

**ATTACHMENT A**

Suwannee River Water Management District  
2015-2016 Annual Regulatory Plan (REVISED)

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-1.703	Procedures for Consideration of Permit Applications	Rule Amendment	Currently requires the District to wait 14 days after receipt notice to receive objections	Remove 14-day waiting period requirement	Update rule	None	No
40B-1.809	Inconsistency with Section 287.055, F.S.	Repeal	Describes prevailing authority of Section 287.055, F.S.	Repeal	Policies/ procedures in rule are contained in Statute	None	No
40B-2.041	Permits Required	Rule Amendment	Sets criteria for Water Use Permits	Further clarify “common enterprise”	Update rule	None	No
40B-2.301	Conditions for Issuance of Permits	Rule Amendment	Rule incorporates Applicant’s Handbook by reference	Opening rule allows changes to be made to sections 3.3 and 4.1.3 in Applicant’s Handbook	Update rule	None	No
40B-2.331	Modification of Permits	Rule Amendment	Provides criteria for Letter Modification	Remove ambiguous language and correct rule citation	Update rule	None	No
40B-3.021, 40B-3.035, 40B-3.041, 40B-3.051, 40B-3.101, 40B-3.201, 40B-3.411, 40B-3.461, 40B-3.492, 40B-3.504, 40B-3.512, 40B-3.517, 40B-3.521,	Permitting of Well Construction	Rule Amendment	Provides criteria for permitting the construction, repair, and abandonment of water wells	Revise definitions; incorporate Ch. 62-531 and 62-532, F.A.C.; add GPBR for 62-780, F.A.C. wells; incorporate the statewide application and completion report forms; remove elevation survey requirement in floodplain; and authorize alternative grouting methods and use of bridging	Update rule	Reduction in cost of doing business	Yes

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and 40B-3.531				materials			
40B-3.529	Flowing Wells	Repeal	Rule sets forth requirement to control discharge from flowing wells	Repeal	Policies/ procedures in rule are contained in Statute	None	No
40B-3.902	Forms and Instructions	Repeal	Rule contains forms and instructions adopted by reference	Repeal	Rule contains forms that will be adopted by reference in prior 40B-3 rules	None	No
40B-4.1020	Works of the District Permits	Rule Amendment	This rule contains definitions	Update the definition of obstruction to include redistributed onsite material	Update rule	None	No
40B-4.1070	Works of the District Permits	Rule Amendment	This rule contains the list of activities which are exempt	Clarify the redistributed onsite material shall be treated the same as fill.	Update rule	None	No
40B-4.1090	Works of the District Permits	Rule Amendment	This rule contains documents and agreements incorporated by reference	Remove references to 62-330 and Applicant's Handbook Volume I	Update rule	None	No
40B-4.1100	Works of the District Permits	Rule Amendment	This rule contains the duration of permits	Extend the length of permits to five years to be consistent with other permits	Update rule	None	No
40B-4.3010	Works of the District Permits	Rule Amendment	This rule contains the criteria for issuance of a Works of the District permit	Clarify criteria for boardwalks, piers and redistributed onsite material	Update rule	None	No

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40B-4.3020	Works of the District Permits	Rule Amendment	This rule contains the required information to be submitted for a permit	Allow ERP applications to be used for WOD projects	Update rule	None	No
40B-4.3030	Works of the District Permits	Rule Amendment	This rule contains criteria for issuance	Clarify criteria for redistributed onsite material	Update rule	None	No
40B-5	Permitting of Artificial Recharge Projects	Amend or Repeal contingent on 373.106, F.S. revision	Rules provide criteria for permitting underground injection control (UIC) projects	Remove rules duplicative of FDEP UIC rules	Update rule	None	No
40B-8	Minimum Flows and Levels	Rule Amendment	These rules establish minimum flows and levels for surface and ground waters	Update minimum flows and levels within the District	Update rule	None	Yes
40B-9.021(7)	Definitions	Rule Amendment	These definitions relate to land acquisition	Amend definition so the funding references more than Section 259.105, F.S.	Update rule	None	No
40B-9.041	Acquisition Procedures – Negotiations	Rule Amendment	This rule provides property appraisal procedures	Clarify appraiser access for any assessments needed, require Baseline and remove engineer and geologist requirements	Update rule	None	No
40B-9.123	Additional Definitions	Rule Amendment	This rule provides additional definitions related to public use	Amend spelling error and add unmanned aerial vehicles; Add language for consistency w/ land mgmt. activities; Remove seasonal road and add secondary road	Update rule	None	No

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				definitions			
40B-9.131	Public Use of District Lands	Rule Amendment	This rule sets forth the requirement to publish a Public Use Guide	Remove date specific and authorize Board approval of; Provide additional clarification in section (3); Provide information about where to find details for (3)(k); Provide clarification for allowable swimming opportunities	Update rule	None	No
40B-9.1381	Prohibited Activities	Rule Amendment	This rule sets forth restricted activities on District Lands	Add District approval to release seed, plant or animal on District Lands section; Add airsoft to use of paintball guns and related guns section	Update rule	None	No
40B-9.139	Use Fees	Repeal	This rule provides information related to Public Use Fee Schedules	Repeal	District does not have or maintain a fee schedule	None	No
40B-9.1411	Special Use Authorizations	Rule Amendment	These rules are procedures for Special Use Authorizations	Remove/ add language for consistency	Update rule	None	No
40B-9.142	Easements	Rule Amendment	These rules are procedures for Easements	Remove Staff Appraiser language	Update rule	None	No

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40B-9.145	Leases	Rule Amendment	These rules are procedures for Leases	Remove inconsistent language	Update rule	None	No
40B-21.221(1)	Evaluating Hydrologic Conditions	Repeal	Rule sets forth monitoring requirements and evaluation of the need for Water Shortage provisions	Repeal	Policies/ procedures in rule are contained in Statute	None	No
40B-21.621	Water Shortage Advisory, Phase I	Repeal	Rule describes a Water Shortage Advisory	Repeal	Policies/ procedures in rule are contained in Statute	None	No
40B-21.631	Water Shortage Plan, Phase II	Rule Amendment	These rules provide for the conservation, protection, and management of water during periods of water shortage	Revise language so that language in 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	These rules provide for the conservation, protection, and management of water during periods of water shortage	Revise language so that language in Phase III is at least as restrictive as current year-round lawn watering restrictions	Update rule	None	No
40B-400.091	Environmental Resource Permits	Rule Amendment	This rule contains documents and agreements incorporated by reference	Remove references to 62-330, F.A.C., and Applicant's Handbook Volume I	Update rule	None	No

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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
Section 120.54, F.S.	Rulemaking.	Amendment	No <sup>*</sup>	n/a
Section 120.74, F.S.	Agency annual rulemaking and regulatory plans; reports.	Amendment	No <sup>*</sup>	n/a
Section 120.7455, F.S.	Legislative survey of regulatory impacts.	Repeal	No <sup>†</sup>	n/a
Section 120.745, F.S.	Legislative review of agency rules in effect on or before November 16, 2010.	Recission	No <sup>‡</sup>	n/a
Chapter 2015-128, Laws of FL	Minimum Flows and Levels	New law	No <sup>§</sup>	n/a

<sup>\*</sup> Adoption would require new rule language that would be duplicative of statute

<sup>†</sup> Statute repealed

<sup>‡</sup> Statute recinded

<sup>§</sup> Rule adoption by FDEP

**Other laws to be implemented by rulemaking before July 1, 2016:** None