



U.S. DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
Office for Coastal Management
Silver Spring Metro Center, Building 4
1305 East-West Highway
Silver Spring, Maryland 20910

February 26, 2024

Dr. Michael Shirley, Deputy Director
Coastal Zone Management Programs
Office of Resilience and Coastal Protection
Florida Department of Environmental Protection
3900 Commonwealth Blvd.
Tallahassee, Florida 32399

Dear Dr. Shirley,

This letter is a follow-up to the December 21, 2023, decision letter by the NOAA Office for Coastal Management approving changes to the Florida Coastal Management Program (FL-2023-1). In discussions with your staff regarding the decision letter, an inadvertent error in the Table of Approved Changes was brought to our attention.

In the state's associated program change submission, it requested approval of section 379.101, F.S., as amended, to clarify the definitions of "marine fish" and "saltwater fish" to reflect updates in the scientific classification. Clear, accurate definitions are essential in the enforcement of Florida's fishing regulations, however, the Office for Coastal Management inadvertently indicated on the Table of Approved Changes, that this provision was not an enforceable policy. We are hereby correcting this error and providing notice that this program change is approved as necessary detail in the applying the enforceable policies of the Florida Coastal Management Program. The Table of Approved Changes has been revised to designate section 379.101, F.S., as an enforceable policy and is attached to this letter.

NOAA's regulations require that the state post this letter for public notice.¹ The public notice should state that the enforceable policies identified in the attached Table of Approved Changes shall be applicable in reviewing federal actions pursuant to the federal consistency requirements of the CZMA and its implementing regulations found at 15 CFR part 930.² Please send a copy of the public notice to the Office for Coastal Management for our records to close out this file.

Sincerely,

A handwritten signature in black ink, appearing to read "Joelle Gore", is written over a horizontal line.

Joelle Gore, Chief
Stewardship Division

Attachment: Corrected Table of Approved Changes

¹ 15 CFR § 923.81(e)(5).

² 15 CFR § 923.81(f).

Corrected Table of Approved Changes (FL-2023-1)

This Corrected Table of Approved Changes replaces the table attached to the December 21, 2023, Office for Coastal Management decision letter for FL-2023-1. See the [DATE] Office for Coastal Management correction letter. All clarifications and qualifications contained in the December 21, 2023, decision letter still apply.

Legal Citation	Title of Policy, section, or other descriptor	PREVIOUS SECTION #	Is the change New, No Change, Revised Language, or Minor Citation/Editorial Update?	Date Effective in State MM/DD/YYYY	Enforceable Policy Y or N	Enforceable Mechanism
163.32051, F.S.	Floating solar facilities.	----	New	07/01/2022	Y	163.3161, F.S.
252.3711, F.S.	Emergency Preparedness and Response Fund.	----	New	07/01/2022	N	N/A
252.64, F.S.	Protection of religious institutions.	----	New	07/01/2022	N	N/A
252.71, F.S.	Florida Emergency Assistance Foundation.	----	New	07/01/2022	N	N/A
253.0346, F.S.	Lease of sovereignty submerged lands for marinas, boatyards, mooring fields, and marine retailers.	253.03, FS	Revised	07/01/2022	Y	253.03, F.S.
339.157, F.S.	Resilience action plan.	----	New	07/01/2022	N	N/A
373.4134, F.S.	Water quality enhancement areas.	----	New	07/01/2023	Y	373.413 F.S.
373.41365, F.S.	Adoption and modification of rules to ensure financial assurances for long-term management of mitigation under ss. 373.4136 and 373.414.	----	New	07/01/2022	N	N/A
376.15, F.S.	Derelict vessels; relocation or removal from waters of this state.	----	New	07/01/2022	N	N/A
376.91, F.S.	Statewide cleanup of perfluoroalkyl and polyfluoroalkyl substances.	----	New	07/01/2022	N	N/A
377.814, F.S.	Municipal Solid Waste-to-Energy Program	----	New	07/01/2022	N	N/A
379.101, F.S.	Definitions.	----	Revised	07/01/2022	Y	N/A
381.0065, F.S.	Onsite sewage treatment and disposal systems; regulation.	381.0065	Revised	07/01/2022	Y	381.0012, F.S.
403.0741, F.S.	Grease waste removal and disposal.	----	New	07/01/2022	N	N/A
403, F.S.	Trade secrets.	403.73	Deleted	07/01/2022	N	N/A
403.9339, F.S.	Golf course best management practices certification.	----	New	07/01/2022	N	N/A