

202164er

88 department using monitoring data for the prior 5 consecutive
89 years, for reuse purposes authorized by the department; or
90 e. The discharge provides direct ecological or public water
91 supply benefits, such as rehydrating wetlands or implementing
92 the requirements of minimum flows and minimum water levels or
93 recovery or prevention strategies for a waterbody.

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95 The plan may include conceptual projects under sub-subparagraphs
96 3.a. and 3.e.; however, such inclusion does not extend the time
97 within which the plan must be implemented.

98 (b) The department shall approve or deny a plan within 9
99 months after receiving the plan. A utility may modify the plan
100 by submitting such modification to the department; however, the
101 plan may not be modified such that the requirements of this
102 subsection are not met, and the department may not extend the
103 time within which a plan will be implemented. The approval of
104 the plan or a modification by the department does not constitute
105 final agency action.

106 (c) A utility shall fully implement the approved plan by
107 January 1, 2032.

108 (d) If a plan is not timely submitted by a utility or
109 approved by the department, the utility's domestic wastewater
110 treatment facilities may not dispose of effluent, reclaimed
111 water, or reuse water by surface water discharge after January
112 1, 2028. A violation of this paragraph is subject to
113 administrative and civil penalties pursuant to ss. 403.121,
114 403.131, and 403.141.

115 (e) A domestic wastewater utility applying for a permit for
116 a new or expanded surface water discharge shall prepare a plan