subdivision or building for the use of an onsite sewage treatment and disposal system must be determined from an evaluation of lot size, anticipated sewage flow into the proposed system, the anticipated sewage waste strength, soil and water table conditions, soil drainage and site topography and other related criteria. Necessary site investigations and tests must be performed at the expense of the owner by ~~either~~ an engineer with soils training who is licensed in the State of Florida pursuant to Chapter 471, F.S., by Department personnel, by a registered septic tank contractors, Master Septic Tank Contractor contractors, by a professional soil scientist scientists certified and registered by the Florida Association of Environmental Soil Scientists, or by a person and persons certified under Section 381.0101, F.S. Registered Septic Tank Contractors can only must perform these necessary site investigations and tests evaluations for existing system evaluations and repairs, not for new systems only. When determining that the necessary site investigations and tests be performed by an engineer licensed in the State of Florida, the Department must consider the criteria listed in subsection 62-6.004(4), F.A.C. Results of site investigations must be entered on, or attached to, the system construction permit application form for consideration by the Department. Site evaluations must occur not earlier than 180 days prior to the date the Department receives the system construction permit application. Site evaluations remain valid for the life of the system construction permit. The system construction permit application must also include the following data:

(a) A plan or plat of the lot or total site ownership. The site plan must shall be drawn to scale and ~~shall be~~ for the property where the system will is to be installed.

1. No change.

2. If the Department is responsible for performing the site evaluation, the applicant or applicant's authorized representative must shall indicate the approximate location of wells, onsite sewage treatment and disposal systems, surface water bodies and other pertinent facilities or features on contiguous or adjacent property. If the features are within 75 feet of the applicant lot, the estimated distance to the feature must be shown but need not be drawn to scale.

3. If the Department will not be performing the site evaluation, the applicant or authorized agent ~~is shall be~~ responsible for the measurements to all features, including the pertinent features within 75 feet of the applicant lot. The location of any public drinking water well, as defined in Rule 62-6.002 paragraph 62-6.002(4)(b), F.A.C., within 200 feet of the applicant's lot ~~must shall~~ also be shown, with the distance indicated from the system to the well.

4. If an individual lot is ~~two five~~ acres or greater, the applicant may draw a minimum one acre parcel to scale showing all required features, or the minimum size drawing necessary to properly exhibit all required features, whichever is larger. The applicant must also show the location of that one acre or larger parcel inside the total site ownership.

5. All information that is necessary to determine the total sewage flow and proper setbacks on the site ownership ~~must shall~~ be submitted with the system construction permit application. The applicant lot ~~must shall~~ be clearly identified. A copy of the legal description or survey must accompany the system construction permit application ~~for confirmation of property dimensions only~~.

(b) For residences, a floor plan drawn to scale or showing the total building area of the structure, at the applicants' option, and showing the number of bedrooms and the building area of each dwelling unit. Non-residential establishments ~~must shall~~ submit a floor plan drawn to scale showing the square footage of the establishment, all plumbing drains and fixture types, and any other features necessary to determine the composition and quantity of wastewater to be generated. Plumbing fixtures located at a non-residential establishment ~~must shall~~ be included on the floor plan, but need not be drawn to scale.

(c) At least two soil profile descriptions within the proposed system soil absorption area to a minimum depth of 6 feet or to refusal, for which the minimum information provided is the upper and lower horizon boundaries, Munsell color of the horizon and its components and USDA soil texture; using USDA Soil Classification methodology as described in Chapter 3 of the Soil Survey Manual, United States Department of Agriculture, Handbook No. 18, Issued March 2017, herein adopted and incorporated by reference at <http://www.flrules.org/Gateway/reference.asp?No=Ref-14360>. Copies of this document are available as provided in subsection (9) below. At a minimum, a soil profile must be provided at the beginning and end of the proposed drainfield site. Where the replacement of severely limited soil is proposed, soil profiles must be performed to a minimum depth of ~~6~~ 6 feet or to the depth of the slightly or moderately limited soil layer lying below the replaced layer, whichever is greater. The evaluator must document the locations of all soil profiles on the site plan.

(d) Water table elevations which exist at the time of the site evaluation and estimated water table elevation during the

wettest season of the year. Water table elevations ~~must shall~~ be established from a benchmark or other fixed point of reference located on the property or within reasonable proximity to it. The existing property elevation at the site of each soil profile must also be recorded relative to the benchmark or fixed point of reference.

(e) No change.

(f) A Coastal Construction Control Line Permit or an exemption notice from the Department if any component of the onsite sewage treatment and disposal system or the shoulders or slopes of the system mound will be seaward of the Coastal Construction Control Line, established under Section 161.053, F.S. Should the location of the proposed onsite system relative to the control line not be able to be definitively determined based on the site plan and the online products available on the Department DEP website, the applicant ~~must shall~~ provide a survey prepared by a certified professional surveyor and mapper showing the location of the control line on the subject property.

(g) Documentation of sewer availability.

(4) All plans and forms submitted by a licensed engineer ~~must shall~~ be dated, signed and sealed. ~~Except As~~ provided for in subsection 62-6.003(2), F.A.C., the ~~Department shall require~~ the design engineer ~~must to~~ certify that the installed system complies with the approved design and installation requirements. Under the following circumstances, the Department ~~requires shall require~~ for review and approval, the submission of detailed system construction plans prepared by an engineer who is licensed in the State of Florida:

(a) through (j) No change.

(5) System Construction Permit Application Processing.

The applicant ~~is shall be~~ the permit holder and ~~is shall be~~ held responsible for all information supplied to the Department. The applicant is responsible for providing timely requested information to the Department. The signed system construction permit application, site evaluation, and system design plans, when required, serve as the basis by which the Department determines the issuance of a system construction permit. This subsection does not apply to other permit application processing for which there are other specific timeframes. ~~In the event of a change in any information given in the application which served as basis for issuing a construction permit, the permit holder will immediately file an amended application detailing such changed conditions. If the new conditions are determined to be in compliance with the standards in this chapter, the construction permit shall be amended. If the new conditions are determined to be in non-compliance with the standards of this chapter, the permit shall be revoked subject to the provisions of Chapter 120, F.S. A system construction permit application shall be valid for one year. If a permit has not been issued to the applicant within one year from the date~~

~~of application, then the Department shall review the construction permit application for accuracy at no charge prior to issuance of a permit. The applicant shall supply a statement that the information contained in the application has not changed, or shall amend the application. If a site visit is necessary as part of the review, then a re-evaluation fee shall be charged. If the rules under which the application was accepted have changed, and an onsite sewage treatment and disposal system construction permit has not been issued, a new permit application shall be required.~~

(a) Within thirty days after receipt of a system construction permit application and payment of the correct processing fee, the Department will review the system construction permit application and request any additional information that is required by law or rule. The applicant has ninety days after the Department issues a request for additional information to submit to the Department the additional information requested. If an applicant requires more than ninety days to respond to a request for additional information, the applicant must notify the Department in writing of the circumstances prior to the ninety-day deadline, at which time the system construction permit application is held in incomplete but active status for one additional period of up to ninety days. Additional extensions will be granted by the Department at its discretion when the applicant timely requests an extension and provides facts demonstrating good cause exists to grant another extension. Failure of an applicant to provide the requested information or be granted an extension by the applicable deadline will result in denial of the system construction permit application. Within 30 days after receipt of the additional information, the Department will review the system construction permit application and will request information needed to clarify the additional information or to answer new questions raised by or directly related to the additional information. If the applicant considers any request for additional information to be unauthorized by law or rule, the Department, at the applicant's request, will process the system construction permit application without the additional information. Such a request by the applicant must be in writing and clearly labelled as a request for the Department to process the system construction permit application as submitted. The applicant's request must state the reasons why the applicant considers the Department's request for additional information to be unauthorized by law or rule and clearly state that the applicant requests the Department process the system construction permit application without the additional information. A system construction permit application will be approved or denied within 90 days after receipt of a complete application, including receipt of all supporting data, and the processing fee, or receipt of the last item of requested additional information, or at the applicant's written request to begin

processing the system construction permit application as submitted, whichever occurs last.

(b) In the event of a change in any information given in the system construction permit application which served as basis for issuing a system construction permit, the permit holder will immediately file an amended system construction permit application detailing the changed conditions. If the new conditions are determined to be in compliance with the standards in this chapter, the system construction permit will be amended. If the new conditions are determined to be in non-compliance with the standards of this chapter, the system construction permit will be revoked subject to the provisions of Chapter 120, F.S.

(c) A system construction permit application is valid for one year. Any time during that year the applicant may amend the system construction permit application or request that the Department deem it complete by certifying that the information contained in the system construction permit application is accurate and has not changed. Once deemed complete, the Department will review the system construction permit application for compliance with this chapter and will not charge the applicant a re-evaluation fee unless the Department determines a site visit by the Department is necessary. If the system construction permit application is incomplete and beyond the one-year deadline, the Department will deny the system construction permit application.

(d) If the rules under which the system construction permit application was accepted have changed, and an onsite sewage treatment and disposal system construction permit has not been issued, a new system construction permit application is required.

(6) through (9) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(4)(e), 403.061(7), 489.553(3) FS. Law Implemented 381.0065, 403.087, 489.553 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.44, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.044, Amended 11-19-97, 3-22-00, 11-26-06, 6-25-09, 4-28-10, Formerly 64E-6.004, Amended 6-21-22, X-XX-XX.

DEP Form 4015, Application for Construction Permit, is substantially rewritten. See F.A.C. for present text at <https://www.flrules.org/Gateway/reference.asp?No=Ref-14359>.

62-6.005 Location and Installation.

All onsite sewage treatment and disposal systems must be located and installed so that with proper maintenance the onsite sewage treatment and disposal systems function in a sanitary manner, do not create sanitary nuisances or health hazards and do not endanger the safety of any domestic water supply, groundwater or surface water. Sewage waste and effluent from onsite sewage treatment and disposal systems must not be

discharged onto the ground surface or directly or indirectly discharged into ditches, drainage structures, ground waters, surface waters, or aquifers. To prevent such discharge or health hazards:

(1) Onsite sewage treatment and disposal sSystems established after the effective date of the rule must be placed no closer than the minimum distances indicated for the following:

(a) Seventy-five feet from a private potable well as defined in Rule 62-6.002 paragraph 62-6.002(44)(a), F.A.C., or a multi-family water well as defined in Rule 62-6.002 paragraph 62-6.002(44)(c), F.A.C.

(b) One-hundred feet from a public drinking water well as defined in Rule 62-6.002 paragraph 62-6.002(44)(b), F.A.C., if such a well serves a facility with an estimated sewage flow of 2,000 gallons or less per day.

(c) Two-hundred feet from a public drinking water well as defined in Rule 62-6.002 paragraph 62-6.002(44)(b), F.A.C., if such a well serves a facility with an estimated sewage flow of more than 2,000 gallons per day.

(d) Fifty feet from a non-potable water well as defined in Rule 62-6.002 subsection 62-6.002(39), F.A.C.

(e) Ten feet from any storm sewer pipe, to the maximum extent possible, but in every no instance shall the setback must not be less than 5 5' feet.

(f) No change.

(2) Onsite sewage treatment and disposal sSystems must not be located under buildings or within 5 5' feet of building foundations, including pilings for elevated structures, or within 5 5' feet of mobile home walls, swimming pool walls, or within 5 5' feet of property lines except where property lines abut utility easements which do not contain underground utilities, or where recorded easements are specifically provided for the installation of onsite sewage treatment and disposal systems for service to more than one lot or property owner.

(a) Sidewalks, decks and patios are not subject to the 5 5' foot setback, however, drainfields must not be installed beneath such structures. Any tank located beneath a driveway must have traffic lids as specified in paragraph 62-6.013(1)(f), F.A.C. Concrete structures, which are intended to be placed over a septic tank, must have a barrier of soil or plastic material placed between the structure and the tank so as to preclude adhesion of the structure to the tank.

(b) Onsite sewage treatment and disposal sSystems must not be located within 10 10' feet of water storage tanks in contact with the ground or potable water lines unless such lines are sealed with a water proof sealant within a sleeve of similar material pipe to a distance of at least 10 10' feet from the nearest portion of the onsite sewage treatment and disposal system or the water lines themselves consist of schedule 40 PVC PCV or stronger. The water line must not be located within 24 24" inches of the onsite sewage treatment and disposal system.

Potable water lines within 5 5' feet of the drainfield must not be located at an elevation lower than the drainfield absorption surface. Irrigation Non-potable water lines as referred to in Section 381.0065(2)(o), F.S., and water lines connected to a non-potable water supply must not be located within 24 24" inches of the onsite sewage treatment and disposal system without backflow devices per Section 381.0065(2)(o)1. and 2., F.S., being installed on the water line to preclude contamination of the water system.

(c) Onsite sewage treatment and disposal sSystems must be setback a minimum of 15 15' feet from groundwater interceptor drains.

(3) Except for the provisions of Sections 381.0065(4)(g)1. and 2., F.S., onsite sewage treatment and disposal systems must not be located laterally within 75 75' feet of the boundaries of surface water bodies. Onsite sewage treatment and disposal sSystems must be located a minimum of 15 15' feet from the design high water line of a swale, retention or detention area designed to contain standing or flowing water for less than 72 hours after a rainfall, or the design high water level of normally dry drainage ditches or normally dry individual lot storm water retention areas.

(4) Suitable, unobstructed land must be available for the installation and proper functioning of the onsite sewage treatment and disposal system. The minimum unobstructed area must:

(a) Be at least 1.5 times as large as the drainfield absorption area required by rule. For example, if a 200 200' square feet drainfield is required, the total unobstructed area required, inclusive of the 200 200' square feet drainfield area, would be 300 300' square feet. Unobstructed soil area between drain trenches is included in the unobstructed area calculation.

(b) through (c) No change.

(5) through (6) No change.

(7) Onsite sewage treatment and disposal systems must be installed where a sewerage system is not available and when conditions in Section 381.0065(4) Sections 381.0065(4)(a)-(g), F.S., are met. Onsite graywater tank and drainfield systems may, at the homeowners' discretion, be utilized provided blackwater is disposed into a sanitary sewerage system when such sewerage system is available. Graywater systems may, at the homeowners' discretion, be utilized in conjunction with an onsite blackwater system where a sewerage system is not available for blackwater disposal. To establish compliance with Sections 381.0065(4)(a)-(g), F.S., the following are required:

(a) The lot area under Section 381.0065(4)(a), F.S., must consist of at least 1/2 acre (21,780 21,780' square feet). Contiguous area outside of the lot must not be included in the determination of the lot area. Residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, that do not meet the lot area or dimension

requirements of Section 381.0065(4)(a), F.S., must install one of the following to address this deficiency and comply with current rules to the maximum extent possible as required pursuant to Section 381.0065(4)(g)1., F.S.:

1. An enhanced nutrient-reducing onsite sewage treatment and disposal system defined in Section 381.0065(2)(f), F.S., provided the authorized daily sewage flow allowance pursuant to paragraph 62-6.005(7)(c), F.A.C., and all required setbacks are met, or

2. A performance-based treatment system that is designed to meet, at minimum, Advanced Secondary Treatment Standards pursuant to Table IXb, found in paragraph 62-6.025(11)(d), F.A.C., and will maintain a 24-inch separation between the bottom of the drainfield and the water table elevation during the wettest season pursuant to subsection 62-6.006(2), F.A.C., provided that:

a. The estimated daily sewage flow does not exceed what is allowed by subsection 62-6.028(2), F.A.C.,

b. The system must maintain the maximum practicable setback, up to the setback in accordance with paragraph 62-6.005(1)(a), F.A.C., to private potable wells, and in no case will the setback to a private potable well be reduced below 50 feet, and

c. All other setback reductions must comply with paragraph 62-6.028(1)(b), F.A.C.

(b) The determination of lot densities under Section 381.0065(4)(b), F.S., must be made on the basis of the net acreage of the subdivision which must exclude from the gross acreage all paved areas and prepared road beds within public or private rights-of-way or easements and must also exclude surface water bodies. Residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, that do not meet the lot density requirements of Section 381.0065(4)(b), F.S., must install one of the following to comply with current rules to the maximum extent possible as required pursuant to Section 381.0065(4)(g)1., F.S.:

1. An enhanced nutrient-reducing onsite sewage treatment and disposal system defined in Section 381.0065(2)(f), F.S., provided the authorized daily sewage flow allowance pursuant to paragraph 62-6.005(7)(c), F.A.C., is met, and all required setbacks are met, or

2. A performance-based treatment system that is designed to meet, at minimum, Advanced Secondary Treatment Standards pursuant to Table IXb, found in paragraph 62-6.025(11)(d), F.A.C., and will maintain a 24-inch separation between the bottom of the drainfield and the water table elevation during the wettest season pursuant to subsection 62-6.006(2), F.A.C., provided that:

a. The estimated daily sewage flow does not exceed what is allowed by subsection 62-6.028(2), F.A.C.,

b. The system must maintain the maximum practicable setback, up to the setback in accordance with paragraph 62-6.005(1)(a), F.A.C., to private potable wells, and in no case will the setback to a private potable well be reduced below 50 feet, and

c. All other setback reductions comply with paragraph 62-6.028(1)(b), F.A.C.

(c) ~~Authorized Maximum~~ daily sewage flow allowances specified in Sections 381.0065(4)(a), (b) and (g), F.S., ~~are must~~ be calculated on an individual lot by lot ~~or parcel of land~~ basis based on its net usable area in acres. The net usable area of each lot or parcel of land does not include paved areas and prepared road beds within public rights-of-way or easements and does not include surface water bodies. At the option of the permit applicant and with approval of the Department, contiguous unpaved and non-compacted road rights-of-way and easements with no subsurface obstructions that would affect the operation of drainfield systems may be included in determining the net usable area. Where an unobstructed easement is contiguous to two or more lots, each lot will receive ~~a its~~ pro rata share of the area contained in the easement. The ~~authorized maximum~~ daily sewage flow allowed equals the net usable area multiplied by 2,500 gallons per acre per day if a public drinking water well ~~serving a public~~ system as defined in subparagraphs 62-6.002(47)(b)1., 2., or 3., ~~subparagraph 62-6.002(44)(b)1., 2., or 3.,~~ F.A.C., is utilized, or multiplied by 1,500 gallons per acre per day if a ~~public drinking water well serving a limited use~~ public water system as defined in subparagraph ~~62-6.002(47)(b)4., 62-6.002(44)(b)4.,~~ F.A.C., or a private potable well, multi-family water well, ~~or~~ cistern, or other private or certain public water systems regulated under Section 381.0062, F.S., is utilized. Subsection 62-6.008(1), F.A.C., must be used for determining estimated daily sewage flows.

(d) No change.

(e) When portions of a lot or lots which were platted prior to January 1, 1972, are combined in such a manner that will decrease the total density of the subdivision, pre-1972 lot provisions apply. However, the maximum setback possible to surface water bodies must be maintained with a minimum setback of ~~50 50'~~ feet.

(8) Notwithstanding the requirements of this section, where an effluent transmission line consists of schedule 40 PVC, the transmission line must be set back from private potable wells, irrigation wells or surface water bodies by not less than ~~25 25'~~ feet when installed. Effluent transmission lines constructed of schedule 40 PVC must be set back from property lines and building foundations by not less than ~~2 2'~~ feet. Schedule 40 PVC effluent transmission lines must be set back from potable water lines and storm water lines by no less than ~~5 5'~~ feet unless all portions of the potable water line or storm water line within 5 feet of the effluent transmission line are:

(a) A minimum of 12 42" inches above the top of the effluent transmission line; and,

(b) No change.

(9) Onsite sewage treatment and disposal systems for estimated establishment domestic sewage flows exceeding 5,000 gallons per day but not exceeding 10,000 gallons per day must be located and installed under the following conditions.

(a) The estimated daily sewage flow from the establishment will be divided by the net usable area associated with the establishment. The resulting number must not exceed 2,500 gallons per acre per day for establishments which use a public water system, supply as defined in subparagraphs 62-6.002(47)(b)1., 2. and 3. 62-6.002(44)(b)1., 2. and 3, F.A.C.

(b) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(4)(e), ~~489.553, 489.557(1)~~ FS. Law Implemented 381.0065, ~~489.553~~ FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.46, Amended 3-17-92, 1-3-95, Formerly 10D-6.046, Amended 11-19-97, 2-3-98, 3-22-00, 5-24-04, 6-25-09, Formerly 64E-6.005, Amended 6-21-22, ~~X-XX-XX~~.

62-6.011 Abandonment of Systems.

(1) Whenever the use of an onsite sewage treatment and disposal system or stationary holding tank is discontinued following connection to a system permitted under Chapter 403, F.S., sanitary sewer or discontinuing the use of a septic tank(s) or other onsite sewage tank(s) tank and replacement with another onsite sewage tank(s) septic tank, the system must shall be abandoned within 90 days and any further use of the system or tank(s) for any purpose is shall be prohibited. However, if the Department or its designee approves the use of the retention tank where the tank is to become an integral part of a sanitary sewer system permitted under Chapter 403, F.S., or stormwater management system, the onsite sewage tank(s) septic tank need not be abandoned.

(2) Abandonment of an onsite sewage treatment and disposal system or stationary holding tank must be conducted pursuant to a general permit or a system construction permit, unless excepted in this rule, subject to full compliance with this rule. The following actions shall be taken, in the order listed, to abandon an onsite sewage treatment and disposal system:

(a) General Permit. To obtain a general permit for the abandonment of an onsite sewage treatment and disposal system the following steps must be taken in the order listed Property owner or agent shall apply for a permit from the Department to abandon the existing onsite sewage system and submit the required fee. Upon receiving a permit:

1. Notice of Intent. The contractor performing the abandonment must provide their notice of intent to abandon the onsite sewage treatment and disposal system under a general permit as agent for the applicant, submit the required fee for an

abandonment permit with the Department, and provide the following information:

a. Property owner name and contact information.

b. Contractor's name and license information, business name and business license information, business telephone and website contact information and e-mail.

c. Property street address, parcel number, city, state, zip code.

d. County where the onsite sewage treatment and disposal system to be abandoned is located.

e. Existing permit numbers, if applicable and known.

f. Description of system to be abandoned.

2. The Department will review the notice of intent information submitted and issue the General Permit on Form DEP 4011, effective XX-XX-XXXX, General Permit for System Abandonment, herein adopted and incorporated by reference at <https://flrules.org/Gateway/reference.asp?No=Ref-19500>. The General Permit is valid for 18 months from date of issuance.

3. ~~(b)~~ The tank(s) must tank shall be pumped out by a permitted septage disposal company who must shall provide a receipt or a written certification to the contractor performing the abandonment Department. Alternatively, if the tank(s) is/are tank is empty and dry at the commencement of the abandonment, a written statement to that effect by the septage disposal company or the licensed contractor performing the abandonment must shall be provided to the Department.

4. ~~(e)~~ The bottom of the tank(s) must tank shall be opened or ruptured, or the entirety of each entire tank collapsed so as to prevent the tank from retaining water; and,

5. ~~(d)~~ The tank(s) must tank shall be filled with clean sand or other suitable material and completely covered with soil. If the tank(s) cannot be ruptured or collapsed the fill material must be flowable fill concrete.

6. Alternative to the procedures in subparagraphs 62-6.011(2)(a)4. and 5., F.A.C., the tank(s) may be removed from the site, following the procedures in subsection 62-6.015(6), F.A.C., for spoil material. The removed tank(s) must be scrapped and not used in other onsite sewage treatment and disposal systems.

7. After completion of the abandonment, the contractor performing the abandonment must complete the certification to confirm that the system was properly abandoned in accordance with this rule and in compliance with the General Permit, Form DEP 4011, herein adopted and incorporated by reference in subparagraph 62-6.011(2)(a)2., F.A.C.

8. The contractor must provide a receipt or a written certification of the pump-out and photographic documentation of the abandonment process to the Department. Photographs must be submitted in a generally accepted digital format with metadata attached, including the date, time, and location of the

tank and property. Photographs must identify the following information:

- a. A photograph of the empty tank(s) with either the bottom ruptured, the tank(s) collapsed, or removed from the site;
- b. A photograph showing the clean sand or other suitable material placed inside the ruptured or collapsed tank(s);
- c. A photograph showing the tank location completely filled with clean sand or other suitable material; and
- d. At least one photograph that includes the structure or a clearly identifiable landmark to confirm the location on the property.

9. Upon receipt of complete documentation from the contractor performing the abandonment the Department will acknowledge completion of the abandonment procedure under the general permit. No onsite inspection by the Department will be performed unless the Form DEP 4011, General Permit for System Abandonment, herein adopted and incorporated by reference in subparagraph 62-6.011(2)(a)2., F.A.C., and supporting documentation is incomplete or otherwise indicates potential noncompliance with this rule.

(b) System Construction Permit. The following actions must be taken, in the order listed, to abandon an onsite sewage treatment and disposal system under a system construction permit, as issued on Form DEP 4016, incorporated by reference in subsection 62-6.003(1), F.A.C.:

1. The property owner or agent must apply for a system construction permit from the Department to abandon the existing onsite sewage treatment and disposal system using DEP Form 4015, incorporated by reference in subsection 62-6.004(1), F.A.C., and submit the required fee. Site Evaluation and System Specifications and Existing System and Repair Evaluation of DEP Form 4015 are not required. Upon receiving a system construction permit:

2. The tank(s) must be pumped out by a permitted septage disposal company who must provide a receipt or a written certification to the contractor performing the abandonment. Alternatively, if the tank(s) is/are empty and dry at the commencement of the abandonment, a written statement to that effect by the septage disposal company or the contractor performing the abandonment must be provided to the Department.

3. The bottom of the tank(s) must be opened or ruptured, or the entirety of each tank collapsed to prevent the tank from retaining water.

4. An inspection of the system abandonment must be conducted by the Department or a private provider inspector, who must provide an inspection report to the Department. The inspection report must include photographs as specified in subparagraph 62-6.011(2)(a)8., F.A.C.

5. The tank(s) must be filled with clean sand or other suitable material and completely covered with soil. If the

tank(s) cannot be ruptured or collapsed the fill material must be flowable fill concrete.

6. Alternative to the procedures in subparagraphs 62-6.011(2)(b)3. and 5., F.A.C., the tank(s) may be removed from the site by a septage disposal service, which is required to follow the procedures in subsection 62-6.015(6), F.A.C., for spoil material. Reuse and installation of a tank at another site is only permissible if all of the following are met:

a. The abandoned tank has a valid tank legend indicating current tank approval.

b. The installing contractor certifies the structural integrity of the tank and provides the permit number under which the tank had been abandoned.

c. After installation at another site, the tank must be tested and pass the water tightness test pursuant to paragraph 62-6.013(11)(d), F.A.C., and inspected by the Department or a private provider inspector for water tightness. A test report by the person conducting the water tightness test must identify who inspected the water tightness test, and must be included as part of the other construction inspection documentation as stated in subparagraph 62-6.003(2)(i)6., F.A.C.

d. The tank passes construction inspection by the Department or private provider inspector.

~~(e) An inspection of the system abandonment shall be conducted by the Department or by the local utility or plumbing authority performing the system abandonment.~~

(3) Exceptions. The permitting provisions of subparagraphs 62-6.011(2)(a)1. and 2. ~~paragraph 62-6.011(2)(a), F.A.C., or subparagraph 62-6.011(2)(b)1., F.A.C.,~~ are not required if one of the following applies:

(a) If a local utility or local plumbing authority performs a system abandonment program which requires the completion of those steps listed in subparagraphs 62-6.011(2)(a)3.-5. ~~paragraphs 62-6.011(2)(b), (c), (d), and (e), F.A.C., and an inspection by the~~ If the system abandonment is performed by a local utility or local plumbing authority, the local utility or local plumbing authority performing the abandonment program must ~~shall~~ maintain a log of all inspections performed and ~~shall~~ forward the log to the Department on a monthly basis.

(b) If a replacement with another onsite sewage tank is performed at the property under another system construction permit, the system construction permit application must specify information regarding the onsite sewage tank(s) that will be abandoned as part of the permitted construction. An applicant is not required to have such a tank pumped out and inspected as otherwise required by paragraph 62-6.001(4)(b), F.A.C, but must have the tank volume determined for a system construction permit application.

(4) A septic tank serving a single family residence may, at the owner's discretion, be converted into a cistern pursuant to the following procedures:

(a) The applicant ~~must shall~~ obtain a system abandonment construction permit from the Department.

(b) The permit application ~~must shall~~ specify the intended use of the abandoned septic tank.

(c) The activities related to abandoning the onsite sewage treatment and disposal system ~~must shall~~ not create a sanitary nuisance.

(d) The septic tank ~~must shall~~ be disconnected from the drainfield and from the building sewer pipe.

(e) All work to disconnect, clean and sanitize the septic tank ~~must shall~~ be conducted by a registered septic tank contractor, master septic tank contractor, or a state-licensed plumber or by the owner of the owner-occupied single family residence being served by the septic tank.

(f) All septage, wash water, and other liquids removed from the tank ~~must shall~~ be removed and handled as septage (Rule 62-6.010, F.A.C.) by a licensed septage disposal service and disposed of at a Department ~~DEP~~-regulated wastewater treatment facility.

(g) The Department ~~must shall~~ inspect the tank once it is disconnected, emptied, cleaned, disinfected and filled with water. The inspection ~~must shall~~ determine whether all of the following conditions have been met:

1. through 8. No change.

(h) One inspection is included in the abandonment permit fee. The applicant ~~must shall~~ pay a reinspection fee for any additional inspection visits necessary until all of the criteria in subparagraphs 62-6.011(4)(g)1. through 8., F.A.C., are met and final approval of the abandonment is granted by the Department.

(i) The applicant ~~is shall be~~ responsible for all required laboratory fees. All sampling ~~must shall~~ be conducted by Department staff during the final inspection.

(j) The septic tank ~~must shall~~ be converted and inspected within 90 days after connection of the building plumbing to the sanitary sewer.

(k) The tank ~~must shall~~ not be connected to any irrigation components nor ~~can shall~~ the water ~~be~~ used for irrigation purposes until final approval of the abandonment has been granted by the Department.

(l) No change.

(m) Upon final approval of the abandonment, the water collected in the tank ~~must shall~~ be utilized for non-potable, irrigation purposes only.

Rulemaking Authority 381.0065 FS. Law Implemented 381.0065, 381.0066, ~~386.002, 386.003~~, 386.041 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.53, Amended 3-17-92, 1-3-95, Formerly 10D-6.053, Amended 6-18-03, 6-25-09, 7-16-13, Formerly 64E-6.011, Amended X-XX-XX.

62-6.013 Construction Materials and Standards for Tanks.

(1) Onsite sewage tank design. The following requirements must apply to all onsite sewage tanks manufactured for use in Florida unless specifically exempted by other provisions of these rules:

(a) No change.

(b) Design and testing of concrete treatment tanks:

1. No change.

2. Structural design must be verified by actual vacuum load or hydrostatic test in accordance with the Department's policy for Test Requirements for Structural Proofing, February 28, 2022, herein adopted and incorporated by reference at <http://www.flrules.org/Gateway/reference.asp?No=Ref-14367>. Copies of this policy are available as provided in subsection ~~(14)(12)~~ below. The vacuum test must be followed by a flow and water tightness test.

3. Tanks must be watertight as defined in ASTM C1227-20, Standard Specification for Precast Concrete Septic Tanks, paragraph 9.2., (2020) herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700 West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below. ASTM C1227-20, paragraph 9.2.2, must be modified to read as follows: Water tightness testing – Fill the tank with water to the invert of the outlet and let stand for 24 hours. Refill the tank. The tank is approved as water tight if the water level is held for one hour.

4. Manufacturers may use calculations provided by the design engineer in lieu of proof testing for tanks using reinforcement bars for structural strength and having a wall thickness of 5 inches or greater. Design by calculation must be completed using the Strength Design Method outlined in Chapters 4, 5 and 6 of the American Concrete Institute (ACI) publication ACI 318-19, Building Code Requirements for Structural Concrete and Commentary (2019), herein adopted and incorporated by reference. This document has been deemed copyright protected and is available from the publisher at American Concrete Institute, 38800 Country Club Drive, Farmington Hills, MI 48331-3439, or at publisher's website at www.concrete.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below. For the design strength a strength reduction factor will be applied per ACI 318-19 Chapter 21.

(c) Design and testing of fiberglass and polyethylene tanks:

1. Vacuum testing must be conducted in accordance with the Department's policy for Test Requirements for Structural Proofing, February 28, 2022, herein adopted and incorporated by reference in subparagraph 62-6.013(1)(b)2., F.A.C. Copies of this policy are available as provided in subsection ~~(14)(12)~~,

below and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-14367>.

The vacuum test will be followed by a water-tightness test.

2. through 3. No change.

(d) No change.

(e) Tank lids for non-traffic residential installations must be designed for a dead load of 12 42" inch earth cover with a dry soil density of 100 pounds per cubic foot or a live load of two concentrated loads of 1,750 pounds at a 60 60" inch spacing or a concentrated load of 1,750 pounds located at the center of the lid, whichever provides the greater shear and moment stresses to the lid. The required strength must be per ACI 318-19, Chapter 5, incorporated by reference in subparagraph 62-6.013(1)(b)4., F.A.C., effective 06-21-2022. Structural integrity proof test or calculations for the 12 inch overburden earth load and the 1,750 4750 pound concentrated loading must be provided. Designs sealed by an engineer licensed in the state of Florida will be acceptable for design proof of tank lid designs.

(f) Tanks and tank lids for traffic installations must be designed, signed and sealed by an engineer licensed in the state of Florida. Whenever vehicular traffic is anticipated to cross over the tank, traffic lids must be installed with manhole covers to finished grade. Traffic tanks and lids must be designed in accordance with ASTM C 890-21, Standard Practice for Minimum Structural Design Loading for Monolithic or Sectional Precast Concrete Water and Wastewater Structures (2021), herein adopted and incorporated by reference, for the appropriate loading. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700 West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org, and is available for inspection as provided in subsection (14)(42) below. Application of paragraph 5.2.4 of ASTM C 890-21, will be at the discretion of the design engineer.

(2) Onsite sewage tank design requirements. ~~The following details must be incorporated into the design:~~

(a) through (e) No change.

(f) The inlet and outlet devices must be located at opposite ends of the tank so as to be separated by the maximum distance practical and must be in accordance with ASTM C-923/C-923M-20, Standard Specification for Resilient Connectors Between Reinforced Concrete Manhole Structures, Pipes, and Laterals (2020), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700 West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org, and is available for inspection as provided in subsection (14)(42) below. Inlets and

outlets on the sides of any tank must be located no more than 12 inches from the end of the tank.

(g) through (h) No change.

(i) Joints of tanks, including mid-seams, risers, and lids must be sealed using a bonding compound that meets ASTM C-990-09R19, Standard Specification for Joints for Concrete Pipe, Manholes, and Precast Box Sections using Preformed Flexible Joint Sealants (2019), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700 West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org, and is available for inspection as provided in subsection (14)(42) below.

(j) The tank legend is ~~t~~The Department's designated approval number for the tank, and the effective capacity of the tank in gallons. The tank legend must be cast or stamped into the wall or permanently stenciled or decaled onto the wall at the inlet end, to begin within 6 inches of the top of the wall. Tank legend lettering must be a minimum of two inches high. All identifying marks must be inscribed or affixed at the point of manufacture only. All information supplied in the legend must be provided with a minimum of two inch high lettering.

1. Revisions. All tank legends must be inscribed or affixed at the place of manufacture and can only be revised outside the place of manufacture prior to construction approval by a manufacturer-authorized representative when one or more of the following conditions occur:

a. The legend on the tank does not match the tank that it is affixed to, and the tank is manufactured according to specifications approved under an alternate legend;

b. The legend is illegible, damaged or otherwise compromised; or

c. The legend is improperly positioned on the tank.

2. Manufacturers must inform the Department in writing that they allow tank legend revisions outside the place of manufacture prior to tank legend revisions taking place. The Department will maintain a list of the manufacturer's pre-approval(s) on the Department's website.

3. The revised tank legend must be clearly marked and must be permanently affixed onto the tank wall in compliance with paragraph 62-6.013(2)(j), F.A.C. The legend or the portion of the legend that needs to be revised must be covered.

4. When a tank legend is revised, the Department holds the manufacturer responsible for training, authorizing and ensuring that their authorized representatives comply with tank legend revision requirements in this rule. Upon request from the Department, the manufacturer must provide a list of trained representatives who are authorized to revise tank legends.

5. For each tank legend revision, the manufacturer or the manufacturer's representative must submit to the Department

the following information within seven calendar days of the revision:

- a. Tank manufacturer name;
- b. Construction permit number;
- c. Installation site address;
- d. Name of authorized representative who revised the legend;
- e. Date of revision;
- f. Reason for revision per subparagraph 62-6.013(2)(j)1., F.A.C.;

g. Verification the tank was not modified, and that the tank legend as revised is correct;

h. Photograph of the tank legend before and after the revision which identifies information regarding the time and location of the photograph through electronic metadata or included in the notes of the report;

- i. The original tank legend and the revised tank legend;
- j. A signed and dated statement by the manufacturer or the manufacturer's representative that states: "I verify that the condition requiring a tank revision outside the place of manufacture complies with subparagraph 62-6.013(2)(j)1., F.A.C., and that the documents and all attachments, to the best of my knowledge and belief, are true, accurate and complete."

6. The Department will request from the manufacturer or the manufacturer's representative any additional information needed to confirm compliance with statutory and rule requirements regarding standards for tanks and the tank legend.

7. A summary report of the manufacturer's tank legend revisions under this subsection must be submitted from the manufacturer to the Department annually by December 31st of each year. The Department will review the summary report to confirm compliance with the standards for tanks and the tank legend. The summary report must include the following:

a. A list of all authorized representatives who revised the Department's designated approval number for the tank legend;

b. The total number of tank legend revisions performed during the annual cycle;

c. For each tank legend revision, indicate in what county the tank legend revision occurred and the date it occurred.

(k) Each compartment must have access using manholes, with each manhole having a minimum area of ~~225~~ 225^{sq} square inches. Manholes must be located so as to allow access to the inlet and outlet devices. A minimum ~~6-inch~~ 6^{inch} diameter opening must be placed at the inlet and outlet ends of the lid if a minimum 225 225^{sq} square inch access port is placed in the middle of the lid. A riser is a pipe or conduit surrounding an access manhole and facilitating access to the inside of an onsite sewage tank. Access manhole and riser must be closed by a riser access lid or manhole cover. Risers must be watertight. The access manhole over the inlet and outlet must extend to within 8 inches 8^{inches} of finished grade. If a riser is used, and if the

riser access lid opens directly to the ~~tank receptacle~~ interior, joints around the riser and ~~tank receptacle~~ must be sealed and made watertight as specified in paragraph 62-6.013(2)(i), F.A.C., to prohibit intrusion of ground water into the tank. For multi-compartment tanks or tanks in series, manholes must extend to within 8 inches of finished grade over the first compartment inlet and the last compartment outlet. An appropriate mechanism must be provided to make access manholes vandal, tamper, and child resistant. Acceptable protection of openings must consist of one or more of the following methods as specified by the manufacturer:

1. through 4. No change.

(l) through (m) No change.

(3) Onsite sewage tank design approval. All onsite sewage tanks distributed in the state must be approved for use by the Department prior to being offered for sale or installed. Such approval must not be obtained until the manufacturer of a specific tank model has submitted the following:

(a) through (e) No change.

(f) There must be two tank design classifications. The following criteria must be used for each category:

1. No change.

2. Category 4 tanks must be designed for saturated soil with the saturation at finished grade. The design must provide for a maximum of ~~48~~ 48^{inches} inches of saturated soil cover over the top of the tank. Soil density must be 100 pounds per cubic foot. The lateral earth pressure coefficient (K) must be no less than 0.33. Where a tank will be placed with greater than ~~48~~ 48^{inches} inches of soil over the top of the tank, an engineer licensed in the state of Florida must design the tank for the specific conditions anticipated at the site.

(g) through (h) No change.

(i) The Department will issue an approval number to the manufacturer. Form DEP 4012, "Application for Septage Disposal Service Permit, Temporary System Service Permit, Septic Tank Manufacturing Approval," adopted and incorporated by reference in subsection 62-6.010(2), F.A.C., and available as provided in subsection ~~(14)~~(12) below, must be used to apply for manufacturing approval. The form can be obtained from the Department.

(4) No change.

(5) Concrete tanks must be built of precast or poured in place concrete in accordance with ACI 318-19, Building Code Requirements for Structural Concrete and Commentary incorporated by reference in subparagraph 62-6.013(1)(b)4., F.A.C., effective 06-21-2022, or ASTM C-1227-20, Standard Specification for Precast Concrete Septic Tanks, incorporated by reference in subparagraph 62-6.013(1)(b)3., F.A.C., effective 06-21-2022, except as revised herein.

(a) No change.

(b) Temperature and shrinkage crack control in concrete tanks must be accomplished by use of steel reinforcing in accordance with ACI 318-19 Chapter 11, incorporated by reference in subparagraph 62-6.013(1)(b)4., F.A.C., effective 06-21-2022 or by use of fiber reinforcement. Minimum ratio of vertical and horizontal reinforcement area to gross concrete area must be 0.0010 for deformed bars or welded wire fabric. Fiber reinforcing materials may be used by the manufacturer to achieve crack control equivalent to the use of deformed bars or welded wire fabric. To be considered equivalent, acceptable fibers must at least meet or exceed ACI recommendations regarding materials, fiber sizing, and required fiber quantities. Any current or future revisions to the ACI recommendations may be used by the manufacturer, at their option. Materials other than materials recognized by ACI for crack control use will not be acceptable. Minimum reinforcement must be as outlined in the document entitled Reinforcement Required to Meet 62-6.013(5)(b), F.A.C., dated February 28, 2022, herein adopted and incorporated by reference. Copies of this document are available as provided in subsection ~~(14)(12)~~, below and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-14805>.

(c) Concrete mixes must be in accordance with the Portland Cement Association (PCA) publication entitled PCA Design and Control of Concrete Mixtures, Seventeenth Edition (2021), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at the Portland Concrete Association, 5420 Old Orchard Road, Skokie Illinois 60077-1083 or at the publisher's website at www.concrete.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below.

(d) Terminology relating to concrete and concrete aggregates must be in accordance with ASTM C-125-21a, Standard Terminology Relating to Concrete and Concrete Aggregates (2021), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below.

(e) Concrete aggregates used in the manufacturing of all precast or poured-in-place concrete tanks for use in onsite sewage treatment and disposal systems must conform to ASTM C 33-33M-18, Standard Specification for Concrete Aggregates (2018), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below.

(f) Minimum concrete cover over structural steel reinforcing must be $\frac{3}{4}$ ~~$\frac{3}{4}$~~ inches. The minimum bend radius

for structural reinforcing must be three times the reinforcing bar diameter.

(g) through (h) No change.

(i) Three compressive test cylinders must be prepared, cured, and tested in accordance with ASTM C 31/C31M-21a, Standard Practice for Making and Curing Concrete Test Specimens in the Field (2021), herein adopted and incorporated by reference, and ASTM C-39/C-39M-21, Standard Test Method for Compressive Strength of Cylindrical Concrete Specimens (2021), herein adopted and incorporated by reference, at least one time every year, or whenever the manufacturer changes the design mix or the manufacturing process. These standards have been deemed copyright protected and are available from the publisher at ASTM International, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and are available for inspection as provided in subsection ~~(14)(12)~~ below.

(j) The bottoms of concrete tanks must be monolithic and must either be an integral part of the walls or must be sealed to the walls using water-stops cast into the wall and bottom. ~~Tank~~ ~~Receptacle~~ bottoms must not contain openings for any purpose, for example, to facilitate the removal of rainwater.

(k) No change.

(6) The following structural requirements are applicable to fiberglass and polyethylene tanks:

(a) No change.

(b) Fiberglass tanks must be constructed so that all parts of the tank meet the following mechanical requirements. A test report from an independent testing laboratory is required to substantiate that individual tank designs and material formulations meet these requirements.

1. Ultimate tensile strength – minimum 12,000 psi when tested in accordance with ASTM D-638-14, Standard Test Method for Tensile Properties of Plastics (2014), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below.

2. Flexural strength – minimum 19,000 psi when tested in accordance with ASTM D-790-17, Standard Test Methods for Flexural Properties of Unreinforced and Reinforced Plastics and Electrical Insulating Materials (2017), herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at ASTM International, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959, or at publisher's website at www.astm.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below.

3. through 5. No change.

(c) Polyethylene tanks must meet the requirements of International Association of Plumbing and Mechanical Officials (IAPMO)/American National Standards Institute (ANSI) Z1000-2019 Paragraph 7.1 “Blow Molded and Single-Layer Rotationally-Molded Polyethylene Septic Tanks” and 7.2 “Multi-Layer Rotationally-Molded Polyethylene Septic Tanks” (2019) herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at IAPMO, 4755 East Philadelphia Street, Ontario, California 91761, or at publisher’s website at www.iapmo.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below. Where the requirements of IAPMO/American National Standards Institute (ANSI) Z1000-2019, Paragraphs 7.1 and 7.2 conflict with the standards in this section, the standards in this section must apply. A test report from an independent testing laboratory is required to substantiate that individual tank designs and material formulations meet these requirements.

(d) Approval of new designs must not be granted until the following has been completed and submitted as part of the application:

1. No change.
2. Construct three ~~tanks~~ ~~receptacles~~ using the design mix.
3. No change.
4. Structural proof test three ~~tanks~~ ~~receptacles~~ to the design strength per paragraph 62-6.013(1)(c), F.A.C., for ~~tanks~~ ~~receptacles~~ having an effective capacity of 1,350 gallons or less.
5. Structural proof test one ~~tank~~ ~~receptacle~~ to the design strength in accordance with paragraph 62-6.013(1)(c), F.A.C., for ~~tanks~~ ~~receptacles~~ having an effective capacity greater than 1,350 gallons.
6. Verify that the manufacturer is not planning to relocate the ~~tanks~~ ~~receptacles~~ prior to the ~~tanks~~ ~~receptacles~~ achieving 75% of the design compressive strength. Record how this is accomplished.

(7) Grease interceptors are not required for a residence. However, one or more grease interceptors are required where grease waste is produced in quantities that could otherwise cause line stoppage or hinder sewage disposal. The design of grease interceptors must be based on standards found in paragraph (a) below. In addition, the following general requirements found in paragraphs (b), (c), and (d), apply when determining the proper use and installation of a grease interceptor used as a component of an onsite sewage treatment and disposal system.

(a) The inlet invert must discharge a minimum ~~2 1/2~~ ~~2 1/2~~ inches above the liquid level line and the outlet pipe must have a tee with a minimum diameter of 4 inches that extends to within 8 inches of the bottom of the tank.

(b) through (d) No change.

(8) No change.

(9) Pump tanks and pumps – when used as part of an onsite sewage treatment and disposal system, the following requirements must apply to all pump tanks manufactured for use in Florida unless specifically exempted by other provisions of these rules:

(a) No change.

~~(b) The electrical conduit and effluent dosing pipe must exit the dosing chamber:~~

~~1. Through the tank outlet using plumbing fittings and reducers to produce a watertight seal,~~

~~2. When risers are used, the electrical line and the effluent dosing pipe may penetrate the riser wall provided the penetration is above the wet season high water table elevation and there is a soil tight seal around the penetrations.~~ When the top of the ~~pump~~ ~~dosing~~ tank is placed more than 8 inches below the finished grade, risers must be used to provide access within 8 inches of the finished grade. Where risers are used, risers must be attached to the tank in accordance with paragraph 62-6.013(2)(i), F.A.C. Any unused and open tank outlet must be sealed with a length of capped PVC pipe installed in accordance with paragraph 62-6.013(2)(f), F.A.C., ~~or~~

~~3. Through a 2 to 4" inch access port installed in the tank lid by the manufacturer as approved by the Department. After installation the port must be sealed with a bonding compound per paragraph 62-6.013(2)(i), F.A.C. Unused ports must be sealed watertight with cement or bonding compound or with a length of capped PVC pipe.~~

(c) When a pump is used as part of a system, the following conditions must apply.

1. Pumps used to distribute sewage effluent must be certified by the manufacturer to be suitable for such purpose or pumps must be designed in accordance with the Sump and Sewage Pump Manufacturers Association’s Recommended Standards for Sump, Effluent and Sewage Pumps (2019 Revision) for the purpose intended, herein adopted and incorporated by reference. This standard has been deemed copyright protected and is available from the publisher at the Sump and Sewage Pump Manufacturers Association, P.O. Box 44071, Indianapolis, Indiana, 46244, or at publisher’s website at www.sspma.org/, and is available for inspection as provided in subsection ~~(14)(12)~~ below. The use of a timer as part of any pump system is not allowed unless it is part of a design submitted by an engineer, or Master Septic Tank Contractor, and is approved by the Department.

2. through 3. No change.

4. A pump chamber insert may, at the applicant’s discretion, be used to house a pump inside a septic tank. If a pump chamber insert is used, it must be approved for use by the Department. Approval must be based on the ability of the pump chamber insert to effectively filter solids from the effluent prior

to intake by the pump. The efficiency of solids removal by the pump chamber insert must be at least equal to a currently approved outlet filter device. Pump chamber inserts that do not meet these criteria must not be approved and must not be used. The filter device used as part of the pump chamber insert must be considered to meet the requirement of using an outlet filter device for purposes of subsection 62-6.008(2), F.A.C. The tank or compartment used to house the pump chamber insert must be included in calculating the minimum effective capacity of the tank, subject to the following conditions:

a. through b. No change.

c. The intake openings of the pump chamber insert must not be located within 12 42" inches of the bottom of the tank, or within 12 42" inches of the liquid level line of the tank.

d. through f. No change.

g. For repair installations, in addition to the requirements of subparagraphs a. through e. above, pump chamber inserts must not be used in an existing septic tank of less than 750 gallons effective capacity. In addition, the minimum tank liquid depth must be 36 36" inches below the pump-off switch level and the minimum effective capacity contained below the pump-off switch level must be within two tank sizes of that required in Rule 62-6.008, F.A.C., Table II. The total septic tank capacity must include the minimum effective capacity within two tank sizes of required tank size, plus dosing capacity, plus dosing reserve capacity equal to the dosing capacity, plus freeboard or air space capacity which is equal to 15% of the minimum effective capacity.

(10) Electrical conduit, effluent dosing pipe, aeration lines, and vent pipe requirements:

(a) Electrical conduit is rigid or flexible tubing used to enclose and protect electrical wiring. All electrical wiring exiting a tank or riser must be enclosed in conduit. Electrical conduit must be sealed on both sides to prevent venting of gases or transfer of water into the tank.

(b) Electrical conduit, effluent dosing pipe, aeration lines, and vent pipes must exit or enter the onsite sewage tank using one of the following methods:

1. Through a tank outlet using plumbing fittings and reducers to produce a watertight seal.

2. Through a hole drilled or cut through an attached riser or a notch cut into the bottom of the attached riser and above the top of the tank. All such penetrations must be sealed watertight.

3. Through a maximum four-inch access port installed in the tank lid or top of the tank, or the wall of the tank above the liquid level by the manufacturer as approved by the Department. After installation the port must be sealed watertight with a bonding compound per paragraph 62-6.013(2)(i), F.A.C., or a seal meeting the requirements for outlet

devices per paragraph 62-6.013(2)(f), F.A.C. Unused ports must be made watertight.

4. Through a 2 to 4 inch notch installed at the top of a tank immediately beneath the lid by the manufacturer as approved by the Department. After installation, the notch must be sealed watertight with a bonding compound per paragraph 62-6.013(2)(i), F.A.C.

(c) Vents must not allow water to enter the tank under normal operating conditions.

(10) renumbered (11) No change.

(12)(11) Repair of tanks – Repairs are allowed for tanks prior to shipment per ASTM, ACI, PCA standards and publications and National Precast Concrete Association (NPCA), Septic Tank Manufacturing Best Practices Manual (2010), herein adopted and incorporated by reference. This document has been deemed copyright protected and is available from the publisher at the National Precast Concrete Association, 1320 City Centre Drive, Suite 200, Carmel, Indiana 46032, or at publisher's website at www.precast.org/, and is available for inspection as provided in subsection (14)(12) below. Tanks damaged after they leave the manufacturer's facility may be repaired for the following defects:

(a) No change.

(b) Damaged or missing inlet and outlet seals may be replaced using the procedure of the document entitled "Repair of Tank Inlet and Outlet Seals," effective 06-21-2022, adopted and incorporated by reference. Copies of this document are available as provided in subsection (14)(12), below and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-14368>.

(c) No change.

(13) Removal of removable compartment walls from installed tanks. Removal of an existing tank compartment wall is permissible if all of the following conditions are met:

(a) The existing multi-compartment tank is part of an onsite sewage treatment and disposal system that has received final installation approval;

(b) The removal is required to supplement the size of an existing tank in lieu of replacement requirements stated in subparagraph 62-6.001(4)(e)1. or paragraph 62-6.015(6)(f), F.A.C.;

(c) The compartment wall is a slide-in type compartment wall installed in grooves, not permanently attached to the tank using grouting, fiberglassing or other bonding material, and has not been used to proof the structural integrity of the tank;

(d) The configuration of the tank without the compartment wall is also an approved tank;

(e) Removal of the compartment wall is applied for as part of the system construction application;

(f) Removal does not affect the structural soundness nor functioning of the tank and installation;

(g) The compartment wall is properly removed and disposed of outside the tank;

(h) After removal of the compartment wall, a new tank certification is required. The procedure for tank certification is stated in paragraph 62-6.001(4)(b), F.A.C. Revision of the legend is not required.

(12) renumbered (14) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(4)(e) FS. Law Implemented 381.0065 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.55, Amended 3-17-92, 1-3-95, Formerly 10D-6.055, Amended 11-19-97, 2-3-98, 3-22-00, 4-21-02, 5-24-04, 11-26-06, 6-25-09, 4-28-10, Formerly 64E-6.013, Amended 6-21-22, X-XX-XX.

62-6.019 Requirements for Registration.

(1) Persons subject to registration. — A person ~~is shall~~ be subject to the requirements of this Chapter and must be registered as a septic tank contractor, Master Septic Tank Contractor, or licensed as defined in Section 489.105(3)(m), F.S., ~~rule~~ if he or she contracts or advertises to provide services to the public or holds himself or herself out as being capable of performing services related to any of the following activities in the onsite sewage treatment and disposal industry regulated by the Department:

(a) through (c) No change.

(d) Maintenance of onsite sewage treatment and disposal systems, except when performed by a permitted maintenance service entity for aerobic treatment units or performance-based treatment systems qualified by a wastewater treatment plant operator and permitted in accordance with subsection 62-6.012(4) or paragraph 62-6.027(6)(e), F.A.C.;

(e) through (f) No change.

(2) Examination. Applications for the septic tank contractor Any person seeking registration shall apply to the Department to take the registration examination must be made on Form DEP 4074, effective date xx-xx-xxxx 4075, 1/97, Application for Registered or Master Septic Tank Contractor Examination Registration, herein adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19502>. Copies of this The form are is available as provided in subsection (5) below from the Department. In order for the application to be considered complete, the applicant for a Septic Tank Contractor registration examination or reexamination must provide all information on the application in the appropriate spaces, sign the application, include the correct payment of the applicable fees as stated in subsection 62-6.030(2), F.A.C., in the correct amount, and include all supporting documentation required with the Form DEP 4074. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied.

(3) Registration. Persons seeking registration as a septic tank contractor, who successfully passed the examination as provided in subsection 62-6.019(4), F.A.C., can apply for registration as a Registered Septic Tank Contractor. The application for registration as a Registered Septic Tank Contractor must be made on Form DEP 4075, effective date xx-xx-xxxx, Application for Septic Tank Contractor Registration, adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19503>. In order for the application to be considered complete, the applicant must provide all information on the application in the appropriate spaces, the application must be signed by the applicant, and include the correct payment of the applicable fees as stated in subsection 62-6.030(2), F.A.C. The application must include all supporting documentation required with the Form DEP 4075. The supporting documentation that must be provided include: A person shall be eligible to take the registration examination if they submit necessary exhibits and fees and meet the requirements of Section 489.553(4), F.S.

(a) Verification of at least three years of experience, as required under Section 489.553(4)(d), F.S., and demonstrated by a total of 6,000 hours of experience received from one or a combination of experience stated in subparagraphs 62-6.019(3)(a)1. through 5., F.A.C. The sum of related experience and educational experience stated within subparagraphs 62-6.019(3)(a)2., 3., and 5., F.A.C., may substitute for a maximum of two years (4,000 hours) of experience. Under the supervision and control of a registered septic tank contractor or a plumbing contractor in Section 489.553(4)(d), F.S., is defined as an employment relationship where compensation can be documented by the regular deduction of FICA and federal withholding tax as required by law. Principal officers of a corporation or partners of a partnership providing onsite sewage contracting services shall be recognized as being under the supervision and control of the corporation's or partnership's qualifying registered septic tank contractor or plumbing contractor.

1. Experience verification signed by a Registered Septic Tank Contractor, Master Septic Tank Contractor, or plumbing contractor as defined in Section 489.105(3)(m), F.S., certifying the applicant's active experience serving an apprenticeship as a skilled worker under the supervision and control of a Registered Septic Tank Contractor, Master Septic Tank Contractor, or plumbing contractor as defined in Section 489.105(3)(m), F.S., providing septic tank contracting services. The experience verification must specifically identify the applicant's supervisor, company and dates of work experience, work responsibilities, and work hours engaged in the construction or maintenance of onsite sewage treatment and disposal systems.

2. Certification by the applicant demonstrating related work experience which must, at a minimum, include

information regarding the extent of experience in onsite sewage treatment and disposal system design, inspection, installation, regulation, environmental health professional certification in onsite sewage, site evaluation, underground utility contracting, and wastewater treatment plant maintenance and operation. Related work experience does not include clerical, purchasing or estimating work. The certification must identify the applicant's supervisor, company, dates of work experience, work responsibilities, and hours worked. The experience of a person employed by and under the supervision of a contractor licensed in another state for septic tank contracting is considered related work experience. The experience of a person self-employed as a private site evaluator or private provider inspector is considered related work experience. No more than two years (maximum 4,000 hours) of related work experience will be accepted and the certification must account for the hours of related work.

3. Certification by the applicant's employer or supervisor demonstrating related work experience which must, at a minimum, include information regarding the extent of experience in onsite sewage treatment and disposal system design, inspection, installation, regulation, environmental health professional certification in onsite sewage, site evaluation, underground utility contracting and wastewater treatment plant maintenance and operation. Related work experience does not include clerical, purchasing or estimating. The certification must identify the applicant's supervisor, company and dates of work experience, work responsibilities, and hours worked. Employment under the supervision of a contractor licensed in another state for septic tank contracting is considered related work experience. No more than two years (maximum 4,000 hours) of related work experience will be accepted and the certification must account for the hours of related work.

4. Certification from a regulatory agency of another state demonstrating the applicant held a statewide license for septic tank contracting in their jurisdiction, length of time the license has been held, verification of compliance with continuing education requirements consistent with Florida's requirements, and verification of the passing of an examination that at a minimum included the following topics: system location and installation, site evaluation criteria, system size determinations, disposal of septage, construction standards for drainfield systems, and U.S. Department of Agriculture's soil textural classification system. Out of state experience will be prorated as 2000 hours per 365 days of license holding.

5. Certification of completion of Department approved coursework, which will be counted at a ratio of 33 work hours per hour of coursework up to a maximum of 4000 hours.

(b) A certified State of Florida Criminal History Record Check, reviewed and provided by the Florida Department of

Law Enforcement, sent by the Florida Department of Law Enforcement directly to the Department of Environmental Protection, Finance and Accounting, Post Office Box 3070, Tallahassee, Florida 32315. Applicants indicating work experience required by paragraph 62-6.019(3)(a), F.A.C., which occurred outside of the State of Florida must submit a certified criminal history check equivalent to the Florida Department of Law Enforcement Criminal History Record Check for each out of state jurisdiction. The Department will evaluate the applicant's good moral character pursuant to the requirements stated in Section 489.553(4)(a), F.S. Related work experience includes but is not limited to onsite sewage treatment and disposal system design, inspection, installation, regulation, environmental health professional certification, site evaluation, underground utility contracting and wastewater treatment plant maintenance and operation. Related work experience does not include clerical, purchasing or estimating.

(c) The applicant must not: Out-of-state work experience on a year for year basis shall be accepted for any applicant who demonstrates that they hold a current statewide license for septic tank contracting which was issued upon satisfactory completion of an equivalent examination and required continuing education courses for renewal. For purposes of this section, an equivalent examination means that at a minimum, the following topics were tested and passed: system location and installation; site evaluation criteria; system size determinations; disposal of septage; construction standards for drainfield systems and U.S. Department of Agriculture soil textural classification system. A person employed by and under the supervision and control of such a licensed contractor shall be granted up to two years of related work experience.

1. Have a final agency enforcement action against the applicant under Chapter 381, F.S., 403, F.S., part III of Chapter 489, F.S., or Chapter 62-6, F.A.C., in the three years immediately preceding the date of application.

2. Have a civil or administrative penalty assessed pursuant to a Department final order under Chapter 62-6, F.A.C., which has not been paid.

(d) The applicant is responsible for all information supplied to the Department. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied.

(e) The applicant must identify how they will comply with Section 489.555(2), F.S., by indicating if, after registration, they:

1. Will offer septic tank contracting services under an existing authorized business,

2. Will apply for a new certificate of authorization before offering septic tank contracting services,

3. Will offer septic tank contracting services under their own legal name, which is exempt from the requirement for a certificate of authorization, or

4. Are not currently planning to offer septic tank contracting services in Florida.

~~(4) Completed applications for registration must be received by the Department's Onsite Sewage Program at least 21 days prior to examination. In order to be complete, the application must have all appropriate spaces filled, be signed by the applicant, be reviewed by the Department where the applicant provides service, include a money order or sufficiently funded check in the correct amount and contain all necessary support documentation. Support documentation shall include:~~

~~(a) A list of the 25 most recent contracts by the applicant or business organization completed immediately preceding the date of filing.~~

~~(b) Signed statements from two persons not related to the applicant for whom the applicant has provided services in the onsite sewage industry, stating what services were provided.~~

~~(c) Certification from a registered septic tank contractor or plumbing contractor of the applicant's employment dates and work responsibilities.~~

~~(d) Documentation of payment of federal withholding tax and social security as required by law. For principal corporate officers of a corporation or partners in a partnership, legal documentation of their position in the corporation or partnership may be substituted for withholding tax and social security documentation.~~

~~(e) Two recent color passport style photographs, not older than 12 months and 1 1/2" x 1 1/2" inches in size.~~

(4)(5) Eligible applicants must successfully complete an examination administered by the Department. Minimum passing score for the examination is shall be a 75 percent correct response to all questions comprising the examination exam. A passing score is valid to issue a registration for five years from the date of the examination and expires on the fifth anniversary date. An applicant who was a Master Septic Tank Contractor within the previous three annual cycles and had previously been a Registered Septic Tank Contractor with the Department is exempt from the examination requirement to become a Registered Septic Tank Contractor. All other requirements for registration apply.

(5) All materials incorporated herein may be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400.

Rulemaking Authority 489.553(3), 489.557(1) FS. Law Implemented 489.552, 489.553 FS. History—New 10-25-88, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.072, Amended 2-3-98, 4-21-02, 6-18-03, 11-26-06, 4-28-10, Formerly 64E-6.019, Amended X-XX-XX.

DEP 4075, Application for Septic Tank Contractor Registration, is substantially rewritten. Present text can be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400.

62-6.020 Registration to Become a Master Septic Tank Contractor Contractors.

(1) Examination. A septic tank contractor or a plumbing contractor certified under Section 489.105(3)(m), F.S., who is eligible under Sections 489.553(5)(a) and (b), F.S., may apply to the Department to take the Master Septic Tank Contractor registration examination on Form DEP 4074 4015, 10/96, effective date xx-xx-xxxx, Application for Registered or Master Septic Tank Contractor Examination Registration, hereby incorporated by reference in subsection 62-6.019(2), F.A.C. In order for the application to be considered complete, the applicant for a Master Septic Tank Contractor registration examination or reexamination must; ~~to take the master contractor examination provided by the contractor:~~

(a) Provide all information on the application in the appropriate spaces, sign the application, include the correct payment of the applicable fees as stated in subsection 62-6.030(2), F.A.C., in the correct amount, and include all supporting documentation required with the Form DEP 4074, incorporated by reference in subsection 62-6.019(2), F.A.C. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied. Has been in "active" status for the three years immediately preceding the date of application. This time period may not be interrupted by more than 60 accumulated days as "inactive" or include any registration probation or suspension imposed by the Department through administrative action.

(b) Provide to the Department confirmation that they satisfactorily completed the accelerated certification training, as defined in subsection 62-6.002(2), F.A.C., and completed a Department approved course on low-pressure dosing design. In order to complete the accelerated certification training the applicant must do the following: Has not been assessed more than \$500.00 in administrative penalties by the Department in the three years immediately preceding the date of application.

1. Prior to participating in the pre-certification coursework and taking the associated examinations, a person requesting authorization to take the examinations as part of their qualifications must submit the following to the Department:

a. Examination fees and account creation fee.

b. Contact information:

(I) Name (first name, middle, last name, generational suffix if applicable).

- (II) Firm or business name, if applicable.
- (III) Mailing address (street address, city, state, zip).
- (IV) Email address.
- (V) Date of birth.
- (VI) Telephone number.

2. After submitting a complete application, applicants must register for participation in and complete the pre-certification coursework.

3. After completing the pre-certification coursework eligible applicants must successfully complete each part of the accelerated certification training examination administered by the Department. The minimum passing score for each part of the examination must be a 70 percent correct response to all questions.

a. Applicants not achieving a passing score on any part of the examination for any part or failing to take a scheduled examination are required to submit an additional examination fee before being authorized to take that part of the examination again.

b. If the applicant is unable to pass any part of the examination within two attempts, the applicant must reregister for the respective pre-certification coursework and examination pursuant to subparagraphs 62-6.020(1)(b)2. and 3., F.A.C.

~~(c) Does not have an outstanding fine assessed pursuant to this chapter which is in final order status and judicial reviews are exhausted.~~

~~(d) Has successfully resolved any disciplinary action involving septic tank contracting where an administrative action was commenced by the Department prior to the filing of the application.~~

~~(e) Has not been convicted of, found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which is related to the practice of contracting for the three years immediately preceding the date of application.~~

~~(f) Has successfully completed 30 hours of master contractor course work approved by the Department. At a minimum, this course work shall include training and testing of soil classification, system design and theory, system material and construction standards, and regulatory requirements.~~

(2) Registration. Applicants who successfully passed the examination as provided for in subsection 62-6.020(3), F.A.C., can apply for registration as a Master Septic Tank Contractor. The application must be made on Form DEP 4075, effective date xx-xx-xxxx, Application for Septic Tank Contractor Registration, adopted and incorporated by reference in subsection 62-6.019(3), F.A.C. Completed applications for registration must be received by the Department Onsite Sewage Program office at least 21 days prior to examination. In order to be complete, the application for a Master Septic Tank Contractor registration must have all appropriate spaces filled,

~~be signed and dated by the applicant, be reviewed by the Department where the applicant's primary place of business is located, and include payment of all fees in the correct amount and contain all necessary supporting documentation a money order or sufficiently funded check in the correct amount. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied. For registration as a Master Septic Tank Contractor the applicant must:~~

~~(a) Have been a Registered Septic Tank Contractor or state-licensed plumbing contractor doing septic tank contracting services for the three years immediately preceding the date of application. This time period may not be interrupted by more than 60 accumulated days of an expired registration or suspension imposed by the licensing agency through administrative action.~~

~~(b) Have not been the subject of any final agency enforcement action under Chapter 381, F.S., 403, F.S., part III of Chapter 489, F.S., or Chapter 62-6, F.A.C. in the three years immediately preceding the date of application.~~

~~(c) Does not have an outstanding fine assessed pursuant to Chapter 62-6, F.A.C., which is in final order status and judicial reviews are exhausted.~~

~~(d) Have successfully resolved any disciplinary action involving septic tank contracting where an administrative action was commenced by the licensing agency prior to the filing of the application.~~

~~(e) Have not been convicted of, found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which is related to the practice of contracting for the three years immediately preceding the date of application.~~

~~(f) Provide a certified State of Florida Criminal History Record Check, reviewed and provided by the Florida Department of Law Enforcement sent by the Florida Department of Law Enforcement directly to the Department of Environmental Protection, Finance and Accounting, Post Office Box 3070, Tallahassee, Florida 32315. The Department will evaluate the applicant's good moral character pursuant to the requirements stated in Section 489.553(4)(a), F.S.~~

(3) Eligible applicants must successfully complete a comprehensive examination administered by the Department. Minimum passing score for the examination is shall be a 70 percent correct response to the examination questions. A passing examination score is valid for up to five years to complete initial registration.

(4) Master Septic Tank Contractor reversion to Septic Tank Contractor. Successful applicants shall be issued a master septic tank contractor certificate after they have paid the registration fee.

(a) A Master Septic Tank Contractor who previously met the requirements of Rule 62-6.019, F.A.C., may revert to a Registered Septic Tank Contractor at any time during the registration period by submitting a request in writing to the Department. The Department will not charge a fee to process this reversion request.

(b) A Registered Septic Tank Contractor who reverted from a Master Septic Tank Contractor and still meets the requirements pursuant to Rule 62-6.021, F.A.C., may renew as a Master Septic Tank Contractor within five years of their reversion to a Registered Septic Tank Contractor.

(c) After the expiration of a suspended license, a registrant has the option to renew as a Registered Septic Tank Contractor or as a Master Septic Tank Contractor, as long as the requirements set forth in Rules 62-6.019 and 62-6.020, F.A.C., are met, respectively.

(d) A Registered Septic Tank Contractor who reverts from a Master Septic Tank Contractor registration to a Registered Septic Tank Contractor must update their advertising information that is released to the general public within 30 days of the reversion to reflect the change in registration status.

(5) Master septic tank contractor certificates shall be renewed only after the contractor has completed 18 classroom hours of approved instruction for each renewal cycle. At least 6 classroom hours must be successfully completed in an approved master contractor course. Instructional time spent by a master septic tank contractor in providing Department approved continuing education training shall receive credit as master contractor course hours. Application for renewal shall be made on Form DEP 4076, 01/03, Application for Septic Tank Contractor Registration Renewal, herein incorporated by reference, accompanied by the required supporting documentation and fees.

(a) A master septic tank contractor who only completes 12 classroom hours of approved instruction during the renewal cycle shall revert to registered septic tank contractor status and shall apply for renewal under Rule 62-6.021, F.A.C.

(b) Applications for renewal not submitted in a timely and complete manner shall revert to inactive status. Each application for renewal shall be considered filed in a timely manner if it is postmarked prior to close of business on the date of expiration of the certificate. If that date falls on a weekend or legal holiday, the date of expiration shall be the first working day after the expiration date of the certificate. Application for renewal of an inactive certificate shall be made on Form DEP 4076, Application for Septic Tank Contractor Registration Renewal, accompanied by the required supporting documentation and fees.

(c) The Department shall deny an application for renewal for an outstanding administrative penalty with the Department

where the penalty is final agency action and all judicial reviews are exhausted.

(d) Master contractors with "inactive" certificates shall be reinstated to "active" upon completion of the following:

1. Take sufficient continuing education courses and pay registration fees to cover the inactive period, or
2. Retake and pass the comprehensive examination.

(e) Master contractor certificates not renewed within five renewal cycles of the expiration date shall comply with subsections 62-6.020(1) through (4), F.A.C., to be reinstated as active.

(6) renumbered (5) No change.

Rulemaking Authority 489.553(3), 489.557(1) FS. Law Implemented 489.552, 489.553, 489.554 FS. History—New 2-13-97, Formerly 10D-6.0725, Amended 2-3-98, 4-21-02, 6-18-03, 11-26-06, Formerly 64E-6.020, Amended X-XX-XX.

62-6.021 Issuance and Renewal of Annual Registration Certificates and Renewal.

(1) Certificates of registration remain active until the end of the annual cycle as indicated on the registration certificate, except as specified in Rule 62-6.022, F.A.C. For new registrants the effective date of the registration is the date the applicant is notified by the Department, and the registration expires at the end of the next annual cycle. The effective date of an active registration is the first day of the current annual cycle or the date all information in subsection 62-6.021(2), F.A.C., is received, whichever is later. Subsequent renewals expire at the end of each annual cycle. Each annual cycle starts on October 1st and extends through the September 30th of the following year. shall be renewed only after information has been provided to the Department that the contractor has successfully completed 12 classroom hours of Department approved instruction within the previous 12 month period. However, if a registered contractor successfully completes more hours of approved instruction than are required for registration renewal within a 12 month period, a maximum of 6 unused hours can be rolled over to renew their next year's certificate of registration. Such information shall be accompanied by necessary renewal fees and a completed renewal application on Form DEP 4076, Application for Septic Tank Contractor Registration Renewal.

(2) A certificate of registration must be renewed only after the applicant has provided to the Department a complete Form DEP 4076, effective date xx-xx-xxxx, Application for Septic Tank Contractor Registration Renewal, herein adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19504>, the required fee payment, and any necessary supporting documentation showing that the contractor has successfully completed the necessary number of classroom contact hours of

Department-approved instruction within the previous annual cycle for their registration type as follows:

(a) 12 hours for Registered Septic Tank Contractors or

(b) 18 hours for Master Septic Tank Contractors, of which at least 6 hours must be successfully completed in an approved master level course. Instructional time spent by a Master Septic Tank Contractor in providing Department approved continuing education training will receive credit as master contractor classroom contact hours. A Master Septic Tank Contractor who only completes 12 classroom contact hours of approved instruction during the annual cycle may request to be renewed as a Registered Septic Tank Contractor, instead of their registration status becoming inactive. Such a contractor may renew as a Master Septic Tank Contractor upon submittal of documentation of the remaining required hours of continuing education during the current annual cycle.

(c) For both registration types no more than one third of the total hours submitted to meet the requirement can be on business practice or office management topics.

(d) The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied.

(3) If a Registered or Master Septic Tank Contractor successfully completes more hours of approved instruction than are required for registration renewal during the previous annual cycle, a maximum of 6 unused hours can be rolled over to renew their next year's certificate of registration. Such information must be accompanied by necessary renewal fees and a completed renewal application on Form DEP 4076, Application for Septic Tank Contractor Registration Renewal, adopted and incorporated by reference in subsection 62-6.021(2), F.A.C.

(4)(2) Any registration renewal application which for any reason is not submitted in a timely and complete manner will shall revert to inactive status after expiration until renewed. Each application for renewal will shall be considered filed in a timely manner if the application has been postmarked or delivered to the Department physically or electronically, as provided for on Form DEP 4076, herein adopted and incorporated by reference in subsection 62-6.021(2), F.A.C., prior to the close of business 30 days before on the date of expiration of the registration. If the renewal application due that date falls on a weekend or legal holiday, the renewal application due date is of expiration shall be the first working day after the renewal application due expiration date on the certificate of registration.

(5) A Master Septic Tank Contractor may not have been the subject of more than one final agency enforcement action under Chapter 381, 403, or part III of Chapter 489, F.S., or Chapter 62-6, F.A.C., in the three years immediately preceding the date of renewal.

(6) A Registered or Master Septic Tank Contractor must maintain good moral character as required by Section 489.553(4)(a), F.S.

(7)(3) A Registered Septic Tank Contractor or Master Septic Tank Contractor may request inactive status. Persons wishing to reactivate renew an inactive registration must complete and submit make application on Form DEP 4076, incorporated by reference in subsection 62-6.021(2), F.A.C., and substantiate the required number of 12 classroom contact hours of approved instruction for their registration type according to subsection 62-6.021(2), F.A.C., for the previous cycle during which each year the registration was considered inactive. Application must be accompanied by necessary exhibits and renewal fees. Persons holding inactive registrations for more than five annual renewal cycles from the date of inactivation who wish to become active may not reactivate renew the inactive registration but must shall seek new registration under Rule 62-6.019, F.A.C., for Registered Septic Tank Contractors or Rule 62-6.020, F.A.C., for Master Septic Tank Contractors.

(8)(4) The Department will shall deny an application for renewal if there is any outstanding administrative penalty with the Department where the penalty is final agency action and all judicial reviews are exhausted.

(9)(5) Approval of continuing education courses and course providers will be in accordance with the Department Policy on Requirements for Continuing Education Courses and Course Providers, April 2026 September 2006, (formerly from Department of Health), herein adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19508>. A person seeking approval for a course or as course provider must provide Form DEP 4115, effective date xx-xx-xxxx, Application for Septic Tank Contracting Course Approval, herein adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19506>, or Form DEP 4116, effective date xx-xx-xxxx, Application for Septic Tank Contracting Course Provider, herein adopted and incorporated by reference at <http://flrules.org/Gateway/reference.asp?No=Ref-19507>, respectively, with payment of required fees specified in subsection 62-6.030(3), F.A.C. The applicant is responsible for all information supplied to the Department. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied.

(6) Beginning in 2004 and every 5 years thereafter, registration renewal applications shall include a recent color passport style photograph 1 1/2" x 1 1/2" inches in size and not older than 12 months. The applicant may provide the required

photograph as a photographic print or in digital JPEG or TIFF format.

(7) renumbered as (10) No change.

Rulemaking Authority 489.553(3), 489.557(1) FS. Law Implemented 489.552, 489.553, 489.554 FS. History—New 10-25-88, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.073, Amended 3-22-00, 4-21-02, 6-18-03, 5-24-04, 11-26-06, Formerly 64E-6.021, Amended X-XX-XX.

Form DEP 4076, Application for Septic Tank Contractor Registration Renewal, is substantially rewritten. Present text can be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400)

DEP Form 4115, Application for Septic Tank Contracting Course Approval, is substantially rewritten. Present text can be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400)

DEP Form 4116, Application for Septic Tank Contracting Course Provider, is substantially rewritten. Present text can be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400)

62-6.022 Standards of Practice and Disciplinary Standards Guidelines.

(1) This rule applies to administrative remedies as described under Section 403.121, F.S. This rule does not apply to or preclude judicial remedies as authorized under Section 403.121(1) and Section 403.141, F.S.

(2)(1) It shall be the responsibility of persons registered under this Chapter rule to see that work for which they have contracted or and which has been performed by them or under their supervision is carried out in conformance with the requirements of all applicable Florida Statutes and Chapter 62-6, F.A.C. The following actions by a person subject to this Chapter are included under this rule shall be deemed unethical and subject to penalties as set forth within Florida Statutes and rules of the Department in this section. The penalties listed are shall be used as guidelines in disciplinary cases, absent aggravating or mitigating circumstances and subject to other provisions of this Chapter and Part I of Chapter 403, F.S. section.

(a) Providing contracted services or advertising to provide services without obtaining registration from the Department as required in Rule 62-6.019, F.A.C., failure to obtain a certificate of authorization for a business organization firm which provides contracted services as required in Rule 62-6.023, F.A.C., acting under a name not registered or authorized by the Department. First violation; letter of warning or penalty of

\$2,000.00 fine up to \$500.00; repeat violation: penalty of \$2,000.00, \$500.00 fine, or revocation.

(b) Permit violations.

1. Contractor initiates work to install, modify, or repair a system when no permit has been issued by the Department. A permit is issued after construction is started but prior to completion of the contracted work. No inspections are missed. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation: penalty of \$2,000.00, \$500.00 fine and 90 day suspension or revocation.

2. Contracted work is completed without a permit having been issued, or no permit application is received until after contracted work was completed, resulting in missed inspection or inspections. First violation; letter of warning or penalty of \$2,000 fine up to \$1,000.00; repeat violation; revocation.

(c) Contracting with a delinquent registration. Delinquent registration includes suspended, revoked, void and inactive registrations. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation: penalty of \$2,000.00, \$500.00 fine or revocation.

(d) Failure to call for required inspections. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00 and 90 day suspension or revocation.

(e) False payment statements which are the result of assessing charges to a customer for work not performed. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation: penalty of \$2,000.00, \$500.00 fine and one year suspension or revocation.

~~(f) Failure to reasonably honor a written warranty. First violation, letter of warning or fine up to \$500.00; repeat violations, \$500.00 fine and one year suspension or revocation.~~

~~(f)(g) Abandoning for 30 consecutive days, without good cause, a project in which the contractor, or person, is engaged or under contractual obligation to perform. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation; revocation.~~

~~(g)(h) Aiding or abetting evasion of Chapter 489, F.S., or Chapter 381, F.S. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation: penalty of \$2,000.00, \$500.00 fine and one year suspension or revocation.~~

~~(h)(i) Obtaining registration through fraud or misrepresentation. Revocation and penalty of \$2,000.00 \$500.00 fine.~~

~~(j) Convicted or found guilty of a crime relating to contracting. Use penalty for violation most closely resembling the act underlying the conviction; repeat violation, revocation.~~

~~(i)(k) Practicing fraud or deceit, making misleading or untrue representations. First violation; letter of warning or penalty of \$2,000.00 fine up to \$500.00; repeat violation; revocation.~~

(j)(4) Gross negligence, incompetence, or misconduct which:

1. Causes no monetary or other harm to a customer, or physical harm to any person. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: penalty of \$2,000.00, \$500.00 fine and 90 day suspension or revocation.

2. Causes monetary or other harm to a customer, or physical harm to any person. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~ and 90 day suspension; repeat violation: penalty of \$2,000.00, \$500.00 fine and revocation.

(k)(m) Operating a septage disposal service without a valid Department service operating permit. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: revocation.

(l)(n) Failure to properly treat or properly dispose of septage, holding tank waste, portable restroom waste, or food service sludge. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~ per violation of Rule 62-6.010, F.A.C.; repeat violation: revocation.

(m)(o) Failure to maintain completed records of septage treatment and disposal activities. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: penalty of \$2,000.00, \$500.00 fine and 90 day suspension or revocation.

(n)(p) Installation, modification, or repair of an onsite sewage treatment and disposal system in violation of the standards of Section 381.0065 or 381.00655, F.S., or Chapter 62-6, F.A.C. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~ per specific standard violated; repeat violation: 90 day suspension or revocation.

(o)(q) Creation or maintenance of a sanitary nuisance as defined by Section 386.01, F.S., and described in Section 386.041, F.S. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: 90 day suspension or revocation.

(p)(r) Falsifying an inspection report as a private provider inspector or covering a system in violation of the standards of Rule 62-6.003, F.A.C. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: 90 day suspension of private provider inspector master septic tank contractor privileges or revocation of registration.

(q) Falsifying a site evaluation report or an existing system and system repair evaluation form. First violation: letter of warning or penalty of \$2,000.00; repeat violation: 90 day suspension or revocation.

(r) Falsifying any maintenance service report(s) or report(s) about work performed. First violation: letter of

warning or penalty of \$2,000.00; repeat violation: 90 day suspension or revocation.

(s) Performing service on an onsite sewage disposal system that is clearly not necessary to improve the function or design of the system without notifying the property owner that such work is optional. First violation: letter of warning or penalty of \$2,000.00 ~~fine up to \$500.00~~; repeat violation: penalty of \$2,000.00, \$500.00 fine and one year suspension or revocation.

(t) The absence of any violation from this subsection is section shall be viewed as an oversight, and is shall not be construed as an indication that no penalty is to be assessed.

(3)(2) Circumstances which will shall be considered for the purposes of mitigation or aggravation of penalty shall include the following:

(a) through (h) No change.

(i) The effect of the penalty upon the registrant's contractor's livelihood.

(j) through (k) No change

(4)(3) As used in this rule, a repeat violation is any violation on which disciplinary action is being taken where the same registrant licensee had previously had disciplinary action taken against them him or received a letter of warning in a prior case that was finalized within the preceding five years. This definition applies regardless of the chronological relationship of the violations and regardless of whether the violations are of the same or different subsections of this rule. The penalty given in the above list for repeat violations is intended to apply only to situations where the repeat violation is of a different subsection of this rule than the first violation. Where the repeat violation is the very same type of violation as the first violation, the penalty set out above will generally be increased over what is shown for repeat violations.

(5)(4) Where several of the above violations shall occur in one or more several cases being considered together, the penalties will shall normally be cumulative and consecutive.

(6)(5) The provisions of this section must shall not be construed so as to prohibit civil action or criminal prosecution as provided in Part I of Chapter 403, F.S., Part III of Chapter 489, F.S., and Section 381.0065, F.S., or for a violation of any provision of Part I of Chapter 386, F.S.

(7) No provision of this rule will section shall be construed as to limit the ability of the Department to enter into binding stipulation with the accused party per Section 120.57(4), F.S.

(8) If a person registered under Part III of Chapter 489, F.S., fails to maintain good moral character as required by Section 489.553(4), F.S., or is convicted of, found guilty of, or enters a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting, the Department can revoke or suspend their registration.

Rulemaking Authority 381.0011(4), (13), 381.0065(3)(a), 403.061(7), 489.553(2), (3), 489.556, 489.557 FS. Law Implemented 403.121, 403.161, Part III 489 FS. History—New 3-17-92, Amended 1-3-95, 2-13-97, Formerly 10D-6.0751, Amended 2-3-98, 5-24-04, Formerly 64E-6.022, Amended xx-xx-xx.

62-6.023 Certification of Septic Tank Contracting, Partnerships, and Corporations.

(1) Authorization of a business organization, as defined in Section 489.105(13), F.S., corporation is only effective as to that business organization, corporation; ~~Subsidiaries or parents of authorized business organizations corporations~~ must be separately authorized by the same process.

(a) Application for a certificate of authorization must shall be made to the Department on Form DEP 4077, effective date xx-xx-xxxx 04/03, Application for Certificate of Authorization, herein adopted and incorporated by reference at http://flrules.org/Gateway/reference.asp?No=Ref-19505, and must shall be accompanied by all necessary exhibits and fees. A business that applies for a certificate of authorization after the mid point of the biennial authorization cycle must shall pay half one-half the fee required in Rule 62-6.030, F.A.C. The applicant has ninety days after the Department issues a request for additional information to submit the requested information to the Department. If the applicant does not respond within ninety days, the application will be denied.

(b) Any certificate of authorization not renewed in a timely manner will become inactive after expiration until renewed shall expire. Applications for renewal are shall be considered timely filed if the application has been post marked or has been delivered to the Department physically or electronically, as provided for on Form DEP 4077, incorporated by reference in paragraph 62-6.023(1)(a), F.A.C., prior to the close of business 30 days before ~~on~~ the date of expiration of the certificate. If that date falls on a weekend or legal holiday, the day of expiration is shall be the first working day after the expiration date of the certificate.

(2) A ~~R~~Registered Septic Tank Contractor or Master Septic Tank Contractor may not be the ~~sole~~ sole qualifying contractor for more than one business organization required to have a certificate of authorization. Per Section 489.555, F.S., a Registered Septic Tank Contractor or Master Septic Tank Contractor practicing under their own name and exempt from the requirement to obtain a certificate of authorization may not also be the sole qualifying contractor for a business organization.

(3) A business organization which loses its qualifying contractor has shall have sixty (60) days from the date the qualifier terminated their his affiliation within which to obtain another qualifying contractor person. This period will shall be extended by the Department for a period of 30 days pending the

outcome of the examination for a new qualifying contractor if the applicant has provided a completed application and all required exhibits and fees. During this period, the business organization may complete any existing contracts or continuing contracts, but may not undertake new contracts.

(4) A business organization must shall provide written notification to the Department within 30 days of any change in the ownership of the business organization or change in the registration status of the qualifying contractor.

(5) Authorized business organizations may conduct business under fictitious names which are registered with the Department of State, Division of Corporations, and with the Department’s Onsite Sewage Program. Additionally, a business organization must that changes its name shall apply for a new certificate of authorization within 30 days of a the name change for any of the following reasons:-

(a) when the business organization changes its legal name,

(b) if the business organization begins conducting business under a new fictitious name,

(c) if the business organization stops using or loses the right to use its fictitious name as registered with the Department of State, Division of Corporations, or as registered with the Department’s Onsite Sewage Program.

(6) A business organization registered under a fictitious name must display that fictitious name as the name of the company in compliance with this Chapter or as stated in subsections 62-6.010(3), 62-6.0101(3), paragraph 62-6.0101(7)(i), or paragraph 62-6.023(1)(a), F.A.C., or must clearly identify and display the legal name and fictitious name in combination, separated by “dba.”

(7) A business organization which conducts business under multiple fictitious names must obtain a separate certificate of authorization for each fictitious name, with a separate qualifying contractor for each.

(6) renumbered as (8) No change.

Rulemaking Authority 381.0065, 489.553, 489.554, 489.557 FS. Law Implemented 381.0065, Part III 489 FS. History—New 10-25-88, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.076, Amended 4-21-02, 5-24-04, 6-25-09, 4-28-10, Formerly 64E-6.023, Amended X-XX-XX.

DEP 4077, Application for Certificate of Authorization, is substantially rewritten. Present text can be obtained from the Department of Environmental Protection, Onsite Sewage Program at www.floridadep.gov or 2600 Blair Stone Road, MS #3596, Tallahassee, Florida 32399-2400)

62-6.030 Fees.

(1) The following fees are required for services provided by the Department.

(a) Application and plan review for <u>system</u> construction permit for new system.	\$100.00
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(b) through (y) No change.

(2) No change.

(3) The following fees are required to accompany applications for registration as a course provider or for approval of a continuing education course for septic tank contractor continuing education, as specified.

(a) Course provider application fee.	\$250.00
(b) Continuing education course approval: per classroom contact hour up to 6 classroom contact hours.	\$25.00 per hour
(c) Continuing education course approval: for course more than 6 classroom contact hours.	\$150.00

Rulemaking Authority ~~454.06(1)~~, 381.0065(3)(c), 381.0065(8)(h), 381.0066, 489.554, ~~489.557(4)~~ FS. Law Implemented 381.0064, 381.0065, 381.0066, 489.557 FS. History—New 2-3-98, Amended 3-22-00, 4-21-02, 5-24-04, 11-26-06, 9-24-07, Formerly 64E-6.030, Amended 7-9-25, X-XX-XX.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tanya Welborn

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alexis A. Lambert

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 26, 2026

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 20, 2025

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

RULE NOS.:	RULE TITLES:
62B-33.002	Definitions
62B-33.004	Exemptions from Permit Requirements
62B-33.005	General Criteria for Areawide and Individual Permits
62B-33.0051	Coastal Armoring and Related Structures
62B-33.008	Application Requirements and Procedures for Areawide and Individual Permits
62B-33.0081	Survey Requirements
62B-33.0086	Electronic Submittals

PURPOSE AND EFFECT: The Department is proposing updates to the Rules and Procedures for Coastal Construction and Excavation (Permits for Construction Seaward of the Coastal Construction Control Line and Fifty-foot Setback) to add clarity consistent with statutory intent. The amendments will add definitions for new armoring classifications and relative sea level rise to streamline procedures to obtain coastal construction permits. The amendments will update forms incorporated by reference, add minimum design standards for armoring, and update vulnerability thresholds for armoring.

SUMMARY: The Department is amending the above-mentioned rules to update and incorporate referenced forms and add specific definitions and clarifying language to account for

more streamlined permitting for armoring repair and reconstruction following erosive events. The Department will also incorporate sea level changes over time into the modeling analysis and evaluation of proposed projects. The Department will also add more detail to turtle protective criteria, add minimum design criteria for the armoring portion of the rule, and further redefine the high frequency storm interval vulnerability requirement for armoring.

Other Rules Incorporating by reference this Rule:
62B-34.040(2)(f) and (2)(h)3. Application Fees and Information Requirements. (62B-33.008, 62B-33.0081)
62B-34.050(14) General Conditions. (62B-33.005)
62B-34.055(3)(c) Minor Structures. (62B-33)
62B-34.070(1)(b) and (2) Single Family Dwellings. (62B-33.002)
62B-34.085(2)(f) Minor Reconstruction of Existing Coastal Armoring Structures (62B-33)
62B-34.090(2)(c), (3)(a), and (3)(b) Dune Restoration. (62B-33)
62B-54.001(3)(b) and (3)(c) Definitions. (62B-33)

Summary of Effects on Other Rules Incorporating by this Rule by Reference: There is no effect anticipated from the amendments proposed for chapter 62B-33, F.A.C., on any provision of chapter 62B-34 or 62B-54, F.A.C. All referenced components of 62B-33 within chapters 62B-34 and 62B-54, F.A.C., remain unchanged.

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 amendments will not increase any regulatory costs or fees, either 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: 20.255(8), 161.052(11), 161.053(20), 161.085(5), 403.061(45), F.S.

LAW IMPLEMENTED: 20.255(8), 161.052(1), (2), (3), (4), (5), (6), (7), 161.053(1), (2), (4), (5), (6), (8), (9), (11), (12), (14), (17), (18), (19), (21), 161.0535, 161.054(1), (2), (5), 161.0535, 161.054(1), (2), (5), 161.085(1), (2), (3), (4), (6), (7), (8), (9), (12), 403.061(45), 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 29, 2026, 10:00 a.m. EDT.

PLACE: Conference Room 609, 2600 Blair Stone, Tallahassee 32399

Public participation is solicited without regard to race, color, religion, sex, pregnancy, national origin, age, handicap, or marital status. Persons who require special accommodations under the American with Disabilities Act (ADA) or persons who require translation services (free of charge) are asked to contact DEP's Limited English Proficiency Coordinator at (850)245-2118 or LEP@FloridaDEP.gov at least ten (10) days before the hearing [OR "within 10 days of publication of this notice" if no workshop is set, assuming you provide 21 days to request workshop]. If you have a hearing or speech impairment, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Doug Aarons. Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 6511, Tallahassee, FL 32399-2400. Telephone (850)245-7672. Email: CCCL@FloridaDEP.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

62B-33.002 Definitions.

(1) through (2) No change.

(3) "Armoring" is a manmade structure designed to either prevent erosion of the upland property or protect structures from the effects of coastal wave and current action, and anticipated relative sea level rise. Armoring includes certain rigid coastal structures such as geotextile bags or tubes, seawalls, revetments, bulkheads, retaining walls, or similar structures but does not include jetties, groins, or other construction whose purpose is to add sand to the beach and dune system, alter the natural coastal currents, or stabilize inlet shorelines.

(4) "Armoring Replacement" is the complete replacement, no further seaward or immediately seaward (when abutting the existing structure), of existing armoring that has deteriorated, has exceeded its design service life or has been significantly damaged, with new armoring of similar design.

(5) "Armoring Upgrade" is an improvement to existing functional and intact armoring. Examples may include addition or extension of return walls, and increasing the cap elevation of the existing armoring.

(4) through (15) renumbered as (6) through (17) No change.

(18)(16) "Expendable Structure" means a structure that is

subject to use or consumption, suitable for sacrifice, ~~or~~ is not essential to preserve, or is not necessary for the occupation of a habitable structure.

(19)(17) "Fifty (50)-foot Setback" or "Setback Line" is the line of jurisdiction established pursuant to the provisions of Section 161.052, F.S., in which construction is prohibited within 50 feet of the line of mean high water at any riparian coastal location fronting the Gulf of ~~America Mexico~~ or the Atlantic coast shoreline.

(18) through (26) renumbered as (20) through (28) No change.

(29)(27) "Major Reconstruction" is the complete or partial replacement or rebuilding, no further seaward or immediately seaward (when abutting the existing structure), to its original elevation level of protection, of a significant portion of an existing armoring structure which has failed or deteriorated or exceeded its service life.

(30)(28) No change.

(31)(29) "Marine Turtle Nesting Habitat" is all sandy beaches adjoining the waters of the Atlantic Ocean, the Gulf of ~~America Mexico~~, and the Straits of Florida in all coastal counties and all inlet shorelines of those beaches. Nesting habitat includes all sandy beach and unvegetated or sparsely vegetated dunes immediately adjacent to the sandy beach and accessible to nesting female turtles.

(30) through (46) renumbered as (32) through (48) No change.

(49) "Relative Sea Level Rise" is defined as sea level rise measured by professionally accepted and approved tide gauge consistent with Section 380.093(3)(d)3.d., F.S.

(47) through (58) renumbered as (50) through (61) No Change.

(62)(59) "Vulnerable" is when an eligible structure is subject to either direct wave attack or to erosion from a 25-year 15-year return interval storm which exposes any portion of the foundation, or otherwise renders the infrastructure non-functional. Vulnerability will be determined by using the methodologies referenced in subparagraph 62B-33.0051(1)(a)2., F.A.C., or the "SBEACH-32 Users Interface Manual" "dated January 10, 1996 <http://www.flrules.org/Gateway/reference.asp?No=Ref-12082>, "SBEACH Report 1" dated July 1, 1989, <http://www.flrules.org/Gateway/reference.asp?No=Ref-12083>, "SBEACH Report 2" dated May 1 1990, <http://www.flrules.org/Gateway/reference.asp?No=Ref-12084>, "SBEACH Report 3" dated May 1, 1993, <http://www.flrules.org/Gateway/reference.asp?No=Ref-12085>, "SBEACH Report 4" dated April 1, 1996, <http://www.flrules.org/Gateway/reference.asp?No=Ref-12086>, and "SBEACH Report 5" dated August 1, 1998, <http://www.flrules.org/Gateway/reference.asp?No=Ref-12087>

by the U.S. Army Corps of Engineers, which is hereby adopted and incorporated by reference, and which may be obtained at the following web address: www.dep.state.fl.us/beaches. Storm surge hydrographs shall include the effects of relative sea level rise in modeling efforts.

Rulemaking Authority 161.052(11), 161.053(20), 161.085(5) FS. Law Implemented 161.052(1), (2), (3), (4), (5), (6), (7), 161.053(2), (4), (5), (6), (8), (9), (11), (12), (14), (17), (19), (21), 161.0535, 161.054(1), (2), (5), 161.085(1), (2), (3), (4), (6), (7), (8), (9) FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.02, Amended 5-12-92, Formerly 16B-33.002, Amended 9-12-96, 1-26-98, 8-27-00, 7-1-01, 12-31-01, 6-13-04, 5-31-07, 7-17-08, 11-28-18, 7-29-20, _____.

62B-33.004 Exemptions from Permit Requirements.

(1) No change.

(2) In addition to the exemptions provided in Section 161.053(11), F.S., the following are exempt from the provisions of Section 161.053, F.S., and this Chapter:

(a) through (b) No change.

(c) Minor activities that are not part of a larger project or development, and do not cause a disturbance to any significant or primary dune, do not disturb marked or known marine turtle nests or interfere with nesting and hatchling sea turtles, damage existing native salt-tolerant vegetation, obstruct public access, or damage adjacent properties. Exempt minor activities include:

1. Beach or deck furniture and awnings that can be removed from the beach at night or stacked in a manner to reduce interference with sea turtle nesting.

2. through 13. No change.

(3) No change.

(4) If the Department determines the proposed minor construction is exempt from the provisions of Section 161.053(11)(c)9., F.S., the Department shall issue a notice of exemption ~~using the DEP exemption form. The exemption form, which is entitled “Exemption Determination Pursuant to Section 161.053 or 161.052, F.S.,” DEP Form #73-120 (Updated 3-05), is hereby incorporated by reference. A copy of the form can be obtained by contacting the Department of Environmental Protection, 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399-2400, at <https://floridadep.gov/water/coastal-construction-control-line/content/coastal-construction-control-line-ecel-forms> or by telephoning (850)245-2094.~~ The exemption notice shall be posted on the project site for the duration of the activity. If the proposed activity is determined not to be exempt, a permit pursuant to Section 161.053, F.S., and this chapter is required.

(5) No change.

Rulemaking Authority 161.052(11), 161.053(20) FS. Law Implemented 161.052(3), (4), (6), 161.053(1), (2), (4), (9), (11) FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.04, Amended 5-12-92, 11-11-92, Formerly 16B-33.004, Amended 1-26-98, 8-27-00, 5-31-07, 11-28-18, _____.

62B-33.005 General Criteria for Areawide and Individual Permits.

(1) through (8) No change.

(9) All structures, except those required for public safety, beach access, and those associated with dune restoration and special events, shall be located ~~a sufficient distance~~ landward of the beach and frontal dune. This distance landward shall be sufficient to allow permit natural shoreline fluctuations, to preserve and protect beach and dune system stability, and to allow natural recovery of the existing beach and seaward dune system to occur following storm-induced erosion. If such structure is proposed at a location where there is no frontal dune, but the project includes dune restoration to reestablish a frontal dune that is consistent with the frontal dune on adjacent properties, then the structure shall be located a sufficient distance landward of the beach and restored or reestablished frontal dune to permit natural shoreline fluctuations, to preserve and protect beach and dune system stability, and to allow natural recovery to occur following storm-induced erosion. Where a rigid coastal structure exists it must be certified by an engineer licensed in the State of Florida or determined by the Department to provide protective value from a 15-year or greater return interval storm event, and the proposed major structures shall be located a sufficient distance landward of the rigid coastal structure to allow for future maintenance or repair of the rigid coastal structure. Although fishing piers shall be exempt from this provision, their foundation piles shall be located so as to allow for the maintenance and repair of any rigid coastal structure that is located in close proximity to the pier.

(10) through (11) No change.

(12) In considering project impacts to native vegetation, the Department shall evaluate:

(a) through (d) No change.

(e) The impacts to marine turtle nesting and hatchlings including dune vegetation trimming that increases light visibility from the nesting habitat.

The Department shall restrict activities that lower the protective value of natural and intact beach and dune, coastal strand, and maritime hammock plant communities. Activities that result in the removal of protective root systems or reduce the vegetation's sand trapping and stabilizing properties of vegetation are considered to lower its protective value. Construction shall be located, where practicable, in previously disturbed areas or areas with non-native vegetation in lieu of areas of native plant communities when the placement does not increase adverse impact to the beach and dune system. Planting of invasive nuisance plants, ~~such as those listed in the Florida Exotic Pest Plant Council's 2005 List of Invasive Species—Categories I and II,~~ will not be authorized if the planting will

result in removal or destruction of existing dune-stabilizing native vegetation or if the planting is to occur on or seaward of the dune system. ~~A copy of this list is available on the Internet at www.fleppc.org; or can be obtained by contacting the Department of Environmental Protection, 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399 2400; at <https://floridadep.gov/water/coastal-construction-control-line/content/coastal-construction-control-line-ecel-forms> or by telephoning (850)245-2094.~~ Special conditions relative to the nature, timing, and sequence of construction and the remediation of construction impacts shall be placed on permitted activities when necessary to protect native vegetation and native plant communities. A construction fence, a designated location for construction access or storage of equipment and materials, and a restoration plan shall be required if necessary for protection of existing native salt-tolerant vegetation during construction.

(13) Special conditions relative to the nature, timing, and sequence of construction shall be placed on permitted activities when necessary to protect marine turtles and their nests and nesting habitat. In marine turtle nesting areas, all forms of lighting shall be shielded, and utilize long wavelength light sources only (e.g. 560 nanometers (nm) or longer and absent wavelengths below 560 nm) with all lamps recessed within well shielded, full cut-off fixtures or otherwise designed so as not to disturb marine turtles. Tinted glass or similar light control measures shall be used for windows and doors which are visible from the nesting areas of the beach. Tinted glass shall be 45 percent or less Visible Light Transmittance (VLT) inside to outside light transmittance on all non-opaque doors, walls, balcony, deck railings, and windows. Glass balcony and deck railings shall be tinted to 45 percent or less VLT when required to reduce visible lighting from the marine turtle nesting habitat, unless it is determined that not having tinted glass on balcony or deck railings will not adversely impact marine turtles or turtle nesting. Criteria that will be considered in making such a determination may include any of the following: absence of proposed exterior lights; whether the structure is located within the first line of construction landward of the primary dune or a coastal or shore protection structure; whether existing permanent structures block the direct line-of-sight of the proposed structure to the nesting habitat; or the height and configuration of the proposed structure. The Department shall suspend any permitted construction when the permittee has not provided the required protection for marine turtles and their nests and nesting habitat.

(14) through (15) No change.

Rulemaking Authority 161.052(11), 161.053(20), 161.085(5) FS. Law Implemented 161.052(2), 161.053(2), (4), (5), (6), (12), (17), (18), 161.085(1), (2) FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.05, 16B-33.005, Amended 9-12-96, 1-26-98, 8-27-00, 6-13-04, 5-31-07, 11-28-18,_____.

62B-33.0051 Coastal Armoring and Related Structures.

(1) General Armoring Criteria. In determining the appropriate means to protect existing private structures and public infrastructure from damage from frequent coastal storms, applicants should be aware that armoring may not be the only option for providing protection. Applicants are encouraged to evaluate other protection methods such as foundation modification, structure relocation, and dune restoration. If armoring (other than through the use of geotextile containers as the core of a reconstructed dune, which are governed exclusively by Chapter 62B-56, F.A.C.), is the selected option, the following siting, design, and construction criteria shall apply in order to minimize potential adverse impacts to the beach and dune system:

(a) Construction of armoring shall be authorized under the following conditions:

1. No change.

2. The structure to be protected is vulnerable. The determination of vulnerability will be made utilizing a the dune erosion model that provides reasonable assurance that the structure to be protected is vulnerable. Examples of dune erosion models include the model contained in the report entitled "Erosion due to High Frequency Storm Events," by the University of Florida, dated November 22, 1995, SBeach developed by the U.S. Army Corps of Engineers, or other models demonstrating reasonable assurance including calibration and verification for application in the project vicinity which is incorporated herein by reference. Where direct application of the model shows that the structure to be protected is not vulnerable, but the construction otherwise meets the requirements of this rule chapter, an applicant may further demonstrate vulnerability by taking into account the effects of shoreline change rates, natural physical features, and existing manmade structures in accordance with the following circumstances:

a. through b. No change.

c. Where an eligible structure is located on a dune or escarpment and the dune erosion model predicts that the erosion from a 25-year 15-year return interval storm would fall landward of the existing dune crest or escarpment and seaward of the eligible structure, and where the applicant has provided the Department appropriate geotechnical analysis by a qualified

professional engineer specialized in geotechnical or foundation engineering which demonstrates that the structure would be in danger of imminent collapse following the occurrence of erosion from a 25-year ~~15-year~~ return interval storm. Imminent collapse means the structure's foundation will fail due to its own weight under normal conditions, resulting in structural damage to the supported structure.

d. No change.

3. A gap exists, that does not exceed 250 feet, between a line of rigid coastal armoring that is continuous on both sides of the unarmored property. For the purposes of this subparagraph, continuous means a minimum of two consecutive armored properties, or twice the length of the proposed armoring. Such adjacent armoring shall not be deteriorated, dilapidated, or damaged to such a degree that it no longer provides adequate protection to the upland property, and of equivalent type of armoring as the proposed armoring. The top of the adjacent armoring must be at or above the still water level, including setup, for the design storm of a 15-year return interval storm plus the breaking wave calculated at its highest achievable level based on the maximum eroded beach profile and highest surge level combination. The adjacent armoring must be stable under the design storm of 15-year return interval storm, including maximum localized scour with adequate penetration, ~~and must have sufficient continuity or return walls to prevent upland erosion and flooding under the design storm of 15-year return interval storm.~~ Such installation shall:

a. through c. No change.

d. Not exceed the highest elevation of level of protection ~~provided by~~ the adjoining walls; and,

e. No change.

4. through 5. No change.

(b) No change.

(c) Minor and major reconstruction, armoring replacement and armoring upgrades are reconstruction of existing armoring ~~is exempt from the conditions of paragraph 62B-33.0051(1)(a), F.A.C., provided that the proposed construction would not result in a significant adverse impact.~~

~~(d) Major reconstruction of existing armoring is exempt from the requirements of subparagraph 62B-33.0051(1)(a)2., F.A.C., unless the habitable structure protected by the armoring has been destroyed to the extent that it requires rebuilding.~~

(2) Siting and Design. Armoring shall be sited and designed to minimize adverse impacts to the beach and dune system, marine turtles, native salt-tolerant vegetation, and existing upland and adjacent structures and to minimize interference with public beach access, in accordance with the following criteria:

(a) Siting. Armoring shall be sited as far landward as practicable to minimize adverse impacts ~~while still providing protection to the vulnerable structure.~~ In determining the most

landward practicable location, the following criteria apply:

1. through 2. No change.

3. Armoring, except that which adjoins adjacent existing armoring, shall be sited a sufficient distance inside the property boundaries to prevent destabilizing the beach and dune system on adjacent properties or increasing erosion of such properties during a storm event. Return walls, except those parts of proposed armoring that adjoins adjacent existing armoring, shall be sited as close to the building as practicable while ensuring the building is not damaged and space is allowed for maintenance.

4. through 5. No change.

(b) Design. Armoring shall be designed to provide protection to vulnerable structures while minimizing adverse impacts and shall be designed consistent with generally accepted engineering practice. The following criteria apply:

1. Coastal armoring structures shall be designed for the anticipated wave ~~runup,~~ overtopping, erosion, scour, and anticipated water ~~loads~~ of the design storm event. Design considerations shall consider anticipated relative sea level rise for the next 30 years. Armoring shall have a minimum design life of 30 years and designed to withstand a minimum 15 year return interval storm. Design procedures are available in the latest edition of the Department of the Army Corps of Engineers' Coastal Engineering Manual (EM 1110-2-1100), or other similar professionally recognized publications.

2. No change.

3. All armoring shall be designed to remain stable under the hydrodynamic and hydrostatic conditions for which they are proposed. Armoring shall provide a level of protection generally compatible with existing topography or adjacent armoring, ~~not to exceed a 50-year design storm.~~

4. through 7. No change.

(c) No change.

(3) Marine Turtle Protection. Construction of armoring shall not be conducted during the marine turtle nesting season if the Department determines that the proposed construction will result in a significant adverse impact, except as allowed under subsection 62B-33.0051(5)(6), F.A.C., or unless under the provisions of Rule 62B-33.014, F.A.C., emergency permitting procedures are enacted. No additional armoring shall be permitted on public lands in the Archie Carr National Wildlife Refuge. For the purposes of this provision, public lands means lands owned by local, state, or federal governments, or any lands acquired for the specific purpose of allowing them to be managed as part of the refuge. This ban does not apply where armoring is necessary, and there is no reasonable alternative, to protect public infrastructure as that term is defined in Section 161.085, F.S.

(4) No change.

(5) Emergency Protection. Upon the occurrence of a

coastal storm which causes erosion of the beach and dune system such that existing structures have either become damaged or vulnerable to damage from a subsequent frequent coastal storm, pursuant to Section 161.085, F.S., the governmental entity may take emergency protection measures to protect public infrastructure and private structures within its jurisdiction. Alternatively, upon declaring a shoreline emergency and providing notification to affected property owners and to the Department, the governmental entity may issue permits authorizing private property owners within their jurisdiction to protect their private structures. Local governments shall not authorize the use of geotextile containers. Emergency protection measures shall be subject to the following:

(a) through (j) No change.

(k) If installation of emergency protection structures occurs during the marine turtle nesting season, the following measures for the protection of marine turtles shall be implemented prior to siting and during installation of the emergency protection structure:

1. through 2. No change.

3. Construction and storage of equipment or materials shall be conducted from or located at upland locations landward of the nesting ~~habitat~~ beach.

4. No change.

(l) through (m) No change.

(6) No change.

Rulemaking Authority 161.053(20), 161.085(5) FS. Law Implemented 161.053(2), (4), 161.085(1), (2), (3), (4), (6), (8) FS. History—New 9-12-96, Amended 1-26-98, 8-27-00, 7-1-01, 6-13-04, 7-3-05, 5-31-07, 7-17-08,_____.

62B-33.008 Application Requirements and Procedures for Areawide and Individual Permits.

(1) Any person desiring to obtain a permit for construction seaward of the CCCL or 50-foot setback from the Department, except those persons applying pursuant to the emergency procedures in Rule 62B-33.014, F.A.C., shall submit a completed application form to the Department at the address below. The permit application form, which is entitled “Application for a Permit for Construction Seaward of the CCCL or 50 Foot Setback” – DEP Form #73-100, [effective date] ~~September 2018~~, is hereby adopted and incorporated by reference, located at ~~here:~~ <http://flrules.org/Gateway/reference.asp?No=Ref-18963> ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-09946~~

. Copies of the form can be obtained by contacting the Department of Environmental Protection, 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399-2400; at <https://floridadep.gov/water/coastal-construction-control-line/content/coastal-construction-control-line-cccl-forms> or by

telephoning (850)245-2094. The application shall contain the following specific information:

(a) through (g) No change.

(h) A dimensioned site plan. The drawings shall be signed and sealed by a registered professional. The site plan shall include:

1. The locations and exterior dimensions of all proposed structures, including foundations and other activities, and the bearings and distances measured perpendicularly from the CCCL or 50-foot setback to the seaward corners of the foundations of any major structures or the seaward limit of any coastal or shore-protection structure.

2. through 11. No change.

(i) through (j) No change.

(k) For rigid coastal structures, engineering calculations for design anticipated wave runup, overtopping, erosion, scour, and anticipated loads of the design storm event, a dimensioned site plan and detailed final construction plans and specifications for all proposed structures or excavation. These documents shall be signed and sealed by an engineer licensed in the State of Florida and shall bear the certification specified in paragraph 62B-33.0051(2)(c), F.A.C., and the site plan shall include all information required in subsection 62B-33.0081(1), F.A.C.

(l) through (o) No change.

(2) through (7) No change.

(8) As an alternative to the above procedure, the Department issues field permits for certain minor structures and activities if the Department determines the activity has minor impacts. The field permit form that, is entitled “Field Permit Pursuant to Section 161.053 or 161.052, Florida Statutes F.S.,” DEP Form 73-122 (effective date) ~~(Revised 3/05)~~, is hereby adopted and incorporated by reference, located at <http://flrules.org/Gateway/reference.asp?No=Ref-18961>. ~~A copy of the form can be obtained by contacting the Department of Environmental Protection, 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399-2400, at https://floridadep.gov/water/coastal-construction-control-line/content/coastal-construction-control-line-cccl-forms or by telephoning (850)245-2094.~~

(9) through (10) No change.

Rulemaking Authority 161.052(11), 161.053(20), 161.085(5) FS. Law Implemented 161.052(2), 161.053(2), (4), 161.085(1), (2), (12) FS. History—New 11-18-80, Amended 7-7-81, 3-17-85, 11-10-85, Formerly 16B-33.08, Amended 8-7-86, Formerly 16B-33.008, Amended 1-26-98, 8-27-00, 12-31-01, 6-13-04, 5-31-07, 11-28-18,_____.

62B-33.0081 Survey Requirements.

(1) The certified survey of the subject property, which is required by paragraph 62B-33.008(1)(e), F.A.C., shall include the following information:

(a) through (k) No change.

(l) When the topographic contours of the subject property are uniform in nature in the shore-normal direction throughout the project area, show (1) a minimum of three transects, (2) one transect per lot line, and (3) one transect per 100 feet of shore-normal direction, with data points at 25-foot intervals and at one-foot or greater changes in elevation on each transect. In project areas that are irregular or not uniform in nature or where abnormal topographic entities exist in a dune system, provide sufficient transect data points and elevations to establish a one-foot ~~two-foot~~ contour interval throughout the dune system.

(m) through (n) No change.

(2) through (3) No change.

Rulemaking Authority 161.052(11), 161.053(20), 161.085(5) FS. Law Implemented 161.052(2), 161.053(2), (4), 161.085(1), (2) FS. History—New 6-13-04, Amended 5-31-07, ____.

62B-33.0086 Electronic Submittals.

An electronic application (“Application for a Permit for Construction Seaward of the CCCL or 50-Foot Setback” – DEP Form 73-100), adopted and incorporated by reference in subsection 62B-33.008(1), F.A.C., must be submitted to the Department via email at CCCL@dep.state.fl.us, together with the appropriate fee listed in ~~Rule rule~~ 62B-33.0085, F.A.C., to obtain a CCCL permit. Information saved on an electronic storage device can be mailed to 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399-2400. Unless otherwise specified herein, all files shall be in pdf format and shall not exceed 20 MBs in size per file submitted. If the applicant provides a written statement that the electronic submittal requirements pose a substantial technical or financial hardship, the electronic submittal requirements may be waived, and the documents may be submitted to the above address. When submitting the electronic information, the applicant shall use the following standards:

(1) Submit the “Application for a Permit for Construction Seaward of the CCCL or 50-Foot Setback” (DEP Form 73-100), adopted and incorporated by reference in subsection 62B-33.008(1), F.A.C., in a searchable electronic format. The Department encourages property owners to complete their application online at the link below and submit the completed application via email following the instructions given on the website; <https://floridadep.gov/rcp/coastal-construction-control-line/content/coastal-construction-control-line-cccl-forms> ~~<https://floridadep.gov/water/coastal-construction-control-line/content/coastal-construction-control-line-cccl-forms>~~;

(2) through (7) No change.

Rulemaking Authority 20.255(8), 161.052(11), 161.053(20), ~~403.061(45)~~ 668 FS. Law Implemented 20.255(8), 161.052(2), 161.053(2), (4), ~~403.061(45)~~ ~~403.061(44)~~, ~~471.025~~, ~~668~~ FS. History—New 11-28-18, Amended ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Doug Aarons

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alexis Lambert, DEP Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 13, 2026

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 7, 2025

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-37.003
RULE TITLE: Size Limits for Recreational and Commercial Harvest; Whole Condition Requirement

PURPOSE AND EFFECT: The purpose of this rulemaking is to correct an error in the rule text. The effect of the rule amendment would be to clarify that anglers in certain management regions of the state may only keep one spotted seatrout larger than the maximum slot limit per vessel, or per person if fishing from shore.

SUMMARY: This rule amendment would correct an error in the language that may cause a person to misinterpret the number of fish they may harvest that exceed the maximum size limit. Specifically, this amendment would clarify that recreational harvesters are limited to no more than one spotted seatrout per day, per vessel or per person when fishing from shore, that is larger than the maximum slot size limit. This would apply to the Panhandle, Big Bend, Tampa Bay, Sarasota Bay, Charlotte Harbor, Southwest, and Southeast spotted seatrout management regions.

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, (850)487-0554, or Jessica.McCawley@MyFWC.com

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-37.003 Size Limits for Recreational and Commercial Harvest; Whole Condition Requirement.

(1) Recreational Minimum and Maximum Size Limits –

(a) No change.

(b) Except as provided in paragraph (1)(c), a recreational harvester may harvest or possess, within or without Florida Waters, and land per day no more than one spotted seatrout per person or per vessel, whichever is less, that is greater than the size limits established in paragraph (1)(a) for each region specified in this paragraph. This provision will not be construed to authorize harvest or possession of spotted seatrout of any size in excess of the applicable bag limits.

1. through 7. No change.

(c) No change.

(2) through (3) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 11-1-89, Amended 1-1-96, 8-1-96, Formerly 46-37.003, Amended 7-1-00, 2-1-12, 9-1-13, 2-26-20, 4-1-26,___.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, (850)487-0554, or Jessica.McCawley@MyFWC.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 5, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 27, 2026

DEPARTMENT OF COMMERCE

Division of Workforce Services

RULE NO.: 73B-11.020
 RULE TITLE: Determinations Regarding Discharge for Misconduct

PURPOSE AND EFFECT: The proposed rule amendment changes the amount of weeks of disqualification for extreme misconduct and serious misconduct to 12 weeks.

SUMMARY: This rule provides criteria of each kind of discharge and amount of weeks of disqualification for each.

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 Agency has previously reviewed the statutory requirements and determined that the proposed new rule will not have an adverse impact or associated regulatory cost that exceeds any of the criteria set forth in section 120.541(2)(a), F.S.

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: 443.1317(1)(b), FS.

LAW IMPLEMENTED: 443.036(29), 443.101(1)(a), (9) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bradley Dillon, Office of General Counsel, Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399, Bradley.Dillon@commerce.fl.gov, (850)245-7157.

THE FULL TEXT OF THE PROPOSED RULE IS:

73B-11.020 Determinations Regarding Discharge for Misconduct.

When it is determined a discharge was for misconduct connected with work, the following weeks of disqualification apply:

(1) Extreme misconduct will warrant ~~12 to 27~~ ~~to 52~~ weeks of disqualification. Extreme misconduct occurs when the claimant commits a felony in connection with work.

(2) Serious misconduct will warrant ~~12~~ ~~13 to 26~~ weeks of disqualification. Serious misconduct consists of the following:

- (a) No change.
 - (b) No change.
 - (c) No change.
 - (d) No change.
- (3) No change.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.036(29), 443.101(1)(a), (9) FS. History—New 8-25-92, Formerly 38B-3.020, Amended 8-14-08, Formerly 60BB-3.020, Amended xx-xx-26.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bradley Dillon, Assistant General Counsel
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: J. Alex Kelly, Secretary, Department of Commerce
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 04, 2026
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 11, 2025

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: RULE TITLE:
 5E-14.108 Fumigation Requirements - General Fumigation

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 52 No. 28, February 11, 2026 issue of the Florida Administrative Register.

5E-14.108 Fumigation Requirements – General Fumigation.

- (1) No change.
- (2) Whenever the presence of two (2) persons trained in the use of the fumigant is required by the fumigant label, at least one of these persons must be either a certified operator in fumigation or a designated special identification fumigation cardholder. The second person shall be a certified operator in fumigation, a special identification cardholder, or an identification cardholder with a Fumigation Identification Card endorsement on the employee identification card, which may be

obtained as provided in subsection 5E-14.1421(7), F.A.C. Two (2) trained persons shall be present at each fumigation site for the introduction of the fumigant, entry during fumigation, and from the start of aeration (first opening of the seal) until the active aeration period with all operable doors and windows open, if required by the fumigant label, is completed and the structure is secured for the remaining aeration period. When fumigating a residential structure, after the first hour of active aeration, a certified operator in fumigation or a special identification cardholder may test the fumigant concentration level with a permissible clearance device within the breathing zone of a residential structure and if determined to be 1 ppm or less, a second trained fumigation employee would not be required to be onsite for the remaining active aeration period. However, the active aeration period shall not be shortened under any circumstances, and either a certified operator in fumigation or the designated special identification fumigation cardholder must remain onsite for the entire duration of active aeration. The date and time, the clearance device reading (ppm), the permissible clearance device’s model and serial number used and name of certified operator or special identification card holder who conducted the fumigant concentration level test must be documented on the Fumigation Log, FDACS-13000, Rev. ~~03/26~~ ~~02/26~~, as adopted in subsection 5E-14.142(3), F.A.C. A certified operator in fumigation or a special identification cardholder shall be present at those times required by the fumigant label or by subsections 5E-14.108(1), 5E-14.111(3), 5E-14.112(1) and 5E-14.113(1), (2), F.A.C.

(3) through (11) No change.

Rulemaking Authority 482.051, 570.07(23) FS. Law Implemented 482.032, 482.051(1), 482.051(6), 482.061, 482.152, 482.163 FS. History—New 1-1-77, Amended 6-22-83, Formerly 10D-55.108, Amended 7-5-95, 6-12-02, 4-17-03, 5-7-17, _____.

ADMINISTRATION COMMISSION

RULE NO.: RULE TITLE:
 28-27.005 Definitions

NOTICE OF CORRECTION

Notice is hereby given that the following technical change has been made to the above rule:

Rule Chapter reference update as follows:

28-27.005 Definitions.

(1) through (43) No Change.

(44) “Water Quality” means the chemical, physical and bacteriological composition of water determined by the measurements of appropriate tests as cited in 40 Code of Federal Regulations 136, and Chapter ~~62-550~~ ~~62-19~~, F.A.C.

(45) through (46) No Change.

Rulemaking Authority 380.05 FS. Law Implemented 380.05(8) FS. History—New 7-20-75, Formerly 22F-6.05, 27F-6.05, 27F-6.005, Technical Change 4-9-26.

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION**Tampa Palms Community Development District**

RULE NO.: RULE TITLE:
42C-1.001 Creation

NOTICE OF CORRECTION

Notice is hereby given that the following technical change has been made to the above rule:

Statutory references are updated as follows:

42C-1.001 Creation.

The Tampa Palms Community Development District is hereby created.

Rulemaking Authority 190.005 FS. Law Implemented ~~420.53(1)~~, 190.005 FS. History—New 6-13-82, Formerly 42C-1.01, Technical Change 4-9-26.

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION**Tampa Palms Community Development District**

RULE NO.: RULE TITLE:
42C-1.003 Supervisors

NOTICE OF CORRECTION

Notice is hereby given that the following technical change has been made to the above rule:

Statutory references are updated as follows:

42C-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: Frank E. Mackle, III, Paul M. Schaefer, Richard F. Schulte, Edward G. Grafton, William I. Levingston.

Rulemaking Authority 190.005 FS. Law Implemented ~~420.53(1)~~, 190.005 FS. History—New 6-13-82, Formerly 42C-1.03, Technical Change 4-9-26.

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION**Port LaBelle Community Development District**

RULE NO.: RULE TITLE:
42D-1.001 Creation

NOTICE OF CORRECTION

Notice is hereby given that the following technical change has been made to the above rule:

Statutory references are updated as follows:

42D-1.001 Creation.

The Port LaBelle Community Development District is hereby created.

Rulemaking Authority 190.005 FS. Law Implemented ~~420.53(1)~~, 190.005 FS. History—New 10-24-82, Formerly 42D-1.01, Technical Change 4-9-26.

**Section IV
Emergency Rules****DEPARTMENT OF STATE****Division of Elections**

RULE NO.: RULE TITLE:
1SER26-2 Designation of Division of Elections as Filing Office for Department of State; Requirements for Candidate Qualifying Papers; Withdrawal of Candidacy

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Candidate qualifying forms incorporated by reference in R. 1S-2.0001(3)(c) were updated in Emergency Rule 1SER26-1 because of changes to F.S. 99.021, 99.061, 105.031, and 106.023 pursuant to §§ 10, 12, 26, 27 of HB 991 (2026), which became effective upon enactment on April 1, 2026, and the first qualifying period for 2026 starts on April 20, 2026, with candidates permitted to submit qualifying papers up to 14 days before the start of the qualifying period. This emergency rule corrects the omission of the newly required Statement of Legal Name Change from Forms DS-DE 302NP-E (Eff. 04/2026) and DS-DE 304SB-E (Eff. 04/2026).

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The corrections to the updated candidate qualifying forms are required by recently enacted law and affected candidates will be unable to timely submit proper qualifying papers without immediate adoption of the corrected updated forms.

SUMMARY: This emergency rule supersedes R. 1S-2.0001 and 1SER26-1 to update forms DS-DE 301A, DS-DE 301B, DE-DE 301C, DS-DE 305A, DS-DE 305B, DS-DE 305C, DS-DE 302NP, DS-DE 304SB, DS-DE 303JU, DS-DE 300A, DS-DE 300B, and DS-DE 300C to comply with §§ 10, 12, 26, 27 of HB 991 (2026).

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Bilal Ahmed Faruqui, Deputy General Counsel, bilal.faruqui@dos.fl.gov

THE FULL TEXT OF THE EMERGENCY RULE IS:

1SER26-2 (1S-2.0001) Designation of Division of Elections as Filing Office for Department of State; Requirements for Candidate Qualifying Papers; Withdrawal of Candidacy.

(1) through (2) No change

(3) Qualifying items.

(a) through (b) No change

(c) The following qualifying forms are hereby incorporated by reference and are available by hyperlink below, or from the Division of Elections at: R.A. Gray Building, Room 316, 500

South Bronough Street, Tallahassee, Florida 32399-0250, or (850)245-6200; or by download from the Division’s webpage at: <http://dos.myflorida.com/elections/forms-publications/forms/>:

1. No change
2. ~~DS-DE 301A-E (Eff. 04/2026) DS-DE 301A (10/23)~~ (<https://dos.fl.gov/media/710430/dsde301a-e-state-local-partisan-oath-pty-aff-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15776>), entitled, “Candidate Oath – State and Local Partisan Office – With Party Affiliation.”
3. ~~DS-DE 301B-E (Eff. 04/2026) DS-DE 301B (10/23)~~ (<https://dos.fl.gov/media/710431/dsde301b-e-state-local-partisan-oath-no-pty-aff-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15775>), entitled, “Candidate Oath – State and Local Partisan Office – Without Party Affiliation.”
4. ~~DS-DE 301C-E (Eff. 04/2026) DE-DE 301C (10/23)~~ (<https://dos.fl.gov/media/710432/dsde301c-e-state-local-partisan-oath-write-in-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15774>), entitled, “Candidate Oath-State and Local Partisan Office-Write-In Candidate.”
5. ~~DS-DE 305A-E (Eff. 04/2026) DS-DE 305A (10/23)~~ (<https://dos.fl.gov/media/710436/dsde305a-e-committeemen-committeewomen-oath-state-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15968>), entitled, “Candidate Oath – Committeemen and Committeewomen.”
6. ~~DS-DE 305B-E (Eff. 04/2026) DS-DE 305B (10/23)~~ (<https://dos.fl.gov/media/710437/dsde305b-e-committeemen-committeewomen-oath-district-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15968>), entitled, “Candidate Oath – Committeemen and Committeewomen - District.”
7. ~~DS-DE 305C-E (Eff. 04/2026) DS-DE 305C (10/23)~~ (<https://dos.fl.gov/media/710438/dsde305c-e-committeemen-committeewomen-oath-precinct-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15969>), entitled, “Candidate Oath – Committeemen and Committeewomen - Precinct.”
8. ~~DS-DE 302NP-E Corr. (Eff. 04/2026) DS-DE 302NP (10/23)~~ (<https://dos.fl.gov/media/710433/dsde302np-e-corr-nonpartisan-oath-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15780>), entitled, “Candidate Oath – Nonpartisan Office.”
9. ~~DS-DE 304SB-E Corr. (Eff. 04/2026) DS-DE 304SB (10/23)~~ (<https://dos.fl.gov/media/710435/dsde304sb-e-corr-school-board-oath-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15782>), entitled “Candidate Oath – School Board Nonpartisan Office.”

10. ~~DS-DE 303JU-E (Eff. 04/2026) DS-DE 303JU (10/23)~~ (<https://dos.fl.gov/media/710434/dsde303ju-e-judicial-oath-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15783>), entitled, “Candidate Oath – Judicial Office.”

11. ~~DS-DE 300A-E (Eff. 04/2026) DS-DE 300A (10/23)~~ (<https://dos.fl.gov/media/710427/dsde300a-e-fed-oath-pty-aff-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15778>), entitled “Candidate Oath – Federal Office – With Party Affiliation.”

12. ~~DS-DE 300B-E (Eff. 04/2026) DS-DE 300B (10/23)~~ (<https://dos.fl.gov/media/710440/dsde300b-e-fed-oath-no-pty-aff-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15781>), entitled, “Candidate Oath – Federal Office – Without Party Affiliation.”

13. ~~DS-DE 300C-E (Eff. 04/2026) DE-DE 300C (10/23)~~ (<https://dos.fl.gov/media/710429/dsde300c-e-fed-oath-write-in-apr-2026.pdf>) <http://www.flrules.org/Gateway/reference.asp?No=Ref-15777>), entitled, “Candidate Oath – Federal Office – Write-In Candidate.”

14. No change

(4) No change

Rulemaking Authority 20.05(1)(e), 20.10(3), 97.012(1), 99.061(10), 103.022 FS. Law Implemented 20.05(1)(b), 99.021, 99.061, 99.095, 103.022, 105.031(1), 105.035 FS. History—New 12-6-84, Formerly 1C-7.001, 1C-7.0001, Amended 2-13-90, 11-7-10, 9-7-11, 1-1-14, 1-2-18, 8-25-21, 11-13-23, Supersedes 1S-2.0001, 1SER26-1, .

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER26-23
 RULE TITLE: Code of Ethics

SUMMARY: This emergency rule sets forth the provisions for the Code of Ethics governing Lottery employees. THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva A. Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER26-23 Code of Ethics.

(1) All employees of the Florida Lottery are subject to the provisions of Chapter 112, Part III, Fla. Stat., Chapter 24, Fla.

Stat., and rules promulgated thereunder. Where there are differences between this rule and the statute, the stricter provisions will apply.

(2) Definitions. For purposes of this rule:

(a) “Chief Ethics Officer” means the Lottery’s Deputy General Counsel.

(b) “Employee” means any person employed by the Florida Lottery.

(c) “Gift” means anything accepted by a person or on that person’s behalf, whether directly or indirectly, for that person’s benefit and for which no payment is made. Examples of gifts are: real property or the use thereof; tangible or intangible personal property or the use thereof; preferential rate or terms on a transaction not available to others similarly situated; forgiveness of a debt; transportation, lodging or parking; food or beverage; dues, fees and tickets; plants and flowers; personal services for which a fee is normally charged; or any other thing or service having an attributable value.

“Gift” does not include:

1. Salary, benefits, services, fees, commissions, gifts or expenses associated primarily with the donee’s employment, business, or service as an officer or director of a corporation or organization (the donee’s principal employer or business occupation and unrelated to the donee’s public position); or

2. Contributions reported pursuant to the campaign financing law (Chapter 106, Fla. Stat.), campaign-related personal services provided by individuals volunteering their time, or any other contribution or expenditure by a political party; or

3. An honorarium or expense related to an honorarium event paid to a person or the person’s spouse by someone other than a lobbyist or principal of a lobbyist; or

4. An award, plaque, certificate or similar personalized item given in recognition of the donee’s public, civic, charitable or professional service, provided that such item has no separate commercial value; or

5. Honorary membership in a service or fraternal organization presented as a courtesy by the organization; or

6. Use of a public facility for a public purpose made available by a governmental agency; or

7. Transportation provided by an agency in relation to officially approved governmental business; or

8. Anything of value provided directly or indirectly by a state, regional or national organization which promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff, to members of that organization, or staff of a governmental agency that is a member of the organization.

(d) “Lobby” means to seek, on behalf of another person, to influence an agency with respect to a decision of the agency in

the area of policy or procurement or an attempt to obtain the goodwill of an agency official or employee.

(e) “Lobbyist” means a person who is employed and receives payment for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity, excluding an employee of an agency or of a legislative or judicial branch entity acting in the normal course of his or her duties.

(f) “Principal” means the person, firm, corporation or other entity which has employed or retained a lobbyist.

(g) “Procurement employee” means any employee who participates through decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, or auditing or in any other advisory capacity in the procurement of contractual services or commodities as defined in Section 287.012, Fla. Stat., if the cost of such services or commodities exceeds \$1,000 in any year.

(h) “Relative,” except where otherwise specified in this rule, means an individual who is related to a public officer or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, grandparent, great grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; an individual who, while the public officer or employee was a minor, was his or her legally recognized foster parent in the jurisdiction where the relationship occurred or an individual who is a current or former legally recognized foster child of the public officer or employee in the jurisdiction where the relationship occurs or occurred; a person who is engaged to be married to the public officer or employee or who otherwise holds himself or herself out as or is generally known as the person whom the public officer or employee intends to marry or with whom the public officer or employee intends to form a household; or any other natural person having the same legal residence as the public officer or employee.

(i) “Reporting individual” means any employee who is required by Section 112.3145, Fla. Stat., to file a full or limited public disclosure of his or her financial interests.

(j) “Secretary” means the Secretary of the Florida Lottery or an employee of the Lottery authorized to act on behalf of the Secretary.

(3) Avoiding the Appearance of Impropriety. Employees of the Lottery will use the powers and resources of the Lottery to further the public interest and not for any financial or

personal benefit other than salaried compensation and employer-provided benefits.

(a) Safeguarding Impartiality. Employees are expected to safeguard their ability to make objective, fair and impartial decisions, and therefore may not accept benefits of any sort under circumstances in which it could be inferred by a reasonable observer that the benefit was intended to influence a pending or future decision of the employee, or to reward a past decision. Employees should avoid any conduct (whether in the context of business, financial or social relationships) that might undermine the public trust, whether that conduct is unethical or lends itself to the appearance of ethical impropriety.

(b) Serving as Officers/Directors of Governmental and Non-governmental Entities. An employee may serve as an officer or director of a governmental or non-governmental entity subject to the approval of the chief ethics officer. Approval shall be requested at the time of original employment with the Lottery or at the time the employee seeks to be appointed to such position.

(c) Screening. To avoid any appearance of impropriety, an employee will not participate in meetings between and/or decisions directly involving the employee and his or her former employer or clients/business entities for which he or she has had substantial, direct responsibility during the one year prior to assuming his or her present employment with the Lottery. To the extent an employee seeks to participate in any such meeting or decision, he or she will first notify the chief ethics officer who will prescribe an appropriate screen depending on the particular circumstances. Moreover, nothing in this Code is meant to prohibit an employee from addressing or making decisions relating to issues that may generally affect an industry or business sector with which the employee may have had a prior relationship.

(4) Acceptance of Gifts. No employee who is a reporting individual or a procurement employee ("RIPE") may accept any gift from a non-lobbyist. There are limited exceptions to the prohibition on the acceptance of gifts from non-lobbyists, as follows:

(a) Gifts from relatives, regardless of value.

(b) Gifts received from personal friends in the ordinary course of friendship, regardless of value, (including but not limited to birthday and/or anniversary gifts and gifts of hospitality), provided that any such personal friend is not:

1. The partner, firm, member, employer, employee or principal of a lobbyist;

2. A person having a special pecuniary interest (either individually or through a corporation or organization) in a matter pending before the Lottery;

3. A person who (either individually or through a corporation or organization) provides goods or services to the Lottery under contract or agreement;

4. A person who (either individually or through a corporation or organization) is seeking such business with the Lottery.

(c) On-site consumption of food and refreshment at receptions and/or other events, provided the employee's attendance at such event is an appropriate exercise of the employee's official duties and the food and refreshments at such event are not paid for by a lobbyist or the principal of a lobbyist, in which case the guidelines set forth in subsection (5) below apply.

(d) Gifts accepted on behalf of a governmental entity or charitable organization, or for which a public purpose can be shown, provided the gift is not being made by a lobbyist or the principal of a lobbyist.

(e) Gifts involving volunteer campaign-related travel, lodging, and/or food or beverage expenses, provided the chief ethics officer has approved such acceptance.

(5) Use of Lobbyists and Lobbyist Expenditures.

(a) The use of lobbyists will not be required or preferred as a way to obtain access to Lottery employees.

(b) Employees shall not solicit any gift, regardless of value, from a lobbyist or principal, if the gift is for the personal benefit of the employee, the employee's family, or another employee.

(c) No employee shall knowingly accept anything of value from a lobbyist or the principal of a lobbyist, regardless of whether the thing is being offered or given for the purpose of lobbying, except that an expenditure for the personal benefit of an employee may be accepted from a lobbyist or principal who is a relative of the employee.

However,

1. An employee may attend an event or accept a thing of value that is otherwise prohibited if the employee pays or provides equivalent consideration contemporaneously with or preceding the receipt of the item or attendance at the event. In situations in which it is difficult to place a value (such as dinner at someone's home), equivalent consideration in the form of a house gift, appropriate priced bottle of wine or spirits, floral arrangement or plant, or other appropriately valued item may substitute for monetary consideration. Attendance at weddings, showers, birthdays or other special occasions where guests usually bring gifts and the feted person or others on his or her behalf provide food and entertainment also fall into this category.

2. An employee may attend a community event that is open to all persons.

3. An employee may accept an item or benefit generally available for free or below the customary rate if the rate is a government rate available to all other similarly-situated government employees or a rate that is available to similarly-situated members of the public by virtue of occupation, affiliation, age, religion, sex or national origin. If discounted

pricing is made possible as a result of sponsorship by a lobbyist or principal, the discounted pricing may not be accepted unless it is available equally to all government employees and not intended to benefit a particular class of employees.

The key question in each of these situations is whether the expenditure or the available discount is being made for the personal benefit of the employee, the employee's parent, spouse, child or sibling. If it is, accepting the expenditure or discount is prohibited.

In determining whether an expenditure is a prohibited one, the following questions must be asked:

a. Is there commercial value involved?

The following items have commercial value and are examples of prohibited expenditures: food and beverages, tickets to entertainment events (golf tournament, sporting event, or theatre performance), transportation, lodging, and honorarium expenses.

b. Is the thing of commercial value primarily for the benefit of the agency's employees and not generally available to members of the public (or a large class of persons) on the same terms and conditions?

c. Does a lobbyist or principal control who receives the benefit of the thing of value?

d. If a third person (such as a non-profit) is distributing the thing of value, is it acting under the direction of the lobbyist or principal?

e. Did an agency official or employee solicit the lobbyist or principal for the sponsorship of the event?

If the answer to any of the foregoing questions a-e is "yes", then the employee may not attend the event or accept the thing of value without giving appropriate and contemporaneous consideration. If the answer to all of the foregoing questions a-e is "no," then the employee may attend the event or accept the thing of value unless he or she knows or has reason to believe that the arrangement is a subterfuge for an otherwise prohibited expenditure.

4. Notwithstanding that awards, plaques, certificates or similar personalized items given in recognition of the employee's public, civic, charitable or professional service are not considered "gifts" under Chapter 112, Fla. Stat., the employee shall notify the chief ethics officer of the receipt of any such item.

5. A Lottery vendor who is also a principal may make expenditures for reasonable and necessary expenses of Lottery sales conferences and other marketing activities when such payments are made pursuant to a contractual obligation of the vendor to provide marketing support to the Lottery under a contract that was entered pursuant to a competitive procurement process. A Lottery employee's participation in such a sales conference or other marketing activities shall not be considered to be a violation of this rule.

Employees have a duty to inquire whether the thing of value is from a lobbyist or principal. Ignorance of the facts is no excuse.

(6) Reporting Requirements.

(a) Gift Reporting. This Code permits the acceptance of gifts from non-lobbyists only in certain specified circumstances set forth in subsection (4) above. RIEs must report and disclose any permissible gift unless the gift is from a relative or a friend; however, gifts from friends must be reported if they exceed \$100 in value.

Pursuant to Section 112.3148, Fla. Stat., RIEs must file Form 9, quarterly Gift Disclosure, with the Commission on Ethics on the last day of any calendar quarter following the calendar quarter in which he or she received a reportable gift. Form 9 need not be filed if no such gift was received during the calendar quarter. RIEs must also file with the Commission on Ethics Form 10, Annual Disclosure of Gifts from Governmental Entities and Direct Support Organizations and Honorarium Event Related Expenses by July 1 of each year, along with the employee's Form 1 filing (see paragraph (6)(b) below), if a reportable gift or expense was received.

(b) Financial Disclosure. In addition, certain employees, specified in Section 112.3145(1), Fla. Stat., are required to make public disclosure of their financial interests. Conflicts of interest may occur when public officials are in a position to make decisions that affect their personal financial interest. This is why public officers and employees are required to publicly disclose their financial interests. The disclosure process serves to remind officials of their obligation to put the public interest above personal considerations. It also helps citizens monitor the considerations of those who spend their tax dollars and participate in public policy decisions.

Pursuant to Section 112.3145(2)(b), Fla. Stat., reporting individuals are required to file with the Commission on Ethics, Form 1, Statement of Financial Interests, within thirty (30) days of appointment and by July 1 of each year thereafter.

Employees will be notified by the chief ethics officer if their position with the Lottery requires them to file financial disclosure forms.

(7) General Prohibitions of Chapters 24 and 112, Fla. Stat.

(a) Employees shall not solicit or accept anything of value to the employee, including gifts, loans, rewards, promises of future employment, favors, or services based upon any understanding that the official action or judgment of the employee would be influenced thereby.

(b) Employees shall not corruptly use or attempt to use their positions to gain special privileges, benefits or exemptions for themselves or others.

(c) Employees, their spouses and minor children shall not accept any compensation, payment or thing of value when they

know or should know that it was given to influence the official action of the employee.

(d) Employees shall not disclose or use information not available to the public and obtained by reason of their public positions for the personal benefit of themselves or others.

(e) Employees shall not solicit or accept an honorarium that is related to their public office or duties. Employees may accept payment of expenses related to an honorarium event unless the payment is from a lobbyist or principal.

(f) Employees acting as purchasing agents shall not directly or indirectly purchase, rent, or lease any realty, goods or services for the Lottery from a business in which the employee or the employee's spouse or child owns more than a 5% interest.

(g) Employees acting in a private capacity shall not rent, sell or lease realty, goods or services to the Lottery.

(h) Employees shall not accept employment that would create a conflict of interest between their private interests and the performance of their public duties, or accept other employment with any business entity subject to regulation by, or doing business with, the Lottery.

(i) Employees having decision making authority shall not participate in any decision involving a vendor or retailer with whom they have a financial interest.

(j) Employees having decision making authority shall not participate in any decision involving a vendor or retailer with whom they have discussed employment opportunities, without the prior approval of the Secretary.

(k) Purchase of lottery tickets by employees or any relatives residing in their household is strictly prohibited. For purposes of this subparagraph, "relative" means an individual who is related to the employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

(8) Post-Employment Restrictions.

(a) Employees who became employed by the Lottery after July 1, 1989, who have authority over policy or procurement, shall not, for a period of two (2) years after retirement or termination, personally represent another person or entity for compensation before the Department, unless employed by another agency of state government.

(b) Employees shall not, for a period of two (2) years after retirement or termination, hold any employment or contractual relationship with a business entity other than a state agency in connection with any contract for contractual services that was within the employee's responsibility while employed by the Lottery.

(c) Employees are prohibited, after retirement or termination, from holding any employment or contractual relationship with a business entity other than a state agency in connection with any contract in which the employee participated personally and substantially through decision, approval, disapproval, recommendation, rendering of advice, or investigation while an employee of the Lottery.

(d) Employees shall not, for a period of one (1) year following cessation of employment with the Lottery, represent any vendor or retailer before the Lottery regarding any specific matter in which the employee was involved while employed by the Lottery.

(9) Nepotism. Employees are prohibited from seeking for a relative any appointment, employment, promotion or advancement in the unit in which he/she is serving or over which he/she exercises jurisdiction or control. For purposes of this subparagraph, "relative" means an individual who is related to the employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

(10) Frequent-Flyer Miles Earned Through State-Reimbursed Travel. Employees may sometimes be required to travel on State business, requiring them to spend evenings and weekends away from their homes and families. Per diem reimbursements often do not fully reimburse the employee for out-of-pocket travel expenses. As a matter of general policy, any frequent-flyer miles and/or bonus miles awarded to an employee as a result of State-reimbursed travel may be used for personal use by the employee.

(11) Reporting of Violation. An employee who believes that a violation of the Lottery Code of Ethics has occurred may report the suspected violation to the chief ethics office and/or the Lottery's Office of Inspector General.

(12) Training. All employees shall receive Code of Ethics training upon appointment and thereafter on an annual basis. Rulemaking Authority 24.105(19), 24.109(1) FS. Law Implemented 24.105(19), 24.116(2), Chapter 112, Part III FS. History--New 4-8-26, Replaces 53ER12-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: April 8, 2026

NOTE: The full text of Emergency Rules that are currently in effect can be viewed by going to <https://flrules.org/Notice/emergencyRules.asp>.

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sitzings, and Granting of Credit,
Release of Grades and Completion of Examination, Transition
Rules

NOTICE IS HEREBY GIVEN that on March 27, 2026, the Board of Accountancy, received a petition for variance or waiver filed by Nguyet Thi Minh Hoang. Petitioner seeks a variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding time requirements for passing the CPA Examination. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505 or by email, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF CHILDREN AND FAMILIES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-46.011 Personnel and Staffing Requirements

NOTICE IS HEREBY GIVEN that on April 08, 2026, the Department of Children and Families, received a petition for waiver of subparagraph 65C-46.011(8)(a)1., Florida Administrative Code, from STEP Group Home on behalf of Jessica Bryant. This rule requires executive directors of child-caring agencies to have a bachelor’s degree from an accredited college or university and at least three years of experience in management or supervision. Petitioner seeks a waiver so that Ms. Bryant may serve as executive director of STEP Group Home without a bachelor’s degree.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

FLORIDA HOUSING FINANCE CORPORATION
RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on April 08, 2026, the Florida Housing Finance Corporation, received a petition for waiver of subsection 67-48.0072(21) Florida Administrative Code (2023) from Rio Pointe on Flagler, LP for an additional

180 days - up to and including October 26, 2026 - to secure a firm loan commitment on its SAIL and HOME funding.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at CorporationClerk@floridahousing.org or Florida Housing Finance Corporation, Attn: Corporation Clerk, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on April 08, 2026, the Florida Housing Finance Corporation, received a petition for waiver of paragraph 67-48.0072(21)(b) Florida Administrative Code (August 27, 2024) from 40th Street Lofts, LLC to extend the May 18, 2026 deadline to November 18, 2026 to secure a firm loan commitment.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at CorporationClerk@floridahousing.org or Florida Housing Finance Corporation, Attn: Corporation Clerk, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on April 08, 2026, the Florida Housing Finance Corporation, received a petition for waiver of paragraph 67-48.0072(21)(b) Florida Administrative Code (June 28, 2023) from ACRUVA Community FL12, LLC to extend the May 8, 2026 deadline to secure a firm loan commitment for an additional six months to November 8, 2026. A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also

been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at CorporationClerk@floridahousing.org or Florida Housing Finance Corporation, Attn: Corporation Clerk, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on April 08, 2026, the Florida Housing Finance Corporation, received a petition for waiver of subsection 67-48.0072(12) & subsection 67-21.0260(10), F.A.C. to Allow Removal of Solar Panel Installation from the Guaranteed Maximum Price Contract with the General Contractor from POAH CM Redevelopment, LLC, to allow a separate solar panel installation contract with a Florida licensed contractor outside of the Guaranteed Maximum Price contract with the General Contractor.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at CorporationClerk@floridahousing.org or Florida Housing Finance Corporation, Attn: Corporation Clerk, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Arts and Culture

The Florida Division on Arts and Culture and the Florida Folklife Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 24, 2026, 1:00 p.m.

PLACE: This meeting will take place via Zoom. Please use the following information to participate:

<https://dos-myflorida.zoom.us/j/89152770608>

Meeting ID: 891 5277 0608

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on recommendations for the Florida Folklife Fieldwork Surveys and to discuss the Florida Folklife Festival, and any other items that come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Dominic Tartaglia at dominic.tartaglia@dos.fl.gov

For more information, you may contact: the Division of Arts and Culture at (850)245-6470 or visit their website <https://dos.fl.gov/cultural/>

DEPARTMENT OF EDUCATION

Division of Blind Services

The Florida Rehabilitation Council for the Blind and the Division of Blind Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 23, 2026, 11:00 a.m.

PLACE: 1(305)224-1968, Meeting ID: 980 1919 5603#, Passcode: 671989#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Project Update Subcommittee Meeting to review the SET Project

A copy of the agenda may be obtained by contacting: No Agenda

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: Division of Blind Services, (850)245-0370. 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: (850)245-0396 or email DBSRehabCouncil@dbs.fldoe.org

DEPARTMENT OF EDUCATION

Division of Blind Services

The Division of Blind Services/Bureau of Business Enterprise announces a public meeting to which all persons are invited.

DATE AND TIME: April 20, 2026, 3:00 p.m.

PLACE: Via Microsoft Teams meeting

Join:

<https://teams.microsoft.com/meet/23291451299027?p=dW5iGrxIiQJKsbuxKc>

Meeting ID: 232 914 512 990 27

Passcode: Pf3Gp7WX

Dial in by phone

+1(850)583-5063, 391239894# United States, Tallahassee

Phone conference ID: 391 239 894#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business Enterprise Budget Planning for fiscal year 2026-2027.

A copy of the agenda may be obtained by contacting: Mary Ellen Harding maryellen.harding@dbs.fldoe.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 3 days before the workshop/meeting by contacting: Mary Ellen Harding maryellen.harding@dbs.fldoe.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).

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: Mary Ellen Harding maryellen.harding@dbs.fldoe.org

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

RULE NO.: RULE TITLE:

59G-4.035 Medicaid Certified School Match Program

The Agency for Health Care Administration (Agency) announces a public meeting to which all persons are invited.

DATE AND TIMES: April 13, 2026, 9:00 a.m. - 11:00 a.m. and 12:30 p.m. - 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Dr., Building 3, Tallahassee FL, 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is cancelling the public meeting for Rules 59G-4.035, Florida Administrative Code, and 59G-6.015, on the date and times listed above. Notice for the meeting published in Vol. 52 No. 66 of the Florida Administrative Register, April 6, 2026.

A copy of the agenda may be obtained by contacting: Not available.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

RULE NO.: RULE TITLE:

59G-6.015 Reimbursement Methodology for School-Based Services Direct Service Claiming

The Agency for Health Care Administration (Agency) announces a workshop to which all persons are invited.

DATE AND TIME: April 13, 2026, 12:30 p.m. - 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Dr., Building 3, Tallahassee FL, 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is cancelling the workshop for rule 59G-6.015, on the date and time listed above. Notice for this workshop published

in Vol. 52 No. 62 of the Florida Administrative Register, March 31, 2026.

A copy of the agenda may be obtained by contacting: Not available.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Bureau of Chronic Disease Prevention announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 21, 2026, 2:00 p.m.

PLACE: Conference Call 1(850)792-1375, Access Code: 246 783 192#

To attend via webinar, please use this link: [Click here to join the meeting](#)

Or join by entering a meeting ID on Microsoft Teams:

Meeting ID: 237 966 606 154 00

Passcode: 9ax672sf

GENERAL SUBJECT MATTER TO BE CONSIDERED: Diabetes Advisory Council (DAC) 2027 Legislative Report Planning Meeting.

“This call will be recorded. By staying on the line, you are agreeing to be recorded.”

A copy of the agenda may be obtained by contacting: Sarah Grant, Florida Department of Health, at (850)933-6787.

For more information, you may contact: Sarah Grant, Florida Department of Health, at (850)933-6787.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a workshop to which all persons are invited.

DATE AND TIME: April 17, 2026, 10:00 a.m., Eastern Time

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, Tallahassee, Florida 32301. The workshop will also be available by webinar. The registration information for the webinar will be posted to the following website once available:

<https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2026-2027-rfa-cycle-information>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop notice cancels and reschedules the previously announced workshop of the same name that was to take place on April 15, 2026. The workshop will continue the discussion regarding the Request for Applications Process for the 2026/2027 RFA cycle with the opportunity for the public to provide comments and suggestions.

A copy of the agenda may be obtained by contacting: Bryan A. Barber, (850)488-4197

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: Bryan A. Barber, (850)488-4197. 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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission (FWC) announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, April 28, 2026, 6:00 p.m.

PLACE: Richardson Sixth Grade Academy, 646 SE Pennsylvania St., Lake City, FL 32025

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comment regarding considerations for the FWC's ten-year Management Plan for the FWC Lead Managed Portions of the Cypress Creek Wildlife Management Area (WMA).

This hearing is being held EXCLUSIVELY for discussion of the DRAFT Cypress Creek WMA Management Plan, otherwise referred to as the Management Prospectus. This meeting will not address area hunting or fishing regulations. For more information on the process for FWC rule and regulation development visit our Proposed Rules Changes webpage at <https://myfwc.com/about/rules-regulations/proposed-rule-changes/>.

The Management Prospectus for the Cypress Creek WMA is available on our Land Management Plans in Development webpage at <https://myfwc.com/conservation/management-plans/develop-mps/>. Questions can be directed to (386)754-1660, or by email at FWCMgmtPlans@MyFWC.com

A copy of the agenda may be obtained by contacting: (386)754-1660 or by email at FWCMgmtPlans@MyFWC.com

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: the 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).

CENTRAL FLORIDA TOURISM OVERSIGHT DISTRICT

The Central Florida Tourism Oversight District announces a public meeting to which all persons are invited.

DATE AND TIME: April 24, 2026, 10:30 a.m.

PLACE: 1900 Hotel Plaza Boulevard, Lake Buena Vista, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Business

A copy of the agenda may be obtained by contacting: Vanessa Heiser, Paralegal, at (407)810-6818

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: Vanessa Heiser, Paralegal, at (407)810-6818. 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: Vanessa Heiser, Paralegal, at (407)810-6818

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, May 8, 2026, 10:00 a.m.

PLACE: Special Board of Governors Meeting (Risk Transfer) Zoom Webinar Link available at www.citizensfla.com

Dial In: (786)635-1003; Code: 883 0756 0058

GENERAL SUBJECT MATTER TO BE CONSIDERED: Topics to include but not limited to Risk Transfer.

A copy of the agenda may be obtained by contacting: www.citizensfla.com

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: Barbara Walker at (850)445-9645. 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: Barbara.Walker@citizensfla.com; 2101 Maryland Circle, Tallahassee, FL 32303; (850)445-9645

EXP U.S. SERVICES

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

DATE AND TIME: Wednesday, April 15, 2026, 6:00 p.m.

PLACE: 9805 Overseas Hwy, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a Public Meeting for a design project in Monroe County.

This public meeting is focused on three bridge rehabilitation projects along State Road (S.R.) 5/U.S. 1/Overseas Highway in the Florida Keys. This meeting will cover rehabilitation plans for the following:

446187-1-52-01: S.R. 5/U.S. 1/Overseas Hwy Over Ohio-Missouri Channel (Bridge No. 900104)

454545-1-52-01: Old Seven Mile Bridge & Pigeon Key Access Over Knight Channel (Bridge No. 900020)

447757-1-52-01: S.R. 5/U.S. 1/Overseas Hwy Over Vaca Cut (Bridge 900126)

This meeting will consist of a formal presentation starting at 6 p.m. followed by a question-and-answer session. You may also submit comments or questions to Community Outreach Specialist Jeff Baquedano by e-mail to Jeff.Baquedano@dot.state.fl.us or by calling (786)330-2053.

In-Person Meeting: Marathon City Hall, 9805 Overseas Hwy, Marathon, FL 33050

To RSVP, visit: <https://forms.office.com/r/bS4TtyjG3U>.

Please register for FDOT Florida Keys Bridge Rehabilitation Projects Public Meeting on Apr 15, 2026, 6:00 p.m. at:

<https://attendee.gotowebinar.com/register/2448306085705820501>

After registering, you will receive a confirmation email containing information about joining the webinar.

Participants can use their telephone or computer mic & speakers (VoIP).

United States

+1(951)384-3421

United States Toll Free

1(866)901-6455

Comments and questions will be responded to as time permits, in the order received. If your comment or question is not responded to during the meeting, a response will be provided in writing following the meeting.

A copy of the agenda may be obtained by contacting: Jeff.Baquedano@dot.state.fl.us

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: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least seven (7) days before the meeting by contacting: Dat Huynh at (305)470-5201 or in writing to FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: [email Dat.Huynh@dot.state.fl.us](mailto:Dat.Huynh@dot.state.fl.us). 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 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: Jeff.Baquedano@dot.state.fl.us

FLORIDA LEAGUE OF CITIES

The Florida Municipal Loan Council (FMLC) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 4, 2026, 10:00 a.m.

PLACE: Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Loan Council (FMLC) general meeting conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619

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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619. 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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619

FLORIDA LEAGUE OF CITIES

The Florida Municipal Pension Trust Fund (FMPTF) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 4, 2026, 11:00 a.m.

PLACE: Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Pension Trust Fund (FMPTF) general meeting conducted through the use of communications media

technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619. 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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

FLORIDA LEAGUE OF CITIES

The Florida Municipal Investment Trust (FMIVT) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 4, 2026, 12:30 p.m.

PLACE: Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Investment Trust (FMIVT) general meeting conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619. 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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

FLORIDA LEAGUE OF CITIES

The Florida Municipal Insurance Trust (FMIT) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 5, 2026, 8:30 a.m.

PLACE: Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Insurance Trust (FMIT) general meeting conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at Eau Palm Beach Resort & Spa, 100 South Ocean Blvd. Manalapan, FL 33462 – (561)533-6000, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619. 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: Michaela Metcalfe, email: mmetcalfe@flcities.com or call: (850)701-3619.

QUINCY-GADSDEN AIRPORT AUTHORITY

The Quincy-Gadsden Airport Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 20, 2026, 5:30 p.m.

PLACE: Quincy Municipal Airport Terminal Conference Room, 1300 Airport Drive, Quincy, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the regular monthly meeting of the Quincy-Gadsden Airport Authority.

A copy of the agenda may be obtained by contacting: Michael Reithmiller, QGAA PO Box 1905, Quincy FL 32353, quincyairport@tds.net, (850)643-7752.

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.

FLORIDA SPORTS FOUNDATION

The Florida Sports Foundation announces a public meeting to which all persons are invited.

DATE AND TIME: April 21, 2026, 1:00 p.m.

PLACE: Microsoft Teams Meeting ID: 253 183 988 789 5
Passcode: Gc9Vg6T2

<https://teams.microsoft.com/meet/2531839887895?p=srU5WVNacNbBpQfBwV>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Special Grants Workshop

A copy of the agenda may be obtained by contacting: Pamela Manley at pmanley@playinflorida.com

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: Pamela Manley at pmanley@playinflorida.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).

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: Pamela Manley at pmanley@playinflorida.com

FLORIDA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION ASSOCIATION

The Florida Birth Related Neurological Injury Compensation Association (NICA) announces a public meeting to which all persons are invited.

DATE AND TIME: April 24, 2026, 2:00 p.m.

PLACE: Zoom

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General

A copy of the agenda may be obtained by contacting: mpatrick@nica.com or website www.nica.com

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agent and Agency Services

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Agent and Agency Services has received the petition for declaratory statement from Zaher EL KHATIB, on April 7, 2026. The petition seeks the agency's opinion as to the applicability of Section 626.641(4), Florida Statutes, Section 626.611, Florida Statutes and Section 626.621, Florida Statutes as it applies to the petitioner.

The Petition asks: 1. Whether the existence of a pending criminal matter, without a conviction or adjudication of guilt, constitutes sufficient grounds to establish a present lack of trustworthiness or fitness under Sections 626.611 or 626.621, Florida Statutes. 2. Whether Section 626.641(4), Florida Statutes, permits suspension of an insurance license solely based on a pending criminal matter that does not involve allegations of financial misconduct, fraud, or insurance-related activity. 3. Whether, under these circumstances, the Department may consider less restrictive regulatory measures such as conditional reinstatement, supervision, or probationary licensure in lieu of continued suspension.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sarah Marcos, Sarah.Marcos@myfloridacfo.com

**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:

NONE

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

STATE BOARD OF ADMINISTRATION

Request for Qualifications

The State Board of Administration of Florida (SBA) has issued a Request for Qualifications (RFQu) for the purpose of soliciting responses from qualified individuals (Respondents) in the fields of coastal engineering and statistics to serve as members of a team of professional experts, (Professional Team) and to provide expert consulting services in their respective fields to the Florida Commission on Hurricane Loss Projection Methodology (Commission) as further described in Appendix A, Scope of Services. The Request for Qualifications (RFQu) is available and may be obtained from the SBA's website at <http://www.sbafla.com/partners/>. The SBA reserves the right to reject any and all responses and to cancel the above RFQu at any time. The deadline for submitting responses is 5:00 p.m. (EST), April 14, 2026. The SBA announces the following meeting dates, times and locations with respect to this RFQu. A meeting will be held on April 28, 2026, to discuss the responses received, and to designate short-listed respondents for interviews and/or onsite visits (if necessary), and further consideration. A meeting will be held on May 14, 2026, to select consultants to serve as members of a team of professional experts. All meetings except interviews and/or onsite visits are open to the public and shall take place at the times and location shown below:

TIME: Unless otherwise provided on the SBA's website, all meetings shall begin at 11:00 a.m. (EST) and continue until the meeting is concluded. The actual meeting dates and times will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the meeting.

LOCATION: The meetings shall take place via Microsoft Teams

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA's website at <http://www.sbafla.com/partners/> at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact: Jennifer Williams, (850)413-1281, jennifer.williams@sbafla.com or by mail: 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

DECKER CONSTRUCTION

MP09591 UF BABY GATOR RENOVATIONS

Decker Construction is soliciting proposals for trade packages for the "MP09591 UF BABY GATOR RENOVATIONS" project at the University of Florida (UF). The following is a list of trade packages being solicited at this time:

- Asbestos abatement
- Lead based paint abatement
- Selective demolition of wall partitions, ceilings, doors, windows, flooring, concrete
- Concrete trenching
- Concrete infill of trenching
- Masonry repairs to walls where windows removed
- Casework
- Doors, door hardware, and access control hardware
- New storefront assemblies and access control hardware
- New wall gypsum wallboard partitions (framing, hanging, and finishing)
- New ACT ceilings
- New flooring
- Wall coverings – FRP walls in bathrooms
- Wall coverings - decorative wall vinyl for tree bench in hallway
- must generate shops to support design – semi delegated design
- Interior painting
- Room signage
- Division 10 toilet and bathroom accessories
- Fire suppression system modifications to sprinkle space. Must generate shop drawings to support design – semi delegated design
- Plumbing – must include coring and locates for floor penetrations to lower floor
- HVAC must include coring and locates for floor penetrations. Must include per and post test and balance of HVAC system
- HVAC controls – existing controls JCI
- Electrical – must include ARC flash study for new panels
- Security System – access controls programing, wiring, panel hardware, card readers, and connections to new access controls at doors. Must comply with UF PD&C and UF Facility Services standards for UF Health Science Center

Fire alarm system – existing system JCI

Note, all work and materials must comply with UF PD&C and UF Facility Services standards as well as other code required standards.

Work is broken up into (2) phases but neither phase will be occupied during each phase within in each phase.

All proposals must be submitted physically to the Decker Construction office located at:

1503 NW 16th Ave
Gainesville, FL
32605

All proposals must be submitted by:

Thursday, 4/30/2026

For access to the drawings and hazardous materials report please reach out to:

Kevin Casasnovas
Decker Construction Project Manager
E - kevin@deckercm.com
C - (786)715-6779

MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS

Proceeding With Unsolicited Proposal For The Martin County Operations Facility

MARTIN COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

Proceeding with Unsolicited Proposal for the Martin County Operations Facility

Pursuant to Section 255.065(3)(D), Florida Statutes

On October 31, 2025, Martin County (County), a political subdivision of the State of Florida, received a public-private-partnership (P3) unsolicited proposal from Building Tomorrow’s Schools, Inc. (BTS) to deliver a new Maintenance and Operations Facility by July 2027 located in unincorporated Martin County.

On December 2, 2025, the Board of County Commissioners (BOCC) held the first duly noticed public meeting pursuant to section 255.065(3)(c), Florida Statutes, wherein the County presented and heard public comment regarding BTS’s unsolicited proposal. After the staff presentation and request for public comment, the BOCC voted 3 to 1 in favor of moving the unsolicited proposal to its second publicly noticed meeting of the BOCC to determine if the unsolicited proposal is in the public’s interest.

On February 24, 2026, the BOCC conducted its second duly noticed public meeting on BTS’s unsolicited proposal pursuant to section 255.065(3)(c), Florida Statutes. The County Attorney’s Office provided an overview of the process required under section 255.065(3)(c), Florida Statutes, including the five (5) factors the BOCC must consider for its determination of the public’s interest; the proposed Resolution 26-2.50 for the

BOCC’s consideration; and, that if the unsolicited proposal is determined to be in the public interest the process will commence with County staff and BTS to prepare a comprehensive agreement for the Martin County Operations Facility. The comprehensive agreement will need to comply with the requirements of section 255.065, Florida Statutes. The BOCC then heard public comment from the public at the meeting and there was no negative public comment for the project that needs to be addressed. The BOCC engaged in discussion regarding BTS’s unsolicited proposal after hearing all public comments, the BOCC passed Resolution No. 26-2.50 finding BTS’s unsolicited proposal for the Martin County Operations Facility was in the public’s interest in a vote of 4 to 1.

In making its decision, the County considered all public comment, none of which was against the project and therefore no public comment needs to be specifically addressed.

BTS’s unsolicited proposal, the BOCC’s December 2, 2025, and February 24, 2026, duly noticed public meetings (including the agenda memos, back-up documents, presentations and which are all incorporated in this report by reference) are all available below at:

[https://martin.legistar.com/MeetingDetail.aspx?ID=1335648&GUID=4AE6B6F0-81B5-42EB-B831-](https://martin.legistar.com/MeetingDetail.aspx?ID=1335648&GUID=4AE6B6F0-81B5-42EB-B831-582B60BE412B&Search)

[582B60BE412B&Search](https://martin.legistar.com/MeetingDetail.aspx?ID=1355637&GUID=56A711CB-5933-42E9-BC65-92D039155891&Search) (December 2, 2025, Public Meeting)

<https://martin.legistar.com/MeetingDetail.aspx?ID=1355637&GUID=56A711CB-5933-42E9-BC65-92D039155891&Search> (February 24, 2026, Public Meeting)

BEFORE THE BOARD OF COUNTY COMMISSIONERS
MARTIN COUNTY, FLORIDA
RESOLUTION NO. 26-2.50

A RESOLUTION DETERMINING THE UNSOLICITED PROPOSAL SUBMITTED BY BUILDING TOMORROW'S SCHOOLS INC. FOR THE DESIGN AND CONSTRUCTION OF THE MARTIN COUNTY MAINTENANCE AND OPERATIONS FACILITY IS IN THE PUBLIC'S INTEREST PURSUANT TO SECTION 255.065, FLORIDA STATUTES WHEREAS, on December 2, 2025, at a duly noticed Martin County Board of County Commissioners meeting, pursuant to section 255.065, Florida Statutes, Building Tomorrow's Schools Inc.'s, (BTS) unsolicited proposal to construct a Maintenance and Operations Facility on County property located at 2251 SW Kanner Hwy, Stuart, Florida, in Martin County was presented and affected public entities and members of the public had an opportunity to provide comment; and WHEREAS, the Martin County Board of County Commissioners ("Board") accepted the unsolicited proposal after staff's presentation and public comment and directed staff to engage in the evaluation process delineated in section 255.065(3)(c), Florida Statutes; and

WHEREAS, the County engaged professionals to assist in evaluating the unsolicited proposal; and

WHEREAS, under section 255.065(3)(c), Florida Statutes, the Board is required to determine whether BTS's unsolicited proposal is in the public's interest at a second public meeting; and

WHEREAS, the Board had a second public meeting on February 24, 2026 to determine whether the unsolicited proposal was in the public's interest and to hear public comment; and

WHEREAS, at the second public meeting, the Board evaluated the following factors presented by staff, with the assistance of the retained professionals, to determine whether BTS's unsolicited proposal is in the public's interest:

1. The benefits to the public.
2. The financial structure of and the economic efficiencies achieved by the proposal.
3. The qualifications and experience of the private entity that submitted the proposal and such entity's ability to perform the project.
4. The project's compatibility with regional infrastructure plans.
5. Public comments submitted at the meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS, THAT:

A. The Board finds BTS's unsolicited proposal in the public's interest as follows:

1. The benefit to the public. The proposal provides measurable public benefits through consolidation of multiple County departments into a centrally located facility, improved operational and administrative efficiency, enhanced emergency response coordination, and relocation of County operations from airport property to other County owned property.
2. The financial structure of and the economic efficiencies achieved by the proposal. The proposed financial structure and delivery method are financially feasible and are anticipated to reduce project delivery time, lower lifecycle costs, and achieve economic efficiencies when compared to traditional delivery methods.
3. The qualifications and experience of the private entity that submitted the proposal and such entity's ability to perform the project. Building Tomorrow's Schools, Inc. has completed over 50 public projects and demonstrates the qualifications, experience, and capacity necessary to design, construct, and deliver a complex, multi-department County Maintenance and Operations Facility in accordance with the proposal.
4. The project's compatibility with regional infrastructure plans. The project is compatible with applicable regional infrastructure plans and is consistent with the County's Capital Improvement Plan and the Federal Aviation Administration

approved Voluntary Corrective Action Plan, supporting long-term facilities planning and strategic objectives.

5. Public comments submitted at the meeting. The Board of County Commissioners requested public comment at the December 2, 2025, public meeting. The Board heard public comments at the February 24, 2026, meeting (second publicly noticed meeting). There was no negative public comment; and accordingly, no public comment needs to be specifically addressed. Additionally, the public will have the opportunity to provide public comments prior to the County entering into a comprehensive agreement with BTS.

B. The Chief Procurement Officer is directed to publish a report in the Florida Administrative Register for at least seven (7) days that includes (1) the public interest determination; (2) the factors considered in the making such public interest determination; and (c) the findings based on each factor.

The vote was as follows:

Chair Sarah Heard	Yes
Vice Chair Edward V. Ciampi	Yes
Commissioner Stacey Heatherington	Yes
Commissioner J. Blake Capps	Yes
Commissioner Eileen Vargas	No

DULY PASSED AND ADOPTED THIS 24th DAY OF FEBRUARY, 2026.

Board of County Commissioners Martin County, Florida
Sarah Heard, Chair

Approved As To Form & Legal Sufficiency
Frank Moehrle for Elysse Elder, County Attorney

ATTEST:

Carolyn Timmann, Clerk of the Circuit Court and Comptroller

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraphs 120.55(1)(b)7. – 8., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, April 2, 2026, and 3:00 p.m., Wednesday, April 8, 2026.

Rule No.	File Date	Effective Date
1SER26-1	4/2/2026	4/2/2026
1SER26-2	4/8/2026	4/8/2026
5K-4.002	4/2/2026	4/22/2026
5K-4.0050	4/2/2026	4/22/2026
5K-4.023	4/2/2026	4/22/2026
40A-8.021	4/8/2026	4/28/2026

40A-8.061	4/8/2026	4/28/2026
53ER26-23	4/7/2026	4/8/2026
59A-3.246	4/2/2026	4/22/2026
59A-13.004	4/8/2026	4/28/2026
64B5-4.002	4/6/2026	4/26/2026
64B5-16.005	4/6/2026	4/26/2026
64B5-16.0051	4/6/2026	4/26/2026
64B5-16.006	4/6/2026	4/26/2026
64B5-16.0061	4/6/2026	4/26/2026
67-54.002	4/8/2026	4/28/2026
67-54.003	4/8/2026	4/28/2026
67-54.004	4/8/2026	4/28/2026
67-54.005	4/8/2026	4/28/2026
67-54.006	4/8/2026	4/28/2026
67-54.007	4/8/2026	4/28/2026
67-54.008	4/8/2026	4/28/2026
67-54.009	4/8/2026	4/28/2026
67-54.010	4/8/2026	4/28/2026
69N-127.001	4/7/2026	4/27/2026
69N-127.002	4/7/2026	4/27/2026
69O-125.001	4/7/2026	4/27/2026
69O-127.001	4/7/2026	4/27/2026
69O-127.002	4/7/2026	4/27/2026
69O-128.024	4/7/2026	4/27/2026
69O-128.035	4/7/2026	4/27/2026
69O-141.001	4/7/2026	4/27/2026
69O-142.012	4/7/2026	4/27/2026
69O-143.055	4/7/2026	4/27/2026
69O-143.060	4/7/2026	4/27/2026
69O-149.020	4/7/2026	4/27/2026
69O-158.001	4/7/2026	4/27/2026
69O-158.002	4/7/2026	4/27/2026
69O-167.020	4/7/2026	4/27/2026
69O-170.001	4/7/2026	4/27/2026
69O-171.001	4/7/2026	4/27/2026
69O-188.001	4/7/2026	4/27/2026
69O-188.002	4/7/2026	4/27/2026
69O-188.020	4/7/2026	4/27/2026
69O-190.074	4/7/2026	4/27/2026
69O-194.010	4/7/2026	4/27/2026
69O-203.078	4/7/2026	4/27/2026

69O-204.010	4/7/2026	4/27/2026
69O-238.001	4/7/2026	4/27/2026
73A-7.001	4/2/2026	4/22/2026
73A-7.002	4/2/2026	4/22/2026
73A-7.003	4/2/2026	4/22/2026
73A-7.004	4/2/2026	4/22/2026
73A-7.005	4/2/2026	4/22/2026
73A-7.006	4/2/2026	4/22/2026
73A-7.007	4/2/2026	4/22/2026
73A-7.008	4/2/2026	4/22/2026
75-2.020	4/2/2026	4/22/2026
75-11.022	4/2/2026	4/22/2026
75-14.002	4/3/2026	4/23/2026
75-14.019	4/3/2026	4/23/2026

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
14-10.0043	4/11/2025	**/**/****
62-42.300	12/31/2025	**/**/****
65C-9.004	3/31/2022	**/**/****
69C-2.004	11/5/2025	**/**/****
69C-2.005	11/5/2025	**/**/****
69C-2.016	11/5/2025	**/**/****
69C-2.022	11/5/2025	**/**/****
69C-2.026	11/5/2025	**/**/****
69C-2.034	11/5/2025	**/**/****
69C-2.035	11/5/2025	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Matt's Custom Golf Carts of Naples, Inc., line-make TEK0

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that TEK0 EV Inc, intends to allow the establishment of Matt's Custom Golf Carts of Naples, Inc., as a dealership for the sale and service of low-speed vehicles manufactured by Teko EV Inc., (line-make TEK0) at 3891 Davis Blvd, Naples, (Collier County), Florida 34104, on or after May 9, 2026.

The name and address of the dealer operator(s) and principal investor(s) of Matt's Custom Golf Carts of Naples, Inc are

dealer operator(s): Miki Bucci, 16133 S Tamiami Trail, Fort Myers, Florida 33908; principal investor(s): Miki Bucci, 16133 S Tamiami Trail, Fort Myers, Florida 33908.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jiansong Huang, Teko EV Inc, 12790 International Parkway, Dallas, TX 75228.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Savage & Savage LLC, line-make DACH

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that DCD Vehicle Corp, intends to allow the establishment of Savage & Savage LLC, as a dealership for the sale and service of low-speed vehicles manufactured by DCD Vehicle Corp (line-make DACH) at 5960 US Highway 1 N, St Augustine, (St Johns County), Florida 32095, on or after May 9, 2026.

The name and address of the dealer operator(s) and principal investor(s) of Savage & Savage LLC are dealer operator(s): Robert Savage, 240 Vale Dr, Saint Augustne, Florida 32095, principal investor(s): Robert Savage, 240 Vale Dr, Saint Augustne, Florida 32095, Kimberly Savage, 240 Vale Dr, Saint Augustine, Florida 32095.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Sarah E. Stewart, DCD Vehicle Corp, 2001 Directors Row, Orlando, Florida 32809.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Sunshine State Golf Carts Ocala LLC, line-make DACH

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that DCD Vehicle Corp, intends to allow the establishment of Sunshine State Golf Carts Ocala LLC, as a dealership for the sale and service of low-speed vehicles manufactured by DCD Vehicle Corp (line-make DACH) at 9267 SW Highway 200 Unit 4, Ocala, (Marion County), Florida 34481, on or after May 9, 2026.

The name and address of the dealer operator(s) and principal investor(s) of Sunshine State Golf Carts Ocala LLC are dealer operator(s): Sunshine State Golf Carts Ocala LLC, 9267 SW Highway 200 Unit 4, Ocala, Florida 34481-7681; principal investor(s): Ronald Lee Davis Jr., 3684 W Wade Hampton Ct, Lecanto, Florida 34461.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Sarah E. Stewart, DCD Vehicle Corp, 2001 Directors Row, Orlando, Florida 32809.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Section XIII

Index to Rules Filed During Preceding Week

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.
