

Board of Trustees of the Internal Improvement Trust Fund
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?
BOT	Ch. 2013-152, Laws Of Florida	Yes	N/A	Notice of Rule Development was published on July 1, 2015; Vol. 41/127.	Notice of Proposed Rule was published December 17, 2015; Vol. 41/243	18-2.019	Procedures to Obtain Authorization	Yes
BOT	Ch. 2015-229, Laws of Florida	Yes	N/A	Notice of Rule Development was published on November 2, 2015; Vol. 41/213.	Prior to April 2017	Ch. 18-24	Florida Forever Land Acquisition and Management	Yes
BOT	Ch. 2016-1, Laws of Florida	No	This act relating to environmental resources, including the requirement to establish a database of conservation lands can be implemented without the need for rulemaking.	N/A	N/A	N/A	N/A	No
All Agencies	Ch. 2016-6, Laws of Florida	No	This act relating to public records exemptions for trade secrets is self implementing, therefore rulemaking is not necessary.	N/A	N/A	N/A	N/A	No
BOT	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

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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
BOT	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
BOT	Ch. 2016-096, Laws of Florida	No	This act relating to anchoring limitation areas 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 implement veterans' recruitment plans is self implementing, therefore rulemaking is not necessary.	N/A	N/A	N/A	N/A	No

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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 solicitations 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 identifying 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
BOT	Ch. 2016-200, Laws of Florida	No	This act related to shellfish harvesting is self implementing, therefore rulemaking is not necessary.	N/A	N/A	N/A	N/A	No
BOT	Ch. 2016-225, Laws of Florida	No	This act related to local government environmental financing and requiring DEP to annually consider certain recommendations to buy specific lands within and outside an area of critical state concern is self implementing, therefore rulemaking is not necessary.	N/A	N/A	N/A	N/A	No

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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
BOT	Ch. 2016-233, Laws of Florida	No	This act relating to state owned lands largely reorganizes previously existing statutory language and does not create or modify the duties or authority of the Board of Trustees in such a manner that would require rulemaking.	N/A	N/A	N/A	N/A	No
BOT	Ch. 2016-243, Laws of Florida	No	This act providing an honorary designation of a state park in Broward County is self implementing, therefore rulemaking is not necessary.	N/A	N/A	N/A	N/A	No

**Board of Trustees of the Internal Improvement Trust Fund
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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	253.03, 253.034, 253.42, 253.51-.54, 253.571, 270.11 F.S.	18-2.020	Payments and Consideration	This proposed rule revision will clarify rule language to be consistent with statute. Additional changes are proposed to increase efficiency and make the process easier for compliance.
DSL	253.001, 253.03, 253.68, 253.77 FS.	18-21.003	Definitions	This proposed rule revision will delete unnecessary definitions and add others for clarification.
DSL	253.001, 253.03, 253.141, 253.0347, 253.665, 253.71, 253.68, 253.72, 253.74, 253.75, 253.77 FS.	18-21.004	Management Policies, Standards and Criteria	This proposed rule revision will clarify the process and reduce regulatory costs.
DSL	120.60, 161.041, 161.055, 253.03, 253.77, 258.42, 258.43, 373.026, 373.413, 373.414(11)-(16), 373.416, 373.427, 373.4275 FS.	18-21.00401	Additional Requirements and Procedures for Concurrent Review of Related Authorizations	This proposed rule revision deletes obsolete requirements and will increase efficiency by aligning this rule with other Board of Trustees' rules.
DSL	253.03 FS.	18-21.0041	Florida Keys Marina and Dock Siting Policies and Criteria	This proposed rule revision will clarify rule language to better reflect statutory provisions and current processes.
DSL	253.001, 253.68, 253.77 FS	18-21.005	Forms of Authorization	This proposed rule revision will clarify the possible forms of authorizations for use of state lands that may be used in certain circumstances.
DSL	253.002, 253.67-.75, 597.010 FS.	18-21.0051	Delegation of Authority	This proposed rule revision will reduce regulatory costs and increase efficiency by reducing the process for obtaining approval for use of state lands.
DSL	253.03, 253.12, 253.77 FS.	18-21.007	Applications for Letter of Consent	This proposed rule revision will reduce regulatory costs associated with submitting site plan drawing(s) for letters of consent to use state lands.
DSL	253.03, 253.04, 253.115, 253.12, 253.47, 253.512, 253.52-.54, 253.61, 253.67-.75 FS.	18-21.008	Applications for Lease	This proposed rule revision will clarify the rule to align with statutory provision changes. The proposed amendments will also reduce regulatory costs and simplify application procedures associated with surveying.
DSL	253.03, 253.0345, 253.04, 253.115, 253.141, 253.77 FS.	18-21.0082	Applications for Special Event Authorizations	This proposed rule revision will simplify and clarify the rule to align with statutory provisions.
DSL	253.03, 253.115, 253.12 FS.	18-21.009	Applications for Public Easements	This proposed rule revision will reduce regulatory costs involved in obtaining a survey for easements less than 3,000 square feet.
DSL	253.03, 253.115, 253.12 FS.	18-21.010	Applications for Private Easements	This proposed rule revision will reduce regulatory costs involved in obtaining a survey for easements less than 3,000 square feet.
DSL	253.03, 253.71 FS.	18-21.011	Payments and Fees	This proposed rule revision will clarify this rule to align with statutory provisions. The proposed changes will also reduce regulatory costs and simplify procedures.

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DSL	253.115; 253.12, F.S.	18-21.013	Applications to Purchase Filled Lands Adjacent to Riparian Uplands.	Eliminates unnecessary information for an application.
DSL	253.03, 253.12, 253.43, 253.129 FS.	18-21.019	Applications for Disclaimers, Quitclaim Deeds or Certificates to Clear Title to Filled Formerly Sovereignty Lands and for Disclaimers for Lands Lost Due to Avulsion or to Reclaim Lands Lost Due to Artificial Erosion or Artificial Erosion and Avulsion.	This proposed rule revision will simplify procedure for quit claim disclaimers in certain circumstances.
DSL	253.03, 253.03, 253.77, 597.010 FS	18-21.900	Forms	This proposed rule revision will simplify this rule by incorporating forms where they are first referenced, and therefore delete this rule as obsolete and unnecessary. These proposed revisions were requested by the Joint Administrative Procedures Committee.
FCO	253.86	18-23.007	State Buffer Preserves- Activities in Buffer Preserves	Proposed rule change will clarify activities allowed within State Buffer Preserves.
FCO	253.86	18-23.010	State Buffer Preserves- Enforcement	Proposed rule change will clarify the degree of violation of new activities added to Rule 18-23.007, F.A.C.
FCO	253.86	18-23.011	State Buffer Preserves	Proposed rule change will clarify entrance expectations. Update the entrance expectations to Apalachicola National Estuarine Research Reserve to be consistent with other two Reserves.
FCO	258.397	18-18.005	General Management Criteria	Proposed rule change will clarify language.
FCO	258.397	18-18.006	Uses, Sales, Leases, or Transfers of Interests in Lands or Materials Held by the Board	Proposed rule change will clarify language.
FCO	258.397	18-18.014	Biscayne Bay Aquatic Preserve - Procedures	Proposed rule change will clarify language. Updating the application form references which are no longer valid to reference to the ERP rule where up-to-date application forms are listed.
FCO	258.42	18-20.004	Management Policies, Standards and Criteria	Proposed rule change will clarify language and to provide updated Aquatic Preserve management plans incorporated by reference.
FCO	258.43	18-20.017	Florida Aquatic Preserves - Lake Jackson Aquatic Preserve	Proposed rule change will clarify language.



Florida Department of Environmental Protection

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Rick Scott
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Lt. Governor

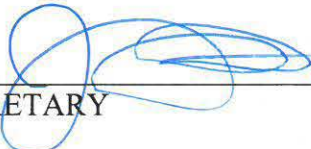
Jonathan P. Steverson
Secretary

Pursuant to Section 120.74, Florida Statutes, the undersigned hereby certify that they have reviewed the regulatory plan for the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and that the Department of Environmental Protection, as staff to the Board of Trustees, regularly reviews all of the rules of the Board of Trustees 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 Board of Trustees, completed its most recent review of its existing rules in June of 2015.

Dated this 30th day of September, 2016.



GENERAL COUNSEL



SECRETARY