

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-6.0573       Industry Certification Process.

PURPOSE AND EFFECT: The purpose of this rule development is to update the rule to include the most recent Industry Certification Funding List and Comprehensive Industry Certification List to be adopted by reference. The effect of the rule development is to ensure that appropriate certifications are included on the updated Industry Certification Funding List.

SUBJECT AREA TO BE ADDRESSED: Industry Certification.

RULEMAKING AUTHORITY: 1003.492(2), 1008.44 FS.

LAW IMPLEMENTED: 1003.491, 1003.492, 1003.493, 1008.44, 1011.62(1)(o) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Goodman, Bureau Chief, Division of Career and Adult Education, 325 West Gaines Street, Suite 744, Tallahassee, Florida 32399-0400, phone: (850)245-9001, Tara.Goodman@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:       RULE TITLE:

33-208.101       Employee Grooming, Uniform and Clothing Requirements

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to eliminate the need for health services staff to wear name plates as all required information can be put on the ID and to expand on the type of footwear these staff members are allowed to wear to reflect current industry standards.

SUBJECT AREA TO BE ADDRESSED: Employee Grooming, Uniform and Clothing Requirements.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) through (5) No change.

(6) The following provisions shall apply to health services employees:

(a) All health services staff providing direct care to inmates at an institution shall wear the department issued ID card in a visible manner. ~~The ID shall include that will identify the individual at all times while on duty and a nameplate with the employee's last name, first name initial, and initials of licensure or certification.~~

(b) through (c) No change.

(d) Employees in the position of registered nurse, LPN, correctional medical technician, correctional medical technician certified, medical technologist, radiology technician, UTR and "ward clerk" must wear shoes such as closed toe white leather or leather-like tennis shoes, or other closed toe, slip resistant work shoes, including clogs that have secure straps in the back.

(e) No change.

(7) through (8) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00, 4-30-02, 2-20-03, 6-26-03, 10-27-03, 12-28-03, 12-12-04, 9-11-06, 2-6-07, 10-8-07, 6-28-12, \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:     RULE TITLES:

33-601.210     Custody Classification

33-601.602     Community Release Programs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include certain offenses that make an inmate ineligible for community status; update definitions relating to

community release programs; update ineligibility criteria to specifically exclude murder or homicide type offenses or attempts for placement into a community release program; clarify eligibility criteria regarding refusal to participate in community release programs; clarify ineligibility criteria regarding warrants and detainers; clarify the length of CWA assignment status; update where the Department will not authorize an inmate to work as well as reasons for removal from employment; clarify that the inmate must be present when job checks are conducted; add additional eligibility criteria for placement into a Community-based Therapeutic Program; add clarifying language relating to expected inmate contacts with facility while on community release; clarify an inmate's use and possession of a cell phone; clarify assessment of subsistence for inmates who become unemployed; add liens to list for inmate required disbursement of funds; clarify amounts for weekly and special draws as well as the largest denomination of monies allowed; clarify that the Classification Officer must enter the monetary obligations into OBIS; add additional considerations relating to removal from a community release program; and revise existing forms and add three new forms relating to cell phones, electronic monitoring, and continuation in paid employment respectively.

SUBJECT AREA TO BE ADDRESSED: Custody Classification and Community Release Programs  
 RULEMAKING AUTHORITY: 944.09, 945.091, 946.002, 958.09, 958.11 FS.

LAW IMPLEMENTED: 20.315, 921.20, 944.09, 944.17(2), 944.1905, 945.091, 958.11, 946.002 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.210 Custody Classification.

- (1) No change.
- (2) Custody Grade Classification.
- (a) through (h) No change.

(i) Any inmate who has a current or prior conviction for committing or attempting to commit any of the following offenses is not eligible for community custody:

- 1. Murder under Section 782.04, F.S.;

2. Aggravated manslaughter of an elderly person or disabled adult under Section 782.07(2), F.S.;

3. Aggravated manslaughter of a child under Section 782.07(3), F.S.;

4. Aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic under Section 782.07(4), F.S.;

5. Murder of an unborn child under Section 782.09(1), F.S.;

6. Attempted murder of a law enforcement officer under Section 784.07(3), F.S.;

7. Making, possessing, throwing, projecting, placing, or discharging any destructive device and the act results in the death of another person under Section 790.161(4), F.S.; or

8. Assisting self-murder under Section 782.08, F.S.

(j)(\*) Any inmate who has been certified as a mentally disordered sex offender pursuant to Chapter 917, F.S., shall not be assigned to minimum custody status unless he has successfully completed the mentally disordered sex offender program.

(k)(\*) Any inmate who has been designated as an alien by the department, who has been in the custody of the department less than six months, and:

- 1. through 3. No change.

(l)(\*) The following inmates shall not be classified as less than close custody unless approved for assignment to a lower custody by the Chairperson of the State Classification Office as provided in subsection (l) below:

- 1. through 5. No change.

(m)(\*) The Chairperson of the State Classification Office may approve an inmate listed in paragraph (k) for lower custody after consideration of the following criteria:

- 1. through 10. No change.

(n) An inmate may not remain community custody if subsequently found ineligible or inappropriate for community release program participation.

- (3) through (4) No change.

Rulemaking Authority 944.09, 958.11 FS. Law Implemented 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 FS. History—New 12-7-81, Formerly 33-6.09, Amended 6-8-82, 10-26-83, 6-8-86, 7-8-86, 10-27-88, 1-1-89, 7-4-89, 10-12-89, 1-2-91, Formerly 33-6.009, Amended 7-21-91, 8-30-92, 5-13-96, 6-12-96, 11-19-96, 10-15-97, Formerly 33-6.0045, Amended 9-19-00, 2-25-07, 11-4-08, 7-4-10, 8-12-12, \_\_\_\_\_.

33-601.602 Community Release Programs.

- (1) Definitions.

(a) Cell Phone – refers to a wireless communication device used to communicate with individuals via air signals and assigned a telephone number with area code.

(b)(\*) Center Work Assignment (CWA) – The portion of the community release program for inmates which allow placement at a community An inmate assignment to a work

release center to assist with the maintenance, food service duties, or assignment on outside work squads while confined at the facility ~~serve in a support capacity.~~

(c)(b) Community Release Program – Any program that allows inmates to work at paid employment or a center work assignment or to participate in education, training, substance abuse treatment programs, or any other transitional program to facilitate re-entry into the community while in a community work release center, contract community work release facility, or other contract community facility.

(d)(e) Community Work Release (CWR) – The portion of the community release program that allows inmates to work at paid employment in the community while continuing as inmates of the facility where they are confined.

(e)(d) Community Study Release – The portion of the community release program that allows inmates to attend an educational or vocational facility or participate in a training program in the community while continuing as inmates of the facility where they are confined.

(f) Community-based Therapeutic Program (CTP) – The portion of the community release program for inmates that provides transitional services which includes substance abuse treatment, educational/vocational services, and self-betterment programs, while in the community, in lieu of placement into community work release (CWR) or center work assignment (CWA).

(g)(e) Community Volunteer Service – An activity that allows inmates housed at a community work release center or contract facility to voluntarily work with a governmental or nonprofit agency in the community.

(h) Extenuating Circumstances – Refers to overall positive adjustment, program participation, re-entry needs, length of time served on commitments, length of time served in a community release program, or other relevant classification factors that warrant consideration for placement in a community release program.

(i)(f) Institutional Classification Team (ICT) – For the purposes of this rule, the ICT is the team consisting of the warden or assistant warden, classification supervisor, chief of security, and other members as necessary when appointed by the warden or designee. The ICT is responsible for making work, program, housing, and inmate status decisions at a facility and for making other classification recommendations to the State Classification Office (SCO). At private facilities, the Department of Corrections representative is to be considered a fourth member of the ICT when reviewing all job/program assignment, transfer, and custody recommendations/decisions. If a majority decision by the ICT is not possible, the decision of the Department of Corrections representative is final.

(j)(g) Net Earnings – Gross pay less withholding tax, social security deductions, and any legally required court ordered civil deductions.

(k)(h) Non-advanceable date refers to an inmate's release date that is restricted from continuous, monthly gain time awards over the entire length of the sentence, including:

1. through 3. No change.

(l)(i) Transition Program (PWR) – The portion of the community release program for that provides inmates that provides transitional services which includes substance abuse treatment, educational/vocational services, and self-betterment programs, while in the community programming and skills necessary for employment and re-entry into their communities prior to placement into being assigned to CWR or CWA.

(m)(j) State Classification Office (SCO) – The office or office staff at the central office level that is responsible for the review of inmate classification decisions. Duties include approving, disapproving, or modifying ICT recommendations.

(n)(k) Community Work Release Center – A correctional or contracted facility that houses community custody inmates participating in a community release program.

(o)(l) Work Release Inmate Monitoring System (WRIMS) – A web site application used by contract community release facility staff to record information related to an inmate's participation in a community release program.

(2) Eligibility and Ineligibility Criteria.

(a) Participation in a community release program is a privilege, not a guaranteed right of the inmate. Participation in CWR and CWA is voluntary and the inmate has a right to refuse participation once without adverse actions and may be considered for return participation in CWR or CWA. Placement in PWR and CTP is not voluntary and refusal to participate subjects the inmate to removal and/or disciplinary action in accordance with Rule 33-601.314, F.A.C.

(b)(a) An inmate is ineligible any for community release program ~~programs~~ if he has:

1. Current or prior sex offense convictions;

2. Current or prior murder or attempt to do so conviction under Section 782.04, F.S.;

3. Current or prior aggravated manslaughter of an elderly person or disabled adult or attempt to do so conviction under Section 782.07(2), F.S.;

4. Current or prior aggravated manslaughter of a child or attempt to do so conviction under Section 782.07(3), F.S.;

5. Current or prior aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic or attempt to do so conviction under Section 782.07(4), F.S.;

6. Current or prior murder of an unborn child or attempt to do so conviction under Section 782.09(1), F.S.;

7. Current or prior attempted murder of a law enforcement officer or attempt to do so conviction under Section 784.07(3), F.S.;

8. Current or prior making, possessing, throwing, projecting, placing, or discharging any destructive device or attempt so to do, and the act results in the death of another person conviction under Section 790.161(4), F.S.;

9. Current or prior assisting self-murder or attempt to do so conviction under Section 782.08, F.S.

10.2- A guilty finding on any disciplinary report for escape or attempted escape within the last five years;

11.3- A current or prior conviction for escape covered by Section 945.092, F.S.;

12. A felony, Immigration and Customs Enforcement, or misdemeanor (for other than child support) warrant or detainer;

13. A misdemeanor detainer for child support, unless it can be established by the inmate's classification officer that the detainer would be withdrawn upon payment of restitution, fines, or court ordered obligations and it appears that the inmate will earn sufficient funds to pay the obligation that has caused the detainer.

(c) In addition to the above, an inmate is ineligible to be considered for community work release (CWR), center work assignment (CWA), or transition (PWR) participation if he has:

1.4- Been terminated from CWR, a CWA, or a PWR ~~transition program~~ for disciplinary reasons during the inmate's current commitment, unless extenuating circumstances exist;

2.5- Been committed to or incarcerated in a state or federal correctional facility four or more times unless extenuating circumstances exist;

3.6- Been found guilty of a any disciplinary report and received disciplinary confinement as a result of the infraction, in the 60 days prior to placement in CWR, CWA, or PWR;

4.7- The inmate was designated as a Mandatory Program Participation inmate (MPP-Y) and ~~r~~Refused to complete or has an unsatisfactory removal from a substance abuse program that the inmate was required to complete at any point during his current period of incarceration unless the refusal was based upon objections to the religious based content of the program, in which case an alternate non-deity based program will be offered and must be successfully completed. The removal of an inmate from a program for violation of program or institutional rules or for behavioral management problems constitutes an unsatisfactory removal from a program. The inmate shall remain ineligible until a comparable program is satisfactorily completed;

~~8. A felony, Immigration and Customs Enforcement, or misdemeanor (for other than child support) warrant or detainer;~~

~~9. A misdemeanor detainer for child support, unless it can be established by the inmate's classification officer that the detainer would be withdrawn upon payment of restitution,~~

~~fines, or court ordered obligations and it appears that the inmate will earn sufficient funds to pay the obligation that has caused the detainer.~~

(d)(b) In order to be eligible for consideration for placement in a community release program, an inmate must:

1. No change.

2. Be in Department custody for 60 days and have at least 60 days to serve prior to initial placement in paid employment;

3. When assigned to CWA at a community release center, the inmate will remain in this status for 90 days or until within the timeframe for CWR, whichever in greater unless extenuating circumstances exist;

~~4.3-~~ For inmates with non-advanceable dates, the inmate must be within:

a. 28 months of his earliest release date for PWR the

~~transition program,~~ or

b. through c. No change.

~~5.4-~~ For inmates who do not have non-advanceable dates, the inmate must be within:

a. 36 months of his earliest release date for PWR the

~~transition program,~~ or

b. through c. No change.

~~6.5-~~ An inmate whose current commitment includes DUI-BUI Manslaughter, 4th DUI-BUI, Felony DUI-BUI, or DUI-BUI with Serious Injury must have successfully completed substance abuse treatment during the current commitment prior to being considered for CWA or CWR placement.

7. Additional eligibility criteria for placement in CTP:

a. The inmate has no less than 6 months or more than 12 months left to serve;

b. Been terminated from CWR, CWA, or PWR for non-violent/non-aggressive disciplinary reasons during the inmate's current commitment;

c. Been terminated from CWR, CWA, or PWR for possession, use, introduction of any controlled substance, alcohol, or aromatic substance;

d. An inmate is eligible for placement in CTP regardless of the number of commitments;

e. An inmate is eligible for CTP placement even if he has been found guilty of any non-violent/non-aggressive disciplinary report in the 60 days prior to placement;

f. The inmate was designated as a Mandatory Program Participation inmate (MPP-Y) and refused to complete, has an unsatisfactory removal from a substance abuse program that the inmate was required to complete at any point during his current period of incarceration unless the refusal was based upon objections to the religious based content of the program, in which case an alternate non-deity based program will be offered and must be successfully completed, or has not had an opportunity to participate in a substance abuse program. The removal of an inmate from a program for violation of program

or institutional rules or for behavioral management problems constitutes an unsatisfactory removal from a program:

g. An inmate whose current commitment includes DUI-BUI manslaughter, 4<sup>th</sup> DUI-BUI, Felony DUI-BUI, or DUI-BUI with Serious Injury, has not completed substance abuse treatment during the current commitment and falls within the timeframe listed in subsection (2)(d)7.a. of this rule.

~~8.6.~~ The Secretary of the Department or his designee, who for the purpose of this subparagraph shall be the Assistant Secretary for Institutions, shall have the authority to place an inmate who is in community custody at a community work release center regardless of time constraints for the purpose of participating in a specialized work detail or program.

~~(e)(e)~~ If an inmate is otherwise eligible for a community release program, the Department will also consider the following factors to ensure community release placement is appropriate:

1. through 7. No change.

~~(f)(d)~~ Community release placements will be made to ensure inmates are housed and managed correctly for public safety or the safety of specific individuals.

(3) Placement of Work Release Inmates.

(a) through (b) No change.

(c) Any change to the facility assignment or diversion to another community release program facility must be approved by the SCO. This review will determine that the inmate's needs can be served adequately at a different community work release center.

(d) Inmates who are diverted to a community work release center which they did not request due to lack of bed space at the requested location must be successfully complying with community work release program rules and requirements in order to be considered for transfer from one facility to another.

(4) Inmate Conduct While on Community Release.

(a) During the inmate orientation process, which shall occur within three days of arrival at a community work release center, inmates will be instructed of the following conduct requirements. Upon completion of the orientation program, the inmate shall be given Form DC6-126, Certificate of Orientation. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. Form DC6-126 is incorporated in subsection (19) of this rule. Inmates are required to:

1. Directly and promptly proceed to and return from their destination using the approved method of transportation and route designated by the correctional officer major or facility director of a contract facility. Inmates shall contact the facility upon arrival and departure of their destination.

2. No change.

3. Return to the facility to which assigned at the scheduled time. Inmates shall contact the facility prior to their departure from the community release activity.

4. Return to the facility to which assigned immediately if the approved community release activity ceases prior to the end of the scheduled time. Inmates shall contact the facility prior to their departure from the community release activity.

5. through 10. No change.

11. If the primary client focus is children at any employment site, immediately report this to appropriate center staff.

(b) Inmates assigned to a community release program may be subject to electronic monitoring to ensure the safety and security of the public and are required to abide by the Community Release Center Electronic Monitoring Equipment Assignment Rules, Form DC6-199. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_.

~~(c)(b)~~ An inmate with community release privileges shall not operate any motor vehicle of any kind unless previously authorized to do so by the correctional officer major or facility director of a contract facility, and in the event of such authorization, shall operate the specified motor vehicle only for the limited purpose for which authorization was given.

~~(d)(e)~~ Every inmate assigned to a community release facility shall immediately, upon arrival, sign Form DC6-102, Letter of Notice, or the inmate shall be terminated from the program. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_. The inmate shall be furnished a copy of the Letter of Notice and must agree to abide by the conditions of the Letter of Notice. ~~Form DC6-102 is incorporated by reference in subsection (19) of this rule.~~

~~(e)(d)~~ The classification officer or designated contract facility staff shall complete Form DC6-118A, Personalized Program Plan for Community Work Release Centers, on all inmates assigned to the community work release center within 14 days of receipt of the inmate at the center. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_. ~~Form DC6-118A is incorporated by reference in subsection (19) of this rule.~~ The completed personalized program plan shall be signed by the inmate, the inmate's classification officer, and the correctional officer major or the designated contract facility staff and facility director at contract facilities. Once the personalized program plan is signed, it shall be given to the staff member assigned to work with the inmate. Any changes in the personalized program plan shall be discussed with the inmate and shall be documented

on Form DC6-118B, Personalized Program Plan – Modification Plan. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 1-18-11. ~~Form DC6-118B is incorporated by reference in subsection (19) of this rule.~~ The inmate's progress towards achieving the goals of the personalized program plan shall be reviewed monthly with the inmate. The outcome of each review shall be documented on Form DC6-118C, Personalized Program Plan – Monthly Progress Review, or shall be entered into WRIMS at those facilities at which the system is operational. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 1-18-11. A copy of the Personalized Program Plan shall be printed and given to the inmate. ~~Form DC6-118C is incorporated by reference in subsection (19) of this rule.~~ Staff are authorized to schedule subsequent progress reviews upon request of the inmate.

~~(f)(e)~~ When the inmate is ready for release, ~~Form DC6-118D, Transition a Release Plan~~, shall be completed in order to assist the inmate in his or her release plans or the plan information shall be entered into WRIMS at those facilities at which the system is operational. ~~Form DC6-118D is incorporated by reference in subsection (19) of this rule.~~

(5) Community Study Release.

(a) No change.

(b) Any inmate being considered for community study release shall be currently in a community release center and assigned to CWA, CWR, or PWR facility.

(c) through (g) No change.

(6) Upon identification by the Department, an inmate shall be considered for placement in a CWA, PWR, CTP a transition program, or CWR, providing that the inmate meets all criteria outlined in subsection (2) of this rule.

(a) If the inmate meets all criteria in subsection (2) of this rule, the classification officer will enter a community release recommendation.

(b) The ICT shall review the classification officer's recommendation and recommend approval, ~~or disapproval,~~ or modification.

(c) The ICT recommendation shall be forwarded to the SCO.

(d) The SCO staff member reviewing the ICT recommendation will utilize the criteria in subsection (2) of this rule to determine the appropriateness for the inmate's placement into CWA, CWR, PWR, or CTP a transition program. The SCO staff member shall approve, disapprove, or modify the ICT recommendation.

(e) The classification officer will ensure the inmate is notified of the final decision.

(7) No change.

(8) Employment.

(a) No change.

(b) The Department will not authorize an inmate to work at paid employment if:

1. through 4. No change.

5. The inmate wants to be employed at an establishment where:

a. No change.

b. There is a perception that children without parental supervision visit the establishment frequently; ~~or~~

c. Children are normally dropped off by parents to be supervised by the employment site staff; ~~or-~~

d. The primary focus of the establishment is the selling or serving of alcohol.

(c) through (d) No change.

(e) If the Department authorizes paid employment for an inmate with a given employer and subsequently receives and verifies information that the inmate is not being treated by the employer in a manner comparable to other employees, or it has been determined that it is not in the best interest of the department, inmate, or public to remain employed with the employer, the correctional officer major or facility director will remove the inmate from such employment with that employer.

(f) The prospective employer shall sign Form DC6-124, Employer's Community Work Agreement. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. ~~Form DC6-124 is incorporated by reference in subsection (19) of this rule.~~ Inmates engaged in paid employment are not considered employees of the state or the Department while engaging in or traveling to and from such employment.

(g) through (h) No change.

(i) Facility personnel shall visit the inmate's place of employment for new employers within the first five days to verify employment. Documentation of on-site employment verification shall be placed in the inmate's file by utilizing Form DC6-125, Employment Contacts, or shall be entered into WRIMS at those facilities at which the system is operational. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 9-2-01. ~~Form DC6-125 is incorporated by reference in subsection (19) of this rule.~~

(j) There shall be a minimum of three employment contacts per inmate per month by facility personnel to substantiate attendance and discuss any problems that may have arisen. If the inmate has multiple part time jobs, the required contacts must be made at each place of employment. Two of the contacts shall be accomplished either through telephone calls or site visits to the inmate's place(s) of employment, and

documentation of the contacts shall be made on Form DC6-125, Employment Contacts, or shall be entered into WRIMS at those facilities at which the system is operational. One of the three monthly contacts shall be a personal on-site job check while the inmate is present on the job site. The documentation of the contacts shall be made on Form DC6-125 and placed in the inmate's file or shall be entered into WRIMS at those facilities at which the system is operational for future reference.

(k) through (l) No change.

(m) All inmates employed in the community shall be in staff custody no later than 12 midnight Eastern Standard Time (EST). Inmates will not be authorized to leave the facility to work in the community between 12 midnight and 5 a.m. EST unless an exception is made. Any exceptions must be reviewed and approved on a case by case basis by the warden over the community work release center. No exceptions will be approved unless it is determined that the risk to the community is minimal, and the earning potential and rehabilitative benefits which the job offers the inmate are substantial.

(9) Clothing and Equipment.

(a) through (g) No change.

(h) Advancement of Funds. The facility director at a contract community work release center, if authorized by contract, shall advance up to \$75.00 to an inmate who needs money for clothing, equipment, tools, transportation or incidental expenses in order to begin working at paid employment. The financial plan for the disbursement of the inmate's earnings, as provided in subsection (11), shall provide for the repayment of any such advancement of monies from the inmate's earnings. If the inmate's employment is terminated or if for any other reason the advancement of monies is not repaid from the inmate's earnings, the advancement of monies remains a personal obligation of the inmate. Disciplinary action pursuant to Rule 33-601.314, F.A.C., shall be initiated to ensure due process for the collection of any unpaid portion of the advancement. All or part of the discharge gratuity as provided in Rule 33-601.502, F.A.C., shall be taken, but only if the Department of Corrections finds that such action will not jeopardize the inmate's ability to transition himself into the community.

(i) Inmates assigned to a Community Release Program are authorized to possess 1 cell phone each to assist these inmates in setting up job interviews, cementing family relationships, and establishing contacts necessary to increase their chances for successful reentry into the community.

1. Possession of a cell phone by an inmate is a privilege that may be forfeited by any inmate who fails to abide by the rules of the department, or otherwise engages in misuse of this privilege. The only inmates that are allowed to possess or use a cell phone are those in one of the following statuses:

a. All inmates assigned to CWR;

b. Inmates in the last 90 days of PWR;

c. Inmates assigned to CWA who are within 90 days of the CWR timeframes; and

d. Inmates assigned to CTP who are within 90 days of release.

2. Inmates may only have non-contract (i.e. pre-paid or "pay-as-you-go") cell phones. However, nothing in this rule precludes inmates from being added to the calling plans of family members.

3. Inmates are responsible for notifying the correctional officer major, facility director of a contract facility, or designated staff member upon the purchase of a cell phone or changes in cell phone number so that it may be properly recorded in the inmate's file. Inmates may elect to have the cell phone dropped off subject to subsections (9)(c) and (d) of this rule. Failure to notify staff will result in:

a. The cell phone being deemed contraband and being disposed of per Rule 33-602.203, F.A.C.;

b. Disciplinary action being taken per Rule 33-601.314, F.A.C.; and

c. The inmate may be subject to removal from the community release program under section (13) of this rule.

4. The inmate, correctional officer major or facility director of a contract facility, and the designated staff member will acknowledge and sign Form DC6-2075, Cell Phone Rules and Regulations, Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. Refusal by the inmate to agree to the terms and conditions and sign same will result in the cell phone being deemed contraband and being disposed of per Rule 33-602.203, F.A.C. and may result in disciplinary action and/or termination.

5. Upon acknowledgement of the DC6-2075 by the inmate, staff will:

a. Add the cell phone to the inmate's Inmate Personal Property List, Form DC6-224 denoting the make, model, serial number, and associated phone number. Form DC6-224 is incorporated in Rule 33-602.221, F.A.C. This information will also be entered into WRIMS; and

b. Inventory on the inmate's DC6-224 the pre-purchased, pre-addressed, pre-postage paid bubble wrapped envelope that is to be purchased at the time of the cell phone purchase. The envelope will be used by staff to mail the cell phone in the event it becomes necessary upon termination, etc.

6. Inmates are personally and solely responsible for the care and security of their cell phones. The Department and/or contract provider assumes no responsibility for theft, loss, damage, or vandalism to inmate cell phones, or the unauthorized use of such devices. In the event that a cell phone is damaged or destroyed by department and/or contract facility staff during a routine search, emergency search or while

impounded, the warden or her/his designee shall cause an investigation to be made and action taken in accordance with Rule 33-602.203, F.A.C.

7. All cell phones on the property of the community release center or in an inmate's possession are subject to search at any time or for any reason in accordance with Rules 33-602.203 and 33-602.204, F.A.C.

8. Use of the cell phone in any manner contrary to local, state or federal laws, telephone company regulations, or department or institution rules or regulations constitutes misuse and will be dealt with by the Department according to Rule 33-601.314, F.A.C. and applicable law.

9. An inmate shall not contact by telephone any Central Office or other departmental staff, except those staff assigned to the community release center in which the inmate is assigned, or any person who has advised the warden's office, the correctional officer major or facility director of a contract facility that he does not wish to receive telephone calls from the inmate. Once the inmate is notified of this restriction, any further attempt to communicate by telephone will be considered a violation of this rule and will subject the inmate to disciplinary action and/or termination from the community release program.

10. Upon termination or removal from the community release program, the cell phone will be mailed to a predetermined family member or individual in the pre-addressed, pre-postage paid bubble wrapped envelope purchased in advance for this purpose. Cell phones will not be packed as inmate property. Staff will check the cell phone to ensure the SIM card is present and seal the envelope in the presence of the inmate prior to transport. However, if the cell phone has been deemed contraband / evidence and will be used in court or disciplinary proceedings, it will be retained and disposed of as provided in Rule 33-602.203(8), F.A.C.

(10) Transportation.

(a) Transportation for inmates engaged in community release programs shall be by the following means and be approved by the major or contract facility director:

1. through 2. No change.

3. Transportation provided by a family ~~members~~ ~~member~~ or an approved ~~sponsors~~ ~~sponsor~~ as defined in Rule 33-601.603, F.A.C.;

4. through 5. No change.

6. Center provided transportation at contract community work release centers facilities only.

(b) Contract Community Work Release Centers Facilities:

1. Contract community work release centers facilities are authorized to assess a transportation fee from community release inmates not to exceed \$3.00 each way for transportation provided by the contract work release center except as provided in subparagraph (b)3. below.

2. Inmates will utilize transportation authorized in paragraph (10)(a) of this rule, unless the warden over the community work release center determines for public safety reasons another means of transportation is necessary.

3. Such facilities shall provide, at no cost to the Department or the inmate, transportation ~~within the community~~ for medical or mental health services, religious services (if not provided at the community work release center), attendance at substance abuse group meetings, or for shopping.

(c) In order to ensure that inmates are not working long distances from the center, the warden over the community work release center shall establish maximum boundaries for employment sites by center geographic location. The maximum boundaries shall not exceed two hours travel time to the employment site from the facility unless an exception has been granted. Any exceptions must be reviewed and approved on a case by case basis by the warden over the community work release center, who shall assess whether the rehabilitative benefit to the inmate outweighs risks to public safety.

(11) Disbursement of Earnings.

(a) through (f) No change.

(g) An inmate who has been gainfully employed and becomes unemployed through no fault of the inmate's action for any reason shall continue to be assessed for subsistence at the rate of \$6.00 per day to the limit of funds available. If an inmate becomes unemployed through his actions, he shall continue to be assessed for subsistence to the limit of the funds available. Absent earnings to compute the subsistence deduction, the assessment will be made at the same per diem level as was deducted from the inmate's last regular wages.

(h) No change.

(i) While in paid employment status, the inmate shall be responsible for reimbursing the Department for costs associated with the following:

1. through 2.

~~3. Transportation costs at contract work release facilities as stipulated by the vendor contract, but not to exceed three dollars (\$3.00) each way.~~

(j) through (k) No change.

(l) An inmate is permitted to draw up to \$100.00 from his account each week, provided the inmate has sufficient funds, it is in accordance with the inmate's financial/budget section of his personalized program plan, and the draw is not taken from the savings required by paragraph (11)(c) above. The largest denomination of monies allowed is a five dollar bill.

(m) Any requests for special withdrawal shall be made in accordance with paragraph (3)(a) of Rule 33-203.201, F.A.C. The amount of such requests will be limited to no more than ~~60%~~ ~~40%~~ of funds available in the inmate's trust fund account. Special withdrawal requests are limited to one per month unless an emergency arises, such as a sudden change of employment



requiring the purchase of appropriate tools, clothing, or equipment. Emergency special withdrawal requests will be evaluated and approved or disapproved by the major or contract facility director to ensure that the withdrawal is emergent in nature.

(12) Restitution.

(a) Unless there exist reasons not to order restitution, the Department shall require inmates working at paid employment, under the provision of Section 945.091, F.S., to provide restitution to an aggrieved party for the damage or loss caused as a result of a prior or current offense of the inmate. For purposes of this rule, fines, court costs, liens, and court ordered payments shall be treated in the same manner as restitution.

(b) through (d) No change.

(e) Restitution requirements shall be recorded on Form DC6-123, Monetary Reimbursement Agreement, and current commitment(s) obligations are to be entered in OBIS by the classification officer. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. Form DC6-123 is incorporated by reference in subsection (19) of this rule.

(13) Reasons for Removal from a Community Release Program. An inmate may be removed from a CWA, PWR, CTP a transition program, or from CWR for any of the following reasons:

(a) through (c) No change.

(d) If assigned to CWR, fFailure to obtain lawful employment within 60 days of placement will be cause for review by center department staff utilizing Form DC6-198, Continuation in Paid Employment Evaluation, for determination of continued participation in a community release program. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

(14) Process for Removal from a Community Release Program.

(a) When an inmate is removed from a community release CWA, a transition program, or from CWR for negative behavior or unsuccessful participation in the program and placed in a secure facility, the inmate shall be recommended for termination from the program by his classification officer.

(b) through (d) No change.

(e) Upon removal from CWA, PWR, or CWR, the inmate can be considered for placement in CTP following the process as outlined in subsection (7) of this rule.

(f) Inmates in CWR are required to pay for their medical and dental expenses. If unable to afford these expenses, the inmate may be removed from the center and re-evaluated for appropriateness to remain at the center.

(15) No change.

(16) Citizen Committees. The correctional officer major or facility director of a community work release center or facility director of a contract facility shall establish committees of volunteer citizens in the various communities of the state to assist the Department by:

(a) Aiding in the development of suitable employment in the community for those inmates who have been approved for participation in the community work release program.

(b) through (d) No change.

(e) Adding or establishing linkages between the community release correctional center and the community.

(17) Program Facilities.

(a) The Department is authorized to utilize any facility, including a contract facility, under its jurisdiction to provide community work release programs to inmates.

(b) Inmates participating in community release programs will be housed in a community work release center or contract facility.

(c) No change.

(18) Records Required. The Department shall keep a record of the following:

(a) through (d) No change.

~~(19) Forms. The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.~~

~~(a) DC6-123, Monetary Reimbursement Agreement, effective 9-2-01.~~

~~(b) DC6-124, Employer's Community Work Agreement, effective 3-14-01.~~

~~(c) DC6-125, Employment Contacts, effective 9-2-01.~~

~~(d) DC6-126, Certificate of Orientation, effective 9-2-01.~~

~~(e) DC6-118A, Personalized Program Plan for Work Release Centers, effective 1-18-11.~~

~~(f) DC6-118B, Personalized Program Plan Modification Plan, effective 1-18-11.~~

~~(g) DC6-118C, Personalized Program Plan Progress Review, effective 1-18-11.~~

~~(h) DC6-118D, Transition Release Plan, effective 1-18-11.~~

~~(i) DC6-102, Letter of Notice, effective 1-18-11.~~

Rulemaking Authority 945.091, 946.002, 958.09 FS. Law Implemented 945.091, 946.002 FS. History--New 12-7-97, Amended 4-13-98, 10-20-98, Formerly 33-9.023, Amended 3-14-01, 9-2-01, 10-27-03, 3-2-04, 10-28-04, 2-7-05, 2-22-07, 7-17-07, 4-10-08, 9-30-08, 1-18-11, 3-6-14, \_\_\_\_\_.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Board of Pilot Commissioners

RULE NO.: RULE TITLE:

61G14-19.001 Percentage of Gross Pilotage Assessed

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify the rate the Department assesses the gross amounts of pilotage earned.

SUBJECT AREA TO BE ADDRESSED: Percentage of gross pilotage assessed.

RULEMAKING AUTHORITY: 310.131, 310.185 FS.

LAW IMPLEMENTED: 310.131 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Board of Pilots Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

## DEPARTMENT OF HEALTH

### Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-11.001 Application for Licensure Fee

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule, correct the website reference, revise the Application for Nursing Home Administrators Examination and Endorsement/Temporary, form # DH-MQA NHA 002 (Revised 1/14 8/12), and incorporate the revised application form into the rule.

SUBJECT AREA TO BE ADDRESSED: Update the rule, revise the application form and incorporate the revised form into the rule.

RULEMAKING AUTHORITY: 468.1685(1), (2), 468.1695(1) FS.

LAW IMPLEMENTED: 468.1685(2), 468.1695(1), 468.1705 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Acting Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## DEPARTMENT OF HEALTH

### Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-11.003 Reexamination

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule, correct the website reference, revise the Application for Nursing Home Administrators Re-Examination, form # DH-MQA 1129 (revised 1/14 08/12), and incorporate the revised application form into the rule.

SUBJECT AREA TO BE ADDRESSED: Update the rule, revise the application form and incorporate the revised form into the rule.

RULEMAKING AUTHORITY: 456.017(2), 468.1685(1) FS.

LAW IMPLEMENTED: 456.017(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Acting Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## DEPARTMENT OF HEALTH

### Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-12.012 Preceptor Certification

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement for the \$50 preceptor application fee and to update the statutory authority

SUBJECT AREA TO BE ADDRESSED: Remove the requirement for the \$50 preceptor application fee and to update the statutory authority.

RULEMAKING AUTHORITY: 456.025(3), 468.1685(1), 468.1695(5) FS.

LAW IMPLEMENTED: 468.1695(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Acting Executive Director, Board of Nursing Home

Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: RULE TITLE:

64B10-16.002 Preceptor

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule, correct the website reference, revise the Preceptor Certification Application, form #DOH/NHA014 (Revised 1/14 10/2008), and incorporate the revised application form into the rule.

SUBJECT AREA TO BE ADDRESSED: Update the rule and revise the application form and incorporate the revised form into the rule.

RULEMAKING AUTHORITY: 456.013(1)(a), 468.1685(1), 468.1695(4) FS.

LAW IMPLEMENTED: 468.1695 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Acting Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II  
Proposed Rules**

NONE

**Section III  
Notice of Changes, Corrections and  
Withdrawals**

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.: RULE TITLES:

40D-22.011 Policy and Purpose

40D-22.101 Definitions

40D-22.201 Year-Round Water Conservation Measures  
40D-22.301 Variances (Repealed)  
40D-22.303 Variances and Waivers  
40D-22.401 Enforcement

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40 No. 26, February 7, 2014 issue of the Florida Administrative Register.

These changes are in response to written comments received from the Joint Administrative Procedures Committee dated February 28, 2014. The changes are as follows:

Rule 40D-22.201(3)(g)6., F.A.C., is hereby corrected to properly reference Rule 40D-22.201(3)(d), F.A.C.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE NO.: RULE TITLE:

61D-11.018 Reporting Requirements to Determine Net Proceeds or Gross Revenues

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 39 No. 242, December 16, 2013 issue of the Florida Administrative Register has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: RULE TITLE:

64B16-28.303 Destruction of Controlled Substances All Permittees (excluding Nursing Homes)

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40 No. 22, February 3, 2014 issue of the Florida Administrative Register.

The correction is as follows:

The Notice of Change which published on March 3, 2014, in Vol. 40, No. 42 of the Florida Administrative Register contained a scrivener’s error in subsection (2) of the rule. The effective date of Form DEA-41 is 8/31/2014 not 8/21/14. For subsection (5), the word “subsectin” should be “subsection”.

This correction does not affect the substance of the Notice of Change published on March 3, 2014.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tammy Collins, Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: RULE TITLE:  
 64B17-3.003 Licensure by Endorsement  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40, No. 5, January 8, 2014 issue of the Florida Administrative Register. The change is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated January 21, 2014. The changes are as follows:

- 64B17-3.003(2)(b)2. shall read as:
  - 2. Proof of clinical practice hours in the United States shall consist of submission of a written statement evidencing the number of clinical hours the applicant practiced in each of the five (5) years.

The person to be contacted regarding the above change is: Allen Hall, Executive Director, Board of Physical Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3257

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: RULE TITLE:  
 64B17-7.002 Citations  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40 No. 16, January 24, 2014 issue of the Florida Administrative Register. The change is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated January 21, 2014. The changes are as follows:

- 64B13-7.002 will read as:
  - 64B17-7.002 Citations
    - (1) through (2) No change.
    - (3) The Board designates the following as citation violations:
      - (a) Failure to include the disclosure statement in an advertisement as required by Section 456.062, F.S., advertising Advertising for discounted services, a (Section 456.062, F.S.) A fine of \$250.
      - (b) Failure to turn over patient records as required by (Section 456.057, F.S.), a A fine of \$100.
      - (c) Obtaining a license by issuing a bad check (Section 456.072(1)(h), F.S.) A fine of \$100.

~~(c)(d)~~ Failure to report in writing to the Board within 30 days after criminal conviction of licensee as required by Section 456.072(1)(x)(w), F.S., a A fine of \$250.

(d) Failure to report another licensee in violation of a statute or rule of the Board, as required by Section 456.072(1)(i), F.S., a fine of \$500.

(e) Making or filing a report which the licensee knows to be false, or negligently failing to file a report or record required by state or federal law, as prohibited by Section 456.072(1)(l), F.S., a fine of \$500.

(f) Non-intentional issuance of a bad check to the Department under Section 486.125(1)(k), F.S., a fine of \$100.

~~(g)(e)~~ Failure of the licensee to satisfy continuing education requirements established by the Board pursuant to (Rule 64B17-9.001, F.A.C.):

1. through 2. No change.

(h) Falsely certifying compliance with required continuing education requirements for the purpose of renewing a license as required by Section 486.109, F.S., a fine of \$2,000.

(i) Failure to comply with a continuing education audit request as required by (Sections 486.109 and 486.125(1)(k), F.S., a fine of \$250, and licensee must provide proof of compliance with continuing education requirements within 60 days of the date the citation was filed.

~~(j)(f)~~ Failure to keep current mailing or practice address on file or notify the Board office in writing of a change of address as required by (Rule 64B17-6.004, F.A.C.), a A fine of \$250.

~~(g) Failure to comply with a continuing education audit request (Sections 486.109(4) and 486.125(1)(k), F.S.), a A fine of \$250, and licensee must provide proof of compliance with continuing education requirements within 60 days of the date the citation was filed.~~

~~(k)(h)~~ Failure to pay required fees, ~~and/or fines, or costs~~ in a timely manner as required by (Rule 64B17-7.0025, F.A.C.), a A-fine of \$150.

(4) through (5) No change.

Rulemaking Authority 456.077, 486.025 FS. Law Implemented 456.077 FS. History–New 1-19-92, Formerly 21MM-7.003, Amended 10-28-93, Formerly 61F11-7.003, 59Y-7.003, Amended 1-6-99, 1-6-02, 4-18-04, 7-13-05, 11-16-08, 7-7-10,\_\_\_\_\_.

The person to be contacted regarding the above change is: Allen Hall, Executive Director, Board of Physical Therapy, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3257.

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: RULE TITLE:  
 64B17-7.005 Notice of Noncompliance  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40 No. 16, January 24, 2014 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated January 21, 2014. The changes are as follows:

64B13-7.005 will read as:

64B17-7.005 Notice of Noncompliance

In accordance with Sections 456.073(3) and 120.695, F.S., the Department is authorized to ~~Board shall~~ issue a notice of noncompliance as a first response to a minor violation of a rule which does not endanger the public health, safety, and welfare and which does not demonstrate a serious inability to practice the profession. Failure of a licensee to take action to correct the violation within 15 days shall result in either the issuance of a citation when appropriate or the initiation of regular disciplinary proceedings. The minor violations for which the Department is authorized to issue shall result in a notice of noncompliance ~~is are:~~ Failure to notify of a change of address within 60 days as required by Rule 64B17-6.004, F.A.C.

~~(1) Failure to notify of a change of address within 60 days as required by Rule 64B17-6.004, F.A.C.~~

~~(2) Non-intentional issuance of a bad check to the Department under Section 486.125(1)(k), F.S.~~  
Rulemaking Specific Authority 120.695, 456.073(3), 486.025 FS. Law Implemented 120.695, 456.073(3) FS. History—New 4-18-04, Amended \_\_\_\_\_.

The person to be contacted regarding the above change is: Allen Hall, Executive Director, Board of Physical Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3257.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:  
 53ER14-17 Pro Football Hall of Fame Tailgate Party  
 Additional Drawing

SUMMARY: This emergency rule describes the Pro Football Hall of Fame Tailgate Party additional drawing that will be held on March 12, 2014, in order to fulfill two Pro Football Hall of Fame 50th Anniversary VIP Experience prizes set forth in Emergency Rule 53ER14-12, F.A.C., Pro Football Hall of Fame Tailgate Party Drawing.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst,

Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER14-17 Pro Football Hall of Fame Tailgate Party Additional Drawing.

(1) In order to fulfill two Pro Football Hall of Fame 50<sup>th</sup> Anniversary VIP Experience prizes set forth in Emergency Rule 53ER14-12, F.A.C., Pro Football Hall of Fame Tailgate Party Drawing, the Florida Lottery will conduct an additional drawing on March 12, 2014, to randomly select thirty additional entries. The drawing will include the original pool of entries submitted during the entry period set forth in Rule 53ER14-12, F.A.C., with the exception of the entries previously selected in the drawing on Tuesday, February 11, 2014.

(2) The Florida Lottery will send an email notification on March 12, 2014, to the first fifteen people whose entries are drawn and attempt to have personal contact with each person by telephone within twenty-four hours of the time the email is sent. If the Florida Lottery cannot make personal contact with a person within twenty-four hours, the entry will be disqualified and the person will forfeit his or her right to claim a prize. Persons with whom the Florida Lottery makes personal contact will have until 5:00 p.m. ET on Monday, March 17, 2014, to deliver to the Florida Lottery the original valid entry voucher and claim documentation set forth in Rule 53ER14-12, F.A.C. The Florida Lottery will award two winners from the pool of eligible claimants a VIP Experience prize based on the order in which their entry was drawn. The VIP Experience prizes will be fulfilled in accordance with Rule 53ER14-12, F.A.C.

(3) If the Lottery cannot award one or both prizes within the aforementioned timeframes, the persons whose entries were selected in the first group of fifteen will forfeit the right to claim a prize, and the Florida Lottery will use the second fifteen entries drawn and the procedures set forth above to attempt to award the remaining prize or prizes. The second group will have until 5:00 p.m. ET on Friday, March 21, 2014, to deliver to the Florida Lottery the required documentation. If the Florida Lottery is unsuccessful in awarding one or both prizes, the persons whose entries were selected in the second group of fifteen will forfeit the right to claim a prize, and the prize or prizes will not be awarded.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 3-11-14.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: March 11, 2014

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-21.0051 Criminal Justice Training School Satellite  
Facilities and Equipment Requirements

The Criminal Justice Standards and Training Commission  
hereby gives notice:

The Criminal Justice Standards and Training Commission has issued an order. On March 10, 2014, the Criminal Justice Standards and Training Commission received a petition for a temporary emergency waiver of paragraph 11B-21.0051(2)(d), F.A.C., by Citrus County Public Safety Training Center and its Director, Captain Phil Royal. Petitioner wished to waive that portion of the rule which requires that an entity wishing to conduct training at a satellite facility obtain the approval of the affected Regional Training Council and the local training school before delivery of the training at the satellite site outside of the entity's service area or region. Petitioner stated that the local training school did not approve of its application, but that the Regional Training Council did approve. Petitioner asserted that the application of the rule in this case will cause it undue and immediate hardship by forcing it to forego the possibility of training much-needed correctional officers in Pasco County for the Pasco County Sheriff's Office. The Petitioner further asserted that it would suffer an immediate and undue economic hardship if the requested emergency rule waiver is not granted. Notice of receipt of the petition was published on the Florida Department of Law Enforcement website on March 10, 2014, and was also sent to the Florida Administrative Register on the same day for publication in the Florida Administrative Register, Volume 40, Number 48, March 11, 2014.

On March 11, 2014, at an interim scheduled telephonic meeting the Commission found that the Petitioner's situation is unique and did constitute an emergency. The Commission found that Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Commission found that the purposes of the underlying statute, Section 943.13, F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would be addressed in an alternative method by granting this rule waiver. The Commission granted the Petitioner's waiver request. The Petitioner's emergency rule waiver request is only granted until the corrections academy that started March 11, 2014, is completed.

A copy of the Order or additional information may be obtained by contacting: Grace A. Jaye, Assistant General Counsel,

Florida Department of Law Enforcement, P. O. Box 1489,  
Tallahassee, FL 32302 or by telephone: (850)410-7676.

### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice that on March 12, 2014, it has issued an order granting a variance.

Petitioner's Name: Cross Creek at East Lake Woodlands  
Homeowners Association, Inc. – File Tracking No. 14-4184

Date Petition Filed: January 15, 2014

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:  
lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:  
January 17, 2014

General Basis for Agency Decision: Petitioner demonstrated  
substantial hardship and proposed an alternative means of  
achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained  
by contacting: Lois Sorensen, 7601 US Highway 301, Tampa,  
Florida 33637, (813)985-7481, ext. 2298,  
water.variances@watermatters.org.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-20.0015 Application for Licensure by Endorsement

NOTICE IS HEREBY GIVEN that on February 20, 2014, the Board of Professional Engineers received a petition for Variance or Waiver, filed by Naweed A. Chaudhri. The Petitioner seeks the Variance or Waiver from subsection 61G15-20.0015(5), F.A.C., with respect to the requirement that each applicant for a Florida engineers license must demonstrate that the applicant meets the current criteria listed in Section 471.013, F.S., and the requirement that an applicant for licensure by endorsement who has an engineering equivalency to an EAC/ABET accredited has demonstrated substantial equivalency to an EAC/ABET accredited engineering program, as required by Rule 61G15-20.007, F.A.C., when such applicant has held a valid professional engineer's license in another state for 15 years and has had 20 years of continuous professional-level engineering experience.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers at the above address or telephone: (850)521-0500.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on March 10, 2014, the Board of Optometry received a petition for waiver or variance filed by Ashley Setterberg, O.D., with regards to the licensure requirements of subsection 64B13-4.001(2), F.A.C. The Petitioner is requesting a permanent waiver or variance of the requirement that a passing score on Part I of the licensure examination must be obtained within the seven year period immediately preceding application to take Part IV of the licensure examination.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Acting Executive Director, Board of Optometry at the above address or telephone: (850)245-4355.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on February 24, 2014, the Board of Optometry, received a petition for waiver or variance filed by Isaac Chiang, O.D., with regards to the licensure requirements of paragraph 64B13-4.001(1)(c), F.A.C. The Petitioner is requesting a permanent waiver or variance of the requirement that in addition to obtaining an overall passing score on the Clinical Skills portion of the NBEO, an applicant also achieve a score of 75% or better on the Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation skill. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Acting Executive Director, Board of Optometry at the above address or telephone: (850)245-4355.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Library and Information Services

The State Historical Records Advisory Board announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2014, 2:00 p.m. – 4:00 p.m. (EDT)

PLACE: This meeting will be conducted via conference call. Room 306B, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Historical Records Advisory Board will meet to conduct board business, and to review the development of the Statewide Digitization Plan.

A copy of the agenda may be obtained by contacting: Gerard Clark, Coordinator, Florida State Historical Records Advisory Board at: gerard.clark@dos.myflorida.com or (850)245-6639. A copy of the agenda is also available at: info.florida.gov/archives/shrab/meetings.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (850)245-6600 or TDD (850)922-4085. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Department of Legal Affairs, Council on the Social Status of Black Men and Boys, announces the following telephone conference meetings which all persons are invited to attend: Subcommittee Teleconferences.

DATES AND TIMES: April 15, 2014, 9:30 a.m. – 4:30 p.m.; April 16, 2014, 9:30 a.m. – 4:30 p.m.

PLACE: Toll-free dial-in number: 1(888)670-3525, conference code: 7071360675

Please be advised that meetings & meeting rooms maybe subject to change. For updates please visit <http://www.cssbmb.com>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council's nominating subcommittee will focus on making recommendations for nominees for a single slate for the offices of Chair, Vice Chair, First Vice Chair and Second vice Chair in

preparations for election of officers for the first quarter Council meeting.

A copy of the meeting agenda may be obtained by visiting <http://www.cssbmb.com>.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting the Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, contact the Bureau of Criminal Justice Programs at (850)414-3300.

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#### DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2014, 9:00 a.m.

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey In The Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: On March 27, 2014, beginning at 9:00 a.m., the Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, informal hearings and the General Business of the Commission.

A copy of the agenda may be obtained by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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#### STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.028 Reimbursement Premium Formula

The State Board of Administration announces two public meetings to which all persons are invited.

DATES AND TIMES: March 20, 2014, 1:30 p.m. – 5:00 p.m. (ET); March 31, 2014, 1:00 p.m. – 4:00 p.m. (ET)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, FL 32308, Persons wishing to participate by telephone may dial: 1(888)670-3525 and enter conference code: 7135858151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting on March 20, 2014, is to obtain approval for the premium formula for the 2014 Contract Year, to obtain approval to file Rule 19-8.028, F.A.C., Reimbursement Premium Formula, for Notice of Proposed Rule, and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed. The meeting on March 31, 2014, will be a telephone conference call addressing the same subject matter and will be held only if determined to be necessary during the meeting on March 20, 2014.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, [donna.sirmons@sbafla.com](mailto:donna.sirmons@sbafla.com), (850)413-1349.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Donna Sirmons at the email or number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### FLORIDA PAROLE COMMISSION

The Florida Parole Commission announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, April 2, 2014, 9:00 a.m.; Thursday, April 3, 2014, 9:00 a.m.; Wednesday, April 9, 2014, 9:00 a.m.; Thursday, April 10, 2014, 9:00 a.m.; Wednesday, April 16, 2014, 9:00 a.m.; Thursday, April 17, 2014, 9:00 a.m.; Wednesday, April 23, 2014, 9:00 a.m.; Thursday, April 24,



2014, 9:00 a.m.; Wednesday, April 30, 2014, 9:00 a.m.; Thursday, May 1, 2014, 9:00 a.m. (Visitors should arrive 30 minutes prior to meeting to complete security screening.)

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Parole Commission at [ada@fpc.state.fl.us](mailto:ada@fpc.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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#### DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 31, 2014, 10:00 a.m.

PLACE: Call: 1(888)670-3525, conference code: 962-076-0613

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update and discussion of 2014 legislative issues.

A copy of the agenda may be obtained by contacting: Lisa Murray, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2130, email: [murrayek@elderaffairs.org](mailto:murrayek@elderaffairs.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Lisa Murray, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2130, email: [murrayek@elderaffairs.org](mailto:murrayek@elderaffairs.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lisa Murray, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2130, email: [murrayek@elderaffairs.org](mailto:murrayek@elderaffairs.org).

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#### DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 14, 2014, 10:00 a.m., EST

PLACE: Call: 1(888)670-3525 and when prompted, enter passcode: 9988442611 followed by the # key

GENERAL SUBJECT MATTER TO BE CONSIDERED: House Bill 105 and Senate Bill 220.

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)488-7082, ext. 1001 or [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).

ACCESS POINT: The Florida Commission on Human Relations office at 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Casey Snipes at (850)488-7082, ext. 1001 or [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).

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#### DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 12, 2014, 9:00 a.m., EST

PLACE: Call: 1(888)670-3525 and when prompted, enter passcode: 9988442611 followed by the # key

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emergency meeting to discuss House Bill 105 and Senate Bill 220.

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)488-7082, ext. 1001 or [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).

ACCESS POINT: The Florida Commission on Human Relations office at 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Casey Snipes at (850)488-7082, ext. 1001 or casey.snipes@fchr.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Architecture and Interior Design**

The Board of Architecture and Interior Design announces a public meeting to which all persons are invited.

DATE AND TIME: April 2, 2014, 9:00 a.m.

PLACE: Hilton Cocoa Beach Oceanfront, 1550 North Atlantic Avenue, Cocoa Beach, Florida 32931

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Adonai Design & Construction, Inc. 2013-043944

Clara T. Garcia

Dave Wainscott Designs 2013-039939

David Wainscott

D.O.T.I., Inc. 2012-034783

Michele Evanger

Farley Engineering, LLC 2012-030888

Frank W. Farley

DeAndre Francis 2012-040593

Mosby-Smith Engineering 2012-030852

Randy L. Mosby

Stewart W. Munroe 2012-004163

Kenneth Roger Stillwell 2014-003101

SunState Designs, LLC 2013-036559

Jon Richardson

Twenty First Century Engineering Corp. 2013-022025

John M. Carroll

A copy of the agenda may be obtained by contacting: David K. Minacci, Smith, Thompson, Shaw, Minacci & Colón, PA, 3520 Thomasville Road, Fourth Floor, Tallahassee, Florida 32309, (850)402-1570.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: David K. Minacci, Smith, Thompson, Shaw, Minacci & Colón, PA, 3520 Thomasville Road, Fourth Floor, Tallahassee, Florida 32309, (850)402-1570. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: David K. Minacci, Smith, Thompson, Shaw, Minacci & Colón, PA, 3520 Thomasville Road, Fourth Floor, Tallahassee, Florida 32309, (850)402-1570.

**DEPARTMENT OF HEALTH**

The Department of Health announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 19, 2014, 3:00 p.m. All future meeting dates and times related to this solicitation will be posted on the Vendor Bid System (VBS) prior to the meetings.

PLACE: FDOH Purchasing Office, 4052 Bald Cypress Way, Room 310L, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Opening of the Proposals by the Procurement Officer for DOH13-022: Dental and Medical Mobile Unit.

Any person requiring a special accommodation because of a disability at this public meeting should contact the FDOH Purchasing Office at (850)245-4199 at least 24 hours prior to the meeting.

If a person decides to appeal any decision made by the Department with respect to any matter considered at the meeting, he or she will need a recording of the proceedings, and for such purpose he or she may need to ensure that a verbatim record of the proceedings is made which to include testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by contacting: CPORequests@flhealth.gov.

For more information, you may contact: CPORequests@flhealth.gov.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Mental Health Program**

RULE NO.: RULE TITLE:

65E-14.001 Applicability

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 14, 2014, 1:00 p.m. – 5:00 p.m. (Eastern)

PLACE: LSF Health Systems, 10450 San Jose Blvd., Unit A, Jacksonville, FL 32257

Contact: Wendy Hinton, wendy\_hinton@dcf.state.fl.us, (904)485-9753.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice revises the location information published on March 6, 2014 in Notice 14287632 of the Florida Administrative Register, Vol. 40, No. 45. The street address originally provided for the Jacksonville location was incorrect. The correct Jacksonville location is above. All other locations identified in the prior notice are as previously published.

A copy of the agenda may be obtained by contacting: Jimmers Micallef, [jimmers\\_micallef@dcf.state.fl.us](mailto:jimmers_micallef@dcf.state.fl.us), (850)717-4294.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Wendy Hinton, [wendy\\_hinton@dcf.state.fl.us](mailto:wendy_hinton@dcf.state.fl.us), (904)485-9753. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jimmers Micallef, [jimmers\\_micallef@dcf.state.fl.us](mailto:jimmers_micallef@dcf.state.fl.us), (850)717-4294.

#### FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: April 1, 2014, 10:00 a.m., EST

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Caravel Arms Apartments, a 110-unit multifamily residential rental development located on or about 4844 NW 24th Court, Lauderdale Lake, Broward County, Florida. The owner and operator of the development is SP Caravel Apartments, LLC, 2430 Estancia Blvd., Suite 101, Clearwater, FL 33761 or such successor in interest in which SP Caravel Apartments, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cambridge Management Inc., 1916 64th Avenue West, Tacoma, WA 98466. The tax-exempt bond amount is not to exceed \$6,300,000.00.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. EST, March 31, 2014, and should be addressed to the attention of Ken Reecy, Director of Multifamily Programs. Any

persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Ken Reecy, Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Ken Reecy, Director of Multifamily Programs.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ken Reecy. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

#### FISH AND WILDLIFE CONSERVATION COMMISSION

The Wildlife Foundation of Florida announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 14, 2014, 11:30 a.m. – 12:00 Noon  
– THIS MEETING HAS BEEN CANCELLED

PLACE: THIS MEETING HAS BEEN CANCELLED – The public may participate in the call in Suite 100, Marathon Building, 2574 Seagate Dr., Tallahassee. Please call (850)921-1144 for admittance into the Marathon Building.

GENERAL SUBJECT MATTER TO BE CONSIDERED: THIS MEETING HAS BEEN CANCELLED – The Executive Committee of the Wildlife Foundation of Florida will conduct administrative business of the Committee including discussing new board positions and considering an emergency grant request.

For more information, you may contact: Mr. Will Bradford, P.O. Box 11010, Tallahassee, Florida 32302, (850)921-1144.

**BOARD OF GOVERNORS**

The Board of Governors of the State University System of Florida and the Academic and Student Affairs Committee, the Strategic Planning Committee, the Audit and Compliance Committee, the Health Initiatives Committee, the Select Committee on Florida Polytechnic University, the Budget and Finance Committee and the Innovation and Online Committee of the Board of Governors announce public meetings to which all persons are invited.

**DATES AND TIMES:** Wednesday, March 19, 2014, 12:30 p.m.; Thursday, March 20, 2014, 8:30 a.m.

**PLACE:** Florida State University, Turnbull Conference Center, Room 208, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Board of Governors and its Committees.

A copy of the agenda may be obtained by contacting: Monoka Venters, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines Street, Tallahassee, FL 32399-0400 and will be available at [www.flbog.edu](http://www.flbog.edu).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Monoka Venters, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines Street, Tallahassee, FL 32399-0400, (850)245-0466. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Monoka Venters, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines Street, Tallahassee, FL 32399-0400.

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**DEPARTMENT OF ECONOMIC OPPORTUNITY**

The Florida Film and Entertainment Advisory Council announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Monday, March 31, 2014, 10:30 a.m.

**PLACE:** Conference call: 1(888)808-6959, conference code: 9152076775

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss issues concerning the film and entertainment industry,

general administrative matters of the Advisory Council and hear public input and advisement.

A copy of the agenda may be obtained by contacting: Florida Office of Film and Entertainment, (850)717-8990.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Florida Office of Film and Entertainment, (850)717-8990. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Office of Film and Entertainment, (850)717-8990.

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**GULF CONSORTIUM**

The Gulf Consortium announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 26, 2014, 10:00 a.m., Eastern Standard Time

**PLACE:** City of Tallahassee Commission Chambers, Second Floor, 300 South Adams Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors will meet to consider procurement and other matters.

A copy of the agenda may be obtained by contacting Doug Darling, (850)922-4300, [ddarling@fl-counties.com](mailto:ddarling@fl-counties.com) or see [www.FACRestore.com](http://www.FACRestore.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Doug Darling at (850)922-4300 or [ddarling@fl-counties.com](mailto:ddarling@fl-counties.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact Doug Darling, (850)922-4300, [ddarling@fl-counties.com](mailto:ddarling@fl-counties.com) or see [www.FACRestore.com](http://www.FACRestore.com).

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**JACKSONVILLE SHERIFF'S OFFICE**

The Jacksonville Sheriff's Office announces a public meeting to which all persons are invited.

DATE AND TIME: March 14, 2014, 9:00 a.m.

PLACE: Keiser University, 6430 Southpoint Parkway, Jacksonville, Florida 32216

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Proposed changes, issues and concerns involving the minimum standards and operations of Florida's county and municipal jails.

A copy of the agenda may be obtained by contacting Sergeant David Harvey at (904)630-5724, email: David.Harvey@jaxsheriff.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Sergeant David Harvey. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sergeant David Harvey at (904)630-5724.

**CLAY SOIL AND WATER CONSERVATION DISTRICT**

The Clay County Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2014, 9:00 a.m.

PLACE: Clay County Extension Office, 2463 SR16W, Green Cove Springs, FL 32043

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Meeting.

A copy of the agenda may be obtained by contacting: Sally Doyle, (904)284-6355.

For more information, you may contact: Sally Doyle, (904)284-6355.

**AMERICAN CONSULTING ENGINEERS**

The Florida Department of Transportation, District One announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, March 27, 2014, 6:00 p.m. – 7:30 p.m.

PLACE: Comfort Inn and Executive Suites, 3860 Tollgate Boulevard, Naples, FL 34114

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Financial Project ID: 406313-4-52-01. Project Description: I-75 Six-Lane Design Public Workshop. The proposed

improvements include six-laning I-75 from SR 951 to Golden Gate Parkway in Collier County, Florida. Project materials will be available for review and the FDOT project manager will be present to answer questions.

A copy of the agenda may be obtained by contacting: Ms. Amy Setchell, P.E., Project Manager, Florida Department of Transportation, District One, 801 North Broadway Avenue, Bartow, FL 33830-8161, (863)519-2609.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Amy Setchell, P.E., Project Manager, Florida Department of Transportation, District One, 801 North Broadway Avenue, Bartow, FL 33830-8161, (863)519-2609. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Amy Setchell, P.E., Project Manager, Florida Department of Transportation, District One, 801 North Broadway Avenue, Bartow, FL 33830-8161, (863)519-2609.

**HNTB**

The Florida Department of Transportation, District Five announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 20, 2014, 5:30 p.m. – 7:30 p.m.

PLACE: Hyatt Place, 1255 S. International Parkway, Lake Mary, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FDOT is conducting this PD&E study to expand the limits of the I-4 Ultimate project. As you may already know, the I-4 Ultimate construction is scheduled to begin in fall/winter 2014. It will reconstruct the interstate as well as add four express lanes between Kirkman Road/SR 435 in Orange County and SR 434 in Seminole County.

This upcoming meeting focuses on the segment of I-4 from East of SR 434 to East of US 17/92 in Seminole County and provides interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements. The meeting will be conducted in an open house format with FDOT staff and project team representatives, who will be available to answer questions and provide information. Display boards will be presented and an automated presentation will be available from 5:30 p.m. – 7:30 p.m.

Additional information about the study may be found on the project website at: [www.i4express.com](http://www.i4express.com).

A copy of the agenda may be obtained by contacting: Colleen Jarrell, (407)805-0355, email: [cjarrell@hntb.com](mailto:cjarrell@hntb.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Colleen Jarrell, (407)805-0355, email: cjarrell@hntb.com or by mail at 610 Crescent Executive Court, Suite 400, Lake Mary, Florida 32746. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Beata Stys-Palasz, FDOT Project Manager at (386)943-5418, email: beata.stys-palasz@dot.state.fl.us or Colleen Jarrell at the phone number listed above.

**Section VII**  
**Notice of Petitions and Dispositions**  
**Regarding Declaratory Statements**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Leah Marie Enterprises, LLC. The petition seeks the agency’s opinion as to the applicability of Section 1612.2, Florida Building Code, Building (2010) & Sections 202, 303.2, 304.5, & 807.4 Florida Building Code, Existing Building (2010), as it applies to the petitioner.

Petitioner seeks clarification as to if a voluntary alteration project involving removal of more than 30% of the truss system is classified as substantial structural damage.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com.

April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000, (850)487-1824, april.hammonds@myfloridalicense.com. Responses, motions to intervene, or requests for a hearing,

§120.57(2), Fla. Stat., must be filed within 21 days of this notice.

**DEPARTMENT OF FINANCIAL SERVICES**

Division of State Fire Marshal

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Michael Wallace on December 18, 2013. The following is a summary of the agency's disposition of the petition:

Notice of receipt of the Petition was published on December 26, 2013, in the Florida Administrative Register, Volume 39, Number 247. The subject of the Petition is whether replacement of a window that is an existing component of a dwelling constitutes “renovation” in accordance with the Florida Fire Prevention Code, and if so, does renovation of one component of a dwelling require the entire dwelling to be renovated to comply with Code provisions applicable to new construction. The Department’s conclusion is that, although replacement of a window is a renovation, neither the window replacement nor the rest of the dwelling is required to meet all codes for new construction when an existing window is being renovated by installation of a replacement window.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: R. Terry Butler, Assistant General Counsel, Department of Financial Services, Room 612A, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333.

**Section VIII**  
**Notice of Petitions and Dispositions**  
**Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

**NONE**

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

**NONE**

**Section IX**  
**Notice of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of the**  
**Joint Administrative Procedures Committee**

NONE

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

NONE

**Section XII**  
**Miscellaneous**

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Certificate of Need**

Notice of Litigation

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on March 11, 2014, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F. S., as well as Section 408.039, F.S. and Section 59C-1.012, F. A. C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)

10204 Approval, to establish a new hospice program, Hernando County, Hospice of Citrus County, Inc.

- d/b/a Hospice of Citrus and the Nature Coast, (PRH) Hernando-Pasco Hospice, Inc.
- 10206 Denial, to establish a new hospice program, Polk County, Greystone Hospice of District 6B LLC, (PRH) same as applicant
- 10207 Approval, to establish a new hospice program, Polk County, VITAS Healthcare Corporation of Florida, (PRH) Greystone Hospice of District 6B LLC
- 10209 Denial, to establish a new hospice program, Orange County, Greystone Hospice of District 7B LLC, (PRH) same as applicant
- 10210 Approval, to establish a new hospice program, Orange County, Halifax Hospice, Inc., (PRH) Greystone Hospice of District 7B LLC
- 10212 Denial, to establish a new hospice program, Broward County, Greystone Hospice of District 10 LLC, (PRH) same as applicant
- 10213 Approval, to establish a new hospice program, Broward County, Seasons Hospice & Palliative Care of Broward Florida, Inc., (PRH) Greystone Hospice of District 10 LLC

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Certificate of Need**

**EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

- |  |                                   |
|--|-----------------------------------|
| County: Osceola  | District: 7                       |
| ID # E140004   | Decision: A Issue Date: 3/12/2014 |
| Applicant/Facility: Osceola Regional Medical Center, Inc./Osceola Regional Medical Center                    |                                   |
| Project Description: Establish a 25-bed adult psychiatric unit through the delicensure of 28 acute care beds |                                   |
| Proposed Project Cost: \$3,900,000   |                                   |
| County: Clay   | District: 4                       |
| ID # E140005   | Decision: A Issue Date: 3/12/2014 |
| Applicant/Facility: Orange Park Medical Center, Inc./Orange Park Medical Center                              |                                   |
| Project Description: Add 26 adult inpatient psychiatric beds   |                                   |
| Proposed Project Cost: \$3,000,000   |                                   |

**Section XIII**  
**Index to Rules Filed During Preceding**  
**Week**

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.