

2022-2023 Annual Regulatory Plan

Suwannee River Water Management District

Rule Number	Rule Title	Rulemaking Action	Description of current Rule	Description of Changes to be Made in Rulemaking	Reason for Rulemaking	Economic Impact	Highly Technical or Complicated
40B-1.706	Fees	Rule Amendment	Establishes a fee schedule for permits, exemptions, and variances	Provide for nominal fee for processing variances from District rules	Update rule	Minor	No
40B-2.301	Conditions for Issuance of Permits	Rule Amendment	Implements Part II, Chapter 373, F.S.	Revise Applicant Handbook to clarify water use reporting requirements and address impact offsets, substitution credits, and reservation of water resource/ supply development project benefits	Update rule	None	No
40B-2.331	Modification of Permits	Rule Amendment	Implements Part II, Chapter 373, F.S.	Clarify letter modification criteria	Update rule	None	No
40B-2.501	Classification of Permits	Rule Amendment	Implements Part II, Chapter 373, F.S.	Revise groundwater sources and organize water use types	Update rule	None	No
40B-3, F.A.C.	Permitting of Well Construction	Rule Amendments	Implements Part III, Chapter 373, F.S.	Adopt current FDEP rules and address JAPC recommendations	Update rules	Reduction in cost of doing business	Yes
40B-4, F.A.C.	Works of the District Permits	Rule Amendments	Implements Part IV, Chapter 373, F.S.	Incorporate riverbank stabilization guide, clarify rule language, and revise flood maps	Update rules	Reduction in cost of doing business	Yes
40B-8.021	Definitions	Rule Amendment	Rules defines terms related to the establishment of minimum flows and levels	Add definitions as new MFLs are established	Update rule	None	No
40B-8.031	Minimum Flows and Levels for Madison Blue Spring	Rule Amendment	Implements Sections 373.042 and 373.0421, F.S.	Re-evaluate MFL for Madison Blue Spring	Update rule	Dependent on MFL status	Yes
40B-8.121	Minimum water levels for Lakes Hampton, Santa Fe, Alto, and Cherry	Rule Amendments	Implements Sections 373.042 and 373.0421, F.S.	Provide criteria for determining whether the MFL for a water body is being met and the accompanying prevention or recovery strategy if necessary	Update rule	Dependent on MFL status	Yes
40B-21.631	Water Shortage Plan, Phase II	Rule Amendment	Rules provide for the conservation, protection, and management of water during periods of water shortage	Revise so that language for Phase II is at least as restrictive as current year-round lawn watering restrictions	Update rule	None	No
40B-21.641	Water Shortage Plan, Phase III	Rule Amendment	Rules provide for the conservation, protection, and management of water during periods of water shortage	Revise so that language for Phase III is at least as restrictive as current year-round lawn watering restrictions	Update rule	None	No
40B-400.091	Publications and Agreements Incorporated by Reference	Rule Amendments	Implements Part IV, Chapter 373, F.S. (Environmental Resource Permitting)	Update flood maps, and revise Applicant's Handbook to incorporate new stormwater design criteria for consistency with other WMDs and implement SB 712 statewide stormwater quality requirements	Update rules	Under evaluation	Yes

Laws enacted or amended during the previous 12 months that affect the duties or authority of SRWMD	Description	Rulemaking Action	Must SRWMD adopt rules to implement?	Proposed NOPR date
SB 882	Requires each WMD, in cooperation with local governments, to develop a list of critical wetlands for acquisition using funds from the Land Acquisition Trust Fund; requires WMDs to consider certain criteria when including wetlands on the list and to notify affected property owners; provides a process for removal from the list of affected property owners upon request	Amendment	No	N/A
HB 965	Provides for water quality enhancement areas, service areas, permits, and credits; directs FDEP and WMDs to authorize sale and use of enhancement credits for specified purposes; directs FDEP to maintain credit ledgers; revises requirements for developers and homebuilders to qualify for graywater technology incentives	Amendment	No	N/A
HB 7049	Revises legal notice publishing requirements; removes newspaper website publication option; provides for publication of legal notices on agency or publicly accessible websites; establishes county population requirements for noticing on publicly accessible websites; provides alternative methods to public for receiving notices; requires publicly accessible website posting of governmental agency public bid advertisements	New	No	N/A
HB 7053	Establishes EOG Office of Resilience; appoints Chief Resilience Officer; requires FDEP reporting to governor and legislature; requires FDOT development of resilience action plan for highway system, and reporting to governor and legislature; revises eligible projects within Resilient Florida Grant Program; revises vulnerability assessment requirements for non-coastal communities; extends comprehensive statewide flood vulnerability and sea level rise assessment due date for FDEP; ranks Statewide Flood and Sea Level Rise Resilience Plan projects; provides for Florida Flood Hub for Applied Research and Innovation tidal and storm surge flooding data to certain entities; revises requirements for copies of evaluation certificates that must be submitted to DEM	Amendment	No	N/A
Previous Years Laws Enacted Requiring Rulemaking	Description	Rulemaking Action	Must SRWMD adopt rules to implement?	Proposed NOPR date
§373.219(3), F.S.	Developes unified definition of "harmful to the water resources" for Outstanding Florida Springs	Amendment	Yes	5/1/2019*
SB 712	Implements statewide review of FDEP and District rules regarding stormwater quality treatment	Amendment	Yes	Upon completion

* Awaiting FDEP guidance on rulemaking

We hereby certify that we have reviewed the Suwannee River Water Management District's (District) 2022-2023 Annual Regulatory Plan, pursuant to paragraph 120.74(1)(d), F.S. All District rules have been reviewed as of August 9, 2022, to determine if they remain consistent with the District's rulemaking authority and the laws implemented.


 Virginia H. Johns
 Chair
 Date 8-9-2022


 George T. Reeves
 Legal Counsel
 Date 8-9-2022