

CHAPTER 62-6
STANDARDS FOR ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS

62-6.002 Definitions.

For the purposes of this chapter, the following words and phrases will shall have the meanings indicated:

(1) through (5) No change.

(6) Approved – an onsite sewage treatment and disposal system constructed and installed in compliance with the standards and requirements of this chapter and which has received a final installation approval by the Department. “Approved” installation does not imply that a system will perform satisfactorily for a specific period of time. A construction approval is a partial or preliminary approval of the onsite sewage treatment and disposal system based on a system construction inspection.

(7) through (13) No change.

(14) Department – the Department of Environmental Protection including authorized agents of the individual district offices or delegated offices as provided in agreements entered into by the Department of Environmental Protection.

(15) through (44) No change.

(45) Private Provider Inspector – an individual qualified under subsection 381.0065(8), F.S., to perform private inspection services. This individual will perform one or more system construction inspections of an onsite sewage treatment and disposal system.

(45) through (59) renumbered (46) through (60) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(3)(c), 381.0065(8)(h), FS. Law Implemented 381.0065 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.42, Amended 3-17-92, 1-3-95, Formerly 10D-6.042, Amended 11-19-97, 3-22-00, 11-26-06, 7-16-13, Formerly 64E-6.002, Amended _____

62-6.003 Permits and Inspections.

(1) System Construction Permit – No one may install, repair, modify, abandon or replace any ~~No~~ portion of an onsite sewage treatment and disposal system shall be installed, repaired, altered, modified, abandoned or replaced until the Department first issues a system construction permit has been issued. The Department issues the system construction permit on Form DEP 4016, Construction Permit and Inspection, effective date xx-xx-xxxx, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX> ~~08/09, Construction Permit, herein incorporated by reference. Copies of this document are available as provided in subsection (8) below. If the system construction permit for a new installation or modification expires after the building construction has commenced, the system construction permit is shall be valid for an additional 90 days beyond the 18 eighteen month expiration date. A fee will shall not be charged for a repair system construction permit issued within 12 months from the date of final installation approval authorization of the onsite sewage treatment and disposal system. If a construction or repair permit for an onsite sewage treatment and disposal system is transferred to another person the date of the construction permit will shall not be amended, but will shall run from the date of original issuance prior to the transfer. For a repair to the onsite sewage treatment and disposal system, subsection 62-6.002(48), F.A.C., defines activities which are not considered a repair and do not require a system construction permit. Servicing or replacing with like kind mechanical or electrical parts of an approved onsite sewage treatment and disposal system; pumping of septage from a system; or making minor structural corrections to a tank, or distribution box, does not constitute a repair.~~

(2) System construction inspection – Before covering with soil earth and before placing a system into service, a person installing or constructing any portion of an onsite sewage treatment and disposal system must shall notify the Department or authorized Private Provider Inspector that the system is ready for inspection of the completion of the construction activities and must shall have the system inspected by the Department or authorized Private Provider Inspector for compliance with the requirements of this chapter, except as noted in subsection 62-6.003(3), F.A.C. for repair installations. Inspection results must be recorded on Form DEP 4016, effective date xx-xx-xxxx, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. A separate inspection form is required for each inspection. Copies of this document are available as provided in subsection (8) below.

(a) If the system construction is partially or preliminarily approved after an inspection by the Department or Private Provider Inspector, the Department or Private Provider Inspector conducting the inspection will notify shall issue a “Construction Approval” notice to the installer, including which parts are approved and what requires further inspections and information before a final installation approval will be issued by the Department.

(b) If the system installation does not comply with the requirements of this chapter pass the construction inspection on any type of system installation, the Department or Private Provider Inspector conducting the

inspection will notify the installer by providing a copy of the disapproved construction inspection record the installer shall make all required corrections and notify the Department of the completion of the work prior to reinspection of the system. A reinspection fee shall be charged to the installer for each additional inspection leading up to construction approval.

1. The installer must make all required corrections and notify the Department or Private Provider Inspector conducting the inspection of the completion of the work prior to reinspection of the system. A reinspection fee will be charged to the installer for each additional Department inspection conducted until the final installation approval is issued by the Department.

2. If the correction identified requires a revision and amendment to the permit application documents, or if permit application information is invalid, a Private Provider Inspector must disapprove the installation, and notify the Department within two business days of the inspection that the installation was disapproved. The applicant must provide amended permit application information to the Department for review and approval. System construction must not proceed until the Department notifies the applicant that the identified correction has been resolved and the permit amended.

(c) The final installation approval by the Department will shall not be granted until the Department has confirmed that all requirements of this chapter are met, including building construction and lot grading are in compliance with plans and specifications submitted with the permit application.

1. In addition, if the system was designed by an engineer, who must shall be licensed in the State of Florida, the Department shall requires the design engineer or the design engineer's designee, who also must shall be a licensed engineer, to certify that the installed system complies with the approved design and installation requirements. Single family residences, except as provided for in-ground nitrogen reducing biofilters by subsection 62-6.009(7), and for performance-based treatment systems by subsection 62-6.027(5), F.A.C., are excluded from this requirement, however, all changes to the engineering specifications must shall be approved by the design engineer.

2. A reinspection fee must be paid by the permit applicant for each system construction inspection performed by the Department If additional site visits after the system construction approval inspection are necessary to establish the compliance of the building construction and lot grading, or to establish the compliance with any provision of this chapter prior to the Department granting final installation approval a reinspection fee shall be charged to the permit applicant for each inspection of the building and site leading to the final installation approval.

3. If an operating permit is required for the onsite sewage treatment and disposal system, final installation approval will shall not be granted until the operating permit application and fee have been received by the Department.

4. When the Department grants final installation approval, the Department will issue a final installation approval notice in writing to the applicant or authorized agent by providing a copy of the Department's final installation approval record.

(d) Where an establishment is serviced by an onsite sewage treatment and disposal system, Section 381.0065(4), F.S., shall governs when occupancy of a building can be allowed. A system must not be placed into service nor a building's occupancy authorized until a final installation approval notice has been issued by the Department. "Approved" installation does not imply that a system will perform satisfactorily for a specific period of time.

(e) Systems which are required to have an annual or biennial operating permit and the structures which they serve shall be inspected by the Department at least once per year during the term of the permit to determine compliance with the terms of the operating permit.

(3) Repair system construction inspections and reinspections of onsite sewage treatment and disposal systems installed by a master septic tank contractor – An onsite sewage treatment and disposal system repair must shall be inspected by the Department or a master septic tank contractor to determine compliance with system construction permit standards prior to final covering of the system with soil. Repair system construction inspections must shall comply with subsection 62-6.003(2), F.A.C., and the following:

(a) A master septic tank contractor who performed the repair has the may, at their option to cover an onsite sewage treatment and disposal system repair when the following conditions are met:

1. The master septic tank contractor has requested an inspection from the Department during the normal business hours the duty day before the date and time the repair will be ready for inspection. Inspections must be scheduled during normal inspection hours and in conjunction with the inspection schedule of the Department.

2. At the date and time specified for inspection, the Department is not on site to conduct an inspection within 30 minutes of the scheduled time. If the Department is on site to conduct the inspection and the system is not ready for inspection within 30 minutes after the scheduled time, a reinspection must shall be requested. A reinspection fee

will shall be charged by the Department. Contractors must shall cancel or reschedule inspections performed by the Department not later than two hours prior to the scheduled time and then. ~~In such cases, a no~~ reinspection fee will not shall be charged.

3. The master septic tank contractor performing the repair is physically on site and conducts the inspection.

(b) The master septic tank contractor must shall document the inspection on of Form DEP 4016, effective date xx-xx-xxxx, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., and email, fax or hand deliver the form to the Department by the end of the next business normal duty day following the inspection.

(c) A master septic tank contractor must shall not cover a system repair when the Department has performed an inspection and has notified the contractor of violations until all violations have been corrected and inspected as specified in subparagraphs 62-6.003(3)(a)1-3., F.A.C. ~~Any system that has been inspected by the Department and found to be in violation of construction standards of this rule, must receive a reinspection from the Department before the system may be covered.~~ A reinspection fee will shall be charged for each reinspection scheduled with the Department until the final installation approval is issued.

(d) The Department will shall issue a “final installation approval” of the system repair based on the master septic tank contractor’s inspection.

(e) No change.

(4) System construction inspection by a Private Provider Inspector – A Private Provider Inspector authorized by the owner or an owner-authorized contractor is responsible to conduct the system construction inspection to determine compliance with the regulatory requirements of this chapter and the system construction permit for the onsite sewage treatment and disposal system following the same standards as the Department. System construction inspections by a Private Provider Inspector must comply with subsections 62-6.003(2), F.A.C., 62-6.011(2), F.A.C., and the following:

(a) Notification requirement – Prior to a system construction inspection the Private Provider Inspector is responsible for confirming the owner’s authorization to utilize a Private Provider Inspector is signed by the owner and effective and for obtaining a copy. The owner or an owner-authorized contractor must notify the Department of the owner’s written authorization to utilize a Private Provider Inspector using form DEP 4015A. Selection of Private Provider Inspector, effective date xx-xx-xxxx, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. The form must be submitted at the time of permit application or by 2 p.m. local time, two business days before the first scheduled inspection by the Department or, if no inspection by the Department has been scheduled, by the time of the first inspection by a Provide Provider Inspector. A fee due at time of submittal will be charged by the Department for review and processing of Private Provider Inspector inspections. If an owner or owner-authorized contractor makes any changes to the listed Private Provider Inspectors or requests that the Department perform system construction inspections, the owner or owner-authorized contractor must update the notice submitted to the Department within one business day after the change. The change of a Private Provider Inspector identified in the permit application does not constitute a permit amendment.

(b) The Private Provider Inspector must complete one inspection form per inspection and provide all completed inspection forms and reports to the owner or authorized contractor by close of the second business day after completion of the inspection. The forms must bear the written or electronic signature of the Private Provider Inspector. If subsequent inspections are performed by a different Private Provider Inspector, the current Private Provider Inspector is responsible to obtain from the owner or authorized contractor all previous inspection forms and information. All inspection forms and information documented by a Private Provider Inspector qualified pursuant to subparagraph 381.0065(8)(c)4., F.S., must be signed, dated and sealed by the engineer supervising that Private Provider Inspector.

(c) When the last required system construction inspection has been performed by a Private Provider Inspector, the Private Provider Inspector must submit all inspection documentation within two business days of the last inspection date to the Department for review and final installation approval. The documents must include at a minimum:

1. All inspection reports and forms and supporting documents completed for each and every system inspection;

2. An acknowledgment from the Private Provider Inspector in substantially the following format: “Under penalty of law, I am a Private Provider Inspector qualified under paragraph 381.0065(8)(c), F.S., and hereby certify I do not have a conflict of interest, I personally inspected the onsite sewage treatment and disposal system for this permit application and to the best of my knowledge and belief, the system inspected is in conformance with the specifications and standards of Section 381.0065, F.S., rules of the Department, and the applicable permit requirements” and;

3. The required documentation for final installation approval from the Department, which must include as applicable, all operating permit applications and fees, a copy of the signed maintenance agreement for systems that require them, as-built drawings, certification by the design engineer as required by subparagraph 62-6.003(2)(c)1., F.A.C., and paragraphs 62-6.009(7)(a) and 62-6.027(5)(a), F.A.C., notices in the property records or pumpout receipts.

(d) The Department will issue a “final installation approval” of the system based on the Private Provider Inspector report, documentation, forms and supporting records submitted to the Department. Upon receipt of the completed inspection reports, documentation, forms and supporting records, the Department will review them for sufficiency to determine compliance with the applicable regulatory and permit requirements before a final installation approval is granted. As a part of the Department’s overall review of the documentation provided from the Private Provider Inspector, the Department will also evaluate if the system location deviates from the approved site plan, will confirm proper setback distances, will analyze if the tank sizes are in compliance, and if the operating permit application is lacking any needed information or is entirely missing from the information provided to the Department. The final installation approval by the Department will be issued when the information documented and provided by the Private Provider Inspector reveals compliance with regulatory and permit requirements.

~~(5)(4)~~ Voiding a permit – After an onsite sewage treatment and disposal system has received final installation approval from the Department, if the building is modified in such a way that a larger system would be required, if any portion of the required drainfield unobstructed area is covered by impervious material, if the property is subdivided into a smaller lot or lots whereby the permitted system would not have been originally approved, if a well is installed on the property which violates the setbacks to the approved system, or if the system is improperly modified or damaged, the Department is empowered pursuant to specifications and standards of Section 381.0065, F.S., rules of the Department, and the applicable permit requirements, shall to conduct enforcement activities ~~undertake administrative action~~ to revoke the permit. The Department ~~will shall~~ prohibit the further or continued use of a system when the permit has become void by injunction or other procedure authorized by law.

~~(6)(5)~~ Operating permits – No business or facility ~~can shall~~ occupy a building served by an onsite sewage treatment and disposal system if the building is located in an area zoned or used for industrial or manufacturing purposes or its equivalent; or where a business will generate commercial sewage waste; and no structure will be approved for occupancy shall be occupied where an aerobic treatment unit or performance-based treatment system is used; until an “Application for Onsite Sewage Treatment and Disposal System Operating Permit” has been received and approved by the Department; by submitting Form DEP 4081, Application for Onsite Sewage Treatment and Disposal System Operating Permit, effective date xx-xx-xxxx, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, 10/96 “Application for Onsite Sewage Treatment and Disposal System Operating Permit,” is herein incorporated by reference.

(a) Property owners or their authorized agents are required to obtain an annual operating permit for systems located in an area zoned or used for industrial or manufacturing purposes or its equivalent or where a business will generate commercial sewage waste. The permit ~~must shall~~ designate the person or entity responsible for the operation and maintenance of the system; the type of activity proposed on the site; persons or businesses which will use the system; equipment and types and quantities of chemical compounds which will be used by the building occupants which are likely to be discharged into the onsite sewage treatment and disposal system. At a minimum, the owner or person responsible for maintenance of the system must shall test, or cause to be tested, the onsite sewage treatment and disposal system effluent in a qualitative and quantitative manner for any chemical compounds associated with the particular industrial or manufacturing operations conducted in that establishment, as directed by the Department. The frequency of testing must shall be specified on the annual operating permit.

(b) Operating permits are not transferable. If the owner of the system remains the same but the tenancy of the building changes, a Business Survey, Form DEP 4081A, effective date xx-xx-xxxx, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, 10/96, herein incorporated by reference, must be completed and submitted to the Department for review. Changes in building occupancy must shall be reviewed per ~~subsection Section~~ Section 381.0065(4), F.S.

(c) Maintenance entities contracting to service aerobic treatment systems and performance-based treatment systems ~~must shall~~ obtain a biennial operating permit from the Department for the system. Persons operating an aerobic treatment unit or performance-based treatment system must allow shall permit Department personnel a right of entry to the property during normal working hours to allow for effluent sampling or evaluating the general state of repair or function of the system. Persons required to obtain an annual operating permit for an onsite sewage treatment and disposal system in an industrial or manufacturing zone or its equivalent, or where the system receives commercial sewage, will shall not be required to obtain another operating permit for an aerobic treatment unit or performance-based treatment system at that site. Performance-based treatment systems that also include an aerobic

treatment unit require only one biennial operating permit for the system.

(d) Onsite Sewage treatment and disposal systems which are required to have an annual or biennial operating permit and the structures which they serve must be inspected by the Department at least once per year during the term of the permit to determine compliance with the terms of the operating permit.

(6) through (7) renumbered (7) through (8) No Change.

Rulemaking Authority 381.0065(3)(a), 381.0065(3)(c), 381.0065(8)(h), 489.553(3), 489.557(1) F.S. Law Implemented 381.0065, 381.0067, 386.041 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.43, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.043, Amended 3-22-00, 4-21-02, 5-24-04, 11-26-06, 6-25-09, 4-1-10, 4-28-10, 7-16-13, Formerly 64E-6.003-, Amended _____

62-6.027 Permits and Inspections.

(1) Innovative System Permit – An application for system construction permit for an innovative system cannot be reviewed until the innovative system permit has been approved specifying the number of systems and time limits. The Department’s decision to grant or deny the innovative system permit ~~is shall be~~ based on the presence or absence of compelling evidence that the innovative systems will function properly and reliably to meet the requirements of this chapter and Section 381.0065, F.S.

(2) System Construction Permit – ~~No one may install, repair, modify, abandon or replace any No~~ portion of a performance-based treatment system ~~shall be installed, repaired, altered, modified, abandoned or replaced until the Department first issues a system construction permit has been issued. The Department issues the system construction permit on Form DEP 4016, effective date xx-xx-xxxx, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. If the system construction permit for a new installation or modification expires after the building construction has commenced, the system construction permit is shall be~~ valid for an additional 90 days beyond the ~~18 eighteen~~ month expiration date. A fee ~~will shall~~ be charged for a repair permit issued within 12 months from the date of final ~~installation approval authorization~~ of the performance-based treatment system. If a construction ~~or repair~~ permit for a performance-based treatment system is transferred to another person, the date of the construction ~~or repair~~ permit ~~will shall~~ not be amended, but ~~will shall~~ run from the date of original issuance prior to the transfer. Servicing or replacing with like kind mechanical or electrical parts of a performance-based treatment system; pumping of septage from a system; or ~~exclusions pursuant to subsection 62-6.002(48), F.A.C., making minor structural corrections to a tank, or distribution box, do does~~ not constitute a repair, however, all services must be performed by the performance system maintenance entity. Any proposed change from the original design, including increasing or decreasing changes in flow rate, ~~will shall~~ require that the system be re-engineered to achieve the desired performance standard under the altered conditions.

(3) Within 15 working days after the Department receives a completed application for a performance-based treatment system, the Department must either issue a permit for the system or ~~must shall~~ notify the applicant that the system does not comply with the performance criteria, and refer the application to the Onsite Sewage Program, who ~~will shall~~ review the application for a determination whether the system should be approved, disapproved, or approved with modifications. The determination of the engineer for the Onsite Sewage Program is the final interpretive authority regarding performance criteria and permit issuance ~~shall prevail over the action of the local county health department. However, a~~ All applications for a system construction permit for an innovative system ~~must shall~~ be reviewed for completeness by the Department and referred to the Onsite Sewage Program for review and approval, disapproval or approval with modifications.

(4) The applicant ~~will shall~~ be notified of the Department’s determination. If the permit is denied, the applicant ~~will shall~~ be notified of their right to pursue a variance or seek review under the provisions of Chapter 120, F.S.

(5) System construction inspection – Before covering with soil earth and before placing the performance-based treatment system into service, a person installing or constructing any portion of the performance-based treatment system ~~must shall~~ notify the Department or authorized Private Provider Inspector that the system is ready for inspection of the completion of the construction activities and must shall have the system inspected by the Department or Private Provider Inspector for compliance with the requirements of this chapter. Inspections by a Private Provider Inspector must also meet the requirements of subsections 62-6.003(4), F.A.C., and 62-6.011(2), F.A.C. Inspection results must be recorded on Form DEP 4016, effective date xx-xx-xxxx, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. A separate inspection form is required for each inspection.

(a) Prior to or concurrent with the last construction a final installation inspection by the Department or Private Provider Inspector, the professional engineer who designed the system, or the design engineer’s designee, ~~must shall~~ observe the entire installation and the engineer must shall certify in writing that the installed system complies with the approved design and installation requirements. This certification ~~must shall~~ read as follows: “I certify that the

engineering features of this performance-based treatment system have been examined by me and found to substantially comply with all specifications contained in the engineering design that was the basis for issuance of the construction permit. I certify that the operation and maintenance manual for this performance-based treatment system has been prepared or examined by me or by an individual(s) under my direct supervision and that there is reasonable assurance, in my professional judgment, that the system, when properly operated and maintained in accordance with this manual, will achieve the established performance standard and comply with all applicable statutory requirements and rules of the Department.” The design engineer must provide a drawing to depict the installation as built and showing the elements required by paragraph 62.026(2)(c), F.A.C to the Department prior to final installation approval.

(b) If the system construction is partially or preliminarily approved after an inspection by the Department or Private Provider Inspector, the Department or Private Provider Inspector conducting the inspection will notify ~~shall~~ issue a “Construction Approval” notice to the installer, including which parts are approved and what requires further inspections and information before a final installation approval will be issued by the Department. A drawing to depict the installation as built shall be provided to the Department prior to final system approval.

(c) If the system installation does is found to not comply with the requirements of this chapter construction permit during the construction inspection on any type of system installation, the Department or Private Provider Inspector conducting the inspection must ~~shall~~ notify the engineer and installer by providing a copy of the disapproved construction inspection record.

1. The installer must ~~shall~~ make all required corrections and notify the Department or Private Provider Inspector conducting the inspection of the completion of the work prior to reinspection of the system. A reinspection fee will ~~shall~~ be charged for each additional Department inspection conducted until the final installation approval is issued by the Department. leading up to construction approval.

2. If a correction identified requires a revision and amendment to the permit application documents, or if permit application information is invalid, a Private Provider Inspector must disapprove the installation and notify the Department within two business days of the inspection that the installation was disapproved. The applicant must provide an amended permit application information to the Department for review and approval. System construction must not proceed until the Department notifies the applicant that the identified correction has been resolved and the permit amended.

(d) The ~~Final~~ final installation approval by the Department will ~~shall~~ not be granted until the Department has confirmed that all requirements of this chapter are met, including that the building construction and lot grading are in compliance with plans and specifications provided with the permit application, the system maintenance entity has been identified to the Department, and the property owner has executed and recorded in the public property records at the county courthouse, a written notice that informs all subsequent property owners of the use of the performance-based treatment system, and of the requirement for the system to be maintained, in perpetuity, in compliance with all lawful requirements. “Approved” installation does not imply that a system will perform satisfactorily for a specific period of time.

1. A reinspection fee must be paid by the permit applicant for each system construction inspection performed by the Department after a system construction approval inspection to establish the compliance of the building construction and lot grading, or to establish compliance with any provision of this chapter prior to the Department granting final installation approval.

2. Final installation will not be granted until the operating permit application and fee have been received by the Department.

3. When the Department grants final installation approval, the Department will issue a final installation approval notice in writing to the applicant or authorized agent by providing a copy of the Department’s final installation approval record.

4. Where an establishment is serviced by an onsite sewage treatment and disposal system, subsection 381.0065(4), F.S., governs when occupancy of a building can be allowed. A system must not be placed into service nor a building’s occupancy authorized until a final installation approval notice is issued by the Department.

(6) Operating permits – No residence or establishment served by a performance-based treatment system will ~~shall~~ be occupied until Form DEP 4081, “Application for Onsite Sewage Treatment and Disposal System Operating Permit”, effective date xx-xx-xxxx, herein adopted and incorporated by reference in subsection 62-6.003(6), F.A.C., has been received and approved by the Department. Where a performance-based treatment system is used, only one operating permit will ~~shall~~ be required for the system.

(a) Maintenance entities contracting to service performance-based treatment systems must ~~shall~~ obtain a biennial operating permit from the Department for the system. Persons operating a performance-based treatment system must ~~shall~~ allow permit Department personnel the right of entry to the property during normal business

working hours to allow for effluent sampling or evaluating the general state of repair or function of the system.

(b) The permit ~~must shall~~ designate the performance system maintenance entity responsible for the operation and maintenance of the system. At a minimum, the performance system maintenance entity responsible for maintenance of the system ~~must shall~~ test, or cause to be tested, the performance-based treatment system in accordance with Part IV of this rule. The frequency of testing ~~must shall~~ be specified on the biennial operating permit. The operating permit ~~must shall~~ also specify the observation interval to assess the operation of the system without taking monitoring samples.

(c) Systems and the structures which they serve ~~must shall~~ be inspected by the Department at least once annually during the term of the biennial operating permit to determine compliance with the terms of the operating permit.

(d) A copy of the signed maintenance agreement between the property owner or property lessee and an engineer-designed performance-based system maintenance entity ~~must shall~~ be provided to the Department by the maintenance entity. The maintenance agreement ~~must shall~~:

1. Initially be for a period of at least 2 years and subsequent maintenance agreement renewals ~~must shall~~ be for at least 1 year periods for the life of the system.

2. No change.

3. Provide that, if a private maintenance entity discontinues business, property owners who have previously contracted with the discontinued maintenance service ~~must shall~~, within 60 days of the service termination date, contract with an approved maintenance service and provide the Department a copy of the newly signed maintenance agreement.

4. Provide that each performance-based treatment system is inspected by an engineer-designed performance-based system maintenance entity at least two times each year. The maintenance entity ~~must shall~~ furnish to the Department a listing of all performance-based treatment systems inspected or serviced during the respective reporting period. As a minimum, reports ~~must shall~~ indicate the system owner or building lessee, the street address of the system, the date of system inspection or service and a statement as to the maintenance or service performed. The maintenance entity ~~must shall~~ also include a list of the owners who have refused to renew their maintenance agreement.

(e) An annual written permit is required prior to a ~~No~~ performance-based treatment system ~~shall~~ being serviced or repaired by a person or entity engaged in a ~~performance-based treatment system~~ maintenance service, ~~until the service entity has obtained an~~ The annual written permit is issued on Form DEP 4013 from the Department ~~in the county where the service company is located~~. Each service entity ~~must shall~~ employ at least one plumbing contractor licensed under ~~paragraph~~ Section 489.105(3)(m), F.S., septic tank contractor registered under Part III of Chapter 489, F.S., or a state-licensed wastewater treatment plant operator, who is responsible for maintenance and repair of all systems under contract. Application for a Maintenance Service Permit, Form DEP 4066, ~~must shall~~ be made to the Department and ~~must shall~~ contain the following information:

1. Evidence that the maintenance entity possesses a manufacturer's maintenance and operations manual and has received training from the manufacturer in proper installation and service of the performance-based treatment system components and has received written approval from the components' manufacturers to perform service on their components. The manual ~~must shall~~ contain detailed instructions on proper operation and maintenance procedures, a replacement parts list for all components being installed and maintained, a statement giving the capabilities of each system, instructions on how to detect a malfunctioning system and what to expect from a properly functioning system.

2. through 3. No change.

(7) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(3)(c), 381.0065(8)(h), FS. Law Implemented 381.0065, Part I 386 FS. History—New 2-3-98, Amended 4-21-02, 6-18-03, 6-25-09, 4-28-10, Formerly 64E-6.027, Amended _____.

62-6.030 Fees.

(1) The following fees are required for services provided by the Department.

(a) through (r) No change.	
(s) Septage storage tank stabilization facility inspection fee per annum per tank facility .	\$150.00
(t) Septage and food establishment storage tank inspection for additional tanks not already permitted or tanks being removed per tank disposal site evaluation fee per annum.	\$100.00 200.00
(u) through (x) No change.	
(y) Review and processing of system construction inspection reports submitted to the Department by a Private Provider inspector for a system construction permit.	\$55.00

(2) The following fees are required to accompany applications for registration of individuals for septic tank contractor or master septic tank contractor or for a certificate of authorization for partnerships and corporations, or for Private Provider Inspectors.

(a) through (d) No change.	
<u>(e) Application for Accelerated Certification Training Examination including examination for candidates for Private Provider Inspectors pursuant to Section 381.0065(8)(c)3. or 4., F.S.</u>	<u>\$75.00</u>

Rulemaking Authority 154.06(1), 381.0065(3)(c), 381.0065(8)(h), 381.0066, 489.557(1) FS. Law Implemented 381.0065, 381.0066, 489.557 FS. History—New 2-3-98, Amended 3-22-00, 4-21-02, 5-24-04, 11-26-06, 9-24-07, Formerly 64E-6.030-, Amended _____.

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