

Florida Communities Trust
2016-17 Regulatory Plan Pursuant to s. 120.74(1)(a) (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 | Ch. 2016-8, Laws of Florida | No | This act adopting the 2016 Florida Statutes and designating portions as the official law of the state is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-10, Laws of Florida | No | This act deleting provisions of law that have expired, become obsolete and correcting cross references and citations is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-11, Laws of Florida | No | This act deleting provisions of law that have become inoperative is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-20, Laws of Florida | No | This act relating to public records and public agencies' contracts for services is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-27, Laws of Florida | No | This act relating to a public records exemption for emergency notification information furnished by a person to an agency is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-28, Laws of Florida | No | This act relating to a public records exemption for confidential or exempt information is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-36, Laws of Florida | No | This act relating to scrutinized companies is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-49, Laws of Florida | No | This act relating to a public records exemption for bids, proposals or replies submitted to an agency solicitation is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-62, Laws of Florida | No | This act relating to the implementation of the general appropriations act is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-63, Laws of Florida | No | This act relating to the state-administered retirement system is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-66, Laws of Florida | No | This law is the General Appropriations Act and therefore does not require rulemaking. | N/A | N/A | N/A | N/A | No |

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|--------------|--------------------------------------------------------------------------|-----------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|-------------|------------|----------------------------------------------------------------------------------------------|
| FCT | Ch.2016-85, Laws of Florida | No | This act relating to the organizational structure of the Department of Environmental Protection is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-102, Laws of Florida | No | This act requiring state agencies to develop and implent veterans' recruitment plans is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-114, Laws of Florida | No | This act creating public records exemptions for records identifying detection, investigation, or response practices for suspected or confirmed information technology security incidents is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-116, Laws of Florida | No | This act amending the administrative rulemaking process and procedures for challenges to agency actions is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-154, Laws of Florida | No | This act relating to exemptions for public records and meetings for competitive soliciations is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-159, Laws of Florida | No | This act providing an exemption from public records requirements for personal information for investigative personnel is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-164, Laws of Florida | No | This act providing a public records exemption for certain identiyng and location information of current and former personnel employed in an agency's office of inspector general or internal audit department is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-178, Laws of Florida | No | This act regarding a public records exemption for security system plans is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |
| All Agencies | Ch. 2016-232, Laws of Florida | No | This act relating to rulemaking procedures for calculating regulatory costs is self implementing, therefore rulemaking is not necessary. | N/A | N/A | N/A | N/A | No |

**Florida Communities Trust
2016-17 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. |
|-----------------|----------------------------------------|--------------------|--------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-815.014 | Consideration of Recipient's Request for Linear Facilities | The rulemaking will add the remedies that are currently available under Chapter 62-818 for Preservation 2000 projects regarding how requests for linear facilities are reviewed and approved. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-815.015 | Consideration of Recipient's Request for Land Exchanges | The rulemaking will add the remedies that are currently available under Chapter 62-818 for Preservation 2000 projects regarding how requests for land exchanges are reviewed and approved. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.002 | Definitions | The rulemaking will clarify the terms used in the rule chapter. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.003 | General Requirements and Eligibility Standards | The rulemaking will clarify and simplify the application process for receiving Florida Communities Trust (FCT) grants. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.004 | Submission of Application and Application Materials | The rulemaking will clarify and simplify how an applicant submits and the Department receives FCT grant applications. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.005 | Communications to the Governing Board | The rulemaking will clarify and simplify how communication with the FCT Board is effectuated after the application period closes. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.006 | Application Review | The rulemaking will clarify how applicants are notified of receipt of application and the clarification process. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.007 | Project Evaluation Criteria | The rulemaking will clarify and simplify how the Department evaluates FCT applications. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.008 | Ranking and Selection of Applications | The rulemaking will clarify and simplify how FCT grant applications are reviewed, ranked and selected for grant funds. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.009 | Project Approval | The rulemaking will clarify and simplify how FCT projects are approved and notice published thereof, and the associated time frame of the grant. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.011 | Preparation and Acceptance of the Management Plan | The rulemaking will clarify and simplify how Management Plans are reviewed, approved and amended by FCT. |
| OOO | 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 rulemaking will clarify and simplify how matters of title, acquisitions, project plans, lease agreements and title transfers are effectuated under FCT. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.013 | Annual Stewardship Report Requirement | The rulemaking will clarify and simplify will the requirements associated with Annual Stewardship Reports. |

**Florida Communities Trust
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|-----------------|----------------------------------------|--------------------|--------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.014 | Modification to Expand the Project Boundary | The rulemaking will clarify and simplify how requests for boundary modifications are reviewed and approved. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.015 | Consideration of Recipient's Request for Linear Facilities | The rulemaking will clarify and simplify how requests for linear facilities are reviewed and approved. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-818.016 | Consideration of Recipient's Request for Land Exchanges | The rulemaking will clarify and simplify how requests for land exchanges are reviewed and approved. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.002 | Definitions | The rulemaking will clarify the terms used in the rule chapter. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.003 | General Information | The rulemaking will clarify and simplify the acquisition process, how funds are disbursed, projects costs, and how key contacts are identified. |
| OOO | 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 rulemaking will clarify and simplify the acquisition process, how land is titled and the negotiation process. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.005 | Title Report and Evidence of Marketable Title | The rulemaking will clarify and simplify how title reports and marketable titles are obtained. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.006 | Certified Survey | The rulemaking will clarify and simplify how certified surveys are obtained and reviewed. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.007 | Appraisal Procedures | The rulemaking will clarify and simplify the appraisal process. |
| OOO | 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 rulemaking will clarify and simplify the confidentiality requirements associated with FCT grants. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.009 | Negotiation of Offers and Counteroffers | The rulemaking will clarify and simplify the negotiation procedures for FCT projects. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.010 | Purchase Agreements | The rulemaking will clarify and simplify purchase agreements. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.011 | Preparation and Acceptance of Project Plans | The rulemaking will clarify and simplify the preparation, review and acceptance of project plans. |

**Florida Communities Trust
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|----------|----------------------------------------|-------------|------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.012 | Examination for Hazardous Materials Contamination | The rulemaking will clarify and simplify the examination of sites for hazardous materials. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.013 | Trust Governing Board Action | The rulemaking will clarify and simplify Board approval of purchase agreements. |
| OOO | 380.501-380.515, F.S. 259.105, F.S. | 62-819.014 | Closing | The rulemaking will clarify and simplify the closing procedures of project sites. |



Florida Department of Environmental Protection

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Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
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. The Department of Environmental Protection, as staff to the Florida Communities Trust, completed its most recent review of its existing rules in June of 2015.

Dated this 30th day of September, 2016.



GENERAL COUNSEL



SECRETARY