

MEMORANDUM

TO: Governing Board Members

FROM: Maricruz R. Fincher, Office of Counsel

DATE: July 9, 2026

SUBJECT: A. Delegation of Authority for Rule Development

Agenda Item Background:

District staff recommends adding a delegation in Chapter 101, Article II, Governing Board Delegations of Authority, Section 101-41, Agency Administration Delegations, authorizing the Executive Director and General Counsel to initiate rule development and publish a Notice of Rule Development, when applicable, for rules reviewed pursuant to section 120.5435, Florida Statutes (F.S.).

Section 120.5435, F.S., requires the District, in coordination with the Joint Administrative Procedures Committee, to review all existing rules by 2030, evaluating at least 20% each year. If a substantive change is required for a rule under review, the District must publish a Notice of Rule Development in the Florida Administrative Register by April 1 of that year.

The Governing Board must still approve the publication of a Notice of Proposed Rule and final rules for adoption with the Department of State.

Additional Item Background:

The District Governing Board adopts policies for the administration and operations of the agency. This agenda item presents a proposed administrative revision to existing Governing Board policies to support efficient and effective agency operations. A full listing of all adopted Board policies are available at:

https://library.municode.com/fl/south_florida_water_management_district.

Staff Contact and/or Presenter:

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ATTACHMENTS:

[Resolution No. 2026-0704](#)

[Resolution Attachment A - Rule Development](#)