

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Air Resource Management**

RULE NOS.:	RULE TITLES:
62-17.021	Definitions
62-17.191	Postcertification Compliance Review, Monitoring
62-17.211	Modification of Certification, Criteria-change Modifications, Transfer of Ownership

**PURPOSE AND EFFECT:** The purpose of this Notice of Rule Development (NORD) is to update and clarify processes for: Rule 62-17.021, F.A.C. deleting references already defined by statute and terms that have been repealed, revising language; Rule 62-17.191, F.A.C. for review of postcertification submittals in order to determine compliance with the Conditions of Certification; Rule 62-17.211, F.A.C. modifying a certification; transferring a certification; and, to incorporate the Notice of Intent to Transfer of Certification Form into the rule section.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule amendments address Electrical Power Plant Siting regulations and forms.

**RULEMAKING AUTHORITY:** 403.504(1), FS.

**LAW IMPLEMENTED:** 403.503, 403.504(1), 403.504(8), 403.511, 403.516, 403.517, FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Ann Seiler, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida, 32399-2400. Telephone: (850)717-9113. E-mail: Ann.Seiler@Floridadep.gov **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Air Resource Management**

RULE NOS.:	RULE TITLES:
62-213.202	Responsible Official
62-213.420	Permit Applications
62-213.440	Permit Content
62-213.900	Forms and Instructions

**PURPOSE AND EFFECT:** The purpose of this Notice of Rule Development (NORD) is to revise Chapter 62-213, F.A.C., to clarify language in Rule 62-213.202, F.A.C., regarding “Primary Responsible Official” and its use on the notification form, revise the Responsible Official Notification Form to add instructions, adopt and incorporate by reference the Statement of Compliance Form and Responsible Official Notification Form in the rules where they are referenced, clarify monitoring and related recordkeeping and reporting requirements, repeal rule 62-213.900, F.A.C., and remove obsolete references to the federal Clean Air Interstate Rule (CAIR).

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule amendments address Operation Permits for Major Sources of Air Pollution.

**RULEMAKING AUTHORITY:** 403.061, 403.087, 403.0872, FS.

**LAW IMPLEMENTED:** 403.061, 403.087, 403.0872, FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Cindy Phillips, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida, 32399-2400. Telephone: (850)717-9098. E-mail: Cindy.Phillips@Floridadep.gov **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Air Resource Management**

RULE NOS.:	RULE TITLES:
62-296.402	Sulfuric Acid Plants
62-296.404	Kraft (Sulfate) Pulp Mills and Tall Oil Plants
62-296.405	Fossil Fuel Steam Generators with More than 250 Million Btu Per Hour Heat
62-296.570	Reasonably Available Control Technology (RACT) - Requirements for Major VOC- and NOx-Emitting Facilities

**PURPOSE AND EFFECT:** The purpose of this Notice of Rule Development (NORD) is to revise Rules 62-296.402, 62-296.404, 62-296.405, and 62-296.570, F.A.C., to address air emissions during transient operation conditions and to remove obsolete emission limits. Other minor corrective or clarifying amendments are also proposed.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule amendments address Stationary Sources – Emission Standards.

**RULEMAKING AUTHORITY:** 403.061, FS.

**LAW IMPLEMENTED:** 403.021, 403.031, 403.061, 403.087, FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Hastings Read, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida, 32399-2400. Telephone: (850)717-9017. E-mail: [hastings.read@Floridadep.gov](mailto:hastings.read@Floridadep.gov) **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

## **DEPARTMENT OF HEALTH**

### **Board of Opticianry**

**RULE NO.:** RULE TITLE:

64B12-9.0015 Application for Examination and Licensure

**PURPOSE AND EFFECT:** The proposed rule amendments are intended to update the application.

**SUBJECT AREA TO BE ADDRESSED:** To update the application.

**RULEMAKING AUTHORITY:** 456.013, 456.017, 456.072, 484.005, 484.007 FS.

**LAW IMPLEMENTED:** 456.013, 456.017, 456.0635, 484.007 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Janet Hartman, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

## **Section II Proposed Rules**

### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE NO.:** RULE TITLE:

62-621.300 Permits

**PURPOSE AND EFFECT:** The Department is proposing amendments to revise and update forms for the existing National Pollutant Discharge Elimination System (NPDES) Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems (MS4s) for consistency with current Environmental Protection Agency (EPA) requirements.

**SUMMARY:** Rule 62-621.300(7), F.A.C., regulates discharges of municipal stormwater from Phase II MS4s to surface waters of the state, were developed to revise and update the permit language in the “NPDES Two-Step Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems,” DEP Form 62-621.300(7)(a), and to update “Notice of Intent to Use Two-Step Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems,” DEP Form 62-621.300(7)(b), and to incorporate by reference “Phase II MS4 Annual Report,” DEP Form 62-621.300(7)(d).

**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 this rule will not have an impact on small business or likely increase directly or indirectly regulatory cost in excess of \$200,000 in the aggregate within one year after 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: 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: The proposed rule does not increase direct or indirect costs as the underlying rule requirements have not substantively changed. In January 2018, the Department utilized the fast-track process under Section 403.8055, F.S., to adopt recent revisions to Title 40, Code of Federal Regulations Part 122.