

**Florida Department of Health  
2022-2023 Annual Regulatory Plan**

<b>(1)(a) Laws enacted or amended during the previous 12 months which create or modify the duties or authority of the Department of Health</b>	<b>1. Must agency adopt rules to implement the law?</b>	<b>2.a. If rulemaking is necessary, has a Notice of Rule Development been published? If yes, provide the Florida Administrative Register citation.</b>	<b>2.b. The date by which the Notice of Proposed Rule is intended to be published</b>	<b>3. If rulemaking is not necessary, provide a concise explanation</b>
Chapter 2021-272, s. 1	Yes	Vol. 47/234	03/14/22 (Vol. 48/50)	
Chapter 2021-272, s. 3	Yes	Vol. 47/234	03/14/22 (Vol. 48/50)	
Chapter 2021-275	Yes	No	4/1/2023	
Chapter No. 2022-025	Yes	No	4/1/2023	
Chapter 2022-026	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-028, s. 3	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-035	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-43	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-50	Yes	No	4/1/2023	
Chapter 2022-051, s. 1	Yes	No	12/1/2022	N/A
Chapter 2022-063	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-064	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-065	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-069, s. 2	No	N/A	N/A	The requirements can be fulfilled by implementing the statute.
Chapter 2022-071, s. 1	No	N/A		The requirements can be fulfilled by implementing the statute.
Chapter 2022-071, ss. 3 - 4	Yes	No	4/1/2023	N/A
Chapter 2022-071, s. 12 - 16	Yes	No	4/1/2023	
Chapter 2022-071	Yes	Vol. 48/168	4/1/2023	
Chapter 2022-157, ss. 17 - 19	No	N/A	N/A	These requirements can be fulfilled by implementing the statute.
Chapter 2022-185	Yes	Vol. 48/60	9/30/2022	
Chapter 2022-205	No	N/A	N/A	These requirements can be fulfilled by implementing the statute.

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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, 2023, 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
64-4.001 Definitions	Clarify
64-4.002 Initial Application Requirements for Dispensing Organizations	Delete obsolete rule
64-4.004 Revocation of Dispensing Organizations	Delete obsolete rule
64-4.005 Inspection and Authorization Procedures	Delete redundant rule
64-4.XXX Dosing and Supply Limits for Medical Marijuana	Clarify
64-4.009 Compassionate Use Registry	Clarify
64-4.011 Medical Marijuana Use Registry Identification Cards	Clarify
64-4.XXX Caregiver Background Screenings and Close Relative Status	Clarify
64-4.XXX Qualified Physician Medical Marijuana Use Registry Access Suspension and Revocation	Clarify
64-4.XXX Qualified Patient and Caregiver Suspension and Revocation	Clarify
64-4.023 Medical Marijuana Treatment Center Variance Procedures	Clarify
64-4.XXX Application for MMTC Licensure	Clarify
64-4.201 Renewal Application Requirements for MMTCs	Clarify
64-4.205 Standards for Production of Edibles	Clarify
64-4.206 MMTC Packaging and Labeling for Usable Product	Clarify
64-4.209 MMTC Solvent-Based Extraction	Clarify
64-4.211 MMTC Supplemental Licensure Fee	Clarify
64-4.XXX MMTC Change of Ownership Application and Procedure	Clarify
64-4.XXX MMTC Advertising and Marketing	Clarify
64-4.XXX Marijuana Delivery Devices	Clarify
64-4.XXX MMTC Authorization Procedures	Clarify
64-4.XXX MMTC Financial Assurance	Clarify
64-4.XXX MMTC Harvest Failure and Wholesale Transfer Procedure	Clarify
64-4.XXX Seed-to-Sale Tracking System	Clarify
64-4.XXX MMTC Procedure for Recalls and Destruction of Marijuana Failing CMTL Testing	Clarify
64-4.XXX Food Safety Good Manufacturing Practices Inspection Requirements and Renewal	Clarify
64-4.XXX MMTC Additional Facility Approval Procedure	Simplify
64-4.XXX MMTC Websites and Website Purchasing	Clarify
64-4.XXX MMTC Usable Product	Clarify
64-4.XXX MMTC Trade Name and Logo	Clarify
64-4.XXX MMTC Usable Product Names	Clarify
64-4.XXX MMTC Transportation	Clarify
64-4.300 CMTL Definitions	Clarify
64-4.301 Requirements for CMTL Certification and Application	Clarify

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64-4.302 Renewal Application Requirements for CMTLs	Clarify
64-4.303 CMTL Testing	Clarify
64-4.304 CMTL On-Site Inspection	Clarify
64-4.305 CMTL Standard Operating Procedures	Clarify
64-4.306 CMTL Testing Methods	Clarify
64-4.307 CMTL Submission for Product Testing	Clarify
64-4.308 CMTL Sample Testing	Clarify
64-4.309 CMTL Quality Control Samples	Clarify
64-4.310 CMTL Calibration Standards	Clarify
64-4.311 CMTL Certificate of Analysis	Clarify
64-4.312 CMTL Manual Integration	Clarify
64-4.313 CMTL Waste Management and Disposal	Clarify
64-4.314 CMTL Background Screening	Clarify
64-4.315 CMTL Fines, Suspension, and Revocation	Clarify
64B-4.003 Office Surgery Registration Application	Clarify
64B21-504.001 Disciplinary Guidelines	Clarify
64B24-2.002 Examination	Delete unnecessary rule
64B24-2.003 Licensure by Examination	Delete unnecessary rule
64B24-2.004 Licensure by Endorsement	Delete unnecessary rule
64B24-4.005 Faculty	Delete unnecessary rule
64B24-4.010 Four-Month Pre-Licensure Course	Delete unnecessary rule
64B24-7.001 Definitions	Delete unnecessary rule
64B24-7.004 Risk Assessment; Emergency Care; Consultation, Referral and Transfer	Clarify
64B24-7.005 Informed Consent for Licensed Midwifery Services	Clarify
64B24-7.006 Planned Out-of-Hospital Births Occurring at Home	Clarify
64B24-7.007 Responsibilities During the Antepartum Period	Clarify
64B24-7.008 Responsibilities During the Intrapartum Period	Clarify
64B24-7.009 Responsibilities During the Postpartum Period	Clarify
64B24-7.010 Collaborative Management for Prenatal and Postpartal Care	Clarify
64B24-7.011 Administration of Medicinal and Prescription Drugs	Clarify
64B24-7.013 Requirement for Insurance; Financial Responsibility of Midwives	Increase efficiency
64B24-7.014 Records and Reports	Clarify
64B34-1.001 Documentation for Licensure	Clarify
64B34-2.001 Continuing Education Requirements	Clarify
64C-8.002 Specific Standards for Child Protection Teams	Increase efficiency
64C-7.002 Collection Procedures for Newborn Screening	Increase efficiency
64D-3.028 Definitions	Clarify
64D-3.029 Diseases or Conditions to Be Reported	Clarify
64D-3.030 Notification by Practitioners	Clarify
64D-3.031 Notification by Laboratories	Clarify
64D-3.032 Notification by Medical Facilities	Clarify

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64D-3.033 Notification by Others	Clarify
64D-3.034 Cancer Reporting	Clarify
64D-3.035 Congenital Anomaly Reporting	Clarify
64D-3.036 Notifiable Disease Case Report Content Is Confidential	Clarify
64D-3.037 Authority of the DOH County Health Department Director or Administrator and State Health Officer	Clarify
64D-3.038 Quarantine Orders and Requirements	Clarify
64D-3.040 Procedures for Control of Specific Communicable Diseases	Clarify
64D-3.041 Epidemiological Investigations	Clarify
64D-3.042 STD Testing Related to Pregnancy	Clarify
64D-3.043 Tuberculosis Treatment and Follow-Up	Clarify
64D-3.045 Execution of Certificate for Involuntary Hold for Tuberculosis	Clarify
64D-4.002 Definitions	Clarify
64D-4.003 Eligibility and Documentation Requirements	Clarify
64D-4.007 AIDS Drug Assistance Program (ADAP)	Clarify
64D-5.001 Definitions	Clarify
64D-5.002 Data Collection Requirements	Clarify
64D-5.003 Data Reporting Requirements	Clarify
64E-3.009 Standards for Continuing Education Courses	Clarify & improve coordination with other agencies
64E-5.101 Definitions	Improve coordination with other agencies
64E-5.102 Exemptions	Improve coordination with other agencies
64E-5.1423 Attendance During Operation	Improve coordination with other agencies
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	Improve coordination with other agencies
64E-5.1504 General Licenses for Carriers	Improve coordination with other agencies
64E-5.1505 Routine Determinations	Improve coordination with other agencies
64E-5.1506 Advance Notification of Shipment of Certain Quantities of Radioactive Waste	Improve coordination with other agencies
64E-5.1508 Inspection of Low-Level Radioactive Waste Shipments	Improve coordination with other agencies
64E-5.201 Licensing of Radioactive Material	Improve coordination with other agencies
64E-5.202 Source Material - Exemptions	Improve coordination with other agencies
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-5.207 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-5.210 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

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64E-5.214 Expiration and Termination of Licenses and Decommissioning of Sites and Separate Buildings or Outdoor Areas	Improve coordination with other agencies
64E-5.223 Criteria for License Termination Under Restricted Conditions	Improve coordination with other agencies
64E-5.224 Alternate Criteria for License Termination	Improve coordination with other agencies
64E-5.226 Minimizing Contamination	Improve coordination with other agencies
64E-5.423 Definitions	Improve coordination with other agencies
64E-5.424 Requirements for Industrial Radiography Equipment Using Sealed Sources	Improve coordination with other agencies
64E-5.502 General Requirements	Clarify
64E-5.511 Registration of Radiation Machines	Improve coordination with other agencies
64E-5.6011 Definitions	Improve coordination with other agencies
64E-5.6411 Full Calibration Measurements on Remote Afterloader Units	Improve coordination with other agencies
64E-5.648 Training for a 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-5.654 Training for Use of Sealed Sources for Diagnosis	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 and Authorized Medical Physicist	Improve coordination with other agencies
64E-5.659 Training for an Authorized Nuclear Pharmacist	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-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

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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-11.003 Food Hygiene Standards	Increase efficiency
64E-11.013 Sanitation Certificate and Fees	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-14.002 Definitions	Clarify
64E-14.003 Construction Procedures, Variances	Clarify
64E-14.004 Standards, Permits, Inspections, Violations, Complaints and Retaliation	Increase efficiency
64E-14.005 Application and Variance Fees	Increase efficiency
64E-14.006 Sites	Increase Efficiency
64E-14.007 Buildings and Structures	Increase efficiency
64E-14.008 Water Supply	Increase efficiency
64E-14.009 Garbage and Refuse Disposal	Increase efficiency
64E-14.0095 Pesticide Use, Storage and Disposal	Increase efficiency
64E-14.010 Vermin Control	Clarify
64E-14.011 Heating	Clarify
64E-14.012 Lighting	Increase efficiency
64E-14.013 Sewage and Liquid Waste Disposal	Increase Efficiency
64E-14.014 Plumbing	Simplify

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64E-14.015 Personal Hygiene Facilities	Simplify
64E-14.016 Field Sanitation Facilities	Simplify
64E-14.017 Food Service Facilities	Increase efficiency
64E-14.018 Sleeping Facilities, Beds and Bedding	Clarify
64E-14.020 Citations, Fines	Simplify
64E-14.021 Responsibility of Operator and Owners	Increase efficiency
64E-14.022 Supervision	Increase efficiency
64E-14.023 Enforcement	Clarify
64E-15.001 Definitions	Increase Efficiency
64E-15.002 Sites – Mobile Home, Lodging, and Recreational Vehicle Parks	Increase Efficiency
64E-15.003 Water Supply	Clarify
64E-15.004 Sewage Disposal	Increase Efficiency
64E-15.005 Sanitary Facilities	Clarify
64E-15.006 Plumbing	Increase Efficiency
64E-15.007 Garbage and Refuse Disposal	Increase Efficiency
64E-15.008 Insect and Rodent Control	Clarify
64E-15.009 Recreational Camp Standards	Clarify
64E-15.010 Permits and Fees	Increase Efficiency
64E-15.011 Owner’s and Operator’s Responsibility	Increase Efficiency
64E-16.001 General	Clarify
64E-16.002 Definitions	Clarify
64E-16.003 Facility Policies and Procedures	Clarify
64E-16.004 Storage and Containment	Clarify
64E-16.005 Labeling	Clarify
64E-16.006 Generator Requirements	Clarify
64E-16.007 Treatment	Clarify
64E-16.008 Transport	Clarify
64E-16.009 Registration of Transporters	Clarify
64E-16.010 Inspections	Clarify
64E-16.011 Permits	Clarify
64E-16.012 Fees	Clarify
64E-17.001 Definitions	Increase efficiency
64E-17.002 Design and Safety Requirements	Increase efficiency
64E-17.003 Requirements for Stand-up Booths	Simplify
64E-17.004 Operation and Training	Simplify
64E-17.005 Sanitary Facilities	Simplify
64E-17.006 Licenses and Fees	Clarify
64E-17.007 Inspection, Enforcement and Penalties	Update
64E-18.002 Definitions	Clarify
64E-18.003 Requirements for Certification	Clarify
64E-18.004 Issuance of Certificates and Renewals	Increase efficiency

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64E-18.006 Suspension, Revocation, or Denial of Certifications	Increase efficiency
64E-18.007 Standards of Practice	Simplify
64E-18.008 Disciplinary Guidelines	Simplify
64E-18.010 Fees	Simplify
64E-19.002 Definitions	Clarify
64E-19.003 Forms	Repeal
64E-19.004 Requirements for Premises	Increase efficiency
64E-19.005 Requirements for Sterilizing Jewelry and Instruments	Increase efficiency
64E-19.006 Piercing Procedures	Increase efficiency
64E-19.007 Other Operations	Increase efficiency
64E-28.002 Definitions	Clarify
64E-28.003 Licensure Requirements for a Tattoo Artists	Simplify
64E-28.004 Registration Requirements for Guest Tattoo Artist	Simplify
64E-28.005 Licensure Requirements for a Tattoo Establishment	Simplify
64E-28.006 Education Course Requirements	Simplify
64E-28.007 Operational Requirements for a Tattoo Establishment	Increase efficiency
64E-28.008 Operational 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
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	Clarify
64J-1.007 Vehicle Permits	Increase efficiency
64J-1.008 Emergency Medical Technician	Increase efficiency
64J-1.009 Paramedic	Increase efficiency
64J-1.012 Examinations	Delete obsolete rule
64J-1.020 Training Programs	Increase efficiency
64J-1.024 Disciplinary Guidelines	Clarify
64J-2.018 Do Not Resuscitate Order (DNRO) Form and Patient Identification Device	Clarify
64J-3.001 Certification of 911 Public Safety Telecommunicators	Clarify
64J-3.002 Public Safety Telecommunication Course Equivalency	Clarify
64J-3.003 Renewal of 911 Public Safety Telecommunicator Certification	Clarify
64J-4.005 Patient Eligibility and Dispensing Requirements	Increase efficiency
64K-1.002 American Society for Automation in Pharmacy Standards and Formats	Increase efficiency
64K-1.003 Accessing Database	Clarify
64K-1.004 Management and Operation of Database	Clarify
64K-1.008 Electronic Health Recordkeeping System Integration	Clarify
64W-1.002 Definitions	Clarify
64W-1.003 Eligibility	Clarify



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64W-1.004 Application Requirements	Clarify
64W-1.006 Application Processing	Clarify
64W-1.008 Modification, Termination, or Violation	Clarify
64W-4.001 Definitions	Clarify
64W-4.002 Eligibility	Clarify
64W-4.003 Documentation Requirements	Clarify
64W-4.004 Application Processing	Clarify
64W-4.005 Award Prioritization	Clarify
64W-4.006 Funding	Clarify
64W-4.007 Non-Compliance	Clarify

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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 2021-068	No	
Chapter 2021-131, s. 17	No	Rulemaking is unnecessary because the Department of Health does not administer any program that grants the Department custody and control of shelter children, foster children, prisoners, detainees, inmates, patients of state institutions or patients of developmental disabilities centers.
Chapter 2021-133	Vol. 48/70	
Chapter 2021-190	Vol. 48/27; Vol. 48/100	
Chapter 2021-199, s. 9	Vol. 48/27; Vol. 48/100	
Chapter 2021-204	Vol. 48/161	
Chapter 2021-238	No	The requirements can be fulfilled by implementing the statute.