



# FLORIDA DEPARTMENT OF Environmental Protection

Marjory Stoneman Douglas Building  
3900 Commonwealth Boulevard  
Tallahassee, FL 32399

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

Pursuant to Section 120.74, Florida Statutes, the undersigned hereby certify that they have reviewed the regulatory plan for the Florida Communities Trust and that the Department of Environmental Protection, as staff to the Florida Communities Trust, regularly reviews all of the rules of the Florida Communities Trust to determine if the rules remain consistent with the agency's rulemaking authority and the laws implemented, with the most recent review of its existing rules being completed in 2023.

Dated this 1st day of September, 2023.

A handwritten signature in cursive script that reads "Justin Wolfe".

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Justin G. Wolfe  
GENERAL COUNSEL

A handwritten signature in cursive script that reads "Shawn Hamilton".

Digitally signed by Shawn Hamilton  
Date: 2023.09.01 09:59:34 -04'00'

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Shawn Hamilton  
SECRETARY

**Florida Communities Trust  
2023-24 Regulatory Plan to s. 120.74(a) and 120.74(c), F.S.**

Agency	Law enacted or modified that creates or modifies DEP authority or duties	Is rulemaking necessary to implement the law?	<i>If rulemaking is not necessary</i> , statement explaining reasons why the law may be implemented without rulemaking	<i>If rulemaking is necessary</i> , has notice of rule development been published in the FAR? If yes, which FAR issue (include date, volume, and number).	When is notice of a proposed rule expected to be published?	Rule Number	Rule Title	Was the law listed in a previous regulatory plan as requiring rulemaking to implement a law?
All Agencies	Chapter 2023-12, Laws of Florida	No	This act adopting the 2022 Florida Statutes and designating portions as the official law of the state is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-15, Laws of Florida	No	This act amending the statute of limitation and the provision of civil remedies is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
FCT	Chapter 2023-17, Laws of Florida	No	This act amending section 253.034, F.S., and adding additional required information needed to be contained within land management plans submitted to the Division of State Lands by managers of conservation lands is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-18, Laws of Florida	No	This act related public safety and revising the definitions and requirements for the concealed carrying of a firearm is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-19, Laws of Florida	No	This act related to public record exemptions for persons assigned as a safe-school officer is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-21, Laws of Florida	No	This act related to a prohibition on the use of state funds for expenditures related to out of state travel for abortion is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-22, Laws of Florida	No	This act amending the statute of limitations for actions brought in relation to the design, planning, or construction of improvements to real property are self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-24, Laws of Florida	No	This act amending Florida's Litter Law and related criminal statutes for acts related to improper dumping of litter for the purpose of threatening or intimidating property owners is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-26, Laws of Florida	No	This act amending factors that can be considered for investment of state funds to solely pecuniary factors is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-28, Laws of Florida	No	This act requiring only pecuniary factors be considered by the State of Florida when determining investment of State funds requires rulemaking by the Department of Management Services; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-30, Laws of Florida	No	This act amending the public records exemption related to investigative reports and exemption reports related to pharmacy benefit managers is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-32, Laws of Florida	No	This act prohibiting government devices from utilizing certain applications grants rulemaking authority to the FCT of Management services, therefore rulemaking by FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-33, Laws of Florida	No	This act amending Ch. 287, F.S. as it relates to certain restrictions imposed on agency contracting with foreign countries and foreign entities is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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**2023-24 Regulatory Plan to s. 120.74(a) and 120.74(c), F.S.**

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All Agencies	Chapter 2023-35, Laws of Florida	No	This act amending method by which public employees payment of union dues and registration with a public employees union is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No.
All Agencies	Chapter 2023-40, Laws of Florida	No	This act adopting standards for immigration status verification in employment with public agencies and contractors of public agencies, revising criminal statutes that relate to human trafficking, and authorizes cooperation with the federal government in enforcing immigration laws is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-41, Laws of Florida	No	This act amending the requirements of state entities when they submit and redact regular reports as required by law is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-42, Laws of Florida	No	This act amending the public records exemption related to complaint and investigations associated with the prohibition of employer healthcare mandates is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-43, Laws of Florida	No	This act amending Ch. 381, F.S. as it relates to the prohibition of discrimination based upon personal medical decisions is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-44, Laws of Florida	No	This act amending the public record exemptions as they relate to video or photographic evidence of killings of persons or minors is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-49, Laws of Florida	No	This act amending the requirements of public officials to file financial disclosures is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-54, Laws of Florida	No	This act amending the requirements of law enforcement agencies for developing policies and reporting requirements related to missing persons is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-58, Laws of Florida	No	This act amending the public records exemption for law enforcement agency to add exemptions for records related to security or transportation services is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-75, Laws of Florida	No	This act amending public record exemptions related to security and fire safety system plans to strike the sunset provision included pursuant to the Open Government Sunset Review Act is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-79, Laws of Florida	No	This act amending the prohibitions associated government entities listing and tracking the ownership of privately owned firearms is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-80, Laws of Florida	No	This act defining the term "central bank digital currency" and excluding the term from the definition of "money" within the general provisions of the Uniform Commercial Code is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-81, Section 2, Laws of Florida	No	This act requiring state agencies ensure that any related work product associated with use of official information developed by the consensus estimating conferences in state planning and budgeting is consistent with the official information developed by the Economic Estimating Conference, the Demographic Estimating Conference, and the Labor Market Estimating Conference is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-86, Laws of Florida	No	This act establishing an anonymous human trafficking database within the University of South Florida and mandating law enforcement agencies to submit certain data to the database is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-90, Laws of Florida	No	This act prohibiting the expenditure of state funds for sex-reassignment prescriptions or procedures is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-94, Laws of Florida	No	This act prohibiting governmental entities from issuing permits or authorizing a person to conduct an adult live performance is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-106, Laws of Florida	No	This act related to facility requirements based upon sex, outlining certain prohibited activities by persons of the opposite sex as it relates to entering sex specific areas, and requiring public buildings that have changing facilities to either have one for each sex or a unisex changing facility is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-107, Laws of Florida	No	This act relating to the striking of the Open Government Sunset Review Act within the public records exemption for addresses of victims of mass violence is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-109, Laws of Florida	No	This act requiring law enforcement agencies to disclose information to legally authorized persons of a decedent with subject to exceptions and who initiate or bear the primary responsibility for investigating the death of a minor to provide certain information to the minor's next of kin subject to exceptions in certain circumstances is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-119, Laws of Florida	No	This act striking the Open Government Sunset Review Act requirement contained within the public records exemption related to security and fire safety is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-124, Laws of Florida	No	This act amending the process by which summons and service of process of evictions to unknown tenants in possession of real property is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-131, Laws of Florida	No	This act amending the public record exemption relating to court personnel to include the home addresses and personal information of current judicial assistants is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-134, Laws of Florida	No	This act amending the requirements of payment and required terms to be included in a construction contract between a public entity and a contractor is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-145, Laws of Florida	No	This act authorizing the head of a law enforcement agency to authorize certain travel expenses, use of state motor vehicles, and administrative leave for funerals of law enforcement officers is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-153, Laws of Florida	No	This act amending Section 119.071, F.S., public record exemptions as it relates to agency personnel information to add and exemption for DACS current or former inspectors or investigators is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-154, Section 4, Laws of Florida	No	This act amending Section 287.0823, F.S., to mandate that state agencies shall give preference to food commodities grown or produced in Florida when purchasing food commodities is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
FCT	Chapter 2023-154, Section 30, Laws of Florida	No	This act amending Section 595.404, F.S., to clarify DACS role as a clearinghouse for aquaculture applications and provide for further cooperation in information sharing between FWC, DEP, and other land management agencies is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
FCT	Chapter 2023-154, Section 35, Laws of Florida	No	This act amending cross references contained in The Florida Forever Act are self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-177, Laws of Florida	No	This act creating a public records exemption for information related to communication services locations, project proposals, and challenges to DEO or federal broadband access grant program implemented by DEO is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-181, Laws of Florida	No	This act creating section 83.491, F.S., to allow landlords to charge fees in lieu of collecting security deposits and setting forth conditions related to security deposits and fees is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-186, Laws of Florida	No	This act relating to motor vehicles amends duties and responsibilities of motor vehicle owners and vehicle fleet owners is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-193, Laws of Florida	No	This act amending the Florida Retirement System to provide for retiree health insurance subsidy, require 2% of gross compensation employer contribution to employee retirement plans, amending the period when an employee can enter DROP, and amending employer contribution percentages into FRS is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-201, Laws of Florida	No	This act prohibiting state agency interaction with social media companies for content moderation, prohibiting certain activities of online platforms in relation to children, and creating the Florida Digital Bill of Rights is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-202, Laws of Florida	No	This act amending section 215.971, F.S., to require certain agency agreements to include a provision authorizing the agency to provide for payment of specified invoices to certain counties or municipalities and to increase funding percentages for certain projects is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-214, Laws of Florida	No	This act amending section 216.1366, F.S., requiring state entities to post certain information related to payment of extended contracts and imposing new requirements of state entity contracts with non-profit organizations is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-226, Laws of Florida	No	This act amending the process by which liens on real property attach and properly served are self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-230, Laws of Florida	No	This act prohibiting termination of a law enforcement officer due solely to their name being included in the Brady Information System and providing certain rights to law enforcement officers is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-235, Laws of Florida	No	This act creating a public records exemption for DNA and genetic information collected during agency investigations is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-236, Laws of Florida	No	This act amending the Florida Litter Law to prohibit dumping within a water control district property or canal right-of-way is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-239, Laws of Florida	No	This is the General Appropriations Act and therefore does not require rulemaking.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-240, Laws of Florida	No	This act relating to the implementation of the 2022-2023 General Appropriations Act is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-256, Laws of Florida	No	This act relating to the substitution of work experience for educational requirements for jobs at public employers and substituting work experience for educational requirements in agency contracting is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-263, Laws of Florida	No	This act amending the public records exemption for information related to former public guardians is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-296, Laws of Florida	No	This act amending the Florida Fire Prevention Code to update new and existing building criteria as it relates to public safety radio coverage and signal strength is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-300, Laws of Florida	No	This act amending certain provisions related to the enforcement of judgment liens is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

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All Agencies	Chapter 2023-304, Section 7-8, Laws of Florida	No	This act modifying the definition of continuing contract contained in section 287.055, F.S., to include contracts executed through December 31, 2023, for professional services provided to agencies for projects related to repairs and remediation to a specific site due to damage caused by Hurricane Ian and providing for a repeal date are self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No
All Agencies	Chapter 2023-316, Laws of Florida	No	This act amending provisions within the Florida Retirement System as it relates to DROP and employment prohibitions is self implementing; therefore rulemaking by the FCT is not necessary.	N/A	N/A	N/A	N/A	No

Florida Communities Trust  
2023-24 Regulatory Plan Pursuant to 120.74(1)(b)

Division	Law Implemented	Rule Number	Rule Title	Explain whether the rule is intended to simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary, or redundant rules.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-815.014 (NEW RULE)	Consideration of Recipient's Request for Linear Facilities	The proposed rule revisions are intended to simplify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-815.015 (NEW RULE)	Consideration of Recipient's Request for Land Exchange	The proposed rule revisions are intended to simplify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.002	Definitions	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.003	General Requirements and Eligibility Standards	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.004	Submission of Application and Application Materials	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.005	Communications to the Governing Board	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.006	Application Review	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.007	Project Evaluation Criteria	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.008	Ranking and Selection of Applications	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.009	Project Approval	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.011	Preparation and Acceptance of the Management Plan	The proposed rule revisions are intended to simplify and clarify rule language.

Florida Communities Trust  
2023-24 Regulatory Plan Pursuant to 120.74(1)(b)

DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.012	Title, Acquisition Procedures, Project Plans, Lease Agreements and Transfer of Title	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.013	Annual Stewardship Report Requirement	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.014	Modification to Expand the Project Boundary	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.015	Consideration of Recipient's Request for Linear Facilities	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-818.016	Consideration of Recipient's Request for Land Exchanges	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.002	Definitions	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.003	General Information	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.004	Election by Recipient of Titleholder and Negotiating Entity; Rules Governing Acquisitions; Title	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.005	Title Report and Evidence of Marketable Title	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.006	Certified Survey	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.007	Appraisal Procedures	The proposed rule revisions are intended to simplify and clarify rule language.

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DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.008	Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.009	Negotiation of Offers and Counteroffers	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.010	Purchase Agreements	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.011	Preparation and Acceptance of Project Plans	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.012	Examination for Hazardous Materials Contamination	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.013	Trust Governing Board Action	The proposed rule revisions are intended to simplify and clarify rule language.
DSL	380.501-380.515 F.S., 259.105, F.S.	62-819.014	Closing	The proposed rule revisions are intended to simplify and clarify rule language.