

2024 - 2025 FDACS Proposed Regulatory Plan

The following proposed rules will implement laws enacted during the previous 12 months that created or modified duties or authority of the department, § 126.74(1)(a), F.S. If you have further questions or are unable to view this document, please contact (850) 617-7040

Division	New/Amended Law	Rulemaking Required?	Rule Number	Rule Title	NRD Citation	Expected date of NPR
Administration	570.07	No	N/A	N/A	N/A	N/A
Administration	570.69	No	N/A	N/A	N/A	N/A
Administration	570.691	No	N/A	N/A	N/A	N/A
Administration	570.692	No	N/A	N/A	N/A	N/A
Administration	570.692	Yes	N/A-19.001	Agriculture and Aquaculture Producers Natural Disaster Recovery Loan Program	Vol 50/33	7/1/2024
ABS	482.111	Yes	SE.14.132	Certificates Issuance and Renewal Fees	Anticipated 10/31/2024	Anticipated 03/1/2025
ABS	482.151	Yes	SE.14.136	Furcation Special Identification Card Examination, Renewal Fees, Forms, and Duties	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.152	Yes	SE.14.117	Application for Department Credentials	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.156	Yes	SE.14.117	Application for Department Credentials	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.157	Yes	SE.14.117	Application for Department Credentials	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.161	Yes	SE.14.149	Enhancement and Penalties	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.169	Yes	SE.14.149	Enhancement and Penalties	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	482.180	Yes	SE.14.149	Enhancement and Penalties	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	484.626	No	SE.14.105	Contractual Agreements in Public Interest - Control and Prevention Treatment for Wood Destroying Organisms	Anticipated 10/31/24	Anticipated 03/1/2025
ABS	487.031	No	N/A	N/A	N/A	N/A
ABS	487.175	Yes	SE 5.057 (New Rule)	Enforcement and Penalties (New Rule)	Anticipated 10/31/24	Anticipated 03/1/2025
Consumer Services	399.04	Yes	Cycle Bolt Chapter 51.08	Electric Vehicle Specific Equipment	7/1/2024	Anticipated 03/1/2025
Consumer Services	496.401	Yes	51.7.001	Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.405	Yes	51.7.001	Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.405S	No	This proposed law to incorporate the amendment made by this act to s. 496.405, F.S. does not require rulemaking.	N/A	N/A	N/A
Consumer Services	496.406	Yes	51.7.001	Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.407	No	The amendment to collect the street address does not require rulemaking.	N/A	N/A	N/A
Consumer Services	496.409	No	51.7.009	Professional Fundraising Consultant Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.41	Yes	51.7.010	Professional Solicitor Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.41	Yes	51.7.011	Notice of Commencement of Solicitation	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.4101	Yes	51.7.010	Professional Solicitor Registration	Anticipated 10/30/2024	Anticipated 10/01/2024
Consumer Services	496.411	No	The amendment to collect either the street address or telephone number does not require rulemaking.	N/A	N/A	N/A
Consumer Services	496.4121	No	The amendment to collect the street address does not require rulemaking.	N/A	N/A	N/A
Consumer Services	496.425	No	The amendment to collect the street address does not require rulemaking.	N/A	N/A	N/A
Consumer Services	505.01	No	The amendments to the definition of "contract for service" or "bill of lading," "transport," "moving broker" or "broker" do not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.09	No	The intention of establishing of Chapter 507, F.S., to be the law of this state governing the brokerage of moves of household goods by moving brokers does not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.03	Yes	51.15.001	Registration	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	507.04	Yes	51.15.001	Registration	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	507.05	No	The amendments to a mover's estimate and contract requirements do not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.059	Yes	51.15.002	Enforcement Actions and Administrative Penalties	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	507.07	No	The amendments to a moving broker's prohibited actions related to an estimate or entering into a contract or agreement do not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.09	No	The amendments to require the department to immediately suspend a registration or the processing of an application in certain circumstances does not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.1	No	The law conforming a cross-reference does not require rulemaking.	N/A	N/A	N/A
Consumer Services	507.11	No	The law conforming provisions to changes made by the act does not require rulemaking.	N/A	N/A	N/A
Consumer Services	547.01	Yes	51.20.001	Liquorized Petroleum Gas Forms	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.01	Yes	51.20.001	Enforcement Actions and Administrative Penalties	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.02	Yes	51.20.004	Liquorized Petroleum Gas Forms	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.02	Yes	51.20.004	Liquorized Petroleum Gas Forms	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.0201	Yes	51.20.004	Liquorized Petroleum Gas Forms	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.0201	Yes	51.20.004	Qualifier and Master Qualifier Examinations, Applicant Qualifications and Testing Requirements	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.0201	Yes	51.20.004	Renewal of Qualifier and Master Qualifier Certificates	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	547.0201	Yes	51.20.005	Re-examination Procedures	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	527.055	No	This new authority given to the department does not require rulemaking.	N/A	N/A	N/A
Consumer Services	527.060S	No	This amendment clarifying the applicability of specified provisions for bulk storage locations does not require rulemaking.	N/A	N/A	N/A
Consumer Services	527.067	Yes	51.20.080.03	Enforcement Actions and Administrative Penalties	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	527.067	Yes	51.20.044.133b	Outfalls, Leak Calls, and Integrated Service Procedures	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	527.07	Yes	51.20.060	Enforcement Actions and Administrative Penalties	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	527.11	No	The amendments to this statute do not require rulemaking.	N/A	N/A	N/A
Consumer Services	531.07	No	The repeal of the Weights and Measures Act from existing on July 1, 2025 does not require rulemaking.	N/A	N/A	N/A
Consumer Services	534.17	No	This proposed law to incorporate the amended s. 585.01, F.S. definition of "liquid" to include toluene does not require rulemaking.	N/A	N/A	N/A
Consumer Services	550.001	Yes	51.12.002	Registration	Anticipated 10/31/2024	Anticipated 03/1/2025
Consumer Services	550.005	No	The increased written repair estimate threshold from \$100 to \$150 does not require rulemaking.	N/A	N/A	N/A
Consumer Services	550.007	No	This proposed law to assess charges to the act by s. 550.005, F.S., does not require rulemaking.	N/A	N/A	N/A
Consumer Services	828.29	No	The law conforming provisions to changes made to the act does not require rulemaking.	N/A	N/A	N/A
Energy	377.801	Yes	50.1.002	Definitives	Vol. 50/101 - 522/21	5/22/2024
Energy	377.801	Yes	50.1.003	Renewable Energy and Energy Efficient Technologies Grants Program	Vol. 50/101 - 522/24	5/22/2024
Energy	377.703(2)(b)	Yes	50.5.002	Statewide Renewable Energy Goals	Vol. 50/101 - 522/24	5/22/2024
Food Safety	s. 500.452, F.S.	No	N/A	N/A	N/A	N/A
Licensing	493.6113	No	This law authorizing, under specific circumstances, that a Class "G" licensee qualify for up to two subtypes of firearms in one qualification class, does not require rulemaking.	N/A	N/A	N/A
Licensing	493.6117	Yes	SN.1.150	Services on Behalf of the Department by Assigned Tax Collector	Anticipated 10/31/2024	Anticipated 03/1/2025
Flora	241.189	Yes	70.49	Preservation of Native Flora of Florida	Anticipated 10/31/2024	Anticipated 03/1/2025
RIFPP	450.74406	No	N/A	N/A	N/A	N/A

2024 - 2025 FDAUS Proposed Regulatory Plan

The following rules will implement existing or unchanged laws, or revise or repeal existing rules, § 120.741(b), F.S.  
If you have further questions or are unable to view this document, please contact (850) 617-7440

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
AES	576.181	5E-1.XXXX	Definitions	5E-1.XXXX proposes the creation of a new section to encompass all the definitions throughout 5E-1. Intended to be titled 5E-1.0012.	X	X			
AES	576.011, 576.031, 576.181	5E-1.002	Beneficial Substances	Rule 5E-1.002 proposes amendments to incorporate beneficial substances labeling requirements. Proposes mature labeling requirements to be moved to 5E-1.008. Proposal to remove proof of beneficial claims as AAFCO defined sources will be used.	X	X			
AES	576.011, 576.031, 576.181	5E-1.003	Labels or Tags	Rule 5E-1.003 proposes amendments to incorporate and clarify statutory changes made during the 2023 legislative session and to conform to industry standards. Definitions are struck and relocated to "Definitions" 5E-1.XXXX.	X				
AES	576.181(2)	5E-1.007	Pesticides in Fertilizer	Rule 5E-1.007 proposes amendments that will revise dates of referenced regulations to the most recent versions. Definitions are struck and relocated to "Definitions" 5E-1.XXXX.	X				
AES	576.011(25), 576.031, 576.085	5E-1.008	Low Analysis Fertilizer	Rule 5E-1.008 proposes amendments to delete obsolete language, add language to grade and fertilizer materials to clarify statutory changes, and incorporate mature labeling requirements from 5E-1.002.	X		X		
AES	576.181(2), 576.051(2), (8)	5E-1.009	Sampling	Rule 5E-1.009 proposes amendments that will correct form references and hyperlinks of forms currently being used and eliminate redundancy of form references.	X				
AES	576.041, 576.045	5E-1.012	Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement	Rule 5E-1.012 proposes amendments that will incorporate revised forms to comply with quarterly reporting requirements. FDACS-13239 Report of Fertilizer Sold in the State of Florida and FDACS-13238 Fertilizer Tonnage Reporting will be revised from monthly to quarterly forms.	X	X			
AES	576.051(2),(5),(7)	5E-1.014	Methods of Analysis	Rule 5E-1.014 proposes amendment that will correct the title of the laboratory reference manual.	X				
AES	576.031(2)	5E-1.019	Certified Net Weight	Rule 5E-1.019 proposes amendments that will correct wrong rule referenced, 5F-5.001, to current rule, 5J-22, for Certified Net Weight requirements. Definitions are struck and relocated to "Definitions" 5E-1.XXXX.			X		
AES	403.067, 576.045	5E-1.023	Procedures for Landowners and Leaseholders to Submit a Notice of Intent to Implement Nitrogen Best Management Practices (BMPs)	Proposes amendment to repeal Rule 5E-1.023 since oversight of program is tasked to the Division of Agricultural Water Policy.			X		
AES	576.181	5E-1.025	Fertilizer Aircraft Registration, Inspection, Security, Storage, Transactions, Recordkeeping, Area-of-Application Information and Forms	Proposes revisions to Rule 5E-1.025 that will correct form names, references and hyperlinks. DACS 13354 is FDACS 13354 Application for Aircraft Registration. DR-42 is changed to DR-15AIR Ownership Declaration and Sales and Use Tax Report on Aircraft. DACS 13355 is FDACS-13355 Report of Aircraft Transaction.	X				
AES	576.181	5E-1.026	Adulteration Levels for Metals in Fertilizer; Certificate of Analysis	Proposes revisions to Rule 5E-1.026 to correct subscripts and superscripts within the Adulteration Levels for Metals in Fertilizer table. Revising dates for referenced EPA documents.	X				
AES	580.036(2), 580.051, (1)(f), 580.071, 580.081, 580.091, 580.111, 580.112, 580.121, 580.131	5E-3.XXXX	Feed Manufacturing and Inspection Standards	Proposes a new section which will incorporate by reference, current versions of federal regulations pertaining to animal food or feed and adopt new relevant forms.	X	X			
AES	580.051, 580.081	5E-3.002	Expression of Guarantees	5E-3.002 proposes adding a stipulation specifying dosage form animal products do not need a guaranteed analysis.	X	X			
AES	580.036(2), 580.051, 580.065, 580.071, 580.091, 580.111, 580.121, 580.131, 581.217(7)(a)	5E-3.003	Inspection; Sampling; Analysis; Reporting Rejected Feed and Feedstuff; Reduced Sampling Requirements; Laboratory Certification/Exemption Requirements and Fees	5E-3.003 proposes amendments consolidating and alphabetizing the definitions. Proposes updates to AAFCO and FDACS reference and contact information. Adds proposed timeframe for nutrients analysis. Proposes updated sample submission instructions. Proposes consolidating multiple forms into singular Feed Collection/Analysis Report. Updates contact and reference information on outdated forms. Updates location of CFR and revision date. Proposes adding timeframe for nutrient analysis. Proposes revisions and updates to Hemp Extract Language. Proposes grammar corrections and adding ISO accreditation information and removing information no longer required. Proposes removing information related to The Quality Assurance/Quality Control Manual and requirements. Proposes updates to submittal requirements for The Application/Renewal for Certification Feed Laboratory. Proposes adding proficiency testing timeframe for certified laboratories. Proposes updating reporting procedures for exempt laboratories.	X	X			
AES	580.031(9), 580.051(1)(f), 581.217(3)(e)	5E-3.004	Ingredient Statement	5E-3.004 proposes updates to statutory reference and reference to most recent AAFCO publication date.	X	X			X
AES	580.031(9), 580.051, 580.081, 580.112, 581.217(7)	5E-3.005	Labels	5E-3.005 proposes updates to labeling requirements to comply with industry standards and the statutory labeling requirements in 581, F.S.	X				
AES	580.051(1)(c)	5E-3.013	Minimum Standards for Feed Materials	5E-3.013 proposes updates to reference to most recent AAFCO publication date.	X				
AES	580.041(1)	5E-3.015	Master Registration Fees	5E-3.015 proposes updates to their Application Feed Master Registration Form name and contact information.	X	X			
AES	580.036, 580.071, 580.081, 580.131	5E-3.016	Tolerances for Nutrients, Minerals, Medicaments, Aflatoxin, Pesticide Residues and Weight	5E-3.016 proposes to update U.S. FDA Compliance Policy Guide dates and FDACS contact information.			X		
AES	120.605, 570.971, 580.051, 580.065, 580.091, 580.111, 580.121, 580.131	5E-3.018	Enforcement and Penalties	5E-3.018 proposes amendments to update FDACS contact information, referenced form number, and corrects a typo.	X	X			
AES	580.041	5E-3.020	Commercial Feed Sales Quarterly Reporting	5E-3.020 proposes amendments to change the quarterly reporting end dates and update the name of Department's Feed website and contact information.	X	X			
AES	482.021(7), (25), 482.032, 482.051(1), 482.051(6), 482.061, 482.152, 482.163	5E-14.108	Fumigation Requirements - General Fumigation	Regulatory changes are anticipated as a result of EPA Federal Labeling changes as related to sulfurly fluoride.	X				
AES	482.051(4)	5E-14.110	Fumigation Requirements - Notices	Regulatory changes are anticipated as a result of EPA Federal Labeling changes as related to sulfurly fluoride.	X				
AES	482.051(1), 482.152, 482.241	5E-14.111	Fumigation Requirements - Application; Restrictions and Penalties	Regulatory changes are anticipated as a result of EPA Federal Labeling changes as related to sulfurly fluoride.	X				
AES	482.051(1), 482.152	5E-14.112	Fumigation Requirements - Prefumigation Inspections, Evacuation, Warning Notices (Signs), Special Safety Precautions and Responsibilities	Regulatory changes are anticipated as a result of EPA Federal Labeling changes as related to sulfurly fluoride.	X				
AES	482.051(1), 482.152	5E-14.113	Fumigation Requirements - Final Post-fumigation Clearance Inspection	Regulatory changes are anticipated as a result of EPA Federal Labeling changes as related to sulfurly fluoride.	X				
Agricultural Water Policy	403.067(7)(e)2., 403.067(7)(e)3., 403.067(7)(d)2 e., 403.067(7)(d)3.	5M-16	Best Management Practices for Florida Citrus	Adopts a revised version of the Water Quality and Water Quantity Best Management Practices manual for Florida Citrus. The new edition updates language to reflect statutory changes impacting the Best Management Practices program, provides more specific direction and expectation regarding the best management practices, and removes language not related to water quality or water conservation.	X	X	X		