

# 2024-2025 Annual Regulatory Plan

## Suwannee River Water Management District

### PART ONE: Rules the agency expects to implement rulemaking before July 1, 2025, pursuant to S. 120.74(1)(b), F.S.

Rule Number	Rule Title	Rulemaking Action	Statute(s) Implemented	Description of Changes to be Made in Rulemaking	Reason for Rulemaking	Economic Impact	Highly Technical or Complicated
Ch. 40B-0, F.A.C.	Exceptions to the Uniform Rules of Procedure	New Rules authorized by the Administration Commission	S. 120.54(5), F.S.	Stipulate exceptions from Ch. 28-101 through 28-110, F.A.C., for Board meetings and point of entry into proceedings	Provide exceptions to Uniform Rules for more efficient execution of agency duties	Reduction in cost of doing business	No
40B-1.1010, F.A.C.	Point of Entry into Proceedings	Rule Repeal	N/A	N/A	Duplicative of Ch. 40B-0, F.A.C. rules	None	No
40B-2.021, F.A.C.	Definitions	Rule Amendment	S. 373.203, F.S.	Define terminology used in FDEP 62-42, F.A.C., and HB1557 reuse rules	Update rule/ Statewide Rule Consistency	None	No
40B-2.041, F.A.C.	Permits Required	Rule Amendment	S. 373.219, F.S.	Implement changes from FDEP 62-42, F.A.C., and HB1557 reuse rulemaking	Update rule/ Statewide Rule Consistency	TBD by FDEP	No
40B-2.301, F.A.C.	Conditions for Issuance of Permits	Rule Amendment	S. 373.223, F.S.	Implement changes from FDEP 62-42, F.A.C., and HB1557 reuse rulemaking in Water Use Permit Applicant's Handbook	Update rule/ Statewide Rule Consistency	TBD by FDEP	No
40B-2.321, F.A.C.	Duration of Permits	Rule Amendment	S. 373.236, F.S.	Implement changes from FDEP 62-42, F.A.C., and HB1557 reuse rulemaking	Update rule/ Statewide Rule Consistency	TBD by FDEP	No
40B-3.021, F.A.C.	Definitions	Rule Amendment	S. 373.308 and 373.309, F.S.	Define terminology used in Ch. 40B-3, F.A.C. rulemaking		None	
40B-3.035, F.A.C.	Publications and Agreements Incorporated by Reference	Rule Amendment	S. 373.308 and 373.309, F.S.	Incorporate amended FDEP 62-531, F.A.C., as set forth in SB1136	Update rule/ Statewide Rule Consistency	Determined by FDEP	No
40B-3.041, F.A.C.	Permits Required	Rule Amendment, New General Permits by Rule	S. 373.308 and 373.309, F.S.	Authorize certain well construction, repair, modification, and abandonment activities under a general permit	Update Rule	Reduction in cost of doing business	No
40B-3.341, F.A.C.	Suspension and Revocation of Permits	Rule Amendment	S. 373.308 and 373.309, F.S.	Clarify permit revocation criteria	Update Rule	None	No
40B-3.451, F.A.C.	Emergency Authorization	Rule Amendment	S. 373.308 and 373.309, F.S.	Remove ambiguous rule language	Update Rule	None	No
40B-3.492, F.A.C.	Violations of Permits	Rule Amendment	S. 373.333 and 373.336, F.S.	Clarify well construction violation criteria	Update Rule	None	No
40B-3.502, F.A.C.	Construction Methods	Rule Amendment	S. 373.308 and 373.309, F.S.	Authorize alternative well construction methods	Update Rule	Reduction in cost of doing business	No
40B-3.531, F.A.C.	Abandoned Well Plugging	Rule Amendment, New Rules	S. 373.308 and 373.309, F.S.	Authorize alternative well abandonment methods	Update Rule	Reduction in cost of doing business	No
40B-4.1020, F.A.C.	Definitions	Rule Amendment	S. 373.085 and 373.086, F.S.	Define terminology used in Ch. 40B-4, F.A.C. rulemaking	Update Rule	None	No

Rule Number	Rule Title	Rulemaking Action	Statute(s) Implemented	Description of Changes to be Made in Rulemaking	Reason for Rulemaking	Economic Impact	Highly Technical or Complicated
40B-4.1090, F.A.C.	Documents, Publications and Agreements Incorporated by Reference	Rule Amendment	S. 373.085 and 373.086, F.S.	Incorporate Bank Stabilization Guide and remove outdated flood maps	Update Rule	Reduction in cost of doing business	No
40B-4.3010, F.A.C.	Works of the District Permits	Rule Amendment	S. 373.085 and 373.086, F.S.	Reorganize rule to only contain WOD permit types	Restructure for Clarification	None	No
40B-4.3030, F.A.C.	Conditions for Issuance of Works of the District Permits	Rule Amendment	S. 373.085 and 373.086, F.S.	Reorganize rule to only contain the conditions all WOD permits must meet for issuance	Restructure for Clarification	None	No
40BER17-01	Minimum Flows for Falmouth, Lafayette Blue, Peacock, and Troy Springs	Transition from Emergency Rule to Standard Rule	S. 373.042(2), F.S.	Transition emergency rule provisions to final Middle Suwannee MFL rule	Update Rule	Dependent on MFL status	Yes
40B-9.021, F.A.C.	Definitions	Rule Amendment	S. 373.1401, F.S.	Define terminology used in Ch. 40B-9, F.A.C. rulemaking	Update Rule	None	No
40B-9.041, F.A.C.	Acquisition Procedures - Negotiations	Rule Amendment	S. 373.1401, F.S.	Clarify process for acquiring properties	Update Rule	None	No
40B-9.131, F.A.C.	Public Use of District Lands	Rule Amendment	S. 373.1401, F.S.	Stipulate minimum information required for commercial use of District lands	Update Rule	None	No
40B-9.1411, F.A.C.	Special Use Authorizations	Rule Amendment	S. 373.1401, F.S.	Facilitate the process for requesting a Special Use Authorization	Update Rule	None	No
40B-9.142, F.A.C.	Easements	Rule Amendment	S. 373.1401, F.S.	Delegate authority for granting easements to the Executive Director	Update Rule	None	No
40B-9.145, F.A.C.	Leases	Rule Amendment	S. 373.1401, F.S.	Delegate authority for granting leases to the Executive Director	Update Rule	None	No
40B-400.091, F.A.C.	Publications and Agreements Incorporated by Reference	Rule Amendment	S. 373.4131(6)(a), F.S.	Incorporate amended 62-330, F.A.C., by reference	Update Rule	None	No

**PART TWO: Addresses each law enacted or amended during the 2024 Legislative Session which creates or modifies the duties or authority of SRWMD, pursuant to S. 120.74(1)(a), F.S.**

Laws enacted or amended during the previous 12 months that affect the duties or authority of SRWMD	FL Statute modified or created	SRWMD rule impacted	Is SRWMD rulemaking mandatory? (Yes/No)	If discretionary, is rulemaking necessary to implement? (Yes/No)	Proposed NORD date (Must be before Nov 1)	Proposed NOPR date	Description
SB1136 Ch. 2024-143	S. 373.323, 373.333, 373.336, and 381.0065, F.S.	40B-3.035, F.A.C.	Yes		Upon FDEP amendments to 62-531, F.A.C.	Upon FDEP amendments to 62-531, F.A.C.	Revises requirements for water well contractor license examination eligibility and the standards licensed contractors' work must adhere to; Prohibits advertising of water well drilling services under certain conditions; Specifies that FDEP's variance review committee will not address water well permitting but must consider alternative requirements for onsite sewage systems
HB1557 Ch. 2024-180	S. 373.250(9), F.S.	40B-2.301, 321, and 331, F.A.C.	Yes		October 2025	October 2025	Promotes the reuse of reclaimed water and encourages quantifiable potable water offsets that produce significant water savings beyond those required in a consumptive use permit
SB7040 Ch. 2024-275	S. 373.4131, F.S.	40B-400.091, F.A.C.	Yes		Rulemaking Complete	Rulemaking Complete	Ratifies and amends ERP stormwater regulations to ensure compliance with state law and requires legislative approval for future amendments
SB0818 Ch. 2024-019	S. 115.09 and 115.14, F.S.	N/A	No				Modifies leave provisions for Florida public officials and employees called to military service, providing full pay for the first 30 days if the service is 90 or more consecutive days
HB781 Ch. 2024-96	S. 255.065, F.S.	N/A	No				Amends Florida's public-private partnership procedures to provide greater flexibility in handling unsolicited proposals for qualifying projects
HB1532 Ch. 2024-144	S. 373.4134, 373.4135, and 403.9932, F.S.	N/A	No				Addresses water quality improvement and mitigation banking processes, focusing on the participation of both governmental and private entities
SB674 Ch. 2024-267	S. 255.0993, F.S.	N/A	No				Mandates the use of U.S.-produced iron and steel in public works projects with certain exceptions and provisions
HB7013 Ch. 2024-136	Numerous	N/A	No				Requires special districts to establish performance measures, publish annual reports on performance, and subjects them to performance reviews by the Office of Program Policy Analysis and Governmental Accountability

**PART THREE: Updates to prior year's regulatory plan, pursuant to S. 120.74(1)(c), F.S.**

Law enacted	FL Statute modified or created	NORD FAR publication	If SRWMD determined rulemaking is unnecessary, explain why the law may be implemented without rulemaking	Description
Ch. 2016-1	S. 373.219(3), F.S.	Pending FDEP coordination	N/A	Develops unified definition of "harmful to the water resources" for Outstanding Florida Springs

We hereby certify that we have reviewed the Suwannee River Water Management District's (District) 2024-2025 Annual Regulatory Plan, pursuant to paragraph 120.74(1)(d), F.S. All District rules have been reviewed as of September 10, 2024, to determine if they remain consistent with the District's rulemaking authority and the laws implemented.



Virginia H. Johns  
Governing Board Chair

9-10-24  
Date



George T. Reeves  
Legal Counsel

9-10-24  
Date