

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

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Part I
General Provisions except those specific to Parts II and IV

62-6.001 General.

(1) The provisions of Part I (Rules 62-6.001 through ~~62-6.0151~~ ~~62-6.016~~, F.A.C.) of this chapter apply to all areas of the state except where specific provisions in Part II (Rules 62-6.017 through 62-6.0182, F.A.C.), addressing the Florida Keys, or specific provisions in Part IV (Rules 62-6.025 through 62-6.0295, F.A.C.), addressing performance-based treatment systems, exempt or modify compliance with Part I. Part III (Rules 62-6.019 through ~~62-6.024~~ ~~62-6.023~~, F.A.C.), addresses the qualifications and registration of septic tank contractors, private provider inspectors, and authorization of partnerships and corporations. Part V (Rule 62-6.030, F.A.C.) addresses fees for services throughout the chapter. The provisions of this chapter must be used in conjunction with Chapter 381 and Part III of Chapter 489, F.S.

(2) through (5) No change.

(6) ~~Citations issued by the Department shall be on Form DEP 3146, 11/02, Citation for Violation, Onsite Sewage Program/Sanitary Nuisance, hereby incorporated by reference. In accordance with subsection 381.0065(4), F.S., a municipality or political subdivision of the state may not issue a building or plumbing permit for any building that requires the use of an onsite sewage treatment and disposal system unless the owner or builder has received a construction permit for such system from the department.~~

(7) and (8) No change.

Rulemaking Authority 381.0065(3)(a), 381.0065(8)(h), 489.553(3), 489.557(1) FS. Law Implemented 381.0065, 381.00655, 381.0067, 386.041, 489.553 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.41, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.041, Amended 11-19-97, 2-3-98, 3-22-00, 9-5-00, 5-24-04, 11-26-06, 6-25-09, 4-28-10, 7-16-13, Formerly 64E-6.001, Amended 6-28-23, Amended _____.

Editorial Note: Ratified by Ch. 2023-308, LOF.

62-6.002 Definitions.

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

(1) No change.

(2) Accelerated certification training – A training program established by the Department regarding general onsite sewage treatment and disposal system regulations, including permitting, and inspection topics such as site evaluation, system design, system material and construction standards, regulatory requirements, and soil morphology. The training program requires a minimum of 24 hours of instruction on course materials which are presented in several parts. Satisfactory completion of the accelerated certification training requires an individual examination and a passing score for each part of the training program.

(2) through (5) renumbered (3) through (6) No change.

~~(7)(6)~~ Approved or approval – when a permitted an onsite sewage treatment and disposal system is constructed and installed in compliance with the standards and requirements of this chapter, it is subject to the following types of approvals: and which has received final installation approval. “Approved” installation does not imply that a system will perform satisfactorily for a specific period of time.

(a) Construction approval is granted by the Department or a private provider inspector following a construction inspection by the Department or the private provider inspector, respectively, regarding the status of construction and installation of the system prior to the final installation approval by the Department. A system or a component of the system receives construction approval as a partial or preliminary approval based on the compliant status of the system at the time of construction inspection.

(b) Final installation approval by the Department is granted after the complete construction and installation of the system, and after confirmation the system complies with statutory regulations and this chapter’s rules, standards and requirements governing the system. “Approved” or “approval” of a final installation does not imply that a system will perform satisfactorily for a specific period of time.

~~(8)(7)~~ Approved maintenance entity – any person or business entity which has been issued a written permit by the Department to provide maintenance services associated with approved onsite aerobic treatment units or performance-based treatment systems.

(8) through (13) renumbered (9) through (14) No change.

(15) Construction Inspection – critical assessment and evaluation of the construction, installation, modification, abandonment or repair of an onsite sewage treatment and disposal system performed by an individual qualified under Florida statute or rule to perform the task.

(14) through (44) renumbered (16) through (46) No change.

(47) Private provider – means a person hired by the owner of a system, or a contractor with the owner’s written authorization, who meets the requirements of subsection 381.0065(8), F.S., to perform construction inspections pursuant to the applicable regulatory requirements for an onsite sewage treatment and disposal system.

(45) through (59) renumbered (48) through (62) No change.

Rulemaking Authority 381.0064, 381.0065(3)(a), 381.0065(3)(c), 381.0065(8)(h), F.S. Law Implemented 381.0064, 381.0065 F.S. 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 – A person may not construct, repair, modify, or abandon an onsite sewage treatment and disposal system without first obtaining a system construction permit approved in accordance with this chapter. The Department issues the system ~~No portion of an onsite sewage treatment and disposal system shall be installed, repaired, altered, modified, abandoned or replaced until a construction permit has been issued on Form DEP 4016, effective date xx-xx-xxxx, Construction Permit and Inspection, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX> 08/09, Construction Permit, herein incorporated by reference.~~ Copies of this document are available as provided in subsection (7) below.

(a) Revisions to System Construction Permit. For good cause and after notice and, if requested, an administrative hearing pursuant to Section 120.57, F.S., the Department shall require the permittee to conform to new or additional permit conditions. The Department shall allow the permittee a reasonable time to conform to the new or additional conditions by extending the expiration date of any revised system construction permit by 180 days and any revised repair system construction permit by 90 days from the prior expiration date.

(b) For the purpose of this paragraph, good cause shall include any of the following:

1. A showing of any change or difference in the environment, including site conditions, or surrounding conditions that requires a revision to conform to applicable requirements pursuant to this chapter.

2. Adoption or revision of statutes, rules, or standards, which require the revision of a permit condition for compliance.

3. A showing that there are material and substantial alterations or additions to the permitted onsite sewage treatment and disposal system, which occurred after permit issuance which justify the application of permit conditions that are different in or absent from the existing permit.

4. A showing that new information, received by the Department was not available at the time of permit issuance and would have justified the application of different permit conditions at the time of issuance.

5. A showing that there is a technical mistake in a permit condition which needs to be corrected.

(c) All changes to a system construction permit requested by an applicant require payment of a fee for the issuance of the amended system construction permit.

(d) If building construction has commenced, the system construction permit shall be valid for an additional 90 days beyond the eighteen month expiration date. A fee 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.

(d) ~~If a system construction or repair permit for an onsite sewage treatment and disposal system is transferred to another person the date of the system construction or repair permit shall not be amended, but shall run from the date of original issuance prior to the transfer. Rule 62-6.002, F.A.C., defines repairs and lists activities that are not considered a repair and shall 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 sealing manhole covers or covering with fill earth material and before placing a system into service, a person installing, repairing, modifying, replacing, abandoning, or constructing any portion of an onsite sewage treatment and disposal system must shall notify the Department or an authorized private provider inspector to schedule and complete a system construction inspection where the following requirements shall apply: of the completion of the construction activities and shall have the system inspected by the Department for compliance with the requirements of this chapter and the system construction permit, except as noted in subsection 62-6.003(3), F.A.C., for repair installations.

(a) The system construction inspections must be performed onsite in person by an individual qualified to

perform the task pursuant to statutory and rule requirement.

(b) Construction inspection results must be recorded on Part 2 of Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. Copies of this document are available as provided in subsection (7) below. A separate inspection form is required for each site visit to assess and record conditions of the system construction at the time of inspection.

(c) Each construction inspection must assess and record all items listed on the inspection form and document the observations and status on the day and time of the inspection. A system construction inspection is not complete until each item observed is recorded on the inspection form regarding the condition of the system during the inspection.

(d) The construction inspection must confirm compliance with statutory regulations and this chapter and validation of information on the system construction permit.

(e) All system construction inspections for a system construction permit must be finalized before the system construction permit expires, including any authorized extension. If the system construction inspections are not finalized prior to the system construction permit expiration, a construction permit application must be resubmitted for review and issuance from the Department on Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., which is available as provided in subsection (7) below.

(f) If the observed portion of the system construction is approved after an inspection by the Department or private provider inspector, the Department or private provider inspector must notify ~~shall issue a "Construction Approval" notice~~ to the installer of the inspection results recorded on the inspection form, Part 2 of Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., by providing a copy of all the inspection forms involved in inspecting the system. Part 2 of Form DEP 4016 is available as provided in subsection (7) below. The inspection form, Part 2 of DEP 4016, must record the items that are in compliance, the items that were unobserved, the items that are not applicable for the particular system construction permit involved, and specify which inspection items failed to pass the inspection which must be addressed before a final installation approval will be granted by the Department.

~~(g)(b)~~ If the observed portion of system ~~installation~~ construction is disapproved after an inspection by the Department or private provider inspector ~~does not pass the construction inspection on any type of system installation~~, the Department or private provider inspector must indicate disapproval and notify the installer of the inspection results by providing a copy of the disapproved inspection report recorded on the inspection form, Part 2 of Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. Part 2 of Form DEP 4016 is available as provided in subsection (7) below. The results of the disapproved inspection noted on Part 2 of Form DEP 4016 must include the items that are in compliance, the items that were unobserved, the items that are not applicable for the particular system construction permit involved and specify which inspection items failed to pass the inspection which must be addressed before a final installation approval will be granted by the Department. Upon failure to pass the inspection the following actions must occur:

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

2. If the inspection records identify a need for an amendment per subsection 62-6.003(1), F.A.C., the system construction inspection must be disapproved. The Department will notify the applicant or authorized agent listed on Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., when the system construction permit is re-issued or denied by the Department after the application for an amendment.

~~(h)(e)~~ The ~~f~~Final installation approval by the Department shall not be granted until the Department has confirmed that all statutory regulations, requirements of this chapter and the system construction permit are met, including that the building construction and lot grading are in compliance with plans and specifications submitted with the permit application. The Department will issue a final installation approval notice in writing to the applicant or authorized agent listed on Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., by providing a copy of the Department's final installation approval recorded on the form. The following are required prior to final installation approval:

1. ~~In addition,~~ If the system was required pursuant to subsection 62-6.004(4), F.A.C., and paragraph 62-6.009(7)(a), F.A.C., to be designed by an engineer, who shall be licensed in the State of Florida, the Department must ~~shall~~ require the design engineer or the design engineer's designee, who ~~also~~ shall be a Florida-licensed engineer, to inspect the installed system and certify that the installed system complies with the approved design and installation requirements. The certification must read: "I certify that the engineering features of this onsite sewage treatment and disposal system as installed have been examined by me and found to comply with all specifications

contained in the engineering design that was the basis for issuance of the construction permit. I certify that the required components are installed for the system to function as permitted and designed. I certify that there is reasonable assurance, in my professional judgment, that the system, when properly operated and maintained will comply with all applicable statutory requirements and rules of the Department.” A single family residence is excluded from this requirement, however, for performance-based treatment systems, compliance with subsection 62-6.027(5), F.A.C., is required for all installations. All changes to the engineering specifications shall be approved by the design engineer.

2. A reinspection fee is required for each system construction inspection performed by the Department ~~If additional site visits after the 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. ~~When~~ If an operating permit is required for the onsite sewage treatment and disposal system, the final installation approval shall not be granted until the operating permit application, a copy of any required maintenance agreement pursuant to this chapter, and fee have been received by the Department.

4. The written notice by the property owner that confirms the execution and recording of the notice in the public property records at the county courthouse which informs subsequent property owners as required by paragraphs 62-6.009(7)(g) and 62-6.027(5)(d), F.A.C., or a recorded easement complying with these requirements.

5. Pumpout receipts for abandonments of tanks as required by paragraph 62-6.011(2)(b), F.A.C.

6. Other documentation, bills of lading or invoices required by rule, permit or product approval.

(i)~~(d)~~ Where an establishment is serviced by an onsite sewage treatment and disposal system, subsection Section 381.0065(4), F.S., shall governs when occupancy of a building can be allowed. The Department must first authorize and issue a final installation approval notice before a system can be placed into service or a building occupied. “Approved” or “approval” of 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) System Construction Inspection by a Private Provider Inspector – When a private provider inspector receives authorization from the owner or an authorized contractor pursuant to paragraph 381.0065(8)(d), F.S., and receives notice from the person installing the system it is ready to inspect the onsite sewage treatment and disposal system, the private provider inspector is responsible to physically be onsite to inspect and evaluate the installation of the system to determine compliance with the statutory requirements, this chapter and the system construction permit. The private provider inspector is responsible for obtaining a complete copy of the approved system construction permit and application documents. System construction inspections by a private provider inspector must comply with all requirements for inspections pursuant to chapter 62-6, F.A.C., and the following:

(a) Authorization requirement – The owner’s written acknowledgement electing to use a private provider inspector must be completed using Form DEP 4015A, effective date xx-xx-xxxx, Selection of Private Provider Inspector, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. An owner or an authorized contractor’s use of a private provider inspector is subject to the following requirements:

1. The owner or an authorized contractor or their agent must submit Form DEP 4015A to the Department at the time of the permit application or by 2 p.m. local time, two business days before the first scheduled inspection by the Department. Form DEP 4015A, including the owner’s written acknowledgment, must be signed, dated, and effective prior to the first inspection performed by the private provider inspector. The private provider inspector is responsible for confirming that Form DEP 4015A, is effective and submitted to the Department.

2. If an owner or authorized contractor makes any changes to the listed private provider inspector or the service to be performed by the private provider inspector, or requests that the Department perform the system construction inspection, the owner or authorized contractor must update and submit to the Department an amended Form DEP 4015A within one business day after the change.

(b) Submittal of inspection reports and fees.

1. The private provider inspector must complete an inspection report on Part 2 of Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C., for each construction inspection and provide all completed inspection reports and records to the owner or authorized contractor and the Department by close of the second business day after completion of each inspection.

2. The submission of the private provider inspection report shall be made electronically using the Department specified portal, or another method if a hardship exists. A private provider inspection, performed by a person not meeting the requirements of subsection 381.0065(8), F.S., shall not be accepted to satisfy the requirements of this chapter.

3. All reports and records must bear the written or electronic signature of the private provider inspector who performed the inspection. If subsequent inspections are performed by a different private provider inspector, each private provider inspector is responsible to obtain from the owner or authorized contractor all previous construction inspection reports and records for auditing purposes by the Department and for use in completion of the system construction inspection. All inspection reports and records submitted by a private provider inspector qualified as working under the supervision of an engineer and who passed the Onsite Sewage Treatment and Disposal System Accelerated Certification Training, 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) Payment of an inspection report review fee is required for the review and processing of each private provider inspector report associated with the system construction permit.

(d) Documents required for final installation approval from the Department – The owner, an authorized contractor, their agent, and the private provider inspector are responsible to submit to the Department for review the documentation required by paragraph 62-6.003(2)(c), F.A.C., as applicable, to receive from the Department a final installation approval of the system. The final installation approval from the Department shall not be granted until the Department reviews documentation submitted and confirms compliance with the requirements of this chapter and the system construction permit.

(e) The private provider inspector is responsible for maintaining their records of each inspection and all supporting documentation for a minimum of three years from the date of the inspection. These documents must be maintained in hardcopy or electronic format.

Repair Inspections—A system repair shall be inspected by the Department or a master septic tank contractor to determine compliance with construction permit standards prior to final covering of the system. Inspections shall comply with subsection 62-6.003(2), F.A.C., and the following:

—(a) A master septic tank contractor may, at their option, cover a system repair when the following conditions are met:

—1. The master septic tank contractor has requested an inspection from the Department during the normal 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 shall be requested. A reinspection fee shall be charged. Contractors shall cancel or reschedule inspections not later than two hours prior to the scheduled time. In such cases, no reinspection fee shall be charged.

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

—(b) The master septic tank contractor shall document the inspection of Form DEP 4016, and fax or hand deliver the form to the Department by the next normal duty day following the inspection.

—(c) A master septic tank contractor shall not cover a system repair when the Department has performed an inspection and has notified the contractor of violations. 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 shall be charged for each reinspection leading to final approval.

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

—(e) Nothing herein prevents the Department from inspecting a system inspected by a master septic tank contractor. No inspection is final until approved by the Department.

(4) No change.

(5) Operating Permits—No business or facility 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 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” and appropriate fee has been received and approved by the Department. Form DEP 4081, effective date xx-xx-xxxx, Application for Onsite Sewage Treatment and Disposal System Operating Permit, herein adopted and incorporated by reference at

<https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX> shall be used 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, subject to all of the following:

1. The annual operating permit must shall designate:
 - a. The person or entity responsible for the operation and maintenance of the system;
 - b. The type of activity proposed on the site;
 - c. Persons or businesses which will use the system;
 - d. 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.

2. 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 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 Form DEP 4081A, effective date xx-xx-xxxx, Business Survey, Form DEP 4081A, herein adopted and incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX> 10/96, herein incorporated by reference, must be completed and submitted to the Department for review. Changes in building occupancy shall be reviewed per subsection Section 381.0065(4), F.S.

(c) ~~Property owners or their authorized agents are required to~~ Maintenance entities contracting to service aerobic treatment systems and performance-based treatment systems shall obtain a biennial operating permit from the Department for ~~aerobic treatment systems and performance-based treatment systems~~ the system. Persons operating an aerobic treatment unit or performance-based treatment system shall permit Department personnel 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, 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 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.

(6) through (7) 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 F.S. 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 _____.

Part III

Qualifications and Registration of Septic Tank Contractors, Private Provider Inspectors, and Authorization of Partnerships and Corporations

62-6.024 Private Provider Inspectors.

(1) A private provider inspector hired to perform a construction inspection is authorized to perform one or more system construction inspections of an onsite sewage treatment and disposal system during the construction and installation of the system prior to final installation approval by the Department, and shall be subject to the following registration and auditing requirements:

(a) Identification information for registered private providers can be accessed at [WWW.FloridaDEP.gov/\[PLACEHOLDER\]](http://WWW.FloridaDEP.gov/[PLACEHOLDER]).

(b) Private provider inspectors must submit to the Department the following registration information within 30 days after this rule is adopted, or before submitting private provider inspections to the Department on or after {effective date }, whichever is later:

1. Private provider inspector name.
2. Private provider inspector firm or business name, if applicable.
3. Business address.
4. Business email address.
5. Business telephone number.
6. Qualification statement or resume pursuant to sub-subparagraph 381.0065(8)(d)1.c., F.S.
7. Qualifying professional license or certification number pursuant to paragraph 381.0065(8)(c), F.S.
8. If the private provider inspector is working under the supervision of an engineer pursuant to subparagraph 381.0065(8)(c)4., F.S., a dated, signed, and sealed statement from the engineer which attests to their supervisory oversight.

(c) Upon receiving the registry information required by paragraph 62-6.024(1)(b), F.A.C., the Department will review and verify compliance with subsection 381.0065(8), F.S. If the registry information submitted does not meet the requirements of subsection 381.0065(8), F.S., the Department will notify the private provider inspector within 30 days of such determination. Once the Department confirms the registry information, the Department will assign the private provider inspector an active registry number for identification purposes. To remain active in the registry the private provider inspector must annually by the end of October confirm or update their information in writing to the Department. However, any change to license, registration, or certification required by paragraph 381.0065(8)(c), F.S., to qualify as a private provider inspector, shall be reported to the Department within seven days of the effective date of the change.

(d) The Department may audit up to 25 percent of the private provider inspectors each year in accordance with the provisions of paragraph 381.0065(8)(e), F.S. The private provider inspector shall provide required inspection records and documentation within 21 days of an audit request during the Department's normal business hours. An audit performed pursuant to paragraph 381.0065(8)(e), F.S. will:

1. Consist of an assessment of the tools, methods, and reporting used by a private provider inspector. The private provider inspectors will be audited to confirm compliance with requirements of this chapter, Chapter 381, F.S., and the instructions on Form DEP 4015A, herein adopted and incorporated by reference in subsection 62-6.003(3), F.A.C. and Part 2 of Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C.
2. Include a field compliance component, during which the private provider inspector is observed by the Department performing a construction inspection. If deficiencies are identified by the Department, the private provider inspector must not issue a construction inspection approval until the applicable requirements under this chapter have been met.
3. Include a component to assess the completeness and accuracy of submitted inspection records and registry information.
4. Generate an audit report that will include an assessment of the performance of the private provider inspector, and requirements for training or other measures to address deficiencies found. The audit report will be given to the private provider inspector within 30 days of completion of the audit. Subject to section 120.569, F.S., the private provider inspector, after receiving the results of the audit report, shall have 30 days to respond to the audit report and provide a corrective action plan to address any deficiencies that may have been determined by the Department.

(2) Examinations for private provider inspectors taking the accelerated certification training – In order to pass the accelerated certification training a person must successfully complete the pre-certification course work and achieve a passing score on the examinations.

(a) Prior to participating in the pre-certification coursework and taking the associated examinations, a person requesting authorization to take the examinations as part of their qualifications must submit the following to the Department:

1. Account creation and examination fees, for other than Department employees.
2. Contact information as required by subparagraphs 62-6.024(1)(b)1.-5., F.A.C.
3. Confirmation of at least one of the following prequalifications, as applicable:
 - a. Persons desiring qualifications under subparagraph 381.0065(8)(c)1., F.S., and section 381.0101, F.S., as an environmental health professional certified in the onsite sewage program must submit proof of their determination of eligibility to take part in the accelerated certification training in accordance with subsections 64E-18.003(4) and (5), F.A.C.

b. Persons desiring qualifications under subparagraph 381.0065(8)(c)2., F.S., must submit proof of their active registration as master septic tank contractor or plumbing contractor under part III of Chapter 489, F.S.

c. Persons desiring qualifications under subparagraph 381.0065(8)(c)3., F.S., must submit proof of their active license issued under Chapter 471 as an engineer in Florida.

d. Persons desiring qualifications under subparagraph 381.0065(8)(c)4., F.S., or paragraph 381.0101(2)(b), F.S., must submit a signed, sealed, and dated statement from the engineer under whose supervision they work confirming supervisory oversight.

(b) Persons must register for participation in and complete the pre-certification coursework.

(c) After completing the pre-certification coursework eligible applicants must successfully complete each part the accelerated certification training examination administered by the Department. The minimum passing score for each part of the examination must be a 70 percent correct response to all questions.

1. Scores for applicants achieving a passing score on each part of their examination will be reported to the appropriate licensing, or registration entity and the private provider inspector registry.

2. Applicants, except Department employees, not achieving a passing score on any part of the examination for any part or failing to take a scheduled examination are required to submit an additional fee before being authorized to take that part of the examination again.

3. If the applicant is unable to pass any part of the examination within two attempts, the applicant must reregister for the respective pre-certification coursework and examination pursuant to paragraph 62-6.024(2)(b), F.A.C.

(3) Prohibited inspections – Private provider inspectors are prohibited from doing an inspection in any of the following conditions:

(a) An onsite sewage treatment and disposal system must not be inspected by the private provider inspector or authorized representative of the private provider inspector who installed that system.

(b) Engineers licensed in Florida and qualified pursuant to subparagraph 381.0065(8)(c)3., F.S., or persons working under the supervision of the engineer and qualified pursuant to subparagraph 381.0065(8)(c)4., F.S., are prohibited from acting as the private provider inspector on a system when the engineer also serves as the engineer certifying completion for the installation of the onsite sewage treatment and disposal system according to subsection 62-6.003(2), F.A.C., or paragraph 62-6.027(5)(a), F.A.C.

(4) Complaints and Enforcement – A private provider inspector is responsible to perform the inspection in compliance with the requirements of this chapter and section 381.0065, F.S.

(a) A private provider inspector who violates the statutory mandates regulated as part of the Department's powers and duties, requirements of this chapter, section 381.0065, F.S., or Part III of Chapter 489, F.S., is subject to enforcement pursuant to s. 381.0065, F.S. and part I of Chapter 403, F.S.

(b) A private provider inspector must comply with the requirements of the applicable authority with jurisdiction over their license or certification under Chapter 381, F.S., Chapter 471, F.S., or Chapter 489, F.S. For private provider inspectors who are qualified pursuant to subparagraph 381.0065(8)(c)4., F.S., and who may not have an established professional licensing board regulating their profession, disciplinary action will include the licensed professional engineer licensed under Chapter 471, F.S., who supervised the private provider inspector. The Department may refer cases for further investigation to the applicable authority with jurisdiction over the license or certification.

(c) Persons conducting inspections under subsection 381.0065(8), F.S., are responsible for correctly determining compliance with the requirements of this chapter and the system construction permit.

*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 _____.*

62-6.027 Permits and Inspections.

(1) No change

(2) System Construction Permit – No portion of a performance-based treatment system shall be installed, repaired, altered, modified, abandoned or replaced until a construction permit has been issued on Form DEP 4016, herein adopted and incorporated by reference in subsection 62-6.003(1), F.A.C. If building construction has commenced, the system construction permit shall be valid for an additional 90 days beyond the eighteen month expiration date. A fee shall be charged for a repair permit issued within 12 months from the date of final 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 shall not be amended, but 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 making minor structural corrections to a tank, or distribution box, 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, shall require that the system be re-engineered to achieve the desired performance standard under the altered conditions.

(3) and (4) No change

(5) System construction inspection – System construction inspections of a performance-based treatment system must comply with the requirements of subsections 62-6.003(2) through (4), F.A.C., with the following additional requirements: Before covering with earth and before placing the performance based treatment system into service, a person installing or constructing any portion of the performance based treatment system shall notify the Department of the completion of the construction activities and shall have the system inspected by the Department.

(a) ~~Prior to or concurrent with the last system construction a final installation inspection by the Department or a private provider inspector, the professional engineer who designed the system or the design engineer's designee, shall inspect the entire installation and the engineer shall certify in writing that the installed system complies with the approved design and installation requirements. This certification shall read as follows: "I certify that the engineering features of this performance-based treatment system as installed have been examined by me and found to comply with all specifications contained in the engineering design that was the basis for issuance of the construction permit. I certify that the required components are installed for the system to function as permitted and designed. 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."~~

(b) The design engineer must provide a signed, sealed, and dated detailed installation-drawing to depict the installation as-built to the Department prior to final installation approval.

(c) In addition to the requirements of paragraph 62-6.003(2)(b), F.A.C., the Department or private provider inspector performing a system construction inspection must also notify the design engineer of inspection results.~~If the system is found to not comply with the construction permit during the construction inspection on any type of system installation, the Department shall notify the engineer. 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 for each additional inspection leading up to construction approval.~~

(d) Final installation approval will not be issued until the Department has confirmed:

1. Receipt of the engineer's certification as required in paragraph 62-6.027(5)(a), F.A.C., and the as-built drawing as required in paragraph 62-6.027(5)(b), F.A.C., indicating that all requirements for installation of the performance-based treatment system have been completed in compliance with the system construction permit,

2. Other system construction requirements, as reviewed during a system construction inspection, are in compliance with the permit, and the plans and specifications provided with the permit application, including building construction and lot grading,

3. The system maintenance entity has been identified to the Department, and

4. That 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.

(e) Issuance of a final installation approval does not imply that a system will perform satisfactorily for a specific period of time.

(6) and (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) and (b) No change.	
(c) Application and Existing System and System Repair Evaluation.	\$50.00
(d) through (f) No change.	
(g) Permit or permit <u>application</u> amendment for new system, modification, or repair to system.	\$55.00

(h) through (j) No change.	
(k) Application for system abandonment permit, includes permit issuance and inspection, <u>or review of the first inspection report by a private provider inspector.</u>	\$50.00
(l) through (x) No change.	
<u>(y) Private provider inspector system construction inspection review, per inspection.</u>	<u>\$35.00</u>

(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 and site evaluators, as specified.

(a) Account creation <u>Application for registration including examination;</u>	\$275.00
(b) Contractor examination or reexamination <u>Initial registration.</u>	\$751.00 \$75.00
(c) Application review for contractor registration and renewal <u>Renewal of registration</u>	\$100.00
(d) Certificate of authorization each two-year period.	\$250.00
(e) Accelerated certification training course examination or reexamination, Part I.	\$50.00
(f) Accelerated certification training course examination or reexamination, Part II.	\$50.00
(g) Accelerated certification training course examination or reexamination, Part III.	\$50.00

Rulemaking Authority 154.06(1), 381.0065(3)(c), 381.0065(8)(h), 381.0066, 489.557(1) FS. Law Implemented 381.0064, 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 _____.