

2017 - 2018 FDACS Proposed Regulatory Plan

Division	New Law/Amended	Rulemaking Required?	Rule Number	Rule Title	NRD Citation	Expected date of NPR
The following proposed rules will implement rulemaking authority enacted within the previous 12-months. (Section 120.74(1)(a), Florida Statutes.)						
AES	487.041	Yes	5E-2.040	Pesticide Active Ingredients Subject to Supplemental Registration Fee	N/A (Repeal)	9/11/17 (FAR 43/175)
Aquaculture	597.004	No	This change was for clarification purposes and does not require rulemaking.	N/A	N/A	N/A
Consumer Services	472.003(5)(d)	Yes	5J-17.050	Definitions	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.005(4)(a)	No	This law revising the definition of the term "Practice of surveying and mapping" does not require rulemaking.			
Consumer Services	472.005(4)(b)	No	This law revising the definition of the term "Practice of surveying and mapping" does not require rulemaking.			
Consumer Services	472.005(10)	No	This law redefining the term "Subordinate" does not require rulemaking.			
Consumer Services	472.013(2)	Yes	5J-17.021	Applications for Licensure: Education	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.013(2)	Yes	5J-17.022	Applications for Surveyor and Mapper Intern/Surveyor in Training	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.013(2)	Yes	5J-17.025	Domestic Equivalency Education Program Criteria for Applicants Who Graduated from Non-ABET Accredited Surveying and Mapping Degree Programs	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.013(3)	Yes	5J-17.021	Applications for Licensure: Education	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.013(3)	Yes	5J-17.022	Applications for Surveyor and Mapper Intern/Surveyor in Training	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.013(3)	Yes	5J-17.025	Domestic Equivalency Education Program Criteria for Applicants Who Graduated from Non-ABET Accredited Surveying and Mapping Degree Programs	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.015(5)(a)	No	This law revising the qualifications for licensure does not require rulemaking.			
Consumer Services	472.018	Yes	5J-17.041	Continuing Education Credit for Biennial Renewal	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.018	Yes	5J-17.043	Board Approval of Continuing Education Providers	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.018	Yes	5J-17.047	Approval of Continuing Education Courses	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.025(1)	Yes	5J-17.060	Seals Acceptable to the Board	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	472.0366(2)	Yes	5J-17.053	Standards of Practice -- Professional Matters in Surveying and Mapping	10/28/16 (FAR 42/211)	4/3/17 (FAR 43/64)
Consumer Services	501.013(6)	Yes	5J-4.004	Registration	Anticipated by 10/31/17	Anticipated by 3/30/18

2017 - 2018 FDACS Proposed Regulatory Plan

Division	New Law/Amended	Rulemaking Required?	Rule Number	Rule Title	NRD Citation	Expected date of NPR
The following proposed rules will implement rulemaking authority enacted within the previous 12-months. (Section 120.74(1)(a), Florida Statutes.)						
Consumer Services	501.059(3)(a)	No		This law removing a limitation on the length of time for which the department must place certain persons on a no-solicitation list does not require rulemaking.		
Consumer Services	501.604(13)	No		This law conforming cross-references is self implementing and does not require rulemaking.		
Consumer Services	501.605(1)	Yes	5J-6.005	Licensing Requirement, Commercial Telephone Seller, Salesperson, Substance Abuse Marketing Service Provider	8/4/2017 (FAR 43/151)	8/18/2017 (FAR 43/161)
Consumer Services	501.605(2)	Yes	5J-6.005	Licensing Requirement, Commercial Telephone Seller, Salesperson, Substance Abuse Marketing Service Provider	8/4/2017 (FAR 43/151)	8/18/2017 (FAR 43/161)
Consumer Services	501.605(5)	No		This law exempting providers of substance abuse marketing services from licensure requirement to post a bond, letter of credit, or certificate of deposit does not require rulemaking.		
Consumer Services	501.605(7)	No		This law clarifying that licensure-related provisions and requirements apply both to commercial telephone sellers and to providers of substance abuse marketing services does not require rulemaking.		

2017 - 2018 FDACS Proposed Regulatory Plan

Division	New Law/Amended	Rulemaking Required?	Rule Number	Rule Title	NRD Citation	Expected date of NPR
The following proposed rules will implement rulemaking authority enacted within the previous 12-months. (Section 120.74(1)(a), Florida Statutes.)						
Consumer Services	501.606	Yes	5J-6.005	Licensing Requirement, Commercial Telephone Seller, Salesperson, Substance Abuse Marketing Service Provider	8/4/2017 (FAR 43/151)	8/18/2017 (FAR 43/161)
Consumer Services	501.608(3)	No	This law requiring entities providing substance abuse marketing services to display a license does not require rulemaking.			
Consumer Services	501.608(4)	No	This law requiring an entity providing substance abuse marketing services to exhibit an active license or a copy of the affidavit of exemption before the local occupational license may be issued or reissued does not require rulemaking.			
Consumer Services	501.612	No	This law providing grounds for departmental action does not require rulemaking.			
Consumer Services	501.618	No	This law providing general civil remedies does not require rulemaking.			
Consumer Services	507.03(9)	Yes	5J-15.002	Enforcement Actions and Administrative Penalties	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	507.04(1)	No	This law making a technical change does not affect current rule and does not require rulemaking.			
Consumer Services	507.04(3)	Yes	5J-15.002	Enforcement Actions and Administrative Penalties	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	507.07(9)	Yes	5J-15.002	Enforcement Actions and Administrative Penalties	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	507.09(1)(b)	Yes	5J-15.002	Enforcement Actions and Administrative Penalties	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	507.10(2)	Yes	5J-15.002	Enforcement Actions and Administrative Penalties	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	531.37(1)	No	This law revising the definition of the term "Weights and measures" does not require rulemaking.			

2017 - 2018 FDACS Proposed Regulatory Plan

Division	New Law/Amended	Rulemaking Required?	Rule Number	Rule Title	NRD Citation	Expected date of NPR
The following proposed rules will implement rulemaking authority enacted within the previous 12-months. (Section 120.74(1)(a), Florida Statutes.)						
Consumer Services	531.61(1)	No		This law removing an exemption from commercial use permit requirements for taximeters and transportation measurement systems does not require rulemaking.		
Consumer Services	531.63(2)(g)	Yes	5J-22.006	Weighing and Measuring Device Permits	Anticipated by 10/31/17	Anticipated by 3/30/18
Consumer Services	604.16(2)	Yes	5J-25.009	Documents Incorporated By Reference	Anticipated by 10/31/17	Anticipated by 3/30/18
Food Safety	381.986(7)(e)8.	No		This new authority does not mandate rulemaking.	N/A	N/A
Food Safety	570.07(45)	No		This new authority does not mandate rulemaking.	N/A	N/A
Licensing	493.6112	YES	5N-1.142	Agency Reporting Requirements	Vol. 43 No. 146	10/1/2017
Licensing	493.6203 493.6303	YES	5N-1.140	Security Officer, Recovery Agent and Private Investigative Intern School Curriculum; Examinations; Retention of Records.	Vol. 43 No. 146	10/1/2017
Marketing and Development	573.118	No		This law was revised to eliminate the Division of Marketing and Development's duty to file certain documents pertaining to bidding. Rulemaking will not be required to implement this change.		
Plant Industry	1004.4473(2)	Yes	5B-57.013	Industrial Hemp Planting Permits	09/15/2017; 43/179	TBD

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
AES	576.181	5E-1.003 (2)(a)7., (3)(b), (7)(a)-(d)	Labels or Tags	To update University of Florida, IFAS document referenced in rule. To update Chlorine guarantee labeling requirements	X				
AES	576.041	5E-1.012	Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement.	Replace monthly fertilizer sales reporting with quarterly to align with statute.		X			
AES	576.051, 576.061, 576.071, 576.181	5E-1.016	Commercial Values for Penalty Assessments	Amending fertilizer sources and updating the fertilizer commercial values used in penalty calculations	X				
AES	570.07, 576.181	5E-1.029	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	487.041	5E-2.040	Pesticide Active Ingredients Subject to Supplemental Registration Fee	Biennial revision of the list of pesticide active ingredients for which a brand of pesticide is subject to the supplemental registration fee			X		
AES	570.07, 570.971, 580.041, 580.051, 580.065, 580.091, 580.111, 580.121, 580.131	5E-3.018	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	570.07, 570.971, 578.11, 578.12, 578.181	5E-4.015	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	487.044, 487.046, 487.049	5E-9.026	Procedures for Pesticide Applicator Certification, Licensure and License Renewal	Online application and recertification processes and online continuing education provider CEU request process, and requirements to be a provider		X			
AES	487.048	5E-9.027	Procedures for Pesticide Dealer Licensure and License Renewal	Online application and recertification processes and online continuing education provider CEU request process, and requirements to be a provider		X			
AES	487.049	5E-9.029	Procedures for Pesticide Applicator Recertification	Online application and recertification processes and online continuing education provider CEU request process, and requirements to be a provider		X			
AES	487.051	5E-9.036	Pesticide Aircraft Registration, Liability Insurance/Surety Bond, Security, Inspection, Storage, Recordkeeping, Area-of-Application Information, Transactions, and Forms	Updating incorporated materials	X				
AES	570.07, 570.971	5E-9.037	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	388.261, 388.162, 388.361(2)(a)	5E-13.030(1), (3), (4), (6)	State Aid Basis and Availability	Revise to better agree with funding language in statute	X				
AES	388.162	5E-13.032(4), (5)	Program Directors, Employment and Classification	Update Director Qualifications	X				
AES	388.361(2)(a)	5E-13.036(1)	Demonstrable Increase or Other Indicator of Arthropod Population Level	Revise pest thresholds to allow for exemptions in times of public health emergencies, and better reflect certain vectoring species	X				

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
AES	388.361, 388.3711, 570.07(16), 482.032(3)(a), 482.051, 570.07(23)	5E-13.0341	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	482.051	5E-14.149	Enforcement and Penalties	To adopt by reference the changes of Chapter 570, F.S., establishing class categories for administrative and civil penalties for violations to the law set forth in Section 570.971, F.S., and to define fine matrices for penalties pursuant to Section 570.971, F.S.	X				
AES	482.051	5E-14.147	Notice of Pesticide Applications	Clarify language regarding sign placement.	X				
Animal Industry	570.07(15), 570.36(2), 585.003, 585.08(2)(a), 585.11(1)(4), 585.145(1)(2), 585.16	5C-3.001	Definitions	Adds industry specific terms and disease definitions.	X	X			
Animal Industry	570.07(15), 570.36(2), 585.11(1), 585.145(1)(2), 585.16	5C-3.002	General Requirements and Limitations	Clarifies general requirements for animal imports into the state.	X	X			
Animal Industry	570.07(15), 570.36(2), 585.002(5), 585.08(1)(2)(a), 585.14, 585.145(1)(2)	5C-3.003	Equine	Clarifies and updates import requirements for equine.	X	X			
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16	5C-3.004	Cattle or Bison	Clarifies Official Identification for cattle and defines commuter herd regulations	X	X			
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16	5C-3.005	Goats or Sheep	Clarifies rule text for goat or sheep import and clarifies exemptions for testing.	X	X			
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16	5C-3.007	Swine	Clarifies individual identification requirements	X	X			
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16, 828.29(1)(a), (2)(a)	5C-3.009	Dogs or Cats	Clarifies rule text for OCVI requirements and Rabies Vaccinations	X	X			
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2),	5C-3.011	Cervids(Farmed or Captive)	Aligns rule with FWC Rule 68A-4.0051 F.A.C., Clarifies testing requirements for exempt imports and removes obsolete language	X		X		X
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16	5C-3.012	Domestic Powl, Poultry, Poultry Products and Ratites	Clarifies individual identification requirements	X				
Animal Industry	570.07(15), 570.36(2), 585.08(1)(2)(a), 585.145(1)(2), 585.16	5C-3.014	Elephants	Establishes testing requirements for elephant imports	X	X			X
Animal Industry	585.08(2)(a), 585.145(1)(2)	5C-4.003	Swine	Clarify testing requirements	X	X			
Animal Industry	585.08(2)(a), 585.145(1)(2)	5C-4.005	Sheep and goats	Clarifies individual identification requirements	X	X			
Animal Industry	585.01(3), 585.145(1)(2)	5C-5.001	Definitions	Updates and clarifies definitions	X	X			
Animal Industry	585.145(1)(2)	5C-5.002	Diseased Animals	Update and clarify rule	X	X			
Animal Industry	585.11(1)(2)	5C-5.0021	Identification and Test of Cattle Sold for Slaughter	Update identification requirements	X	X			
Animal Industry	585.11(1)(2)	5C-5.003	Facilities	Update and clarify facility requirements	X	X			
Animal Industry	585.14, 585.145(1)(2)	5C-5.004	Dealer Registration and Record Keeping	Updated and clarify record keeping requirements	X	X			
Animal Industry	585.61	5C-13.0035	Definitions	Add definitions for laboratory testing	X				
Animal Industry	585.61(3)	5C-13.004	Schedule of Fees	Updates and standardizes lab fees and services	X	X	X		
Animal Industry	570.07, 585.02, 585.08	5C-16.001	Definitions	Incorporation of Digital Forms		X			
Animal Industry	570.07, 585.02, 585.08	5C-16.021	Intrastate Movement of Domestic Fowl	Incorporation of Digital Forms		X			
Animal Industry	585.671, 585.11(1)	5C-18.001	Definitions	Adds industry terms and disease definitions	X	X			
Animal Industry	585.002(5), 585.671, 585.11(1)	5C-18.003	Official Test	Clarifies requirements of information on EIA testing forms and EIA testing requirements for laboratories	X				
Animal Industry	585.671, 585.18	5C-18.004	Report of Test	Updates management of positive test results per new USDA guidance	X				
Animal Industry	585.08(1), 585.145(1), (2), 585.16, 585.671	5C-18.007	Quarantine	Clarifies quarantine requirements of positive and exposed horses and requirement documentation of horses that died under quarantine	X	X			
Animal Industry	585.145(2), 585.16, 585.671	5C-18.010	Test Required for Movement, Assembly, Change of Ownership, and for Breeding Stallions and Mares	Updates rule to include acceptance of electronic EIA documents and remove slaughter language	X	X	X	X	
Animal Industry	585.671, 585.14, 585.16, 585.18, 585.19, 585.23	5C-18.011	Procedures for Assembly Points, Approved Quarantine Assembly Points, Approved Quarantine Premises, and Horse Slaughter Sales	Remove all language- repealed			X	X	
Animal Industry	570.07, 585.01, 585.08(1), 585.11, 585.145(1)	5C-21.002	Definitions	Added definitions for clarification and repealed unnecessary definitions	X	X	X		
Animal Industry	570.07, 585.002(5), 585.08(1), 585.11, 585.145(1)(2), 585.17, 585.23, 585.40	5C-21.010	General Requirements and Limitations	Repeal unnecessary language			X		
Animal Industry	585.11(1)(2), 585.145, 585.20, 585.21	5C-21.011	Vaccination, Approval and Procedures	Repeal unnecessary language			X		
Animal Industry	585.08(3), 585.09, 585.11(1)(2), 585.145(1)(2), 585.20	5C-21.012	Procedures for Control and Eradication of Pseudorabies	Update Reference Material; repeal unnecessary language	X		X		

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Animal Industry	585.11(1)(2), 585.145(1)(2), 585.16	5C-21.015	Swine Movement Requirements	Update Reference Material; repeal unnecessary language	X		X		
Animal Industry	585.11, 585.145, 585.16	5C-21.018	Commercial Production Swine Herd Requirements	Update Reference Material; repeal unnecessary language	X		X		
Animal Industry	585.001	5C-22.002	Definitions	Adds industry terms and disease definitions	X	X			
Animal Industry	585.11(1), 585.145, 585.16, 585.17, 585.23	5C-22.003	Procedures, General	Updates quarantine facility requirements per new USDA guidance	X				
Animal Industry	585.003, 585.08(1), 585.11(1), 585.145(1), 585.16, 585.23	5C-22.004	Approval of Quarantine Facilities	Updates quarantine facility inspection period and original approval of the facility	X	X			
Animal Industry	585.011(1), 585.145(1)	5C-22.005	Quarantine and Release From Quarantine for Contagious Equine Metritis	Updates quarantine release requirements per new USDA guidance	X	X			
Animal Industry	585.002(4), 585.145(1), 585.16, 585.61(4)	5C-22.010	Laboratory Tests and Cultures	Updates sample submission requirements per new USDA guidance	X	X			
Animal Industry	585.002(5), 585.145(1), 585.147	5C-23.002	Application for Permit; Fees	Repeal rule if statute changes according to recommendation			X	X	
Animal Industry	585.145(1), 585.147	5C-23.003	Transporting or Hauling Animal Carcasses or Refuse; Procedures; Records; Equipment; Quarantine	Repeal language about permitting	X	X	X		
Animal Industry	585.08(2)(a), 585.145(1)(2), 828.29(3)	5C-24.001	Definitions	Updated and clarify definitions	X	X			
Animal Industry	858.002(5), 828.29(3)(b)	5C-24.002	General Requirements	Update requirements	X	X			
Animal Industry	585.002(5), 585.08(1)(2), 585.145(1)(2),(3), 585.155, 828.29	5C-24.003	Official Certificate of Veterinary Inspection (OCVI)	Update fees, forms, and requirements for OCVis	X	X	X		
Animal Industry	828.29	5C-27.001	Sale of Dog or Cat	Change technical information; add online submission language; incorporate 5C-28 language	X	X			
Animal Industry	585.002, 585.145(2)	5C-28	Sale of Animals	Removal of rule with incorporation into 5C-27	X		X		
Animal Industry	585.003, 585.11(1), 585.14, 585.145(1) and (2)	5C-29.002	General Requirements for Movement of Sheep and Goats	Update movement requirement to better serve the current industry without increased disease risk	X	X			
Animal Industry	585.003, 585.11(1), 585.14, 585.145(1) and (2)	5C-29.008	Reference Materials	Change in the USDA Voluntary Scrapie Flock Certification Program Standards	X				
Aquaculture	597.020	5L-1.002	Definitions	Add definition for inshell product to be consistent with the NSSP model ordinance, clarify shellstock definition	X				X
Aquaculture	597.020	5L-1.003	Shellfish Harvesting Areas and Standards	Pensacola Bay, North Bay, Horseshoe Beach, Suwannee Sound, Withlacoochee Bay, and Ten Thousand Islands. New management Plan for Lower Tampa Bay.	X	X			
Aquaculture	500.09, 597.02	5L-1.006	Compliance and Penalties	Review terminal sale date requiring sell by 14 days of harvest date language	X	X			
Aquaculture	597.020	5L-1.007	Container Identification, Terminal Sale Date; Prohibitions	Amends the rule to include "Keep Refrigerated" on certified facilities tag. Review to include wholesale dealers license #	X				
Aquaculture	597.020	5L-1.008	Shellfish Handling	Review time/temperature requirements for March, April and October	X				X
Ag. Water Policy	403.067(7)(d)2.c.	5M-1.001, .008, & .009	Implementation Verification	New, based on direction from 2016-1, LOF. NOPR published July 19, 2017. Comments received from JAPC dated July 28, 2017. Notice of Change in approval routing as of 8/16/17.	x				x
Ag. Water Policy	403.067(7)(e)2.	5M-8	Best Management Practices for Florida Vegetable and Agronomic Crops	Amendment of existing rule. Deletes schedule for re-enrollment of operations enrolled in BMPs prior to adoption of the existing rule and adds a date by which operations will be evaluated for implementation of BMPs under the 2015 BMP manual. Notice of Rule Development in approval routing as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(e)2., (13)(b), 570.07(23), 570.85	5M-12	Conservation Plans for Specified Agricultural Operations	Amendment of existing rule. Adds an optional production unit enrollment for producers conducting multiple types of agricultural operations in a unit. Preliminary draft language being reviewed by stakeholders as of 8/16/17.	x	x			x
Ag. Water Policy	570.93(1)(a)	5M-1.007	Cost-Sharing for Implementation of BMPs	New. Clarifies and codifies procedures and processes for administration of the cost-share program. Preliminary draft language under internal development as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(e)2.	5M-1.002, .003, .004, & .006	Enrollment in BMPs	New. Codifies procedures and processes for enrollment in the program of BMPs. Preliminary draft language under internal development as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(e)2.	5M-11	Best Management Practices for Florida Cow/Calf Operations	Amendment of existing rule, with title change to Best Management Practices for Florida Cattle Operations. Adoption by rule of new and revised BMPs following routine periodic review of BMPs. Draft revised BMP manual under development with stakeholder and internal steering committee as of 8/16/17.	x	x			x

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Ag. Water Policy	403.067(7)(c)2.	5M-9	Best Management Practices for Florida Sod	Amendment of existing rule. Adoption by rule of new and revised BMPs following routine periodic review of BMPs. Draft revised BMP manual under development with stakeholder and internal steering committee and cooperating agencies as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(c)2.	5M-13	Best Management Practices for Florida Specialty Fruit and Nut Operations	Amendment of existing rule. Adoption by rule of new and revised BMPs following routine periodic review of BMPs. Draft revised BMP manual under development with stakeholder and internal steering committee and cooperating agencies as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(c)2.	5M-20	Best Management Practices for Florida Small Farms	New. Adoption by rule of a new manual of BMPs focused on small farms. Concepts and preliminary manual language under development with a stakeholder and internal steering committee as of 8/16/17.	x	x			
Ag. Water Policy	403.067(7)(c)2.	5M-14	Best Management Practices for Florida Equine Operations	Amendment of existing rule. Adoption by rule of new and revised BMPs following routine periodic review of BMPs. Steering committee to be formed in late fall or winter 2017-18.	x	x			
Ag. Water Policy	403.067(7)(c)2.	5M-16	Best Management Practices for Florida Citrus	Amendment of existing rule. Adoption by rule of new and revised BMPs following routine periodic review of BMPs. Will also involve repeal of obsolete rules (5M-2, 5M-5, and 5M-7). Steering committee to be formed in spring 2018.	x	x			
Consumer Services	501.015(1), (2), (3), (4), 501.016(1), (2), 501.017	5J-4.004	Registration	Amends incorporated form to remove portions related to exemptions.	X	X			
		5J-4.005	Exemption		X	X			
Consumer Services	501.013		Exemption	Incorporates a department form related to exemptions.					
Consumer Services	501.016(2), (3)	5J-4.014	Security Requirements	Updates reference to department form.	X				
Consumer Services	501.605, 501.607, 501.608, 501.609	5J-6.005	Licensing Requirement, Commercial Telephone Seller, Salesperson, Substance Abuse Marketing Service Provider	Updates incorporated form to comply with statutory language.	X				
Consumer Services	501.604, 501.608	5J-6.013	Exemption	Incorporates a department form related to exemptions.	X	X			
Consumer Services	501.612	5J-6.014	Denials	Amends rule to include entities providing substance abuse marketing services.	X				
Consumer Services	501.611	5J-6.015	Security Requirements	Updates reference to a department form.	X				
Consumer Services	559.904	5J-12.002	Registration	Updates incorporated poster to modernize and enhance consumer rights information.	X				
Consumer Services	507.08, 507.09, 507.10, 507.11, 570.971(4)	5J-15.002	Enforcement Actions and Administrative Penalties	Amends the major violations to align with statute.	X				
Consumer Services	Chapter 472	5J-17	Professional Surveyors and Mappers	Amends rules to comply with statutory language; amends incorporated forms; and updates rule chapter with general updates necessary to protect the health, safety and welfare of the public.	X	X	X		
Consumer Services	Chapter 527	5J-20	Liquefied Petroleum Gas Inspection	Eliminates inconsistencies related to incorporated standards; amends incorporated forms; updates references to standards, forms, and an obsolete bureau.	X				
Consumer Services	525.01, 525.035, 525.037, 525.14	5J-21.001	Standards.	Updates standards incorporated by reference.	X				
Consumer Services	525.01, 525.09, 525.035, 525.037, 525.14	5J-21.003	Registration and Identification	Updates standards and incorporated forms; updates references to standards and incorporated forms.	X				
Consumer Services	526.01, 531.44	5J-21.004	Motor Fuel Price Posting	Clarifies the posting requirements of the discounted price per gallon.	X				
Consumer Services	525.07	5J-21.005	Inaccurate Measuring Devices	Updates references to rules and incorporated form.	X				
Consumer Services	525.16, 531.42, 531.44, 570.971(4)	5J-21.008	Guidelines for Imposing Administrative Penalties	Updates penalty rules to comply with statute.					
Consumer Services	531.42, 531.50, 531.60, 531.61, 531.62, 531.63, 531.64, 531.65, 531.66	5J-22.006	Weighing and Measuring Device Permits	Updates incorporated form to comply with statute.	X				
Consumer Services	501.913, 501.917, 501.921	5J-23.001	Standards	Updates standards incorporated by reference.	X				
Consumer Services	501.913, 501.918, 501.919	5J-23.0015	Registration	Renumbers rule and updates incorporated form.	X				
Consumer Services	501.913, 501.918, 501.919, 501.922, 570.971	5J-23.003	Guidelines for Imposing Administrative Penalties	Updates penalty rules to comply with statute.	X				
Consumer Services	526.52, 526.53(1), (2), 526.54	5J-24.001	Performance Specifications and Standards for Motor Vehicle Brake Fluid	Updates and adopts standards and specifications.	X				
Consumer Services	526.51, 526.52, 526.53	5J-24.002	Registration	Updates incorporated forms.	X				
Consumer Services	526.55, 570.971	5J-24.003	Guidelines for Imposing Administrative Penalties	Updates rule to comply with statute.	X				

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Consumer Services	534.48, 601.66, 604.16, 604.18, 604.20, 604.21, 604.23, 604.33	5J-25.009	Documents Incorporated By Reference	Amends incorporated forms to comply with statute.	X	X			
Consumer Services	472.015(3)(b), 501.015(2), 501.605(5)(b), 501.607(2)(b), 507.03(3)(b), 527.02(3)(b), 539.001(3)(c), 559.904(3)(b), 559.928(2)(c)	5J-26.001	Military Fee Waiver	Amends incorporated form to include providers of substance abuse marketing services.	X			X	
Florida Forest Service	589.011(3), 589.071	5I-4.002	Purpose and Definitions	Revisions provide new definitions for different types of campsites and campgrounds, correct ordering of definitions, capitalize defined terms, and adopt an updated fee schedule.	X	X			
Florida Forest Service	589.011(3), 589.071	5I-4.003	Vehicular, Animal and Pedestrian Control	Capitalize defined terms throughout, and revise text to better clarification to implement this provision.	X				
Florida Forest Service	589.011(3), 589.071	5I-4.005	Protection of Managed Lands	Capitalize definitions, and revise text for better understanding.	X				
Florida Forest Service	589.011(3), 589.071	5I-4.006	Recreational Activities and Facilities	Capitalize defined terms, and provide clarification of different types of campsites and campgrounds. Defines how long a visitor came stay as a guest of people who have reserved a campsite. Revise text for better understanding.	X	X			
Florida Forest Service	589.011(3), 589.071	5I-4.007	Garbage, Water Pollution and Glass Containers	Capitalize defined terms.	X				
Florida Forest Service	589.011(3), 589.071	5I-4.008	Vendors; Authorization; Fees	Capitalize defined terms, and references an updated fee schedule location in 5I-4.002.	X				
Florida Forest Service	589.011(3), 589.071	5I-4.011	Penalties for Violations	Capitalize a defined term.	X				
Florida Forest Service	403.067(7)	5I-6.001	Purpose	Repeal.	X				
Florida Forest Service	403.067(7)	5I-6.002	Approved Best Management Practices (BMPs)	Delete website location and add reference material for the BMP Manual.	X	X			
Florida Forest Service	403.067(7)	5I-6.003	Presumption of Compliance	Adds the locations of both reference materials for the BMP Manual and the Notice of Intent, and deletes other language.	X				
Florida Forest Service	403.067(7)	5I-6.004	Notice of Intent to Implement	Updates language and adds Notice of Intent as reference material, and deletes the website location.	X				
Florida Forest Service	403.067(7)	5I-6.005	Record Keeping	Updates language and provides that certain records are exempt from public records.	X				
Florida Forest Service	403.067(7)	5I-6.006	Implementation Verification	This is all new language that provides definition, that there will be implementation status assessments, and provides implementation assistance those enrolled with this program.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.001	Purpose	Change Title to Program Goals and Objective, and revise text for better understanding.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.002	Definitions	Capitalize definitions, and other clarifications.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.003	Program Goal and Objectives	Change Title to Project Eligibility, capitalize definitions, and revise text for better understanding.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.004	Application Procedures and Requirements	Revise text for better understanding.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.005	Technical Review and Evaluation of Project Applications	Provide better clarification to implement this provision.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.006	Program Review and Evaluation of Project Applications	Capitalize definitions, and revise text for better understanding.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.007	Ranking, Review and Approval of Priority Acquisition	Capitalize definitions, and revise text to better clarification to implement this provision.	X	X			
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.008	Title and Survey	Capitalize definitions, and revise text to better clarification to implement this provision.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.009	Appraisal Procedures, Report Requirements and Determining Maximum Amounts	Capitalize definitions, and clarify statutory provisions.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.010	Negotiations and Purchase Instruments	Capitalize definition.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.011	Board Action	Capitalize definition, and clarify statutory provision.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.012	Closing	No change.	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.013	Multi-Party Acquisitions	Clarify statutory provisions	X				
Florida Forest Service	570.70, 570.71 (10), 259.105 (3)(g)	5I-7.014	Compliance, Monitoring and Enforcement	Capitalize definition, and revise text to better clarification to implement this provision.	X	X			
Food, Nutrition and Wellness	595.404	5P-1.003	Responsibilities for the School Food Service Program	Clarifies responsibilities for all programs sponsors and updates language to align with recent changes to federal regulations.	X	X			
Food, Nutrition and Wellness	595.404	5P-1.004	Family Size and Income Level	Removes duplicative, federally-regulated eligibility requirements related to the processing of free and reduced-price meals.			X		
Food, Nutrition and Wellness	595.404	5P-1.005	Supervision and Administration	Removes all references to the incentive plan.			X		
Food, Nutrition and Wellness	595.404	5P-2	School Nutrition Programs	Establishes new chapter	X	X			

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Food, Nutrition and Wellness	595.404	5P-2.001	Definitions	Provides defining terms for language used through the chapter.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.002	Program Participation	Provides eligibility criteria and requirements for participating in School Nutrition Programs.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.003	Program Responsibilities	Indicates responsibilities and procedures of each School Nutrition Program sponsor.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.004	Procurement Standards	Specifies the standards for procurement of goods and services in SNPs	X	X			
Food, Nutrition and Wellness	595.404	5P-2.005	Reimbursement Process	Provides guidance for sponsors on the use of funds, claims reimbursements and financial oversight.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.006	Administrative Reviews	Specifies the processes for State Agency review and oversight of sponsors, as well as evaluations and audits of the sponsors compliance with SNP regulations and operational effectiveness by other state and federal agencies.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.007	Sanctions, Penalties, and Fiscal Action	Specifies the substantive and fiscal consequences of program irregularities, complaints, fraud, and other findings against sponsors. Provides direction related to the State Agency processes for suspension or termination of sponsor participation.	X	X			
Food, Nutrition and Wellness	595.404	5P-2.008	Appeals	Provides the process for sponsor appeal of state agency decisions.	X	X			
Food, Nutrition and Wellness	595.404	5P-3	Summer Food Service Program	Establishes new chapter	X	X			
Food, Nutrition and Wellness	595.404	5P-3.001	Definitions	Provides defining terms for language used through the chapter.	X	X			
Food, Nutrition and Wellness	595.404	5P-3.002	Program Participation	Provides the State Agency process of determining the eligibility of sponsors applying for participation in SFSP	X	X			
Food, Nutrition and Wellness	595.404	5P-3.003	Program Responsibilities	Provides the SFSP sponsor application process and the State Agency standards for approval or denial of applications	X	X			
Food, Nutrition and Wellness	595.404	5P-3.004	Procurement Standards	Specifies the standards for procurement of goods and services in SFSP	X	X			
Food, Nutrition and Wellness	595.404	5P-3.005	Reimbursement Process	Provides guidance for sponsors on the allowable use of funds, claims reimbursements processes and financial oversight.	X	X			
Food, Nutrition and Wellness	595.404	5P-3.006	Administrative Reviews	Specifies the processes for State Agency review and oversight of sponsors, as well as evaluations and audits of the sponsors compliance with SFSP and operational effectiveness by other state and federal agencies	X	X			
Food, Nutrition and Wellness	595.404	5P-3.007	Sanctions, Penalties, and Fiscal Action	Specifies the substantive and fiscal consequences of program irregularities, complaints, fraud, and other findings against sponsors. Provides direction related to the State Agency processes for suspension or termination of sponsor participation.	X	X			
Food, Nutrition and Wellness	595.404	5P-3.008	Appeals	Provides the process for sponsor appeal of state agency decisions.	X	X			
Food, Nutrition and Wellness	595.404	5P-4	Fresh Fruit and Vegetable Program	Establishes new chapter	X	X			
Food, Nutrition and Wellness	595.404	5P-4.001	Purpose	Provides the general purpose, scope and administration of the Fresh Fruit and Vegetable Program (FFVP)	X	X			
Food, Nutrition and Wellness	595.404	5P-4.002	Eligibility	Provides the State Agency process of determining the eligibility of sponsors applying for participation in FFVP	X	X			
Food, Nutrition and Wellness	595.404	5P-4.003	Application Process	Provides the FFVP application process and the State Agency standards for approval or denial of applications	X	X			
Food, Nutrition and Wellness	595.404	5P-4.004	School Selection Criteria	Provides guidance for sponsors on the allowable use of funds, claims reimbursements processes and financial oversight	X	X			
Food, Nutrition and Wellness	595.404	5P-4.005	Procurement Standards	Specifies the standards for procurement of goods and services in FFVP	X	X			
Food, Nutrition and Wellness	595.404	5P-4.006	Reimbursement and Financial Management	Provides guidance for sponsors on the allowable use of funds, claims reimbursements processes and financial oversight	X	X			
Food, Nutrition and Wellness	595.404	5P-4.007	Program Reviews, Management Evaluations and Audits	Specifies the processes for State Agency review and oversight of sponsors, as well as evaluations and audits of the sponsors compliance with FFVP regulations and operational effectiveness by other state and federal agencies	X	X			
Food, Nutrition and Wellness	595.404	5P-4.008	Appeals	Provides the process for participant appeal of state agency decisions	X	X			
Food, Nutrition and Wellness	595.408	5P-5	Food Distribution Program for Schools	Establishes new chapter	X	X			
Food, Nutrition and Wellness	595.408	5P-5.001	Purpose	Provides the general purpose, scope and administration of the Food Distribution Program (FDP)	X	X			
Food, Nutrition and Wellness	595.408	5P-5.002	Eligibility and Application Process	Provides the State Agency process of determining the eligibility of agencies applying for participation in the FDP, as well the standards for approval or denial of applications	X	X			
Food, Nutrition and Wellness	595.408	5P-5.003	Allocation and Distribution of USDA Foods	Provides the State Agency process for determining the allocation and distribution of USDA Foods	X	X			
Food, Nutrition and Wellness	595.408	5P-5.004	Damaged and Out-of-Condition Foods	Specifies the process for handling incidents of damaged and/or out-of-condition products received by recipient agencies	X	X			
Food, Nutrition and Wellness	595.408	5P-5.005	Warehousing, Storage, and Inventory of USDA Foods	Provides standards for recipient agencies on the use and review of warehouses and storage facilities, as well as the standards for the maintenance of USDA Foods physical inventories.	X	X			
Food, Nutrition and Wellness	595.408	5P-5.006	Processing of USDA Foods	Specifies the terms and conditions under which recipient agencies may enter into contracts for the processing of USDA Foods and prescribes requirements in addition to the minimum regulatory requirements.	X	X			
Food, Nutrition and Wellness	595.408	5P-5.007	Financial Management	Provides the process by which the State Agency assesses distribution costs, processes claims, and handles program funds.	X	X			

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Food, Nutrition and Wellness	595.408	5P-5.008	Procurement Standards	Specifies the procurement procedures for recipient agencies	X	X			
Food, Nutrition and Wellness	595.408	5P-5.009	Program Reviews, Management Evaluations and Audits	Specifies the processes for State Agency review and oversight of sponsors, as well as evaluations and audits of the recipient agencies compliance with program regulations and operational effectiveness by other state and federal agencies	X	X			
Food, Nutrition and Wellness	595.408	5P-5.010	Sanctions, Penalties, and Fiscal Action	Specifies the substantive and fiscal consequences of program irregularities, complaints, fraud, and other findings against sponsors	X	X			
Food, Nutrition and Wellness	595.408	5P-5.011	Suspension and Termination	Provides direction related to the State Agency processes for suspension or termination of sponsor participation	X	X			
Food, Nutrition and Wellness	595.408	5P-5.012	Appeals	Provides the process for participant appeal of state agency decisions	X	X			
Food, Nutrition and Wellness	595.408	5P-6	The Emergency Food Assistance Program	Establishes new chapter	X	X			
Food, Nutrition and Wellness	595.404	5P-7	WIC Farmers' Market Nutrition Program	Establishes new chapter	X	X			
Food, Nutrition and Wellness	500.81	5P-10	Healthy Food Financing Initiative	Establishes new chapter	X	X			
Food, Nutrition and Wellness	500.81	5P-10.001	Definitions	Definitions	X	X			
Food, Nutrition and Wellness	500.81	5P-10.002	Contractor Eligibility and Contract Periods	Contractor Eligibility and Contract Periods	X	X			
Food, Nutrition and Wellness	500.81	5P-10.003	Management of Program Funds and Reporting	Management of Program Funds and Reporting	X	X			
Food, Nutrition and Wellness	500.81	5P-10.004	Applicant Qualifications and Project Eligibility Criteria	Applicant Qualifications and Project Eligibility Criteria	X	X			
Food Safety	500.02, 500.03, 500.032, 500.04, 500.09, 500.10, 500.11, 500.12, 500.121, 500.13, 500.147, 500.166, 500.169, 500.172, 500.459, 570.07(2), (6), (9), (16), (18), (24), 570.0725 FS.	5K-4.002	Documents Incorporated by Reference and Definitions	The proposed rule change is requested to update federal regulations currently adopted to include the parts pertaining to seed sprouts in 21 CFR 112 "Standards For The Growing, Harvesting, Packing and Holding of Produce For Human Consumption"; and to include 21 CFR 117 "Current Good Manufacturing Practice, Hazard Analysis, and Risk-Based Preventive Controls for Human Food" in its entirety.	X				
Food Safety	500.09, 500.148(3), 570.07(23), 500.09, 500.148(2), (3) FS.	5K-4.026	Certificates of Free Sale	The proposed rule change is requested better align existing rule with statutory authority and intent. It would also provide a more efficient process for industry and may reduce some of the existing fees for certificates.	X	X	X	X	
Food Safety		5K-10	Milk, Milk Products, and Frozen Desserts	Change Rule from Title 5D to 5K-10 since the movement of the Division of Dairy Industry to the Division of Food Safety. Update as necessary. (Request was initiated Fiscal Year 2016/2017.)	X				
Food Safety	502.012, 502.014, 503.031, 502.053, 502.091	5K-10.001	Documents Incorporated by Reference and Definitions	The proposed rule change adds additional documents to be incorporated by reference and updates documents already incorporated by reference.	X	X			
Food Safety	502.014, 502.032, 502.053, 502.091, 502.165, 502.231, 503.031, 503.041, 503.051	5K-10.002	Permits, Licenses and Inspections	The proposed rule change clarifies guidelines for general permits and requirements for inspections. It also deletes obsolete and redundant rule text.	X	X	X		
Food Safety	502.014, 502.042, 502.091, 503.031	5K-10.003	Dating: Standards for Milk, Milk Products, Manufactured Milk	The proposed rule change clarifies guidelines for product shelf-life.	X	X			
Food Safety	502.014, 502.053, 502.091, 502.121, 503.031	5K-10.004	Future Dairy Farms, Milk Plants, Manufacturing Milk Plants and Frozen Dessert Plants	The proposed rule change clarifies guidelines for the structure of dairy farms, milk plants, manufacturing milk plants, and frozen dessert plants. It also deletes obsolete and redundant rule text.			X		
Food Safety	502.231	5K-10.005	Guidelines for imposing Administrative Penalties	This proposed rule will outline penalties for violations of the Chapter 502, F.S. and Rule Chapter 5K-10, F.A.C.	X	X			
Food Safety	381.986(7)(e)8., 500.12	5K-4.020	Food permits, requirements and fees	This proposed rule will outline the process for a medical marijuana treatment center that produces edibles to obtain a permit to operate as a food establishment pursuant to chapter 500, F.S.		X			X

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Licensing	493.6115(16) 493.6304(1) 493.6110 493.6112(2) 493.6105(1) 493.6105(3)(k) 493.6105(3)(l) 493.6406(1) 493.6116(2) 493.6116(5) 493.6105(7) 493.6105(4) 493.6206(2) 493.6113(2) 493.6115(12)	5N-1.100	Organization	The Division intends to update our list of forms.	X		X		
Licensing	493.6121	5N-1.138	School Staff; Licensing Requirements; Standards	The Division intends to revise rule to include record keeping and reporting requirements.		X			
Licensing	493.6121	5N-1.132	Firearms Training	The Division intends to revise rule to include reporting requirements.		X			
Plant Industry	586.02, 586.11	5B-54.001	Definitions and Purpose	Add definitions to clarify regulatory text.	X	X		X	X
Plant Industry	586.10(5)	5B-54.003	Regulated Honeybee Pests	To correct spelling of honey bee and italicize scientific names.	x	x			x
Plant Industry	586.10(5)	5B-54.004	Unwanted Races of Honeybees	To correct spelling of honey bee and italicize scientific names.	x	x			x
Plant Industry	586.10(5)	5B-54.005	Regulated Articles	To correct spelling of honey bee and italicize scientific names.	x	x			x
Plant Industry	586.025, 586.035(1), 586.10(6), 586.11, 586.13(1)	5B-54.006	Movement of Regulated Articles	To correct mis-spelled honey bee and clarify regulatory requirements.	x	x			x
Plant Industry	586.045, 586.10(3)(f), (3)(g), 586.15	5B-54.010	Registration with the Department	To update referenced material and clarify regulatory requirements.	x	x			x
Plant Industry	586.045, 586.10(3)(f), (3)(g), 586.15	5B-54.0105	Location of Managed Honey Bee Colonies	To update referenced material and clarify regulatory requirements.	x	x			x
Plant Industry	586.10(3)(a)	5B-54.011	Apiary Inspection Procedures	To update referenced material.	x	x			x
Plant Industry	586.03(3)	5B-54.0115	Special Inspection and Certification Fees	To correct honey bee spellings and edit the fee structure for inspections and certification fees.	x	x		x	x
Plant Industry	586.10(4), (9)	5B-54.012	Apiary Inspection Conditions	To correct mis-spelled honey bee.	x	x			x
Plant Industry	586.10(12)	5B-54.013	Identification of Ownership of Honeybee Hives	To correct mis-spelled honey bee and clarify regulatory requirements.	x	x			x
Plant Industry	586.10(3)(d), 586.11	5B-54.014	Issuance of Certificates	To update referenced material and clarify regulatory requirements.	x	x			x
Plant Industry	586.02(13), 586.03(3)	5B-54.015	Special Inspection to Meet Requirements of Other States and for Export to Foreign Countries	To update referenced material.	x	x			x
Plant Industry	586.10(3)(a), 586.13	5B-54.016	Interim Detention of Honey Bees and Equipment	To correct mis-spelled honey bee and clarify regulatory requirements.	x	x			x
Plant Industry	586.10(3)(a), (3)(c), 586.13	5B-54.017	Destruction or Treatment of Infested or Infected Colonies	To update referenced material.	x	x			x
Plant Industry	586.10(3)(a), 586.112, 586.13	5B-54.0175	Irradiation of Beekeeping Equipment	to clarify regulatory requirements.	x	x			x
Plant Industry	586.13, 586.14	5B-54.018	Compensation for Infested or Infected Colonies	to update referenced material.	x	x			x
Plant Industry	586.10(3)(h), (3)(i)	5B-54.019	Procedures for Abandoned Apiaries	To update referenced material.	x	x			x
Plant Industry	570.07(13), 581.185	5B-40.0055	Regulated Plant Index	To revise the regulated plant index.	x				
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.001	Definitions and Purpose	To add definitions that explain rule text used.	x	x			x

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.003	Plant Pest Declaration	to update the plant pest list	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.004	Manuals	To update referenced materials found in citrus budwood regulatory manuals to match what is in rule.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (15), (17), (23), 581.131, 581.1843(3), (4)	5B-62.005	Forms	To update referenced material to coincide with current regulatory activities.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23)	5B-62.007	Citrus Nursery Stock Certification Program	To update the referenced material revision date.	x	x			x
Plant Industry	570.07(13), 581.031(1), (6)	5B-62.009	Requirements for Citrus Nursery Sanitation	To update referenced material and italicize scientific names.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.011	Requirements for Citrus Propagation	to update referenced materials and correct a mis-spelled word.	x	x			x
Plant Industry	570.0792), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.012	Source Trees	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (w23), 581.1843(3), (4)	5B-62.013	Parent Trees	To clarify regulatory requirements and update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23)	5B-62.015	Scion Trees	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.016	Increase Trees	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.017	Source Tree Registration Certificate	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.018	Procedure for Identifying and Recording Commercial Citrus Nursery Stock	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23)	5B-62.019	Inter- or Intra- Nursery Movement of Plant Material	To updated referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23)	5B-62.023	Stop Sale Notice and Hold Order	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23)	5B-62.024	Release from Quarantine or Withdrawal of Stop-Sale Notice and Hold Order.	To update referenced material.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.025	Fees	To update referenced material and increase budwood shipment fee.	x	x		x	x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.026	Citrus Produced for Research Purposes	to update referenced material and to edit text for CTV.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.027	Exemptions	To edit text for CTV.					
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.028	Citrus Seed	To update referenced material and clarify regulatory requirements.	x	x			x
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.029	Micropropagation of Citrus Rootstocks and Plants	To clarify regulatory requirements and update referenced material.	x	x			
Plant Industry	570.07(2), (13), 581.031(1), (14), (17), (23), 581.1843(3), (4)	5B-62.030	Rooted Rootstock Cuttings	To clarify regulatory requirements.	x	x			
Plant Industry		5B-63.001	Citrus Health Response Program	Add a definition for abandoned groves, update the rule for a compliance agreement and clarify regulatory requirements for abandoned groves	x	x			
Plant Industry	570.07(2), (13), 581.031(1), (4), (5), (6), (7), (9), (20)	5B-65.005	Movement of Regulated Articles	Updates regulatory requirements for movement of firewood and firewood articles and updates FDACS 08016, Stop Sale and Hold Order form.	x	x			x
Plant Industry	581.031	5B-2.010	Special Inspection and Certification Fees	To clarify plant indexing information received when samples are submitted to the department for identification.	x				
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-66.003	Quarantine Area	Clarify regulatory authority and requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-66.004	Movement or Possession of Hosts or Regulated Articles; Conditions of Certification - Fruit Fly Eradication	Clarify regulatory authority and requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-66.005	Confiscation and Disposal of Hosts and Regulated Articles	Clarify regulatory authority and requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-66.006	Treatment Areas, Treatment Procedures, Mitigative Measures, and Declaration of Eradication	Clarify regulatory authority and requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-67.001	Definitions	to correct the definition for a Giant African Land Snail	x				x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-67.002	Purpose and Declaration of a Nuisance	Clarify the counties where GALS was detected.	x				x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-67.003	Quarantine Area	Clarify regulatory authority in a quarantine area.	x				x

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-67.004	Movement or Possession of Hosts or Regulated Articles; Conditions of Certification from Regulated Areas	Clarify regulatory requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181	5B-67.005	Confiscation and Disposal of Hosts and Regulated Articles	Clarify regulatory authority and requirements.	x	x			x
Plant Industry	570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181, 581.031(5), (14)(d)	5B-67.006	Treatment Areas, Treatment Procedures, Mitigative Measures, and Declaration of Eradication	Clarify regulatory authority	x	x		x	
Plant Industry	593.102, 593.103(1)	5B-52.001	Definitions	to include the purpose into this rule chapter	x	x	x		x
Plant Industry	87-55, L.O.F.	5B-52.002	Purpose	to repeal this rule as it does not meet statute.	x	x	x		x
Plant Industry	593.102(2), (5)	5B-52.003	Declaration of Boll Weevil as a Plant Pest	to clarify regulatory expectations.	x	x			x
Plant Industry	593.103(2), (5), (6), (9)	5B-52.006	Eradication Zone or Regulated Area	to clarify the laws implemented by including 593103(6).	x	x			x
Plant Industry	593.103(9), 593.106(1), 593109(1)	5B-52.007	Planting Cotton in the Eradication Zone and Required Participations	to clarify regulatory authority.	x	x			x
Plant Industry	593.103(6), 593.108	5B-52.008	Treatment of Cotton in an Eradication Zone.	to clarify regulatory authority.	x	x			x
Plant Industry	593.103(4), (10< 593.105, 593.109, 593.116(2)	5B-52.009	Submission of Reporting Forms, Assessments and Penalties for Late Payment and Cotton	to clarify regulatory authority.	x	x			x
Plant Industry	593.103(13), 593.109, 593.116	5B-52.010	Cotton Stalk Destruction	to clarify regulatory authority.	x	x			x
Plant Industry	593.103(5), (7), 593.107	5B-52.011	Movement of Regulated Articles	to clarify regulatory authority and revise law implemented to include 593.107.	x	x			x
Plant Industry	581.031(7), (26), 593.103(7)	5B-52.012	Issuance of Boll Weevil Certificates and Compliance Agreements	to clarify regulatory authority.	x	x			x
Plant Industry	570.07(23)	5B-1.005	Inspection of Nursery Stock or Articles	To be repealed. Regulatory authority also covered within Rule Chapter 5B-2.			X		
Plant Industry	581.011, .031(6), (7), (17), 581.083, 581.101, 581.181	5B-26.002	Definitions	To ensure current regulatory authority is outlined.		x			
Plant Industry	570.07(2), (13), 581.031(4), (5), 581.083	5B-26.003	Purpose	To include with 5B-26.001 for the definition of 'rule' to be met via DOS Rule Chapter 1-1.	x				
Plant Industry	581.031(7)	5B-26.004	Declaration of Oak Wilt Disease as a Plant Pest and Quarantine						
Plant Industry	581.031(4), (20), 581.101	5B-26.006	Infested and Regulated Areas	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (15), (20), 581.083	5B-26.007	Interstate Movement	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031	5B-33.001	Purpose	To ensure current regulatory authority is outlined		x			
Plant Industry	581.031	5B-33.002	Sale of Seed Potatoes Restricted	To ensure current regulatory authority is outlined		x			
Plant Industry	581.031	5B-33.003	Requirements for Sale	To ensure current regulatory authority is outlined		x			
Plant Industry	581.031	5B-33.004	Exemptions	To ensure current regulatory authority is outlined		x			
Plant Industry	581.031	5B-33.005	Disposition of Seed Potatoes Not Meeting above Requirements	To ensure current regulatory authority is outlined		x			

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Improve Inter- Agency Coordination
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking				
Plant Industry	581.031	5B-33.006	Seed Potato Advisory Committee	To repeal this rule; this committee no longer exists.			x		
Plant Industry	581.031(4), (5), (6), (7)	5B-38.001	Definitions	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (5), (6), (7), 581.101	5B-38.002	Notice of Quarantine	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (5), (7)	5B-38.004	Movement of Regulated Articles	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(5), (7)	5B-38.005	Suppressive Area Designation	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (5), (23), (26)	5B-38.006	Certification Requirements	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(17)	5B-38.007	Required Cultivation Practices	To ensure current regulatory authority is outlined.		x			
Plant Industry	570.07(33), 581.031(4), (5), (6), (7)	5B-38.009	The Lettuce Advisory Committee	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031	5B-43.001	Definitions	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (15), (16),(20)	5B-43.002	Purpose of Chapter	To include with 5B-43.001 for the definition of 'rule' to be met via DOS Rule Chapter 1-1.	x				
Plant Industry	581.031(6)	5B-43.003	Snails Injurious to Florida Agriculture	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(7), 581.101	5B-43.004	Notice of Quarantine	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(20), 581.083	5B-43.005	Interstate Regulations	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(20), 581.083, 581.101	5B-43.007	International Regulations	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(7), (8), (21), 581.101, 581.111	5B-43.009	Infested and Regulated Areas	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(8), (11), (21), 581.121, 581.131, 581.141	5B-43.011	Certificates, Limited Permits, Master Permits, Compliance Agreements: Issuance, Cancellations, Attachment	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.141, 581.211	5B-43.013	Penalties for Violation	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.011, 581.031(6), (7), (17), 581.083, 581.101, 581.181	5B-55.001	Definitions	To ensure current regulatory authority is outlined.		x			
Plant Industry	570.07(2), (13), 581.031 (4), (5), 581.083	5B-55.002	Purpose	To include with 5B-55.001 for the definition of 'rule' to be met via DOS Rule Chapter 1-1.	x				
Plant Industry	581.031(6)	5B-55.003	Declaration of Dogwood Anthracnose as a Plant Pest	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (20), 581.101	5B-55.005	Infested and Regulated Areas	To ensure current regulatory authority is outlined.		x			
Plant Industry	581.031(4), (15), (20), 581.083	5B-55.006	Interstate Movement	To ensure current regulatory authority is outlined.		x			
Plant Industry	1.01, 570.15, 581.031(14)(a), (15)(a), (b), (20), 581.101	5B-59.001	Plant Pest Control	To ensure current regulatory authority is outlined.		x			
Plant Industry	593.20, 593.21, 593.24	5B-59.002	Standards for Determining When to Cease Use of a Pesticide During an Emergency Response to a Plant Pest Infestation Which involves the Aerial Application of a Pesticide to an Urbanized Area	To ensure current regulatory authority is outlined.		x			
Plant Industry	570.32(5), (6), 581.031(6), (15), (17), 581.161, 581.181	5B-59.003	Tomato Plant Destruction	To ensure current regulatory authority is outlined.		x			

2017 - 2018 FDACS Proposed Regulatory Plan

Division	Law(s) Implemented	Rule Number	Rule Title	Description revisions to rule	Simplify/ Clarify	Increase Efficiency	Delete Obsolete or Redundant Rules	Regulatory Cost Reduction	Agency Coordination	Improve Inter-
The following rules will implement existing statutory authority or revise or repeal existing rules. (Section 120.74(1)(b), Florida Statutes.)					Purpose of Rulemaking					
Plant Industry	570.07(32), 570.244(5), 570.32(1), 570.903(2)(a), 581.031(22), 581.195(1), (2)	5B-61.001	Administration of Arthropod Lots and Records in the Museum of the FSCA	To ensure current regulatory authority is outlined		X				
Plant Industry	369.25, 369.251	5B-64.001	Purpose	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251	5B-64.002	Definitions	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251	5B-64.003	Permit Requirements	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251	5B-64.004	Criteria for Permit Issuance	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251, 370.021, 370.028	5B-64.008	Enforcement and Penalties	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251	5B-64.010	Exemptions and Exclusions	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					
Plant Industry	369.25, 369.251	5B-64.011	Prohibited Aquatic Plants	to ensure this rule matches DPI regulatory authority due to the reassignment from the Division of Aquaculture	x					