

**Florida Department of Health
2019-2020 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 2019-001, §1 (§ 381.986(8)(e)14.) | Yes | No | 1/1/2020 | |
| Chapter 2019-014, § 13 | Yes | Vol. 45/188 | TBD | |
| Chapter 2019-070 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-099 | Yes | No | TBD | |
| Chapter 2019-107 | Yes | No | TBD (Effective 01/2021) | |
| Chapter 2019-112 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-116, § 43 | Yes | No | TBD | |
| Chapter 2019-123 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-127 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-130 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-134 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-137 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-138, § 2 | Yes | No | TBD | |
| Chapter 2019-143, § 2 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-152, § 4 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-154 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |
| Chapter 2019-167, § 20 | No | N/A | N/A | The requirements can be fulfilled by implementing the statute. |

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

| Rules not listed pursuant to section 120.74(1)(a) for which the Department of Health expects to undergo rulemaking by July 1, 2020, 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 |
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| 64-4.XXX Medical Marijuana Treatment Centers Fines, Suspensions, and Revocation | Clarify |
| 64-4.XXX Inspection and Authorization Procedures | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Change of Ownership Applications | Clarify |
| 64-4.XXX Medical Marijuana Testing Laboratories and Testing Standards | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Dispensing Facility Allocation | Clarify |
| 64-4.XXX Low-THC and Medical Marijuana Packaging and Labeling | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Advertising and Signage | Clarify |
| 64-4.XXX Application for Medical Marijuana Treatment Centers | Clarify |
| 64-4.XXX Renewal Application Requirements for Medical Marijuana Treatment Centers | Clarify |
| 64-4.XXX Standards for Production of Edibles | Clarify |
| 64-4.XXX Dosing for Low-THC Cannabis and Medical Marijuana | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Supplemental Licensing Fee | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Personnel and Caregiver Background Screenings | Clarify |
| 64-4.XXX Low-THC and Medical Marijuana Solvent Based Extraction and Related Products | Clarify |
| 64-4.XXX Medical Marijuana Treatment Center Waste Management | Clarify |
| 64-6.001 Employment Exemption | Clarify |
| 64B-3.008 Board Expert or Technical Advice | Clarify |
| 64B-9.001 Biennial Licensing | Clarify |
| 64B-9.002 Physician Workforce Survey Forms | Update |
| 64B-9.003 Military License Applications | Update |
| 64B-9.006 Massage Establishment Ownership | Delete Obsolete Rule |
| 64B21-500.002 Application Form Required for Licensure | Simplify |
| 64B21-500.009(4) Education Requirements for School Psychologists | Clarify |
| 64B21-500.011 Examinations | Simplify |
| 64B24-7.005 Informed Consent | Clarify |
| 64B24-7.010 Collaborative Management | Clarify |
| 64B24-7.014 Records and Reports | Clarify |
| 64B25-28.012 Application Forms and Requirements | Clarify |
| 64B27-1.002 Dental Laboratory Inspections, and Practice and Procedure for Healthy and Safe Dental Laboratory Operation | Increase efficiency |
| 64B29-1.001 Optical Establishment Registration | Clarify |
| 64C-2.003 Redetermination of CMS Network Clinical Eligibility | Increase efficiency |

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

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| 64E-3.001 Fees | Clarify |
| 64E-3.002 Definitions | Clarify |
| 64E-3.003 Qualifications for Examination | Clarify and improve coordination with other agencies |
| 64E-3.0032 Radiologist Assistant Duties and Supervision | Clarify and increase efficiency |
| 64E-3.0033 Positron Emission Tomography-Computed Tomography (PET-CT) by Nuclear Medicine Technologists | Clarify and improve coordination with other agencies |
| 64E-3.0034 Speciality Technologists | Clarify and 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 and improve coordination with other agencies |
| 64E-3.007 Bone Densitometry | Clarify and improve coordination with other agencies |
| 64E-3.008 Continuing Education Requirements | Clarify and improve coordination with other agencies |
| 64E-3.009 Standards for Continuing Education Courses | Clarify and improve coordination with other agencies |
| 64E-3.010 Reactivation of Inactive Certificate | Increase efficiency |
| 64E-3.011 Disciplinary Guidelines | Clarify and improve coordination with other agencies |
| 64E-4 Control of Nonionizing Radiation Hazards | Clarify and improve coordination with other agencies |
| 64E-5.1001 Standards | Clarify |
| 64E-5.1003 Monitoring Fees | Clarify |
| 64E-5.101 Definitions | Clarify |
| 64E-5.1201 Radon Requirements and Enforcement | Clarify |
| 64E-5.1202 Definitions | Simplify |
| 64E-5.1203 General Provisions | Simplify |
| 64E-5.1204 Certification Requirements for Radon Measurement Specialists and Technicians | Simplify |
| 64E-5.1205 Certification Requirements for Radon Mitigation Specialists and Technicians | Simplify |
| 64E-5.1206 Certification Requirements for Radon Measurement Businesses | Simplify |
| 64E-5.1207 Certification Requirements for Radon Mitigation Businesses | Clarify |
| 64E-5.1208 Measurement Requirements and Procedures | Increase efficiency |
| 64E-5.1209 Fee Schedules | Clarify |
| 64E-5.1501 Purpose and Scope | Improve coordination with other agencies |
| 64E-5.1502 Transportation of Radioactive Material | Improve coordination with other agencies |
| 64E-5.1503 Exemptions | Clarify |
| 64E-5.1504 General Licenses for Carriers | Clarify |
| 64E-5.1505 Routine Determinations | Clarify |
| 64E-5.1506 Advance Notification of Shipment of Certain Quantities of Radioactive Waste | Improve coordination with other agencies |
| 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 |

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| 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 |
| 64E-5.202 Source Material - Exemptions | Clarify |
| 64E-5.203 Radioactive Material Other Than Source Material - Exemptions | Improve coordination with other agencies |
| 64E-5.204 Types of Licenses | Improve coordination with other agencies |
| 64E-5.205 General Licenses - Source Material | Improve coordination with other agencies |
| 64E-5.206 General Licenses - Radioactive Material Other Than Source Material | Clarify |
| 64E-5.207 Filing Application for Specific Licenses | Improve coordination with other agencies |
| 64E-5.208 General Requirements for the Issuance of Specific Licenses | Improve coordination with other agencies |
| 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 | Improve coordination with other agencies |
| 64E-5.213 Specific Terms and Conditions of License | Improve coordination with other agencies |
| 64E-5.214 Expiration and Termination of Licenses and Decommissioning of Sites and Separate Buildings or Outdoor Areas | Increase efficiency |
| 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 | Improve coordination with other agencies |
| 64E-5.224 Alternate Criteria for License Termination | Clarify |
| 64E-5.226 Minimizing Contamination | Increase efficiency |
| 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 |

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| 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-5.6011 Definitions | Improve coordination with other agencies |
| 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 | Improve coordination with other agencies |
| 64E-5.6411 Full Calibration Measurements on Remote Afterloader Units | Improve coordination with other agencies |
| 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-5.656 Training for an Authorized Medical Physicist | Improve coordination with other agencies |
| 64E-5.659 Training for an Authorized Nuclear Physicist | 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 |

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|---|--|
| 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-6.001 General | Improve coordination with other agencies |
| 64E-6.002 Definitions | Clarify |
| 64E-6.003 Permits | Simplify |
| 64E-6.004 Application for System Construction Permit | Clarify |
| 64E-6.009 Alternative Systems | Improve coordination with other agencies |
| 64E-6.010 Septage and Food Establishment Sludge | Delete obsolete rule |
| 64E-6.0101 Portable Restrooms and Portable or Sanitary Holding Tanks | Clarify |
| 64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units | Increase efficiency |
| 64E-6.014 Construction Standards for Drainfield Systems | Clarify |
| 64E-6.015 Permitting and Construction of Repairs | Increase efficiency |
| 64E-6.0152 Innovative System Permitting | Increase efficiency |
| 64E-6.025 Definitions | Simplify |
| 64E-6.026 Applications for Innovative System Permits and System Construction Permits | Increase efficiency |
| 64E-6.027 Permits | Increase efficiency |
| 64E-6.028 Location and Installation | Increase efficiency |
| 64E-6.029 Monitoring | Increase efficiency |
| 64E-6.0295 Innovative System Reclassification | Increase efficiency |
| 64E-6.030 Fees | Delete unnecessary rule |
| 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 |
| 64E-8.004 Annual Operating Permits, Existing Systems, Systems Constructed | Increase efficiency |
| 64E-8.005 Operation and Maintenance | Increase efficiency |
| 64E-8.006 Water Quality Standards & 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 |

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|---|--|
| 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-12.001 General | Increase efficiency |
| 64E-12.002 Definitions | Clarify |
| 64E-12.003 Water Supply | Clarify |
| 64E-12.004 Food Service: Tiers and Catering | Increase efficiency |
| 64E-12.005 Housing | Increase efficiency |
| 64E-12.006 Vector and Vermin Control | Increase efficiency |
| 64E-12.007 Bedding, Towels, Clothing and Personal Items | Increase efficiency |
| 64E-12.008 Laundry | Increase efficiency |
| 64E-12.009 Medications, Alcohol, Poisonous or Toxic Substances | Increase efficiency |
| 64E-12.010 Garbage and Rubbish | Increase efficiency |
| 64E-12.011 Recreational Areas | Increase efficiency |
| 64E-12.013 Animal Health and Safety | Increase efficiency |
| 64E-18.002 Definitions | Clarify |
| 64E-18.003 Requirements for Certification | Clarify |
| 64E-18.004 Issuance of Certificates and Renewals | Increase efficiency |
| 64E-18.006 Suspension, Revocation, or Denial of Certifications | Simplify |
| 64E-18.007 Standards of Practice | Simplify |
| 64E-18.008 Disciplinary Guidelines | Simplify |
| 64E-18.010 Fees | Simplify |
| 64F-17.xxx Child Care Food Program | Clarify |
| Rule TBD Women, Infants and Children | Clarify |
| 64F-9.001 Definitions | Clarify |
| 64F-9.002 Eligibility and Fees for ESP Services | Increase efficiency |
| 64F-16.006 Sliding Fee Scale | Clarify |
| 64J-1.001 Definitions | Clarify |
| 64J-1.002 Basic Life Support Service License - Ground | Clarify |
| 64J-1.003 Advance Life Support Service License - Ground | Clarify |
| 64J-1.005 Air Ambulance | Clarify |
| 64J-1.006 Neonatal Transports | Clarify |
| 64J-1.007 Vehicle Permits | Simplify |
| 64J-1.008 Emergency Medical Technician | Clarify |
| 64J-1.009 Paramedic | Clarify |
| 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 | Increase efficiency |
| 64J-1.017 Convicted Felons Applying for EMT or Paramedic Certification or Recertification | Improve coordination with other agencies |
| 64J-1.019 Emergency Treatment of Insect Stings | Increase efficiency |

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|---|--|
| 64J-1.0201 EMS Instructor Qualifications | Increase efficiency |
| 64J-1.024 Untitled (New Rule-Disciplinary Guidelines) | Improve coordination with other agencies |
| 64J-1.025 Untitled (Emergency Medical Responder) | Clarify |
| 64J-2.001 Definitions | Clarify |
| 64J-2.002 Prehospital Requirements for Trauma Care | Simplify |
| 64J-2.003 Trauma Transport Protocols Approval and Denial Process | Increase efficiency |
| 64J-2.004 Adult Trauma Scorecard Methodology | Increase efficiency |
| 64J-2.005 Pediatric Trauma Scorecard Methodology | Increase efficiency |
| 64J-2.006 Trauma Registry and Trauma Quality Improvement Program | Increase efficiency |
| 64J-2.007 Trauma Agency Formation, Plan, Approval and Denial Process | Clarify |
| 64J-2.009 Trauma Agency Implementation and Operation Requirements | Simplify |
| 64J-2.010 Allocation of Trauma Centers among the Trauma Service Areas (TSAs) | Delete obsolete rule |
| 64J-2.011 Trauma Center Requirements | Increase efficiency |
| 64J-2.012 Process for the Approval of Trauma Centers | Increase efficiency |
| 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 | Increase efficiency |
| 64J-2.016 Site Visits and Approval | Increase efficiency |
| 64J-2.017 Application by Hospital Denied Approval | Delete obsolete rule |
| 64J-2.018 Do Not Resuscitate Order (DNRO) Form and Patient Identification Device | Improve coordination with other agencies |
| 64J-2.019 Funding for Verified Trauma Centers | Clarify |
| 64J-2.020 Acute Care Hospital Trauma Registry | Delete obsolete rule |
| 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 Report | Repeal |
| 64K-1.003 Accessing Database | Update |
| 64K-1.004 Management and Operation of Database | Update |
| 64K-1.005 Privacy of Controlled Substance Prescription Dispensing Information | Update |
| 64K-1.007 Indicators of Controlled Substance Abuse | Update |
| 64K-1.008 Electronic Health Recordkeeping System Integration | Update |
| Rules TBD - Electronic Prescribing | Increase efficiency |
| Rule TBD - Telehealth | Increase efficiency |
| 64V-1.0061 Death and Fetal Death Registration | Update |
| 64V-1.007 Death and Fetal Death Certificate Amendments; Who May Apply; Fees; Documentary Evidence Requirements | Update |
| 64V-1.0131 Certifications of Vital Records; Information Required for Release; Applicant Identification Requirements | Update |

**Florida Department of Health
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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 2018-007 | Vol. 45/120 | |
| Chapter 2018-024, §§ 6 and 8 | Vol. 44/241 (Rules 64D-2.002 and 64D-3.042) | |
| Chapter 2018-066 | Vol. 45/73 | |
| Chapter 2018-106, §§ 5 and 6 | No | Accomplished with a technical change letter |