

**Florida Department of Health
2018-2019 Annual Regulatory Plan**

Section 120.74(1)(a), Florida Statutes (2018)

(1)(a) Laws enacted or amended during the previous 12 months which create or modify the duties or authority of the Department of Health	1. Must agency adopt rules to implement the law?	2.a. If rulemaking is necessary, has a Notice of Rule Development been published? If yes, provide the Florida Administrative Register citation.	2.b. The date by which the Notice of Proposed Rule is intended to be published	3. If rulemaking is not necessary, provide a concise explanation
Chapter 2018-007	Yes	Vol. 44/121	TBD	
Chapter 2018-10, s. 29	No	N/A	N/A	These requirements can be fulfilled by implementing the statute.
Chapter 2018-10, s. 30	No	N/A	N/A	The requirement can be fulfilled by implementing the statute.
Chapter 2018-013	Yes	Vol. 44/74	7/11/2018 (Vol. 44/134)	
Chapter 2018-013	Yes	Vol. 44/162	TBD	
Chapter 2018-013, s. 10	Yes	Vol. 44/121	8/7/2018 (Vol. 44/153)	
Chapter 2018-021	Yes	Vol. 44/111	TBD	
Chapter 2018-024	No	N/A	N/A	The rule associated with this statutory change is not affected.
Chapter 2018-024, ss. 6 and 8	Yes	No	4/1/2019	
Chapter 2018-029	No	N/A	N/A	The requirement can be fulfilled by implementing the statute.
Chapter 2018-066	Yes	No	TBD	
Chapter 2018-098	No	N/A	N/A	The requirement can be fulfilled by implementing the statute.
Chapter 2018-106	Yes	No	TBD	Child Protection rules in Chapter 64C-8 will need to be clarified. However, there is no requirement to promulgate rules related to Chapter 64C-7 for Newborn Screening.
Chapter 2018-106	Yes	Vol. 44/131	9/14/2018	

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Rules not listed pursuant to section 120.74(1)(a) for which the Department of Health expects to undergo rulemaking by July 1, 2019, except emergency rulemaking	(1)(b) Intent of the rulemaking (choose one, drop down box): simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary or redundant rules
64-4.003 Renewal Application Requirements for Medical Marijuana Treatment Centers	Clarify
64-4.004 Revocation of Medical Marijuana Treatment Center Approval	Clarify
64-4.005 Inspection and Authorization Procedures	Clarify
64-4.008 Disciplinary Guidelines and Fines	Clarify
64-4.014 Standards for Production of Edibles	Clarify
64-4.015 Dosing for Low-THC Cannabis and Medical Marijuana	Clarify
64-4.016 Medical Marijuana Testing Laboratories and Testing Standards	Clarify
64-4.017 Medical Marijuana Treatment Center Dispensing Facility Allocation	Clarify
64-4.019 Medical Marijuana Treatment Center Personnel and Caregiver Background Screenings	Clarify
64-4.020 Low-THC and Medical Marijuana Packaging and Labeling	Clarify
64-4.021 Low-THC and Medical Marijuana Solvent Based Extraction and Related Products	Clarify
64-4.022 Medical Marijuana Treatment Center Advertising and Signage	Clarify
64-4.024 Medical Marijuana Treatment Center Waste Management	Clarify
64-4.025 Medical Marijuana Treatment Center Supplemental Licensing Fee	Clarify
64-4.026 Application for Registration of Pigford Class and Additional Medical Marijuana Treatment Centers	Clarify
64-6.001 Employment Exemption	Clarify
64B-9.002 Physician & Physician Assistant Survey Procedures	Clarify
64B-9.008 Telehealth Practitioner Survey Procedures	Delete obsolete rule
64B21-500.002 Application Form Required for Licensure	Simplify
64B21-500.005 Experience Required for Licensure	Simplify
64B21-500.009 Education Requirements for School Psychologists	Clarify
64B21-500.011 Examinations	Simplify
64B21-502.001 Continuing Education	Simplify
64B21-502.004 Continuing Education Credit Guidelines	Clarify
64C-2.003 Redetermination of CMS Network Clinical Eligibility	Increase efficiency
64C-4.001 CMS Physician and Non-Physician Providers	Delete obsolete rule
64C-6.001 Definitions General	Increase efficiency
64C-6.002 Standards General	Increase efficiency
64C-6.003 Standards Specific	Increase efficiency
64C-7.008 Objection to Prenatal and Infant (Postnatal) Risk Screening	Clarify
64C-7.009 Risk Screening Procedures	Clarify

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64C-7.010 Prenatal and Infant (Postnatal) Risk Screening Records	Clarify
64C-8.001 Definitions	Clarify
64C-8.002 Child Protection Team Organization, Roles and Responsibilities	Clarify
64C-8.003 Child Protection Team Services	Clarify
64E-3.001 Fees	Clarify
64E-3.002 Definitions	Clarify
64E-3.003 Qualifications for Examination	Clarify & improve coordination with other agencies
64E-3.0033 Positron Emission Tomography-Computed Tomography (PET-CT) by Nuclear Medicine Technologists	Clarify & improve coordination with other agencies
64E-3.0034 Speciality Technologists	Clarify & improve coordination with other agencies
64E-3.004 Practice of Radiologic Technology by Applicants for Certification by Examination	Clarify
64E-3.006 Certification by Endorsement	Clarify & improve coordination with other agencies
64E-3.007 Bone Densitometry	Clarify & improve coordination with other agencies
64E-3.008 Continuing Education Requirements	Clarify & improve coordination with other agencies
64E-3.009 Standards for Continuing Education Courses	Clarify & improve coordination with other agencies
64E-3.010 Reactivation of Inactive Certificate	Increase efficiency
64E-3.011 Disciplinary Guidelines	Clarify & improve coordination with other agencies
64E-5.1001 Standards	Clarify
64E-5.1003 Monitoring Fees	Clarify
64E-5.101 Standards	Clarify
64E-5.1501 Purpose and Scope	Clarify
64E-5.1502 Transportation of Radioactive Material	Clarify
64E-5.1503 Exemptions	Clarify
64E-5.1504 General Licenses for Carriers	Clarify
64E-5.1506 Advance Notification of Shipment of Certain Quantities of Radioactive Waste	Clarify
64E-5.1507 Designation of Routes for Shipment of Radioactive Waste Requiring Advance Notification	Clarify
64E-5.1508 Inspection of Low-Level Radioactive Waste Shipments	Clarify
64E-5.1509 Permit Requirements	Clarify
64E-5.1510 Air Transport of Plutonium	Clarify
64E-5.1511 Notification in the Event of Suspected or Real Breach of Containment	Clarify
64E-5.1512 Inspections	Clarify
64E-5.1513 Communications	Clarify
64E-5.1601 Definitions	Clarify
64E-5.1602 Administrative Requirements	Clarify
64E-5.1603 Training and Education	Clarify
64E-5.1604 General Technical Requirements for Electronic Brachytherapy Facilities	Clarify

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64E-5.202 Source Material - Exemptions	Clarify
64E-5.203 Radioactive Material Other Than Source Material - Exemptions	Clarify
64E-5.204 Types of Licenses	Clarify
64E-5.205 General Licenses - Source Material	Clarify
64E-5.206 General Licenses - Radioactive Material Other Than Source Material	Clarify
64E-5.207 Filing Application for Specific Licenses	Clarify
64E-5.208 General Requirements for the Issuance of Specific Licenses	Clarify
64E-5.209 Special Requirements for Specific Licenses of Broad Scope	Clarify
64E-5.210 Special Requirements for a Specific License to Manufacture, Assemble, Repair or Distribute Commodities, Products or Devices Which Contain Radioactive Material	Clarify
64E-5.213 Specific Terms and Conditions of License	Clarify
64E-5.215 Transfer of Material	Clarify
64E-5.216 Reciprocal Recognition of Licenses for Byproduct, Source, Naturally Occurring and Accelerator Produced Radioactive Material, and Special Nuclear Material in Quantities Not Sufficient to Form a Critical Mass	Clarify
64E-5.217 Bonding of Persons Licensed Pursuant to Subpart II C	Clarify
64E-5.223 Criteria for License Termination Under Restricted Conditions	Clarify
64E-5.224 Alternate Criteria for License Termination	Clarify
64E-5.226 Minimizing Contamination	Clarify
64E-5.314 General	Clarify
64E-5.424 Requirements for Industrial Radiography Equipment Using Sealed Sources	Clarify
64E-5.501 Definitions	Clarify
64E-5.502 General Requirements	Clarify
64E-5.503 General Requirements for All Diagnostic X-Ray Systems	Clarify
64E-5.504 Fluoroscopic X-Ray Systems	Clarify
64E-5.505 Diagnostic Radiography Systems, Other than Fluoroscopic, Mammographic, Dental Intraoral or Veterinary Systems	Clarify
64E-5.506 Intraoral Dental Radiographic Systems	Clarify
64E-5.507 Therapeutic X-Ray Systems of Less Than 1 MeV	Clarify
64E-5.508 X-Ray and Electron Therapy Systems with Energies of 1 MeV and Above	Clarify
64E-5.509 Veterinary Medicine X-Ray Operations	Clarify
64E-5.510 Mammographic Systems	Clarify
64E-5.511 Registration of Radiation Machines	Clarify
64E-5.611 Quality Management Program and Notifications, Records and Reports of Medical Events	Clarify
64E-5.636 Safety Procedures and Instructions for Remote Afterloader Units, Teletherapy Units, and Gamma Stereotactic Radiosurgery Units	Clarify

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64E-5.6411 Full Calibration Measurements on Remote Afterloader Units	Clarify
64E-5.648 Radiation Safety Officer	Improve coordination with other agencies
64E-5.649 Training for Uptake, Dilution, or Excretion Studies	Improve coordination with other agencies
64E-5.650 Training for Imaging and Localization Studies for Which a Written Directive Is Not Required	Improve coordination with other agencies
64E-5.652 Training for Use of Manual Brachytherapy Sources	Improve coordination with other agencies
64E-5.653 Training for Ophthalmic Use of Strontium 90	Improve coordination with other agencies
64E-5.655 Training for Use of Remote Afterloader Units, Teletherapy Units, and Gamma Stereotactic Radiosurgery Units	Improve coordination with other agencies
64E-5.660 Training for Use of Unsealed Radioactive Material for Which A Written Directive is Required in Rule 63E-5.626, 64E-5.627 or 64E-5.630, F.A.C.	Improve coordination with other agencies
64E-5.661 Training for the Oral Administration of Sodium Iodide I-131 Requiring A Written Directive in Quantities Less Than or Equal to 1.22 Gigabecquerels (33 Millicuries)	Improve coordination with other agencies
64E-5.662 Training for the Oral Administration of Sodium Iodide I-131 Requiring A Written Directive in Quantities Greater Than 1.22 Gigabecquerels (33 Millicuries)	Improve coordination with other agencies
64E-5.663 Training for the Parenteral Administration of Unsealed Radioactive Material Requiring a Written Directive	Improve coordination with other agencies
64E-5.701 Equipment Requirements	Clarify
64E-5.702 Area Requirements	Clarify
64E-5.703 Operating Requirements	Clarify
64E-5.704 Personnel Requirements	Clarify
64E-5.801 Registration Requirements	Clarify
64E-5.802 General Requirements for the Issuance of a Registration Certificate for Particle Accelerators	Clarify
64E-5.803 Particle Accelerators for Therapeutic Use on Humans	Clarify
64E-5.804 Limitations	Clarify
64E-5.805 Shielding and Safety Design Requirements	Clarify
64E-5.806 Particle Accelerator Controls and Interlock Systems	Clarify
64E-5.807 Warning Devices	Clarify
64E-5.808 Operating Procedures	Clarify
64E-5.809 Radiation Monitoring Requirements	Clarify
64E-5.901 Posting of Notices to Workers	Clarify
64E-6.009 Alternative Systems	Increase efficiency
64E-6.010 Septage and Food Establishment Sludge	Delete obsolete rule
64E-6.011 Abandonment of Systems	Delete obsolete rule
64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment	Increase efficiency
64E-8.001 Definitions	Clarify
64E-8.002 Limited Use Public Water System Construction	Clarify
64E-8.003 Private and Multi-family Water System Construction	Clarify

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64E-8.004 Annual Operating Permits, Existing Systems, Systems Constructed on or after	Increase efficiency
64E-8.005 Operation and Maintenance	Increase efficiency
64E-8.006 Water Quality Standards and Monitoring for Limited Use Public Water Systems	Increase efficiency
64E-8.007 Corrective Actions	Increase efficiency
64E-8.008 Public Notification	Increase efficiency
64E-8.009 Variances	Increase efficiency
64E-8.010 Prohibited Acts	Clarify
64E-8.012 Schedule of Fines	Simplify
64E-8.013 Cross-Connection Control	Clarify
64E-9.001 General	Improve coordination with other agencies
64E-9.0035 Exemptions	Clarify
64E-9.004 Operational Requirements	Increase efficiency
64E-9.008 Supervision and Safety	Increase efficiency
64E-9.013 Bathing Places	Increase efficiency
64E-9.015 Fee Schedule	Clarify
64E-9.016 Variances	Improve coordination with other agencies
64E-9.017 Enforcement	Increase efficiency
64E-9.018 Public Pool Service Technician Certification	Clarify
64E-14.002 Definitions	Simplify
64E-14.003 Construction Procedures, Variances	Simplify
64E-14.004 Standars, Permits, Inspections, Violations, Complaints and Retaliation	Simplify
64E-14.005 Application and Variance Fees	Simplify
64E-14.006 Sites	Simplify
64E-14.007 Buildings and Structures	Simplify
64E-14.008 Water Supply	Simplify
64E-14.009 Garbage and Refuse Disposal	Simplify
64E-14.0095 Pesticide Use, Storage and Disposal	Simplify
64E-14.010 Vermin Control	Simplify
64E-14.011 Heating	Simplify
64E-14.012 Lighting	Simplify
64E-14.013 Sewage and Liquid Waste Disposal	Simplify
64E-14.014 Plumbing	Simplify
64E-14.015 Personal Hygiene Facilities	Simplify
64E-14.016 Field Sanitation Facilities	Simplify
64E-14.017 Food Service Facilities	Simplify
64E-14.018 Sleeping Facilities, Beds and Bedding	Simplify
64E-14.020 Citations, Fines	Simplify
64E-14.021 Responsibility of Operator and Owners	Simplify
64E-14.022 Supervision	Simplify
64E-14.023 Enforcement	Simplify

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64E-14.024 Animal Health and Safety	Simplify
64E-16.001 General	Clarify
64E-16.002 Definitions	Clarify
64E-16.003 Facility Policies and Procedures	Increase Efficiency
64E-16.004 Storage and Containment	Increase Efficiency
64E-16.005 Labeling	Increase Efficiency
64E-16.006 Generator Requirements	Increase Efficiency
64E-16.007 Treatment	Increase Efficiency
64E-16.008 Transport	Increase Efficiency
64E-16.009 Registration of Transporters	Increase Efficiency
64E-16.010 Inspections	Increase Efficiency
64E-16.011 Permits	Clarify
64E-16.012 Fees	Clarify
64E-17.001 Definitions	Simplify
64E-17.002 Design and Safety Requirements	Simplify
64E-17.003 Requirements for Stand-up Booths	Simplify
64E-17.004 Operation and Training	Clarify
64E-17.005 Sanitary Facilities	Simplify
64E-17.006 Licenses and Fees	Simplify
64E-17.007 Inspection, Enforcement and Penalties	Simplify
64E-19.001 General	Simplify
64E-19.002 Definitions	Clarify
64E-19.003 Forms	Increase Efficiency
64E-19.004 Requirements for Premises	Increase Efficiency
64E-19.005 Requirements for Sterilizing	Increase Efficiency
64E-19.006 Piercing Procedures	Increase Efficiency
64E-19.007 Other Operations	Increase Efficiency
64E-19.008 Enforcement	Simplify
64E-28.002 Definitions	Clarify
64E-28.003 Licensure Requirements for Tattoo Artist	Increase Efficiency
64E-28.004 Registration Requirements for a Guest Tattoo Artist	Increase Efficiency
64E-28.005 Licensure Requirements for a Tattoo Establishment	Increase Efficiency
64E-28.006 Education Course Requirements	Increase Efficiency
64E-28.007 Operational Requirements for a Tattoo Establishment	Increase Efficiency
64E-28.008 Operation Requirements for a Temporary Tattoo Establishment	Increase Efficiency
64E-28.009 Standards of Practice for a Tattoo Artist or Guest Tattoo Artist	Increase Efficiency
64E-28.011 Fee Schedule	Increase Efficiency
64F-2.001 Definitions	Clarify
64F-2.002 Coalition Responsibilities	Clarify
64F-2.003 Establishment of Coalitions	Clarify

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64F-2.004 Approval of Coalitions	Clarify
64F-2.005 Operation of Coalitions	Clarify
64F-5.002 Guidelines for SIDS Response Basic Training Curricula	Clarify
64F-9.001 Definitions	Clarify
64F-9.002 Eligibility and Fees for ESP Services	Clarify
64F-18.001 Scope and Purpose	Clarify
64F-18.002 Definitions	Clarify
64F-23.001 Informed Consent; Printed Materials	Clarify
64J-1.001 Definitions	Clarify
64J-1.002 Basic Life Support Service License - Ground	Clarify
64J-1.003 Advanced Life Support Service License - Ground	Clarify
64J-1.005 Air Ambulances	Clarify
64J-1.006 Neonatal Transports	Simplify
64J-1.007 Vehicle Permits	Simplify
64J-1.012 Examinations	Improve coordination with other agencies
64J-1.014 Records and Reports	Improve coordination with other agencies
64J-1.015 Emergency Medical Services Grants Procedures	Clarify
64J-1.019 Emergency Treatment of Insect Stings	Increase efficiency
64J-1.0201 EMS Instructor Qualifications	Increase efficiency
64J-1.021 Security of Medications	Clarify
64J-1.024 <i>Untitled (New Rule-Disciplinary Guidelines)</i>	Improve coordination with other agencies
64J-2.001 Definitions	Clarify
64J-2.002 Prehospital Requirements for Trauma Care	Simplify
64J-2.003 Trauma Transport Protocols Approval and Denial Process	Simplify
64J-2.004 Adult Trauma Scorecard Methodology	Simplify
64J-2.005 Pediatric Trauma Scorecard Methodology	Simplify
64J-2.006 Trauma Registry and Trauma Quality Improvement Program	Clarify
64J-2.007 Trauma Agency Formation, Plan Approval and Denial Process	Increase efficiency
64J-2.009 Trauma Agency Implementation and Operation Requirements	Clarify
64J-2.010 Apportionment of Trauma Centers Among the Trauma Service Areas (TSA)	Delete obsolete rule
64J-2.011 Trauma Center Requirements	Increase efficiency
64J-2.012 Process for the Approval of Trauma Centers	Clarify
64J-2.013 Extension of Application Period	Delete obsolete rule
64J-2.014 Certificate of Approval	Clarify
64J-2.015 Process for Renewal of Trauma Centers	Clarify
64J-2.016 Site Visits and Approval	Clarify
64J-2.017 Application by Hospital Denied Approval	Clarify
64J-2.018 Do Not Resuscitate Order (DNRO) Form and Patient Identification Device	Increase efficiency
64J-2.019 Funding for Verified Trauma Centers	Clarify

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64J-2.020 Acute Care Hospital Trauma Registry	Reduce regulatory costs
64J-3.001 Certification of 911 Public Safety Telecommunicators	Increase efficiency
64J-3.002 Public Safety Telecommunication Course Equivalency	Increase efficiency
64J-3.003 Renewal of 911 Emergency Public Safety Telecommunicator	Increase efficiency
64K-1.001 Patient Advisory Alerts and Reports	Delete unnecessary rule.

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Section 120.74(1)(c), Florida Statutes (2018)

Laws identified in the Department's last annual regulatory plan as requiring rulemaking for which Notice of Proposed Rule has not been published.	Has a Notice of Rule Development been published? If yes, provide the Florida Administrative Register citation.	If agency subsequently determined that rulemaking is not necessary, provide a concise explanation
Chapter 2017-181, s. 5	No	
Chapter 2017-232 (s. 381.986(8)(b)) 64-4.003 Renewal Application Requirements for Medical Marijuana Treatment Centers	Vol. 43/250 (12/29/2017)	
Chapter 2017-232 (s. 381.986(8)(e)8.) 64-4.014 Standards for Production of Edibles	Vol. 43/210 (10/30/2017)	
Chapter 2017-232 (s. 381.986(4)(c)) 64-4.015 Dosing for Low-THC Cannabis and Medical Marijuana	Vol. 44/23 (2/2/2018) Vol. 44/155 (Negotiated 8/9/2018)	
Chapter 2017-232 (ss. 381.986(8)(e)10.d. and 381.988) 64-4.016 Medical Marijuana Testing Laboratories and Testing Standards	Vol. 44/23 (2/2/2018)	
Chapter 2017-232 (s. 381.986(8)(e)10.b.) 64-4.021 Low-THC and Medical Marijuana Solvent Based Extraction and Related Products	Vol. 44/23 (2/2/2018)	
Chapter 2017-232 (s. 381.986(8)(e)10.c.) 64-4.024 Medical Marijuana Treatment Center Waste Management	Vol. 44/23 (2/2/2018)	
Chapter 2017-232 (s. 381.986(8)(b)) 64-4.025 Medical Marijuana Treatment Center Supplemental Licensing Fee	Vol. 44/170 (8/30/2018)	