STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PROPOSED SECTION 111(d) STATE PLAN SUBMITTAL

MUNICIPAL SOLID WASTE LANDFILLS

PRE-HEARING SUBMITTAL

October 21, 2020
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Executive Summary

Florida’s Proposed Section 111(d) State Plan Implementing EPA’s Emission Guidelines for Municipal Solid Waste Landfills

On August 29, 2016, the U.S. Environmental Protection Agency (EPA) amended the Code of Federal Regulations (C.F.R.), Title 40, Part 60, promulgating Subpart Cf (Emission Guidelines for Existing Sources: Municipal Solid Waste [MSW] Landfills). Developed under Section 111 of the Clean Air Act, these Emission Guidelines apply to existing MSW Landfills that commenced construction or modification on or before July 17, 2014.

On March 26, 2020, EPA made revisions to the Emission Guidelines for MSW Landfills to clarify that after the effective date of an EPA-approved State Plan implementing subpart Cf, owners and operators of MSW landfills must comply with the approved and effective state, tribal, or federal plan implementing subpart Cf instead of older landfill regulations (40 CFR Part 60, Subpart WWW or State Plans implementing 40 CFR Part 60, Subpart Cc).

Under Section 111(d) of the Clean Air Act, any state with one or more affected MSW units must develop and submit to the EPA a “State Plan” to implement the Emission Guidelines. 40 C.F.R. Part 60, Subparts B and Cf specify the content and the conditions for developing and adopting a Section 111(d) State Plan.

The Department of Environmental Protection (DEP) has prepared Florida's Section 111(d) State Plan pursuant to Section 111 of the Clean Air Act and in compliance with all of the standards and conditions of 40 C.F.R. Part 60, Subparts B and Cf. The plan, as set forth in this submittal document, consists of an inventory of MSW Landfills and emissions, compliance schedules, and amendments to Chapter 62-204, Florida Administrative Code (F.A.C.) (including emission limitations and testing, monitoring, recordkeeping, and reporting requirements).

Pursuant to 40 CFR 60.23(g), EPA has approved the Department’s request for alternative public participation requirements for the submittal of State Plans. These approved alternative public participation requirements allow the Department to cancel the December 1, 2020 public hearing if no hearing is requested by November 20, 2020.

In support of the Department’s requested approval of this plan, this submittal document also includes a demonstration of legal authority, identification of enforceable mechanisms, and a copy of the notice of opportunity to submit comments and request a public hearing on Florida’s revision to its proposed Section 111(d) State Plan.
Response to 40 C.F.R. Part 60, Subpart B, Criteria

§ 60.23 Adoption and Submittal of State Plans; Public Hearings

(d) Any hearing required by paragraph (c) of this section shall be held only after reasonable notice. Notice shall be given at least 30 days prior to the date of such hearing and shall include:

(1) Notification to the public by prominently advertising the date, time, and place of such hearing in each region affected.

- On October 21, 2020, DEP published, in the Florida Administrative Register (F.A.R.), a notice of opportunity to submit comments and request a public hearing pursuant to 40 C.F.R. 60.23 on Florida’s Section 111(d) MSW Landfill State Plan submittal. A public hearing will be held on December 1, 2020, if requested. The “Public Participation” section of this submittal document contains a copy of the notice as it appeared in the F.A.R.

(2) Availability, at the time of public announcement, of each proposed plan or revision thereof for public inspection in at least one location in each region to which it will apply.

- A copy of the October 21, 2020, F.A.R. public notice and Florida’s proposed State Plan were posted on DEP’s website and made available for public inspection at least 30 days prior to the scheduled hearing date. Notification of the availability of this information was also transmitted to each of DEP’s district offices and the offices of each DEP-approved local air pollution control program at least 30 days in advance of the scheduled hearing date. The “Public Participation” section of this submittal contains records of these notifications.

(3) Notification to the Administrator.

- EPA’s Region 4 office was notified at least 30 days in advance of the scheduled hearing date and was provided with copies of the material to be considered. The “Public Participation” section of this submittal contains the pre-hearing submittal letter.

(4) Notification to each local air pollution control agency in each region to which the plan or revision will apply.

- Notification to affected local programs occurred together with the notification of availability of information for public inspection. (See response to (d)(2) above.)

(5) In the case of an interstate region, notification to any other State included in the region.

- On October 21, 2020, DEP notified the states of Georgia, Alabama, and Mississippi of Florida’s proposed State Plan and of the opportunity to submit comments and request a
public hearing at least 30 days in advance of the scheduled hearing date. The “Public Participation” section of the final submittal will contain records of these notifications.

§ 60.24 Emission Standards and Compliance Schedules

(a) Each plan shall include emission standards and compliance schedules.

- DEP has adopted by reference all of the emission standards and test methods of 40 C.F.R. Part 60, Subpart Cf, into Rule 62-204.800(9)(h), F.A.C. DEP’s adoption of 40 C.F.R. Part 60, Subpart Cf became effective on January 13, 2017. DEP’s adoption of EPA’s March 23, 2020 revisions to 40 C.F.R. Part 60, Subpart Cf became effective on June 15, 2020. Certified copies of the full text of the amended rules is included in the “Materials to be Incorporated into State Plan” section of this submittal.

- All of the standards and conditions of 40 C.F.R. Part 60, Subpart Cf, have been adopted by reference into the Florida Administrative Code. As such, the emission limitations and test methods adopted by the State of Florida are at least as protective as the emission guidelines of 40 C.F.R. Part 60, Subpart Cf.

§ 60.25 Emission Inventories, Source Surveillance, Reports

(a) Each plan shall include an inventory of all designated facilities, including emission data for the designated pollutants and information related to emissions as specified in appendix D to this part. Such data shall be summarized in the plan, and emission rates of designated pollutants from designated facilities shall be correlated with applicable emission standards. As used in this subpart, “correlated” means presented in such a manner as to show the relationship between measured or estimated amounts of emissions and the amounts of such emissions allowable under applicable emission standards.

- As required by 40 C.F.R. 60.25(a), this Florida’s State Plan includes an inventory of affected landfills and emissions for comparison with federal standards. In the Source and Emission Inventory section of this plan, DEP has provided an inventory of affected MSW landfills and emissions data.

- The monitoring and correlation of compliance data will be conducted according to the conditions of 40 C.F.R. 60.25(b) and (c). DEP will commence annual progress reporting to EPA pursuant to 40 C.F.R. 60.25(e), with the first full year after EPA’s approval of Florida’s State Plan. The manner and form of reporting will be in accordance with 40 C.F.R. 60.25(f), and will be coordinated with EPA Region 4. Additional information about DEP’s annual reporting requirements for MSW Landfills can be found in the Provisions for Annual State Progress Reports below.
§ 60.26 Legal Authority

(a) Each plan shall show that the State has legal authority to carry out the plan, including authority to:
   (1) Adopt emission standards and compliance schedules applicable to designated facilities.
   (2) Enforce applicable laws, regulations, standards, and compliance schedules, and seek injunctive relief.
   (3) Obtain information necessary to determine whether designated facilities are in compliance with applicable laws, regulations, standards, and compliance schedules, including authority to require recordkeeping and to make inspections and conduct tests of designated facilities.
   (4) Require owners or operators of designated facilities to install, maintain, and use emission monitoring devices and to make periodic reports to the State on the nature and amounts of emissions from such facilities; also authority for the State to make such data available to the public as reported and as correlated with applicable emission standards.

- DEP has the authority to carry out the conditions set forth in this plan as required by 40 C.F.R. 60.26(a). The laws that provide DEP this authority are located in the Florida Statutes (F.S.) at Sections 403.031 (definitions), 403.061 (Department’s powers and duties), and 403.0872 (Title V air operating permits). Subsections 403.061(6), (7), (8), and (13), F.S., give DEP the authority to obtain information, to require recordkeeping, and use of monitors, and to conduct inspections, etc. Subsection 403.061(35), F.S., provides DEP the authority to exercise the duties, powers, and responsibilities required of the state under the federal Clean Air Act. The sections of Florida Statutes that give authority for compliance and enforcement are 403.121 (judicial and administrative remedies), 403.131 (injunctive relief), 403.141 (civil remedies), and 403.161 (civil and criminal penalties). Finally, Section 119.07, F.S., provides the authority for making the information available to the public.

- An enforceable mechanism is a legal instrument by which DEP can enforce a set of standards and conditions. DEP has adopted 40 C.F.R. Part 60, Subpart Cf, into Chapter 62-204, F.A.C., thereby making it an enforceable rule. DEP’s mechanism for enforcing the standards and conditions of 40 C.F.R. Part 60, Subpart Cf, is Rule 62-204.800(9)(h), F.A.C.

- DEP’s statutory legal authorities under Chapter 403, F.S, are described in further detail on the following pages.
Legal Authority

Chapter 403, F.S., entitled “Environmental Control,” provides the legal framework for most of the activities of the air resource management program within DEP. Except as provided under Sections 403.8055 and 403.201, F.S., for fast-track rulemaking and the granting of variances under Chapter 403, F.S., respectively, Chapter 120, F.S., Florida’s “Administrative Procedure Act,” sets forth the procedures DEP must follow for rulemaking, variances, and public meetings. The most recent version of the Florida Statutes can be found online at http://www.leg.state.fl.us/Statutes.

The principal sections of Chapter 403, F.S., that grant DEP authority to operate its air program are listed below. Authority to develop and update Florida’s State Implementation Plan (SIP) and 111(d) Designated Facilities Plan is expressly provided by Subsection 403.061(35), F.S., which provides that “the department shall have the power and the duty to control and prohibit pollution of air and water in accordance with the law and rules adopted and promulgated by it and, for this purpose, to … exercise the duties, powers, and responsibilities required of the state under the federal Clean Air Act, 42 U.S.C. ss. 7401 et seq.”

403.031 Definitions, including the definition of “regulated air pollutant” (403.031(19)).
403.061 Authority to promulgate plans to provide for air quality control and pollution abatement (403.061(1)); adopt rules for the control of air pollution in the state (403.061(7)); take enforcement action against violators of air pollution laws, rules and permits (403.061(8)); establish and administer an air pollution control program (403.061(9)); set ambient air quality standards (403.061(11)); monitor air quality (403.061(12)); require reports from air pollutant emission sources (403.061(13)); require permits for construction, operation, and modification of air pollutant emission sources (403.061(14)); and exercise the duties, powers, and responsibilities required of the state under the federal Clean Air Act (403.061(35)).
403.087 Authority to issue, deny, modify, and revoke permits.
403.0872 Authority to establish an air operating permit program as required by Title V of the Clean Air Amendments of 1990.
403.0877 Authority to require engineering certification of permit applications.
403.121 Authority to seek judicial and administrative remedies for violations.
403.131 Authority to seek injunctive relief for violations.
403.141 Authority to find civil liability for violations.
403.161 Authority to assess civil and criminal penalties for violations.
403.182 Authority for local pollution control programs.
403.201 Authority to grant variances.
403.716 Authority to require training of medical waste incinerator operators.
403.8052 Authority to establish a Small Business Assistance Program for small-business sources of air pollutant emissions.
403.8055 Authority to adopt EPA standards by reference through a fast-track process.
403.814 Authority to allow use of general permits (permits-by-rule) for minor sources.

Other statutory authorities (outside of Chapter 403, F.S.) for Florida’s air resource management program are as follows:
120.569 Authority of agency head to issue an emergency order in response to an immediate threat to public health, safety, or welfare.

316.2935 Authority to prohibit the sale and operation of motor vehicles whose emission control systems have been tampered with and to prohibit the operation of motor vehicles that emit excessive smoke.

320.03 Authority to establish an Air Pollution Control Trust Fund and use $1 fee on every motor vehicle license registration sold in the state for air pollution control purposes, including support of approved local air pollution control programs.

376.60 Authority to establish a fee for asbestos removal projects.

Rules adopted by DEP under its statutory authority are codified in the Florida Administrative Code. The most recent versions of F.A.C. rules can be found online at https://www.flrules.org. Rule chapters containing SIP or 111(d) State Plan provisions are as follows:

62-204 Air Pollution Control – General Provisions
62-210 Stationary Sources – General Requirements
62-212 Stationary Sources – Preconstruction Review
62-243 Tampering with Motor Vehicle Air Pollution Control Equipment
62-252 Gasoline Vapor Control
62-256 Open Burning
62-296 Stationary Sources – Emission Standards
62-297 Stationary Sources – Emissions Monitoring

Other air-related DEP rule chapters—not part of the SIP or Florida’s 111(d) State Plan—include:

62-213 Operation Permits for Major Sources of Air Pollution (Title V)
62-214 Requirements for Sources Subject to the Federal Acid Rain Program
62-257 Asbestos Program
Materials Proposed to be Incorporated into State Plan

Regulatory Language in Paragraph 62-204.800(9)(h), F.A.C.


1. Designated Facilities. The applicable requirements of paragraph 62-204.800(9)(h), F.A.C., shall apply to all designated facilities as set forth in 40 C.F.R. §60.31f.

2. Compliance Times. The requirements for planning, awarding of contracts, installing, and starting up of Municipal Solid Waste Landfill air emission collection and control equipment applicable to each designated facility subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.32f.

3. Emission Guidelines for Municipal Solid Waste Landfill Emissions. The emission limitations and operating limits applicable to each Municipal Solid Waste Landfill subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.333(f)(a)(1) through (4), §60.333(f)(b)(1) through (3), §60.333(f)(c)(1) through (4), §60.333(f)(d)(1) and (2), and §60.333(f)(e)(1) through (3), and §60.333(f)(f).

4. Operational Standards for Collection and Control Systems. The operational standards for landfill gas collection and control systems used to comply with 40 C.F.R. §60.333(f)(a) and (c) at designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.34f through (g).

5. Test Methods and Procedures. The test methods and procedures for determining the non-methane organic compounds (NMOC) emission rate or conducting surface emission monitoring demonstration at designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.35f through (e).

6. Compliance Provisions. Owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., must demonstrate compliance with the standards of 40 C.F.R. §60.33f as set forth in 40 C.F.R. §60.36f through (d).

7. Monitoring of Operations. The monitoring requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.37f through (h).

8. Reporting Guidelines. The reporting requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.38f through (m).

9. Recordkeeping Guidelines. The recordkeeping requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.39f through (j).

10. Specification for Active Collection Systems. The specifications for active collection systems at designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.40f through (c).

11. Definitions. The definitions applicable to designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.41f. For purposes of paragraph 62-204.800(9)(h), F.A.C., the definition of the term administrator means the department. The terms used but not defined in 40 C.F.R. Part 60, Subpart Cf, have the meaning given to them in the Clean Air Act and in 40 C.F.R. Part 60, Subparts A, B, and XXX.

Provisions for Annual State Progress Reports

Pursuant to 40 CFR 60.25(f), DEP will submit to EPA, on an annual basis, a report which details the progress in the enforcement of the state plan. The first report will be submitted within one year of approval of the state plan and will include the following elements:

1. Enforcement actions initiated against designated facilities during the reporting period.
2. Identification of the achievement of any increment of progress required by the plan during the reporting period.
3. Identification of designated facilities that have ceased operation during the reporting period.
4. Submission of emission inventory data for designated facilities that were not in operation at the time of plan development but began operation during the reporting period.
5. Submission of additional data as necessary to update the information submitted in this plan or in the previous progress reports.
6. Submission of copies of technical reports on all performance testing conducted on designated facilities, complete with concurrently recorded process data.
Review Process for Gas Collection and Control System Design Plans

Pursuant to 40 CFR § 60.38f(d), Florida’s State Plan must specify a process for reviewing gas collection and control system (GCCS) Design Plans. Facilities subject to gas collection and control systems (GCCS) are required to complete a site-specific GCCS Design Plan within one year of submission of an initial or subsequent NMOC emission rate report indicating an exceedance of the appropriate emission thresholds defined in 40 CFR § 60.33f.

DEP will implement the following process for the review and approval of GCCS Design Plans:

1. On or before the deadline established in Rule 62-204.800(9)(h), F.A.C., and 40 CFR Part 60, Subpart Cf., each owner or operator of a MSW landfill that estimates NMOC emissions, in the initial or annual NMOC emissions rate report, equal to or exceeding the thresholds defined in 40 CFR § 60.33f shall submit the site-specific Design Plan in its entirety to the Department for approval within one year in accordance with the requirements of Rule 62-204.800(9)(h), F.A.C., and 40 CFR Part 60, Subpart Cf. The Design Plan shall contain a professional engineer’s seal and a certification by a responsible official at the designated MSW landfill as to truth, accuracy, and completeness of the plan. The certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

2. Upon receipt of a complete Design Plan, the DEP will approve it, reject it, or request additional information within 90 days. The DEP will provide notice, in writing, of the approval or disapproval of the Design Plan. If the owner or operator does not receive approval, rejection, or a request for additional information within 90 days, the owner or operator may continue with implementation of the Design Plan.
Florida Municipal Solid Waste Landfills Subject to 40 C.F.R. Part 60, Subpart Cf

40 CFR § 60.25(a) requires that each plan include an inventory of all designated facilities including emissions data for the designated pollutants. Florida currently has 57 MSW landfills, 42 of which are subject to 40 CFR Part 60, Subpart Cf and 15 of which are subject to 40 CFR Part 60, Subpart XXX, as shown in Tables 1-5. Each table shows the following categories of MSW landfills:

- **Table 1**: MSW Landfills subject to 40 CFR Part 60, Subparts WWW or Cc with a Regulatory GCCS and Design capacity Greater than 2.5 Million Megagrams (14 landfills)
- **Table 2**: MSW Landfills subject to 40 CFR Part 60, Subparts WWW or Cc without any GCCS or without a Regulatory GCCS and Design capacity Greater than 2.5 Million Megagrams (9 landfills)
- **Table 3**: MSW Landfills in the Closed Landfill Subcategory (Qualifying for Reporting Exemptions under 40 CFR § 60.31f(e)) (17 landfills)
- **Table 4**: Open MSW Landfills with Design Capacity Less than 2.5 Million megagrams (2 landfills)
- **Table 5**: MSW Landfills subject to 40 CFR Part 60, subpart XXX, and therefore not subject to 40 CFR Part 60, Subpart Cf (15 landfills)

Where adequate data was available, DEP estimated 2020 NMOC emissions from MSW landfills (Table 2 below). NMOC emissions were calculated following Tier 1, 2, or 3 procedures using the Landfill Gas Emissions Model (LandGEM), version 3.02. Unless facility records reported current Tier 2 or Tier 3 results, the following default parameters, as specified by the NSPS and Emission Guidelines for determining CAA applicability, were used for facility emission estimation:

- Methane generation rate, $k = 0.02 /yr$
- Potential methane generation capacity, $L_0 = 170 \text{ m}^3/\text{Mg}$
- NMOC concentration = 4,000 ppmv as hexane
- Methane Content = 50% by volume

NMOC emission estimations derived from the parameters presented above result in conservatively high emissions estimates as compared to actual facility emission rates. However, the above listed parameters represent those established by EPA for facility screening procedures and are therefore utilized for the emissions estimated in this plan, except where facility reported Tier 2 or Tier 3 values exist. Where current Tier 2 or Tier 3 results were available for a facility, the above listed parameters were replaced with site-specific data.
## Table 1. MSW Landfills subject to 40 CFR Part 60, subparts WWW or Cc with a Regulatory GCCS and Design capacity Greater than 2.5 Million Megagrams

<table>
<thead>
<tr>
<th>Florida AIRS ID</th>
<th>Facility/Operator</th>
<th>County</th>
<th>Design Capacity</th>
<th>Year of Last Construction/Modification</th>
<th>NMOC Mg/Year</th>
<th>WWW or Cc Applicability</th>
</tr>
</thead>
<tbody>
<tr>
<td>0210051</td>
<td>Collier County Landfill/Waste Management Inc. of Florida</td>
<td>Collier</td>
<td>&gt;2.5 Mg</td>
<td>2003</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0230048</td>
<td>Winfield Landfill/ Columbia County</td>
<td>Columbia</td>
<td>&gt;2.5 Mg</td>
<td>2013</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0250603</td>
<td>North Dade Landfill/ Miami-Dade Solid Waste Management</td>
<td>Miami-Dade</td>
<td>&gt;2.5 Mg</td>
<td>1994</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0250615</td>
<td>Medley Landfill/ Waste Management Inc. of Florida</td>
<td>Miami-Dade</td>
<td>&gt;2.5 Mg</td>
<td>1993</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0250623</td>
<td>South Dade Landfill/ Miami-Dade Solid Waste Management</td>
<td>Miami-Dade</td>
<td>&gt;2.5 Mg</td>
<td>1999</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0570854</td>
<td>Hillsborough County SE LF/ Hillsborough County Solid Waste Management</td>
<td>Hillsborough</td>
<td>&gt;2.5 Mg</td>
<td>1994</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0610015</td>
<td>Indian River County Landfill/Indian River County</td>
<td>Indian River</td>
<td>&gt;2.5 Mg</td>
<td>2010</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0810055</td>
<td>Manatee County Lena Road Landfill/ Manatee County Utility Operations Department</td>
<td>Manatee</td>
<td>&gt;2.5 Mg</td>
<td>2004</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
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<td>0830124</td>
<td>Baseline Landfill/ Marion County</td>
<td>Marion</td>
<td>&gt;2.5 Mg</td>
<td>2007</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
<tr>
<td>0850120</td>
<td>Palm City II Sanitary Landfill/Martin County Utilities and Solid Waste Department</td>
<td>Martin</td>
<td>&gt;2.5 Mg</td>
<td>1985</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart Cc with a regulatory GCCS</td>
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<tr>
<td>Florida AIRS ID</td>
<td>Facility/Operator</td>
<td>County</td>
<td>Design Capacity</td>
<td>Year of Last Construction/Modification</td>
<td>NMOC Mg/Year</td>
<td>WWW or Ce Applicability</td>
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<td>0890428</td>
<td>West Nassau Class I Landfill/Nassau County</td>
<td>Nassau</td>
<td>&gt;2.5 Mg</td>
<td>1993</td>
<td>&gt; 50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
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<td>0990234</td>
<td>Palm Beach Renewable Energy Park/Solid Waste Authority of Palm Beach County</td>
<td>Palm Beach</td>
<td>&gt;2.5 Mg</td>
<td>1994</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
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<td>1110081</td>
<td>St. Lucie County Baling and Recycling Facility/St. Lucie County Solid Waste Department</td>
<td>St. Lucie</td>
<td>&gt;2.5 Mg</td>
<td>1991</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
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<td>1170084</td>
<td>Osceola Road Landfill/Seminole County</td>
<td>Seminole</td>
<td>&gt;2.5 Mg</td>
<td>1991</td>
<td>&gt;50 Mg/Year but controlled</td>
<td>Subpart WWW with a regulatory GCCS</td>
</tr>
</tbody>
</table>
### Table 2. MSW Landfills subject to 40 CFR Part 60, subparts WWW or Cc without any GCCS or without a Regulatory GCCS and Design capacity Greater than 2.5 Million Megagrams

<table>
<thead>
<tr>
<th>Facility/Landfill</th>
<th>County</th>
<th>Design Capacity</th>
<th>Year of Last Construction/Modification</th>
<th>NMOC Mg/Year</th>
<th>WWW or Cc Applicability</th>
</tr>
</thead>
<tbody>
<tr>
<td>Southwest Regional Landfill/Broward County Solid Waste and Recycling Services</td>
<td>Broward</td>
<td>&gt;2.5 Mg</td>
<td>1988</td>
<td>15.3</td>
<td>Subpart Cc with a nonregulatory GCCS</td>
</tr>
<tr>
<td>Zemel Road Solid Waste Management Facility/Charlotte County Department of Public Works</td>
<td>Charlotte</td>
<td>&gt;2.5 Mg</td>
<td>1991</td>
<td>23.5</td>
<td>Subpart WWW with a nonregulatory GCCS</td>
</tr>
<tr>
<td>Citrus County Central Landfill/Citrus County</td>
<td>Citrus</td>
<td>&gt;2.5 Mg</td>
<td>2005</td>
<td>10.4</td>
<td>Subpart WWW with a nonregulatory GCCS</td>
</tr>
<tr>
<td>Lee/Hendry County Regional Solid Waste Landfill/Lee County</td>
<td>Hendry</td>
<td>&gt;2.5 Mg</td>
<td>1991 &amp; closed in 2010</td>
<td>25.7</td>
<td>Subpart WWW with a nonregulatory GCCS</td>
</tr>
<tr>
<td>Hernando County NW and Recycling Facility/Hernando County</td>
<td>Hernando</td>
<td>&gt;2.5 Mg</td>
<td>2010</td>
<td>22.64</td>
<td>Subpart WWW with a nonregulatory GCCS</td>
</tr>
<tr>
<td>Pasco County Resource Recovery Facility/Pasco County</td>
<td>Pasco</td>
<td>&gt;2.5 Mg</td>
<td>1987</td>
<td>0.94</td>
<td>Subpart Cc with no GCCS</td>
</tr>
<tr>
<td>Pinellas County Resource Recovery Facility/Pinellas County Utilities Administration</td>
<td>Pinellas</td>
<td>&gt;2.5 Mg</td>
<td>Pre-1991</td>
<td>11.7</td>
<td>Subpart Cc with no GCCS</td>
</tr>
<tr>
<td>A.C.M.S. Class I Landfill/A.C.M.S. Inc.</td>
<td>Sumter</td>
<td>&gt;2.5 Mg</td>
<td>2012</td>
<td>14.3</td>
<td>Subpart WWW with no GCCS installed</td>
</tr>
<tr>
<td>Central County Solid Waste Disposal Facility/Sarasota County</td>
<td>Sarasota</td>
<td>&gt;2.5 Mg</td>
<td>1998</td>
<td>22.6</td>
<td>Subpart WWW with a nonregulatory GCCS</td>
</tr>
</tbody>
</table>
**Table 3. MSW Landfills in the Closed Landfill Subcategory**

(Qualify for reporting Exemptions under 60.31f(e))

17 Landfills

<table>
<thead>
<tr>
<th>Facility</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Majette North Landfill</td>
<td>Bay</td>
</tr>
<tr>
<td>Croom Landfill</td>
<td>Hernando</td>
</tr>
<tr>
<td>Wright Landfill</td>
<td>Okaloosa</td>
</tr>
<tr>
<td>Huntington Landfill</td>
<td>Putnam</td>
</tr>
<tr>
<td>DeSoto City landfill</td>
<td>Highlands</td>
</tr>
<tr>
<td>Madison City/County Landfill</td>
<td>Madison</td>
</tr>
<tr>
<td>Stock Island Landfill</td>
<td>Monroe</td>
</tr>
<tr>
<td>Saint Cloud City Landfill</td>
<td>Osceola</td>
</tr>
<tr>
<td>Lantana Landfill</td>
<td>Palm Beach</td>
</tr>
<tr>
<td>Dyer Boulevard Landfill</td>
<td>Palm Beach</td>
</tr>
<tr>
<td>Jacksonville North Sanitary Landfill</td>
<td>Duval</td>
</tr>
<tr>
<td>Southport Road Sanitary Landfill</td>
<td>Osceola</td>
</tr>
<tr>
<td>Bee Ridge Landfill</td>
<td>Sarasota</td>
</tr>
<tr>
<td>East Duval Landfill</td>
<td>Duval</td>
</tr>
<tr>
<td>Leon County Landfill</td>
<td>Leon</td>
</tr>
<tr>
<td>Taylor County Central Landfill</td>
<td>Taylor</td>
</tr>
<tr>
<td>Gulf Coast Sanitary Landfill</td>
<td>Lee</td>
</tr>
</tbody>
</table>
**Table 4.** Open MSW Landfills with Design Capacity Less than 2.5 Million megagrams

2 Landfills

<table>
<thead>
<tr>
<th>Facility</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Aucilla Landfill</td>
<td>Madison</td>
</tr>
<tr>
<td>Highlands County Solid Waste</td>
<td>Highlands</td>
</tr>
<tr>
<td>Waste Management Center</td>
<td></td>
</tr>
</tbody>
</table>

Table 5. MSW Landfills subject to 40 CFR Part 60, subpart XXX, and therefore not subject to 40 CFR subpart Cf

(15 landfills)

<table>
<thead>
<tr>
<th>Florida AIRS ID</th>
<th>Facility</th>
<th>County</th>
<th>Trigger Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>0090069</td>
<td>Brevard County Central Disposal Facility</td>
<td>Brevard</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0970079</td>
<td>OMNI Waste of Osceola County</td>
<td>Osceola</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>1270117</td>
<td>Tomoka Farms Road Landfill</td>
<td>Volusia</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0694864</td>
<td>Lake County Solid Waste Management Facility</td>
<td>Lake</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0950113</td>
<td>Orange Co. Solid Waste Management Facility</td>
<td>Orange</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0310358</td>
<td>Trail Ridge Landfill</td>
<td>Duval</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>1070049</td>
<td>Putnam County Central Landfill</td>
<td>Putnam</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>1250008</td>
<td>New River Regional Landfill</td>
<td>Union</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0050090</td>
<td>Steelfield Road Landfill</td>
<td>Bay</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0630045</td>
<td>Springhill Regional Landfill</td>
<td>Jackson</td>
<td>6/3/2017</td>
</tr>
<tr>
<td>0330246</td>
<td>Perdido Landfill</td>
<td>Escambia</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>1130172</td>
<td>Santa Rosa County Central Landfill</td>
<td>Santa Rosa</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>0112094</td>
<td>Monarch Hill Landfill</td>
<td>Broward</td>
<td>1/31/2018</td>
</tr>
<tr>
<td>0930104</td>
<td>Okeechobee LF</td>
<td>Okeechobee</td>
<td>8/29/2016</td>
</tr>
<tr>
<td>1050439</td>
<td>Cedar Trail LF</td>
<td>Polk</td>
<td>3/20/2019</td>
</tr>
</tbody>
</table>
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Board of Professional Engineers


PURPOSE AND EFFECT: The purpose of the amendment is to incorporate the Florida Fire Prevention Code into the Board’s rules by reference.

SUMMARY: To incorporate the Florida Fire Prevention Code.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:
The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of $200,000 in the aggregate within one year after the implementation of the rule.

A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 471.008, 471.033(2) FS
LAW IMPLEMENTED: 471.015(7), 471.033 FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850) 521-0500

THE FULL TEXT OF THE PROPOSED RULE IS:


As used in Chapter 471, F.S., and in these rules where the context will permit the following terms have the following meanings:

(1) through (6) No change.

5416

(7) The term “Florida Fire Prevention Code” shall mean the Florida Fire Prevention Code, 5th Edition, (2015), and which is incorporated herein by reference. The material incorporated is copyrighted material that is available for public inspection and examination, but may not be copied, at the Department of State, Administrative Code and Register Sections, Room 701, The Capitol, Tallahassee, Florida 32399-0250, and at the Board office, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303.

Rulemaking Authority 471.008, 471.033(1)(a), 2. FS. Law Implemented 471.008(2), 471.005(7), 471.005(4), 471.015(3)(a), 2., 471.023(1), 471.023(3), 471.033(1)(j) FS. History-New 6-25-80, Amended 12-19-82, 11-22-83, Formerly 21H-18.11, Amended 1-16-91, 4-4-93. Formerly 21H-18.011, Amended 12-22-99, 4-19-91, 10-16-02, 9-15-04, 6-5-08, 6-2-09, 2-2-12, 6-12-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 18, 2016

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Air Resource Management

RULE NO.: RULE TITLE: 62-204.800 Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update the Department’s adoption by reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at 40 C.F.R. Parts 51, 52, 58, 60, 61, 63, 70, and 81, to incorporate requirements of the Department’s federally approved and delegated air pollution programs. These rule amendments include the adoption by reference of the Emission Guidelines for existing Municipal Solid Waste Landfills (coddified at 40 C.F.R. 60 Subpart CD).

RULEMAKING AUTHORITY: 403.8055, F.S.
LAW IMPLEMENTED: 403.061, 403.087, 403.0855, F.S.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Terri Long, Division of Air Resource Management, 2600 Blair Stone Rd, MS 5500, Tallahassee, Florida 32399-2400, or Terri.Long@dep.state.fl.us.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE ENVIRONMENTAL REGULATION COMMISSION, ADMINISTRATIVE ASSISTANT, DEP, MS 35, 9000 COMMONWEALTH BOULEVARD, TALLAHASSEE,
FLORIDA 32399-3000. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) No change.


(a) The following subparts of 40 C.F.R. Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


(b) The following appendices of 40 C.F.R. Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


3. through 4. No change.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, revised as of July 1, 2003, or later as specifically indicated, are adopted and incorporated by reference:


(4) through (5) No change.


(a) The following subparts of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


3. through 6. No change.

(b) The following appendices of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


2. No change.


(c) No change.


(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:


7. 40 C.F.R. Part 60, Appendix A-7, Test Methods 19 through 25E; amended September 13, 2010, at 75 FR 55636 (http://www.frlrules.gov/Gateway/reference.asp?No=Ref-01720); January 18, 2012, at 77 FR 2456 (http://www.frlrules.gov/Gateway/reference.asp?No=Ref-01720); February 27, 2014, at 79 FR 11227 (https://www.frlrules.gov/Gateway/reference.asp?No=Ref-040926); August 30, 2016, at 81 FR 59800 (link); except that in Method 23, the toluene rinse concentrate may be added to the acetone and methylene chloride concentrate, the methanol in the Soxhlet apparatus specified at section 5.1.4 of the method prior to analysis, in lieu of separate analysis of the toluene rinse extract pursuant to section 5.1.6 of the method.


10. through 11. No change.

amended July 7, 2015, at 80 FR 38628 (link); amended August 30, 2016, at 81 FR 59900 (link).


(a) through (g) No change.

(h) Municipal Solid Waste Landfills. 40 C.F.R. Part 60, Subpart CF; Emission Guidelines and Compliance Timers for Municipal Solid Waste Landfills that commenced construction, reconstruction, or modification on or before July 17, 2014, promulgated as of August 29, 2016, at 81 FR 59276 (link), is hereby adopted and incorporated by reference subject to the following provisions:

1. Designated Facilities. The applicable requirements of Paragraph 63-204.80009(9)(h), F.A.C., shall apply to all designated facilities as set forth in 40 C.F.R. § 60.31(f).

2. Compliance Times. The requirements and provisions for planning, pioneering, and installing, and starting up of Municipal Solid Waste Landfill air emission collection and control equipment applicable to each designated facility subject to paragraph 62-204.80009(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.32(f).

3. Emission Guidelines for Municipal Solid Waste Landfill Emissions. The emission limitations and operating limits applicable to each Municipal Solid Waste Landfill subject to paragraph 62-204.80009(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.33(b) and (c) at designated facilities subject to paragraph 62-204.80009(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.34(f).

5. Test Methods and Procedures. The test methods and procedures for determining the non-methane organic compounds (NMOC) emission rate or conducting surface emission monitoring degasification at designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.35(f).

6. Compliance Provisions. Owners and operators of designated facilities subject to paragraph 62-204.80009(h), F.A.C., must demonstrate compliance with the standards of 40 C.F.R. § 60.33(f) as set forth in 40 C.F.R. § 60.36(f).

7. Monitoring of Operations. The monitoring requirements for owners and operators of designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.37(f).

8. Reporting Requirements. The reporting requirements for owners and operators of designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.38(f).

9. Recordkeeping Guidelines. The recordkeeping requirements for owners and operators of designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.39(f).

10. Specification for Active Collection Systems. The specifications for active collection systems at designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.40(f).

11. Definitions. The definitions applicable to designated facilities subject to paragraph 62-204.80009(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.41(f). For purposes of paragraph 62-204.80009(h), F.A.C., the definition of the term administrator means the department. The terms used but not defined in 40 C.F.R. Part 60, Subpart CF, have the meaning given to them in the Clean Air Act and in 40 C.F.R. Part 60, Subparts A, B, and XXXV.

12. 40 C.F.R. 60 Subparts WWW and CCC. A designated facility that is in compliance with the provisions of Paragraph 62-204.80009(h), F.A.C., ensures compliance with Paragraph 62-204.80009(e), F.A.C. (adopting 40 C.F.R. 60 Subpart CF by reference), and 40 C.F.R. 60 Subpart WW, as adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(h) renumbered (i) No change.


(a) through (e) No change.


(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 61, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 C.F.R. Part 61, Appendix B, Test Methods, except Method 111 for Polonium 210, Method 114 for Radionuclides and Method 115 for Radon-222; amended September 13,

49. through 53. No change.

54. 40 C.F.R. Part 63, Subpart RRR, Secondary Aluminum Production; amended February 27, 2014, 79 FR 11227 (http://www.federalregister.gov/Gateway/reference.asp?No=Ref-01720); amended June 13, 2016, at 81 FR 30165 (link); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.1519(c)(1) through (4).

55. No change.

56. 40 C.F.R. Part 63, Subpart UUU, Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units; amended December 1, 2015, at 81 FR 75178 (link); amended July 13, 2016, at 81 FR 45232 (link); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.1578(c)(1) through (5).

57. through 85. No change.


87. through 91. No change.

92. 40 C.F.R. Part 63, Subpart JHHH, Brick and Structural Clay Products Manufacturing; amended October 26, 2015, at 80 FR 65470 (link); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.8510(c)(1) through (4).
93. 40 C.F.R. Part 63, Subpart KKKK, Clay Ceramics Manufacturing, amended October 26, 2015, at 80 FR 65470 (link), amended December 4, 2015, at 80 FR 75817 (link), except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.860(e)(1) through (4).

94. through 101. No change.


103. through 108. No change.

109. 40 C.F.R. Part 63, Subpart JJJJJ, Industrial, Commercial, and Institutional Boilers, revised as of July 1, 2015 (link), or later as specifically indicated, are adopted and incorporated by reference except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.11236(c)(1) through (5).

109. through 117. numbered 110, through 118. No change.

(e) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:


2. through 5. No change.

(c) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:


2. through 5. No change.

(12) through (14) No change.


(16) through (22) No change.


(a) No change.

(c) No change.

(24) through (27) No change.

Rolemaking Authority: 403.061, 403.8955 FS. Law Implemented: 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 1-2-98, 4-7-98, 5-2-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 1-1-00, 10-1-00, 1-1-01, 6-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 7-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-9-06, 1-8-07, 3-13-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 1-1-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10, 12-30-10, 12-11-11, 12-1-12, 5-22-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16 ______

DEPARTMENT OF HEALTH
Board of Medicine

RULE NO.: 64BS-4.009

RULE TITLE: Applications

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application for interns/residents/fellows and house physicians, and the revised temporary certificate for visiting physicians.

SUMMARY: The proposed rule amendments to incorporate the revised application for interns/residents/fellows and house physicians, and the revised temporary certificate for visiting physicians.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:
The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of $200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.


IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32309-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64BS-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Department. The application shall be made on the applicable form set forth below, all of which are hereby adopted and incorporated by reference and can be obtained from the website at http://www.flhealthsource.gov/mqa-services http://www.doh.state.fl.us/mqa/medical-mqe-applicant.html. The application must be accompanied by the application fee.

(a) through (c) No change.

(d) DH-MQA 1072, entitled “Board of Medicine Application Materials for Initial Registration and Renewal of Intern/Resident/Fellow and House Physician,” 8(16) (246) http://www.frules.gov/GateWay/referenC.asp?No=Ref-02433;

(e) No change.
Notice of Proposed Rule (May 5, 2020)

Florida Administrative Register
Volume 46, Number 88, May 5, 2020

Section I
Notice of Development of Proposed Rules and Negotiated Rulemaking

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLES:
68B-13.0015 Definitions
68B-13.005 Designation as Restricted Species; Season, Repeal of Special Act
68B-13.007 Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008 Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer

PURPOSE AND EFFECT: The purpose of this rule development notice is to address rule amendments for the stone crab fishery related to harvest season dates, minimum size limit, possession of live or whole stone crabs, and trap construction requirements. The Commission is considering development of rule amendments to increase the stone crab population and build resiliency in the fishery. The effect of these rule amendments would be to shorten the stone crab season statewide, increase the stone crab claw minimum size limit, limit the possession of live or whole stone crabs on board a vessel, and require an escape ramp in all wood and plastic stone crab traps.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include open and closed seasons, minimum size limit, possession of live or whole stone crabs, and trap construction requirements.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED NECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.


THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II
Proposed Rules

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Air Resource Management

RULE NO.: RULE TITLE
62-204.800 Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update the Department's adoption by reference of state environmental regulations promulgated by the Florida Department of Environmental Protection. The proposed rule amendments update the Department's adoption by reference of federal environmental regulations promulgated by the U.S. Environmental Protection Agency (EPA). This rule amendment incorporates requirements of the Department's federal rule authorizations and federal air pollution programs. These rule amendments include adoption of recent revisions to the Federal Solid Waste Landfill Emission Guidelines, adoption of New Source Performance Standards (NSPS) and United States National Emission Standards for Hazardous Air Pollutants (NESHAP) amendments, and streamlines adoption by reference where appropriate.

RULEMAKING AUTHORITY: 403.061, 403.8055, FS.
LAW IMPLEMENTED: 403.061, 403.087, 403.8055, FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, FS. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Terri Long, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399-2400, or Terri.Long@dep.state.fl.us.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE ENVIRONMENTAL REGULATION COMMISSION, ADMINISTRATIVE ASSISTANT, DEP, MS 35, 3900 COMMONWEALTH BOULEVARD, TALLAHASSEE, FLORIDA 32399-3000. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides. Copies of the reference materials may be obtained by
writing to the Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850) 717-9000.

(1) No change.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.


(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, are adopted and incorporated by reference:

(a) No change.


(4) through (5) No change.


(b) No change.

(7) No change.


(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 14. No change.


16. through 76. No change.


79. No change.


81. through 88. No change.

(d) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:


2. No change.


5. No change.


10. through 11. No change.


(a) through (g) No change.

(b) Municipal Solid Waste Landfills. 40 C.F.R. Part 60, Subpart C, Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills that commenced construction, reconstruction, or modification on or before July 17, 2014, promulgated as of August 29, 2016, at 81 FR 59276 (https://www.frlues.org/Gateway/reference.asp?No=Ref-078051), amended March 26, 2020, at 85 FR 17244 (link), is hereby adopted and incorporated by reference subject to the following provisions:

1. through 11. No change.

12. 40 C.F.R. Part 60, Subparts WW and CC. Until a designated facility comes into emission compliance with the Operational Standards for Collection and Control Systems in 40 C.F.R. Part 60, Subpart C; adopted and incorporated by reference in provisions of subparagraph paragraph 62-204.800(9)(d), F.A.C., the designated facility remains subject to either the Operational Standards for Collection and Control Systems requirements of emission compliance with paragraph 62-204.800(9)(c), F.A.C. (adopting 40 C.F.R. Part 60, Subpart CC by reference), or and 40 C.F.R. Part 60, Subpart WW, as adopted and incorporated by reference in rule 62-204.800, F.A.C.

(10) No change.


(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 19. No change.


amended February 4, 2020, at 85 FR 6064 (link).

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MSW Landfill State Plan: Pre-Hearing Page 28 of 78 October 21, 2020
21. through 59. No change.
52. through 55. No change.
57. through 58. No change.
60. through 63. No change.
66. through 67. No change.
69. No change.
72. No change.
77. No change.
80. No change.
82. through 85. No change.
87. through 92. No change.
95. through 97. No change.
99. through 101. No change.
103. through 118. No change.
(c) No change.

(4) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:


2. through 5. No change.

(c) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:


2. through 5. No change.

(12) through (14) No change.


(16) through (22) No change.


(a) No change.


(c) No change.


(25) through (26) No change.

Rulemaking Authority 403.061, 403.0855 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.0855 FS. History New 3-13-96. Amended 6-25-96, 10-7-96, 10-17-96, 12-26-96, 4-18-97, 9-18-97, 7-7-97, 9-3-97, 12-10-97, 7-2-98, 4-7-98, 5-20-98, 6-7-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-4-00, 1-1-01, 8-1-01, 10-4-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-4-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10, 12-30-10, 12-1-11, 12-1-12, 5-2-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16, 10-23-16, 1-13-17, 12-21-17, 9-25-18, 8-12-19, 4-2-20.

DEPARTMENT OF JUVENILE JUSTICE

Education

RULE NOS.: RULE TITLES:
63B-1.001 Purpose and Scope
63B-1.002 Definitions
63B-1.003 Career and Vocational Programming
63B-1.004 Hiring of Vocational Staff
63B-1.005 Youth Participation
63B-1.006 Cooperative Agreement
63B-1.007 Juvenile Education Reporting Requirements and Career-Related Evaluations

PURPOSE AND EFFECT: The amendments update the rule to be consistent with pertinent statutes and eliminate obsolete provisions.

SUMMARY: The amendments eliminate unnecessary discussion of purpose, and repeal provisions governing hiring and youth participation, which are treated elsewhere. Other provisions are updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of $200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

1847
January 13, 2017

Mr. Ernie Reddick
Section Administrator
Administrative Code and Weekly Section
500 South Bronough Street, Room 101
Tallahassee, Florida 32399-0250

Re: Certification Package for Rule 62-204.800, F.A.C.,
OGC # 16-0274

Dear Mr. Reddick,

Attached is the certification package for Rule 62-204.800, F.A.C. Please note that this rulemaking is being done pursuant to Section 403.8055, F.S., which provides authority for the Department of Environmental Protection to adopt the U.S. Environmental Protection Agency standards by a special fast-track process.

Enclosed, please find the following:

1. Coded copy of rule 62-204.800
2. Certification for Federal Fast Track
3. Certification of Materials Incorporated by Reference
4. DOS email approval for the uploaded reference materials

If you have any questions regarding this rule, please feel free to contact me either at 850-245-2242 or Benjamin.Melnick@dep.state.fl.us, whichever is more convenient.

Sincerely,

Benjamin M. Melnick
Assistant General Counsel

www.dep.state.fl.us
CERTIFICATION FOR FEDERAL FAST TRACK 403.8055
CERTIFICATION OF DEPARTMENT OF ENVIRONMENTAL PROTECTION
ADMINISTRATIVE RULES FILED WITH THE DEPARTMENT OF STATE
PURSUANT TO SECTION
403.8055, FLORIDA STATUTES
(ADOPTION OF FEDERAL STANDARDS)

I hereby certify:

[ X ] (1) The time limitations prescribed by Section 403.8055, F.S., and all applicable rulemaking requirements of
the Department of State have been complied with; and

[ X ] (2) There is no non-frivolous objection, under Section 403.8055(4), F.S., pending on any rule covered by this
certification, and

[ X ] (3) All rules covered by this certification are filed not less than 21 days after the notice required by Section
403.8055(1), F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by
the undersigned agency by and upon their filing with the Department of State.

Rule No.
62-204.800

Under the provision of Section 403.8055(2), F.S., the rule(s) take effect upon the date designated below (but not
earlier than the date of filing):

Effective: 1/3/17

(month) (day) (year)

Justin Wolfe
Deputy General Counsel

17
Number of Pages Certified
CERTIFICATION OF MATERIALS INCORPORATED
BY REFERENCE IN RULES FILED WITH THE DEPARTMENT OF STATE

I hereby certify pursuant to Rule 1-1.013, Florida Administrative Code:

[ X ] (1) That materials incorporated by reference in Rule 62-204.800 have been electronically filed with the Department of State.

[ ] (2) That because there would be a violation of federal copyright laws if the submitting agency filed the incorporated materials described below electronically, a true and complete paper copy of the incorporated materials are attached to this certification for filing. Paper copies of the incorporated materials below may be obtained at the agency by [include address(es)/location(s)].

List form number(s) and form title(s), or title of document(s) below:

40 CFR Part 51, Subpart F; Published at Volume 81 of the Federal Register, Number 37, (February 25, 2016) pp 9339-9343

40 CFR Part 51, Subpart F, Published at Volume 81 of the Federal Register, Number 147, (August 1, 2016) pp 50330-50336

40 CFR Part 51, Subpart I; Part 52, Subpart A; and Part 70, Published at Volume 81 of the Federal Register, Number 107, (June 3, 2016) pp 35622-35634

40 CFR Part 52, Subpart K, Published at Volume 81 of the Federal Register, Number 148, (August 2, 2016) pp 50628-50630

40 CFR Part 52, Subpart K, Published at Volume 80 of the Federal Register, Number 186, (September 25, 2015) pp 57727-57729

40 CFR Part 52, Subpart K, Published at Volume 81 of the Federal Register, Number 190, (September 30, 2016) pp 67179-67185

40 CFR Part 52, Subpart K, Published at Volume 80 of the Federal Register, Number 205, (October 23, 2015) pp 64344-64346

40 CFR Part 52, Subpart K, Published at Volume 80 of the Federal Register, Number 185, (September 24, 2015) pp 57538-57540

40 CFR Part 58, Subparts A and D, Appendices A and D, Published at Volume 81 of the Federal Register, Number 59, (March 28, 2016) pp 17248-17229
40 CFR Part 60, Appendices B and F, Published at Volume 80 of the Federal Register, Number 129, (July 7, 2015) pp 38628-38652

40 CFR Part 60, Appendix B, Published at Volume 80 of the Federal Register, Number 137, (July 17, 2015) pp 42397

40 CFR Part 60, Appendix F, Published at Volume 79 of the Federal Register, Number 95, (May 16, 2014) pp 28439-28444


40 CFR Part 60, Subparts A, OOOO and OOOOa, Published at Volume 81 of the Federal Register, Number 107, (June 3, 2016) pp 35824-35942

40 CFR Part 60, Subparts A and Cf, Published at Volume 81 of the Federal Register, Number 167, (August 29, 2016) pp 59276-59330

40 CFR Part 60, Subparts A and XXX, Published at Volume 81 of the Federal Register, Number 167, (August 29, 2016) pp 59332-59384

40 CFR Part 60, Subpart Da, Part 63, Subpart UUUU Published at Volume 81 of the Federal Register, Number 66, (April 6, 2016) pp 20172-20207

40 CFR Part 60, Subpart III, Published at Volume 81 of the Federal Register, Number 130, (July 7, 2016) pp 44212-44220

40 CFR Part 60, Subpart Ja, Part 63, Subparts CC and UUU, Published at Volume 81 of the Federal Register, Number 134, (July 13, 2016) pp 45232-45245

40 CFR Part 60, Subparts A and TTTT, Published at Volume 80 of the Federal Register, Number 205, (October 23, 2015) pp 64510-64660

40 CFR Part 60, Subpart CCCC, Published at Volume 81 of the Federal Register, Number 121, (June 23, 2016) pp 40956-41034

40 CFR Part 63, Subparts DDDD and NNN, Published at Volume 80 of the Federal Register, Number 145, (July 29, 2015) pp 45280-45338

40 CFR Part 63, Subpart DDDDD, Published at Volume 80 of the Federal Register, Number 224, (November 20, 2015) pp 72790-72837
40 CFR Part 63, Subpart GG, Published at Volume 80 of the Federal Register, Number 234, (December 7, 2015) pp 76152-76191

40 CFR Part 63, Subparts JJJJ and KKKKK, Published at Volume 80 of the Federal Register, Number 206, (October 26, 2015) pp 65470-65570

40 CFR Part 63, Subparts A and KKKKKK, Published at Volume 80 of the Federal Register, Number 233, (December 4, 2015) pp 75817

40 CFR Part 63, Subpart LLL, Published at Volume 81 of the Federal Register, Number 142, (July 25, 2016) pp 48356-48362

40 CFR Part 63, Subpart LLL, Published at Volume 80 of the Federal Register, Number 176, (September 11, 2015) pp 54728-54729

40 CFR Part 63, Subpart GG, Published at Volume 81 of the Federal Register, Number 149, (August 3, 2016) pp 51114-51116

40 CFR Part 63, Subpart JJJJJ, as of July 1, 2015

40 CFR Part 63, Subpart RRR, Published at Volume 81 of the Federal Register, Number 113, (June 13, 2016) pp 38085-38095

40 CFR Part 81, Subpart C, Published at Volume 81 of the Federal Register, Number 172, (September 6, 2016) pp 61136-61142

40 CFR Part 81, Subpart C, Published at Volume 81 of the Federal Register, Number 184, (September 22, 2016) pp 65289

40 CFR Part 81, Subpart C, Published at Volume 80 of the Federal Register, Number 10, (January 15, 2015) pp 2206-2284

40 CFR Part 81, Subpart C, Published at Volume 81 of the Federal Register, Number 172, (September 6, 2016) pp 61136-61142

Under the provisions of Section 403.8055(2)F.S., the attached material(s) take effect upon the date designated below (but not earlier than the date of filing):

[Signature]

Justin Wolfe

Deputy General Counsel
62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) No change.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.

(a) The following subparts of 40 C.F.R. Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


3. through 5. No change.
(b) The following appendices of 40 C.F.R. Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


3. through 4. No change.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, revised as of July 1, 2003, or later as specifically indicated, are adopted and incorporated by reference:


(4) through (5) No change.


(a) The following subparts of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:


(b) The following appendices of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

2. No change.


4. through 5. No change.

(7) No change.


(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.


3. through 13. No change.

for purposes of the authorities cited at 40 C.F.R. §60.109(b).


16. through 76. No change.


77, renumbered 78. No change.


79. renumbered 80. No change.


82. 81. 40 C.F.R. Part 60, Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines; amended June 28, 2011, at 76 FR 37954
(http://www.frules.gov/Gateway/reference.asp?No=Ref-07789); except that the Secretary is not the Administrator
for purposes of 40 C.F.R. § 60.4231, 60.4232, 60.4233, 60.4234, 60.4240, 60.4241, 60.4242, and 60.4247.

82. through 83. renumbered 83. Through 84. No change.

85–84. 40 C.F.R. Part 60, Subpart OOOO, Standards of Performance for Crude Oil and Natural Gas Production,
Transmission and Distribution, promulgated August 16, 2012, at 77 FR 49489

86. 40 C.F.R. Part 60, Subpart OOOOa, Oil and Natural Gas Sector: Emission Standards for New, Reconstructed,
and Modified Sources, promulgated June 3, 2016, at 81 FR 35824

87. 40 C.F.R. Part 60, Subpart TTTT, Standards of Performance for Greenhouse Gas Emissions for Electric
Generating Units, promulgated October 23, 2015, at 80 FR 64510

(c) No change.

(d) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1,
(http://www.frlrules.org/Gateway/reference.asp?No=Ref-07800); amended August 30, 2016, at 81 FR 59800
(http://www.frlrules.org/Gateway/reference.asp?No=Ref-07789); are adopted and incorporated by reference except
that the Secretary is not the Administrator for purposes of 40 C.F.R. § 60.4, 40 C.F.R. § 60.8(b)(2) and (3), 40 C.F.R.
§ 60.11(e)(7) and (8), 40 C.F.R. § 60.13(g), (i) and (j)(2), and 40 C.F.R. § 60.16.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2009, or later as
specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Appendix A-1, Test Methods 1 through 2F; amended February 27, 2014, 79 FR 11227

2. 40 C.F.R. Part 60, Appendix A-2, Test Methods 2G through 3C; amended February 27, 2014, 79 FR 11227

3. 40 C.F.R. Part 60, Appendix A-3, Test Methods 4 through 51; amended September 13, 2010, at 75 FR 55636

4. 40 C.F.R. Part 60, Appendix A-4, Test Methods 6 through 10B; amended September 13, 2010, at 75 FR 55636

5. 40 C.F.R. Part 60, Appendix A-5, Test Methods 11 through 15A; amended September 13, 2010, at 75 FR 55636

6. 40 C.F.R. Part 60, Appendix A-6, Test Methods 16 through 18; amended September 13, 2010, at 75 FR 55636


10. through 11. No change.


(a) through (g) No change.
(h) Municipal Solid Waste Landfills. 40 C.F.R. Part 60, Subpart Cf, Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills that commenced construction, reconstruction, or modification on or before July 17, 2014, promulgated as of August 29, 2016, at 81 FR 59276 (https://www.fedregulations.gov/Gateway/reference.asp?NoRef=07805), is hereby adopted and incorporated by reference subject to the following provisions:

1. Designated Facilities. The applicable requirements of Paragraph 62-204.800(9)(h), F.A.C., shall apply to all designated facilities as set forth in 40 C.F.R. § 60.31f.

2. Compliance Times. The requirements for planning, awarding of contracts, installing, and starting up of Municipal Solid Waste Landfill air emission collection and control equipment applicable to each designated facility subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.32f.

3. Emission Guidelines for Municipal Solid Waste Landfill Emissions. The emission limitations and operating limits applicable to each Municipal Solid Waste Landfill subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.33f.

4. Operational Standards for Collection and Control Systems. The operational standards for landfill gas collection and control systems used to comply with 40 C.F.R. § 60.33f(b) and (c) at designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.34f.

5. Test Methods and Procedures. The test methods and procedures for determining the non-methane organic compounds (NMOC) emission rate of conducting surface emission monitoring demonstration at designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.35f.

6. Compliance Provisions. Owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., must demonstrate compliance with the standards of 40 C.F.R. § 60.33f as set forth in 40 C.F.R. § 60.36f.

7. Monitoring of Operations. The monitoring requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.37f.

8. Reporting Guidelines. The reporting requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.38f.

9. Recordkeeping Guidelines. The recordkeeping requirements for owners and operators of designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.39f.

10. Specification for Active Collection Systems. The specifications for active collection systems at designated
facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. § 60.41f.

11. Definitions. The definitions applicable to designated facilities subject to paragraph 62-204.800(9)(h), F.A.C., shall be the same as set forth in 40 C.F.R. §60.41f. For purposes of paragraph 62-204.800(9)(h), F.A.C., the definition of the term administrator means the department. The terms used but not defined in 40 C.F.R. Part 60, Subpart C, have the meaning given to them in the Clean Air Act and in 40 C.F.R. Part 60, Subparts A, B, and XXX.

12. 40 C.F.R. 60 Subparts WWW and CC. A designated facility that is in compliance with the provisions of Paragraph 62-204.800(9)(h), F.A.C., ensures compliance with Paragraph 62-204.800(9)(c), F.A.C. (adopting 40 C.F.R. 60 Subpart CC by reference), and 40 C.F.R. 60 Subpart WWW, as adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(b) renumbered (i) No change.


(a) through (c) No change.


(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 61, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

3. No change.


(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. through 16. No change.


18. through 19. No change.


21. through 22. No change.


24. through 41. No change.
42. 40 C.F.R. Part 63, Subpart DDD, Mineral Wool Production; amended July 29, 2015, at 80 FR 45280 (https://www.frlrules.org/Gateway/reference.asp?No=Ref-07811); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.1195(c)(1) through (4).

43. through 47. No change.


49. No change.

50. 40 C.F.R. Part 63, Subpart NNN, Wool Fiberglass Manufacturing; amended July 29, 2015, at 80 FR 45280 (https://www.frlrules.org/Gateway/reference.asp?No=Ref-07811); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.1388(c)(1) through (4).

51. through 53. No change.


55. No change.


57. through 85. No change.

87. through 91. No change.

92. 40 C.F.R. Part 63, Subpart JJJJJ, Brick and Structural Clay Products Manufacturing; amended October 26, 2015, at 80 FR 65470 (https://www.federalregister.gov/;No=Ref-07816); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.8510(c)(1) through (4).

93. 40 C.F.R. Part 63, Subpart KKKKK, Clay Ceramics Manufacturing; amended October 26, 2015, at 80 FR 65470 (https://www.federalregister.gov/;No=Ref-07816); amended December 4, 2015, at 80 FR 75817 (https://www.federalregister.gov/;No=Ref-07817); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.8660(c)(1) through (4).

94. through 101. No change.


103. through 108. No change.

109. 40 C.F.R. Part 63, Subpart JJJJJ, Industrial, Commercial, and Institutional Boilers, revised as of July 1, 2015 (https://www.federalregister.gov/;No=Ref-07818), or later as specifically indicated, are adopted and incorporated by reference except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§ 63.11225(c)(1) through (5).

109. through 117. renumbered 110. through 118. No change.
(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:


2. through 5. No change.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

2. through 5. No change.

(12) through (14) No change.


(16) through (22) No change.


(a) No change.


(c) No change.

(24) through (27) No change.

Rulemaking Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS.
Dear Terri:

The reference material for rule adoption you submitted has been approved by the Administrative Code and Register Staff.

The approved material is available in the Review/Modify Agency Reference Material list (Agency Main Menu page).

Rule Number: 62-204.800

Reference Number: Ref-07786; Reference Name: 40 CFR Part 51 Subpart F 2-25-16
Reference Number: Ref-07787; Reference Name: 40 CFR Part 51 Subpart F 8-1-16
Reference Number: Ref-07788; Reference Name: 40 CFR Part 51 Subpart I Part 52 Subpart A Part 70 6-3-16
Reference Number: Ref-07789; Reference Name: 40 CFR Parts 51, 60, 61 Multiple Subparts and Appendices 8-30-16
Reference Number: Ref-07791; Reference Name: 40 CFR Part 52, Subpart K 9-25-15
Reference Number: Ref-07792; Reference Name: 40 CFR Part 52, Subpart K 9-24-15
Reference Number: Ref-07793; Reference Name: 40 CFR Part 52 Subpart K 10-23-15
Reference Number: Ref-07794; Reference Name: 40 CFR Part 52 Subpart K 8-2-16
Reference Number: Ref-07795; Reference Name: 40 CFR Part 52 Subpart K 9-30-16
Reference Number: Ref-07796; Reference Name: 40 CFR Part 58 Subparts A, D, Appendices A, D 3-28-16
Reference Number: Ref-07797; Reference Name: 40 CFR Part 60 Subpart Da Part 63 Subpart UUUUUU 4-6-16
Reference Number: Ref-07798; Reference Name: 40 CFR Part 60 Subparts J, Ja Part 63 Subparts A, U, CC, UUU 12-1-15
Reference Number: Ref-07799; Reference Name: 40 CFR Part 60 Subpart Ja Part 63 Subpart CC UUU 7-13-16
Reference Number: Ref-07800; Reference Name: 40 CFR Part 60 Subparts A, XXX 8-29-16
Reference Number: Ref-07801; Reference Name: 40 CFR Part 60 Subpart CCC 6-23-16
Reference Number: Ref-07802; Reference Name: 40 CFR Part 60 Subpart III 7-7-16
Reference Number: Ref-07803; Reference Name: 40 CFR Part 60 Subparts A, OOO, OOOO 6-3-16
Reference Number: Ref-07804; Reference Name: 40 CFR Part 60, Subparts A, TTTT Part 70 10-23-15
Reference Number: Ref-07805; Reference Name: 40 CFR Part 60 Subparts A and C 8-29-16
Reference Number: Ref-07806; Reference Name: 40 CFR Part 60 Appendices B and F 7-7-15
Reference Number: Ref-07807; Reference Name: 40 CFR Part 60 Appendix B 7-17-15
Rule Certification Package (June 15, 2020)

June 15, 2020

Mr. Ernest Reddick  
Program Administrator  
Administrative Code and Register  
500 South Bronough Street, Room 101  
Tallahassee, Florida 32399-0250

Re: Certification Package for Rule 62-204.800, F.A.C.  
OGC No: 20-0719

Dear Mr. Reddick:

Attached is the certification package for Rule 62-204.800, F.A.C. I am the attorney handling the rule and my telephone number is (850)245-2937, or west.gregory@FloridaDEP.gov, and mailing address is Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000. The program staff person is Hastings Read, who may be reached at (850)717-9017 or hastings.read@FloridaDEP.gov, and mailing address is Department of Environmental Protection, Florida Coastal Office, MS 5500, 2600 Bob Martinez Center, Tallahassee, Florida 32399-4000.

Sincerely,

N. West Gregory  
Senior Assistant General Counsel

NWO/tl

Enclosures:  
An original and two paper copies of the coded rule  
A CD or DVD with the coded rule  
Signed Certification Form of the Rule  
Signed Certification of Reference Material Form  
Signed Certification Form of Minor Violation  
Department of State email Approving Reference Material
CERTIFICATION OF DEPARTMENT OF ENVIRONMENTAL PROTECTION
ADMINISTRATIVE RULES FILED WITH THE DEPARTMENT OF STATE
PURSUANT TO SECTION
403.8055, FLORIDA STATUTES
(ADOPTION OF FEDERAL STANDARDS)

I hereby certify:

[ X ] (1) The time limitations prescribed by Section 403.8055, F.S., and all applicable rulemaking requirements of
the Department of State have been complied with; and

[ X ] (2) There is no non-frivolous objection, under Section 403.8055(4), F.S., pending on any rule covered by this
certification, and

[ X ] (3) All rules covered by this certification are filed not less than 21 days after the notice required by Section
403.8055(1), F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by
the undersigned agency by and upon their filing with the Department of State.

Rule No.
62-204.800

Under the provisions of section 403.8055(2), F.S., the rule(s) take effect upon the date designated below (but not
earlier than the date of filing):
Effective Date: June 15, 2020
(month) (day) (year)

Chadwick R. Stevens
Chief Deputy General Counsel

Number of Pages Certified
10
CERTIFICATION OF DEPARTMENT OF STATE
DESIGNATION OF RULE THE VIOLATION OF WHICH IS A MINOR VIOLATION

Pursuant to Section 120.695(2)(o)3, Florida Statutes, I certify as agency head, as defined by section 20.05(1)(b), Florida Statutes, that:

[X] All rules covered by this certification are not rules the violation of which would be a minor violation pursuant to Section 120.695, F.S.

[ ] The following parts of the rules covered by this certification have been designated as rules the violation of which would be a minor violation pursuant to Section 120.695, F.S.:

Rule No(s).

Rules covered by this certification:

Rule No(s).
62-204.800

Signature of Agency Head

Secretary

Form: D5-PCR-6
Rule 1-1.010(3)(f), F.A.C.; effective 10-17
62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides. Copies of the reference materials may be obtained by writing to the Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850) 717-9000.

(1) No change.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.


(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, are adopted and incorporated by reference:

(a) No change.

(4) through (5) No change.


(b) No change.

(7) No change.


(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 14. No change.


16. through 76. No change.
77. 40 C.F.R. Part 60, Subpart WWW, Municipal Solid Waste Landfills; revised as of July 1, 2017

78. 40 CFR Part 60, Subpart XXX, Municipal Solid Waste Landfills; revised as of July 1, 2017

79. No change.

80. 40 C.F.R. Part 60, Subpart CCCC, Commercial and Industrial Solid Waste Incineration Units; revised as of July 1, 2017

81. through 88. No change.

(c) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1, 2017,
(http://www.firules.org/Gateway/reference.asp?No=Ref:08874), are adopted and incorporated by reference;
amended November 14, 2018, at 83 FR 56713
(http://www.firules.org/Gateway/reference.asp?No=Ref:11965);
amended November 26, 2018, at 83 FR 60696
(http://www.firules.org/Gateway/reference.asp?No=Ref:11962);
amended April 16, 2019, at 84 FR 15846

(d) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2017, or later as
specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Appendix A-1, Test Methods 1 through 2F; revised as of July 1, 2017

2. No change.

3. 40 C.F.R. Part 60, Appendix A-3, Test Methods 4 through 5I; revised as of July 1, 2017

4. 40 C.F.R. Part 60, Appendix A-4, Test Methods 6 through 10B; revised as of July 1, 2017
5. No change.

6. 40 C.F.R. Part 60, Appendix A-6, Test Methods 16 through 18; revised as of July 1, 2017

7. 40 C.F.R. Part 60, Appendix A-7, Test Methods 19 through 25E; revised as of July 1, 2017
   (https://www.fedregulations.gov/Gateway/reference.asp?No=Ref-11965); except that in Method 23, the toluene rinse
   concentrate may be added to the acetone and methylene chloride concentrate, the filter, and the resin in the Soxhlet
   apparatus specified at section 5.1.4 of the method prior to analysis, in lieu of separate analysis of the toluene rinse
   extract pursuant to section 5.1.6 of the method.

8. 40 C.F.R. Part 60, Appendix A-8, Test Methods 26 through 30B; revised as of July 1, 2017

9. 40 C.F.R. Part 60, Appendix B, Performance Specifications; revised as of July 1, 2017

10. through 11. No change.

12. 40 C.F.R. Part 60, Appendix F, Quality Assurance Procedures; revised as of July 1, 2017

   (9) Title 40, Code of Federal Regulations, Part 60, Emission Guidelines and Compliance Times. This subsection
   contains regulatory language that implements EPA's Emission Guidelines for various source categories. These
   regulations have been submitted to EPA as Clean Air Act Section 111(d) State Plans. EPA's approvals of Florida's
   111(d) State Plans are codified at 40 C.F.R. Part 62, Subpart K which are hereby adopted and incorporated by

(a) through (g) No change.


1. through 11. No change.

12. 40 C.F.R. Part 60, Subparts WWW and Co. When a designated facility comes into that is in compliance with the Operational Standards for Collection and Control Systems in 40 C.F.R. Part 60, Subpart Cf, adopted and incorporated by reference in provisions of subparagraph paragraph 62-204.800(9)(a)(4)62-204.800(9)(b), F.A.C., the designated facility is no longer subject to the requirements of ensures compliance with paragraph 62-204.800(9)(c), F.A.C. (adopting 40 C.F.R. Part 60, Subpart Co by reference), and 40 C.F.R. Part 60, Subpart WWW, as adopted and incorporated by reference in rule 62-204.800, F.A.C.

(10) No change.


(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 19. No change.


21. through 50. No change.
51. 40 C.F.R. Part 63, Subpart OOO, Manufacture of Amino/Phenolic Resins; revised as of July 1, 2017

52. through 55. No change.

56. 40 C.F.R. Part 63, Subpart UUU, Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery

57. through 58. No change.

59. 40 C.F.R. Part 63, Subpart AAAA, Municipal Solid Waste Landfills; revised as of July 1, 2017

60. through 63. No change.

64. 40 C.F.R. Part 63, Subpart GGGG, Solvent Extraction for Vegetable Oil Production; revised as of July 1,

65. 40 C.F.R. Part 63, Subpart HHHH, Wet-Formed Fiberglass Mat Productions; revised as of July 1, 2017

66. through 67. No change.

68. 40 C.F.R. Part 63, Subpart KKKK, Surface Coating of Metal Cans; revised as of July 1, 2017

69. No change.

70. 40 C.F.R. Part 63, Subpart NNNN, Surface Coating of Large Appliances; revised as of July 1, 2017

71. 40 C.F.R. Part 63, Subpart OOOO, Printing, Coating, and Dyeing of Fabrics and Other Textiles; revised as

72. No change.


77. No change.


80. No change.


82. through 85. No change.

86. 40 C.F.R. Part 63, Subpart DDDDD, Industrial, Commercial, and Institutional Boilers and Process Heaters;

97. through 99. No change.


95. through 97. No change.


99. through 101. No change.


103. through 118. No change.

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

2. through 5. No change.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Test Methods; revised as of July 1, 2017


(https://www.firules.org/Gateway/reference.asp?No=Ref-11965); amended March 4, 2019, at 84 FR 7682

2. through 5. No change.

(12) through (14) No change.

(15) Title 40, Code of Federal Regulations, Part 70, State Operating Permit Programs. The provisions of 40 C.F.R. Part 70, §§70.1 through 70.11, revised as of July 1, 2016

(https://www.firules.org/Gateway/reference.asp?No=Ref-08883); amended February 5, 2020, at 85 FR 6431


(16) through (22) No change.


(a) No change.

(b) The provisions of 40 C.F.R. Part 81, §81.310, revised as of July 1, 2019

(https://www.frules.org/Gateway/reference.asp?No=Ref-10912), amended April 24, 2019, at 84 FR 17985

(c) No change.

Part 82, revised as of July 1, 2016 (https://www.frules.org/Gateway/reference.asp?No=Ref-08892), amended March
11, 2020, at 85 FR 14150 (https://www.frules.org/Gateway/reference.asp?No=Ref-11983), or later as specifically
indicated, is adopted and incorporated by reference.

(25) through (26) No change.

Rulemaking Authority 403.061, 403.8055 FS. Law implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—
New 3-13-96. Amended 6-23-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-
20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-
03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-6-06, 9-6-06, 1-
8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10,
12-30-10, 12-1-11, 12-1-12, 5-22-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16, 10-23-16, 1-13-17, 12-21-17, 7-25-18, 8-12-19, 4-2-
20_________
CERTIFICATION OF MATERIALS INCORPORATED
BY REFERENCE IN RULES FILED WITH THE DEPARTMENT OF STATE

I hereby certify pursuant to Rule 1-1.013, Florida Administrative Code:

[ X ] (1) That materials incorporated by reference in Rule 62-204.800 have been electronically filed with the Department of State.

[ ] (2) That because there would be a violation of federal copyright laws if the submitting agency filed the incorporated materials described below electronically, a true and complete paper copy of the incorporated materials are attached to this certification for filing. Paper copies of the incorporated materials below may be obtained at the agency by [include address(es)/location(s)].

List form number(s) and form title(s), or title of document(s) below:

40 CFR Part 51, Subpart F, Published at Volume 83 of the Federal Register, Number 228 (November 28, 2018)
pp 61127-61143

40 CFR Part 51, Subpart I, Published at Volume 83 of the Federal Register, Number 234 (December 6, 2018)
pp 62998-63036

40 CFR Part 52, Subpart K, Part 81, Section 81.310, Published at Volume 84 of the Federal Register, Number 218 (November 12, 2019) pp 60927-60931

40 CFR Part 52, Subpart K, Part 81, Section 81.310, Published at Volume 85 of the Federal Register, Number 34 (February 20, 2020) pp 9666-9673

40 CFR Part 58, Published at Volume 85 of the Federal Register, Number 5 (January 8, 2020) pp 834-837

40 CFR Part 60, Subparts Cf, WWW, and XCC, Part 63, Subparts A and AAAAA, Published at Volume 85 of the Federal Register, Number 39 (March 26, 2020) pp 17244-17282

40 CFR Part 60, Subparts A and Js, Part 63, Subparts CC and UUU, Published at Volume 83 of the Federal Register, Number 227 (November 26, 2018) pp 60696-60728

40 CFR Part 60, Subparts A and CCCC, Published at Volume 84 of the Federal Register, Number 73 (April 16, 2019) pp 15846-15918

40 CFR Part 63, Subparts A, KKKK, and SSST, Published at Volume 85 of the Federal Register, Number 37 (February 25, 2020) pp 10828-10871

40 CFR Part 63, Subparts A and OOO, Published at Volume 83 of the Federal Register, Number 199 (October 15, 2018) pp 51842-51857

MSW Landfill State Plan: Pre-Hearing Page 69 of 78 October 21, 2020
40 CFR Part 63, Subparts A and KKKKK, Published at Volume 84 of the Federal Register, Number 212
(November 1, 2019) pp 58601-58623

40 CFR Part 63, Subparts A and LLLLL, Published at Volume 85 of the Federal Register, Number 49 (March
12, 2020) pp 14526-14558

40 CFR Part 63, Subpart QQQQQ, Published at Volume 84 of the Federal Register, Number 27 (February 8,
2019) pp 2742-2753

40 CFR Part 63, Subpart TTTT, Published at Volume 84 of the Federal Register, Number 29 (February 12,
2019) pp 3108-3324

40 CFR Part 63, Subpart UUUUU, Published at Volume 84 of the Federal Register, Number 100 (May 23,
2019) pp 23727-23728

40 CFR Part 63, Subparts A and HHHH, Published at Volume 84 of the Federal Register, Number 40 (February
28, 2019) pp 6676-6701

40 CFR Part 63, Subparts A, NNNNN, OOOOO and RRRRR, Published at Volume 84 of the Federal Register,
Number 51 (March 15, 2019) pp 9590-9646

40 CFR Part 63, Subparts CC and UUU, Published at Volume 85 of the Federal Register, Number 23 (February
4, 2020) pp 6064-6087

40 CFR Part 63, Subpart GGGGG, Published at Volume 85 of the Federal Register, Number 53 (March 18, 2020)
pp 15608-15636

40 CFR Part 63, Subparts A, QQQQ, and Appendix A, Published at Volume 84 of the Federal Register,
Number 2 (March 4, 2019) pp 7682-7712

40 CFR Part 63, Subparts VVVVV and WWWW, Published at Volume 85 of the Federal Register, Number 55
(March 20, 2020) pp 15960-15982

40 CFR Part 63, Subparts A and YYYY, Published at Volume 85 of the Federal Register, Number 46 (March 9,
2020) pp 15324-15346

Subparts A, DDDDD, UUUUU and Appendix A, Published at Volume 83 of the Federal Register, Number 220
(November 14, 2018) pp 56713-56734

40 CFR Part 70, Published at Volume 85 of the Federal Register, Number 24 (February 5, 2020) pp 6431-6446
40 CFR Part 82, Subpart F, Published at Volume 85 of the Federal Register, Number 48 (March 11, 2020) pp 14150-14170

40 CFR Part 82, Subpart K, as of July 1, 2019

40 CFR Part 81, Section 81.310, as of July 1, 2019

Under the provisions of Section 403.8055(2)F.S., the attached material(s) take effect upon the date designated below (but not earlier than the date of filing):

Chadwick R. Stevens
Chief Deputy General Counsel
Dear terril:
The reference material for rule adoption you submitted has been approved by the Administrative Code and Register Staff. The approved material is available in the Review/Modify Agency Reference Material list (Agency Main Menu page).
Reference Number: Ref-11956; Reference Name: 40 CFR Part 51 Subpart F Nov 28 2018
Reference Number: Ref-11957; Reference Name: 40 CFR Part 51 Subpart I Dec 6 2018
Reference Number: Ref-11958; Reference Name: 40 CFR Part 52 Subpart K and Section 81.310 Nov 12 2019
Reference Number: Ref-11959; Reference Name: 40 CFR Part 52 Subpart K as of July 1 2019
Reference Number: Ref-11960; Reference Name: 40 CFR Part 52 Subpart K Section 81.310 Feb 20 2020
Reference Number: Ref-11961; Reference Name: 40 CFR Part 58 Jan 8 2020
Reference Number: Ref-11962; Reference Name: 40 CFR Part 60 Subparts A Ja Part 63
Subparts CC UUU Nov 26 2018
Reference Number: Ref-11963; Reference Name: 40 CFR Part 60 Subparts CF WWWXX
Part 63 Subparts A AAAA 3-26-20
Reference Number: Ref-11964; Reference Name: 40 CFR Part 60 Subparts A CCCC Apr 16 2019
Reference Number: Ref-11965; Reference Name: 40 CFR Multiple Parts, Subparts and Appendices emissions testing Nov 14 2018
Reference Number: Ref-11966; Reference Name: 40 CFR Part 63 Subparts A KKKK and SSSS Feb 25 2020
Reference Number: Ref-11968; Reference Name: 40 CFR Part 63 Subparts A and OOO Oct 15 2018
Reference Number: Ref-11969; Reference Name: 40 CFR Part 63 Subparts A and KKKKK
Nov 1 2019
Reference Number: Ref-11970; Reference Name: 40 CFR Subpart 63 Subparts A and LLLLL
March 12 2020
Reference Number: Ref-11971; Reference Name: 40 CFR Part 63 Subpart QQQQQ Feb 8 2019
Reference Number: Ref-11972; Reference Name: 40 CFR Part 63 Subpart TTTTT Feb 12 2019
Reference Number: Ref-11973; Reference Name: 40 CFR Part 63 Subpart UUUUU May 23 2019
Reference Number: Ref-11974; Reference Name: 40 CFR Part 63 Subparts A and HHHHH Feb 28 2019
Reference Number: Ref-11976; Reference Name: 40 CFR 40 CFR Part 63 Subparts A NNNN
OOOO RRRR March 15 2019
Reference Number: Ref-11977; Reference Name: 40 CFR Part 63 Subparts CC and UUU
February 4 2020
Reference Number: Ref-11978; Reference Name: 40 CFR Part 63 Subpart GGGG March 18 2020
Reference Number: Ref-11979; Reference Name: 40 CFR Part 63 Subparts A QQQQ and
Public Participation

Notice of Opportunity to Submit Comments and Participate in Public Hearing

Florida Administrative Register  Volume 46, Number 206, October 21, 2020

PLACE: CONFERENCE NUMBER: 1(888)585-9008,
CONFERENCE CODE: 241087833
GENERAL SUBJECT MATTER TO BE CONSIDERED:
General to which persons are invited.
A copy of the agenda may be obtained by contacting: Florida
Board of Cosmetology, 2601 Blair Stone Road, Tallahassee,
Florida, 32309, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities
Act, any person requiring special accommodations to
commence this workshop/meeting is asked to advise the
agency at least 5 days before the workshop/meeting by
contacting: Florida Board of Cosmetology, 2601 Blair Stone
Road, Tallahassee, Florida, 32309, (850)487-1395. If you are
hearing or speech impaired, please contact the agency using the
Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-
8770 (Voice).

If any person decides to appeal any decision made by the Board
with respect to any matter considered at this meeting or hearing,
he/she will need to ensure that a verbatim record of the
proceeding is made, which record includes the testimony and
evidence from which the appeal is to be issued.

For more information, you may contact: Florida Board of
Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida,
32309, (850)487-1395.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
The Division of Air Resource Management announces a
hearing to which all persons are invited.

DATE AND TIME: December 1, 2020 10:00 a.m.
PLACE: Department of Environmental Protection, Bob
Martinez Center, 2601 Blair Stone Road, Room 195,
Tallahassee, Florida.

The Department will hold the hearing, if requested, at the date,
time and place above and will also offer accessibility through a
teleconference option. The teleconference option is being
provided to allow maximum public participation if the hearing
is requested. Parties can access the teleconference by telephone
(regular long-distance telephone charges will apply). Parties
can access the teleconference at the following number:
1(888)585-9008, ID number: 416-112-9009

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Pursuant to 40 C.F.R. 60.23, the Department of Environmental
Protection (Department) announces the opportunity to offer
comments and participate in a public hearing, if requested, on
the proposed submission of Florida’s State Plan for Municipal
Solid Waste (MSW) Landfills to the U.S. Environmental
Protection Agency (EPA) under the Clean Air Act. The
Department is proposing to submit this State Plan so that
Florida may enforce the Emission Guidelines promulgated by
EPA on August 29, 2016, which set emissions limitations for
MSW Landfills that commenced construction or modification
on or before July 17, 2014. The proposed State Plan adopts
the model rules contained in 40 C.F.R. Part 60, Subpart Ce, and
contains information on the facilities subject to regulation under
this subpart. Once EPA approves Florida’s State Plan, the
Department will be the agency tasked with ensuring that MSW
Landfills subject to 40 C.F.R. Part 60, Subpart Ce, comply with
the applicable emissions limitations.
A public hearing will be held, if requested, at the date and time,
given above. The public hearing, if requested, will also be
accessible via a teleconference service. It is not necessary that
the hearing be held or attended for persons to comment on
DEP’s proposed revisions to Florida’s pending SIP submission.
Any comments or requests for a public hearing must be
submitted by email to Hastings.Read@FlDEP.gov, and
received no later than November 20, 2020. If no request for a
public hearing is received, the hearing (and teleconference) will
be cancelled, and notice of the cancellation will be posted at the
following website: https://floridasep.gov/events/month?field_country_tid=All&field_deid_is_a_public_notice_value=Yes.

Persons may also contact Mr. Read at (850)717-9017 to find out
if the hearing has been cancelled. The materials comprising
DEP’s revision to the pending SIP submission are accessible at
the website above by clicking on December 1, 2020 hearing link
or at the following website:
http://www.dep.state.fl.us/air/rules/regulatory.htm. A copy of

the agenda may be obtained by contacting: Mr. Read by email
at the above email address or by calling (850)717-9017.

Pursuant to the provisions of the Americans with Disabilities
Act, any person requiring special accommodations to
commence this workshop/meeting is asked to advise the
agency at least 48 hours before the workshop/meeting by
contacting: Ms. Terri Long at (850)717-9023 or
Terri.Long@FlDEP.gov. If you are hearing or speech
impaired, please contact the agency using the Florida Relay
Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Ms. Long by email or
by calling (850)717-9023.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
The University of Florida and the Florida Department of
Environmental Protection, Office of Resilience and Coastal
Protection’s Coral Reef Conservation Program announces a
public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 12, 2020, 6:00 p.m.
= 8:00 p.m. ET
PLACE: This is an online event, registration is free through
Evenbrite. https://www.eventbrite.com/e/uf-and-dep-com-
reef-program-stakeholder-engagement-project-public-
meeting-tickets-124719266993
Notice to EPA Region 4 Administrator

Via Electronic Mail

October 21, 2020

Ms. Mary Walker
Regional Administrator
U. S. Environmental Protection Agency (EPA) – Region 4
61 Forsyth Street, SW – Mail Code: 9T25
Atlanta, GA 30303-8909


Dear Ms. Walker:

Notice is hereby given that, pursuant to 40 C.F.R. 60.23, the Florida Department of Environmental Protection (Department) is accepting comments and will hold a public hearing, if requested, on Florida’s proposed 111(d) State Plan submittal for Municipal Solid Waste (MSW) Landfills.

On October 21, 2020, the Department published a notice of opportunity to submit comments and request a public hearing in the Florida Administrative Register. The public hearing, if requested, will be held on December 1, 2020. Pursuant to 40 CFR 60.23(g), EPA has approved alternative public participation procedures that allow the Department to cancel the December 1, 2020 public hearing if no hearing is requested by November 20, 2020.

This State Plan submittal incorporates the August 29, 2016, promulgation of the Emission Guidelines for MSW Landfills, codified at 40 C.F.R. Part 60, Subpart Cf. 81 Fed. Reg. 59,276. The Department has identified 42 facilities that are subject to these regulations, which are included in the source inventory section of this State Plan submittal.

Copies of the public notice published in the Florida Administrative Register and the pre-hearing State Plan submittal are enclosed. These documents are submitted to you as notification to the Administrator pursuant to the requirement of 40 C.F.R. 60.23(c).
Ms. Mary Walker  
October 21, 2020  
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Your review and comments prior to the hearing will be appreciated. The Department respectfully requests that the U.S. Environmental Protection Agency provide any comments on this submittal by November 20, 2020.

If you have any questions about this submittal, please contact Hastings Read at (850) 717-9017 or by email at Hastings.Read@FloridaDEP.gov.

Sincerely,

Jeff Koerner, Director  
Division of Air Resource Management

cc (with State Plan package):
Caroline Freeman, Division Director, Air & Radiation Division, EPA Region 4;
Gregg Worley, Chief, Air Analysis and Support Branch, Region 4.

Enclosures:
1. Notice published October 21, 2020 in the Florida Administrative Register;
2. Pre-Hearing State Plan Submittal: Proposed 111(d) State Plan for Municipal Solid Waste Landfills
Requests for Districts/Locals to Provide Assistance to Public

DEP’s request for DEP District and approved Local Programs to provide assistance will be provided in the final submittal.
Notifications to Other States

DEP’s notification to other states will be provided in the final submittal.