

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** RULE TITLE:  
6A-3.006 Pool Purchase Plan for Purchase of  
Equipment and Contractual Needs;  
Department of Management Services,  
Division of Purchasing Authorized to  
Negotiate Contracts

**PURPOSE AND EFFECT:** To modify the rule to make a good faith deposit from a bidder mandatory and remove the option for the Deputy Commissioner for Finance and Operations to waive the deposit requirement.

**SUBJECT AREA TO BE ADDRESSED:** Pool Purchase Plan for Purchase of Equipment and Contractual Needs, good faith deposit requirement from bidders.

**RULEMAKING AUTHORITY:** 1001.02(1), 1002.42(15)(f), 1006.27, FS.

**LAW IMPLEMENTED:** 1002.42, 1006.27, 1010.04(1), 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:** Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399, (850)245-0351. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or email [cathy.schroeder@fldoe.org](mailto:cathy.schroeder@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>.

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

Available at <https://app1.fldoe.org/rules/default.aspx>.

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** RULE TITLE:  
6A-4.0021 Florida Teacher Certification Examinations  
**PURPOSE AND EFFECT:** To adopt new Florida Teacher Certification Examinations (FTCE) competencies and skills, effective October 1, 2017, for the following FTCE subject area: Art K–12; Adopt new passing scores effective March 1, 2017, for the following examinations: Preschool Education

(Birth–Age 4), Reading K–12; and update rule language to align with current practice. The effect will be changes to the affected FTCE competencies and skills; new passing score requirements for the affected examinations; and updated rule language.

**SUBJECT AREA TO BE ADDRESSED:** Florida Teacher Certification Examinations.

**RULEMAKING AUTHORITY:** 1012.56(9), FS.

**LAW IMPLEMENTED:** 1012.56, FS.

**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** November 16, 2016, 10:00 a.m. – 11:00 a.m.

**PLACE:** Florida Department of Education, Room 422B, 325 West Gaines St. Tallahassee, Florida, 32299  
**Conference Call:** 1(888)670-3525, **Conference Code:** 4073661188 and **Online Meeting Link:** <https://attendee.gotowebinar.com/register/16286344338873092>.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Phil Canto, Bureau Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL, 32399, (850)245-0513. To submit a comment on this rule development, go to: <https://app1.fldoe.org/rules/default.aspx>  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** RULE TITLE:  
6A-14.092 Textbook Affordability

**PURPOSE AND EFFECT:** To align the rule with changes made in Ch. 2016-236 Laws of Florida. The effect will be a rule aligned with Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** Changes to the statutory provisions resulting from Ch. 2016-236 Laws of Florida passed during the 2016 Legislative session requires this rule to be revised. The changes made will be based on input from students, faculty, bookstores, and publishers as required by s. 1004.085(7), F.S.

**RULEMAKING AUTHORITY:** 1004.085(7), FS.

**LAW IMPLEMENTED:** 1004.085, 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: Christopher M. Mullin, Ph.D., Executive Vice Chancellor, Division of Florida Colleges, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-9903. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail [cathy.schroeder@fldoe.org](mailto: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 MANAGEMENT SERVICES**

**Division of Retirement**

RULE NO.: 60S-11.002 RULE TITLE: Participation  
 PURPOSE AND EFFECT: To amend form DP-EXT, FRS Pension Plan Extension of DROP for Specified K-12 Instructional Personnel, to include the printed name and position title of the Superintendent or designee from the agency.

SUBJECT AREA TO BE ADDRESSED: Form DP-EXT  
 RULEMAKING AUTHORITY: 121.031, 121.091(13) FS.  
 LAW IMPLEMENTED: 121.021, 121.091, 1012.01 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-42.002 RULE TITLE: Licensure by Examination  
 PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to consider additional professions as supervisors/preceptors.  
 SUBJECT AREA TO BE ADDRESSED: To consider additional professions as supervisors/preceptors.

RULEMAKING AUTHORITY: 456.017(1), 468.507 FS.  
 LAW IMPLEMENTED: 456.013, 456.027, 456.0635, 456.38, 468.508, 468.509, 468.511 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: Allen Hall, Executive Director, Board of Medicine, Dietetics and Nutrition Practice Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-44.003 RULE TITLE: Disciplinary Guidelines  
 PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to add violation created by HB 221.  
 SUBJECT AREA TO BE ADDRESSED: To add violation created by HB 221.  
 RULEMAKING AUTHORITY: 456.072(1)(t), 456.079, 458.309, 468.507 FS.  
 LAW IMPLEMENTED: 456.072(1)(t), 456.079, 468.517, 468.518(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: Allen Hall, Executive Director, Board of Medicine, Dietetics and Nutrition Practices Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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

**DEPARTMENT OF HEALTH**

**Board of Respiratory Care**

RULE NO.: RULE TITLE:

64B32-5.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the development to review and update the rule language.

SUBJECT AREA TO BE ADDRESSED: Range of penalties for disciplinary violations.

RULEMAKING AUTHORITY: 456.079, 468.365(4) FS.

LAW IMPLEMENTED: 456.072, 468.365 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: Allen Hall, Executive Director, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Economic Self-Sufficiency Program**

RULE NO.: RULE TITLE:

65A-1.603 Food Assistance Program Income and Expenses

PURPOSE AND EFFECT: The Department is amending the rule text to change the standard amount of the Standard Utility Allowance (SUA), Basic Utility Allowance (BUA) and Telephone Standard.

SUBJECT AREA TO BE ADDRESSED: This rule addresses food assistance program case processing within the context of food assistance program eligibility determinations.

RULEMAKING AUTHORITY: 414.45 FS.

LAW IMPLEMENTED: 414.31, FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 14, 2016, 10:30 a.m. - 11:30 a.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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: Victor Walker 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Victor Walker, Economic Self-Sufficiency Program, (850)717-4141, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, victor.walker@myflfamilies.com

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

**Section II  
Proposed Rules**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59A-9.034 Reports

PURPOSE AND EFFECT: The Agency proposes to revise this section of rule to align with recent statutory changes to 390.0112, FS.

SUMMARY: The rule section for reporting by abortion clinics will be revised to clarify language and update a required form to comply with statutory requirements.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 390.012, FS.

LAW IMPLEMENTED: 390.0112, 390.012, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE

DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, November 23, 2016, 8:30 a.m.-9:30 a.m.

PLACE: Agency for Health Care Administration, Conference Room D, 2727 Mahan Drive, Building #3, Tallahassee, FL 32308

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: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn, Hospital & Outpatient Services Unit, Bureau of Health Facility Regulation, (850)412-4359, email: Jessica.Munn@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-9.034 Reports.

(1) Pursuant to Section 390.0112, F.S., an a abortion clinic and any medical facility in which abortions are performed, including a physician’s office must submit a report each month to the Agency, regardless of the number of terminations of pregnancy, and regardless of method used. Monthly reports must be received by the Agency within 30 days following the preceding month. Failure to submit this report so that it is timely received by the Agency will result in an administrative fine being imposed pursuant to Section 390.0112(5), F.S.

(a) Monthly reports for abortions performed on or before December 31, 2016 must be submitted on the Monthly Report of Induced Terminations of Pregnancy, AHCA Form 3130-1010 OL, July 2016, which is hereby incorporated by reference. This form is only accepted electronically and is available at: <http://ahca.myflorida.com/ITOP> and will be available until June 30, 2017. A copy of the form can also be found at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-07333>. Failure to submit this report so that it is timely received by the Agency will result in an administrative fine being imposed pursuant to Section 390.0112(4), F.S.

(b) Monthly reports for abortions performed on or after January 1, 2017 must be submitted on the Monthly Report of Induced Terminations of Pregnancy, AHCA Form 3130-1010 OL, January 2017, which is hereby incorporated by reference. This form is only accepted electronically and is available at: <https://apps.ahca.myflorida.com/SingleSignOnPortal/Login.aspx?ReturnUrl=%2fSingleSignOnPortal>. A copy of the form can also be found at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-07591>.

can also be found at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-07591>.

(2) Each clinic shall maintain a log of all terminations of pregnancy, recording the date of the procedure and period of gestation.

*Rulemaking Authority 390.012 FS. Law Implemented 390.0112, 390.012 FS. History—New 6-13-90, Formerly 10D-72.034, Amended 8-24-94, 9-25-06, 7-13-08, 5-19-16, 9-26-16, \_\_\_\_\_.*

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Munn

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 31, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 09/28/2016

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.132  
 RULE TITLE: Home Health Electronic Visit Verification Program

PURPOSE AND EFFECT: The purpose of Rule 59G-4.132, Florida Administrative Code, is to describe provider requirements for the Florida Medicaid Home Health Electronic Visit Verification Program.

SUMMARY: The rule will clarify the procedures that providers must follow in order to be reimbursed by Florida Medicaid for delivering home health services.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.9132 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 30, 2016 from 10:00 a.m. to 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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: Shameria Davis. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Shameria Davis, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4235, e-mail: Shameria.Davis@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m., December 1, 2016. Comments may be e-mailed to [MedicaidRuleComments@ahca.myflorida.com](mailto:MedicaidRuleComments@ahca.myflorida.com). For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.132 Home Health Electronic Visit Verification Program.

(1) This rule applies to providers enrolled directly in the Florida Medicaid program that furnish home health services (home health visits, private duty nursing, and personal care services) to recipients through the fee-for-service delivery system as specified on the Agency for Health Care Administration's (AHCA) website at [http://ahca.myflorida.com/Medicaid/home\\_health/dmv.shtml](http://ahca.myflorida.com/Medicaid/home_health/dmv.shtml) in accordance with section 409.9132, Florida Statutes (F.S.).

(2) Definition. Direct service provider – An individual who personally (face-to-face) provides services to recipients in accordance with Rules 59G-4.261, 59G-4.251, or 59G-4.130, Florida Administrative Code (F.A.C.).

(3) Home Health Electronic Visit Verification Program.

(a) All providers must comply with section 409.9132, F.S.

(b) The Agency for Health Care Administration contracts with a vendor to electronically verify the delivery of home

health services provided to recipients in their residence or other authorized setting.

1. Providers must document the home health service encounter for each recipient served (in accordance with the recipient's approved plan of care) and verify the delivery of the services rendered using AHCA's designated vendor's electronic visit verification (EVV) system.

2. Direct service providers must verify delivery of the service using the vendor's system at the beginning and end of each home health service encounter.

3. Providers must submit claims through AHCA's designated vendor's system to the Florida Medicaid fiscal agent for services rendered and verified in accordance with the prior authorization in the Florida Medicaid Management Information System.

(4) Providers that fail to comply with the Home Health Electronic Visit Verification Program are subject to potential denial or non-payment of claims, sanctions, fines, and suspension or termination from the Florida Medicaid program. Rulemaking Authority 409.919 FS. Law Implemented 409.9132 FS. History-New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Shameria Davis

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 18, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 11, 2016

#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

##### **Building Code Administrators and Inspectors Board**

RULE NO.: RULE TITLE:

61G19-10.001 Fees: Application, Examination, Certification and Renewal

PURPOSE AND EFFECT: The proposed amendment deletes the inactive certificate renewal fee.

SUMMARY: Deletes fee.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 455.217, 455.271, 468.606, 468.627 FS.

LAW IMPLEMENTED: 455.217(2), 455.219, 455.271(7), 468.627 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Building Code Administrators and Inspectors, 2601 Blairstone Road, Tallahassee, FL 32399-0790, N12, (850)717-1394 or by electronic mail - Robyn.Barineau@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-10.001 Fees: Application, Examination, Certification and Renewal.

(1) No change.

(2) All other persons who are not local government employees shall pay fees as follows:

(a) through (d) No change.

~~(e) The inactive certificate renewal fee is \$25.00.~~

~~(e)(f)~~ through ~~(g)(h)~~ No change.

Rulemaking Authority 455.217, 455.271, 468.606, 468.627 FS. Law Implemented 455.217(2), 455.219, 455.271(7), 468.627 FS. History—New 5-23-94, Amended 9-25-95, 11-28-95, 5-9-96, 12-7-97, 12-3-12, 8-1-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 24, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 14, 2016

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: RULE TITLE:

69K-1.005 Licensure Application Procedures

PURPOSE AND EFFECT: The purpose of the amendment is to establish procedures for relicensure of certain entities upon a change of ownership and clarify when a change of ownership occurs requiring relicensure under Chapter 497, F.S.

SUMMARY: Change of ownership requiring relicensure; procedures for re-licensure.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 497.103(2), (5)(b), 497.141(12)(g), 497.167(10) FS.

LAW IMPLEMENTED: 120.60, 497.103(2), 497.141, 497.167(9), (10), (13) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street,

Tallahassee, Florida 32399-0361, (850)413-4985, Ellen Simon@MyfloridaCFO.com.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 9, 2016

THE FULL TEXT OF THE PROPOSED RULE IS:

- 69K-1.005 Licensure Application Procedures.
- (1) through (12) No change.
- (13) RELICENSURE RELATED TO CHANGE OF OWNERSHIP.

(a) This subsection implements the requirement for relicensure of certain specified categories of licensees upon a change of ownership of the licensee, as specified in the following provisions of Chapter 497:

- 1. Funeral establishments, section 497.380(12)(a);
- 2. Removal services, section 497.385(1)(g);
- 3. Refrigeration services, section 497.385(1)(g);
- 4. Centralized embalming facilities, section 497.385(2)(g);
- 5. Monument establishments, section 497.553(6)(a).

(b) For the purposes of the above identified license categories, a change of ownership occurs whenever a person or entity acquires an ownership interest of greater than 50% in the licensee or in a legal entity that directly or through subsidiaries owns the licensee, which person or entity did not previously have such an ownership interest of greater than 50%. Provided, in the case of a licensee owned by a corporation, LLC, or other legal entity that is part of a group of legal entities under common control, and the ultimate parent entity restructures the group, if the licensee's ultimate parent entity remains unchanged, there is no change of ownership, but a change of licensee name shall be filed with the Division, with the appropriate fee for issuance of a revised license certificate to reflect the different legal entity holding the license.

(c) A relicensure required under the statutes cited in this subsection shall be accomplished by filing the same form or forms as required for initial licensure, but noting on the application for license that the application relates to a change of ownership.

Rulemaking Authority 497.103(1)(2), (5)(b), 497.141(12)(g), 497.167(10), 497.380(12)(a), 497.385(1)(g), (2)(g), 497.553(6)(a) FS. Law Implemented 120.60, 497.103(1)(2), 497.141, 497.167(9), (10), (13), 497.380(12)(a), 497.385(1)(g), (2)(g), 497.553(6)(a) FS. History—New 10-13-09, Amended 1-24-13, 4-22-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2016

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

NONE

**Section IV  
 Emergency Rules**

NONE

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.: RULE TITLE:

5C-3.009 Dogs or Cats

NOTICE IS HEREBY GIVEN that on October 18, 2016, the Florida Department of Agriculture and Consumer Services Division of Animal Industry, received a petition for a variance or waiver.

Petitioner's Name: Rick DuCharme, First Coast No More Homeless Pets, Inc.

Rule No.: 5C-3.009 Dogs and Cats

Nature of the rule for which variance or waiver is sought: Official Certificate of Veterinary Inspection requirements for dogs and cats imported into Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephen Barineau, Government Operations Consultant, Division of Animal Industry, Florida Department of Agriculture and Consumer Services, 407 S. Calhoun St., Tallahassee, FL 32399; (850)410-0959, Stephen.Barineau@FreshFromFlorida.com.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

NOTICE IS HEREBY GIVEN that on October 12, 2016, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, received a petition for waiver of Rule 61A-3.054, F.A.C., titled Party-Type Supplies,

implements sections 565.04 and 565.045, Florida Statutes. The Petitioner is seeking to waive the requirement that these statutes place limitations on the items available to be sold by certain licensees. Petitioner requests a waiver of Rule 61A-3.054, F.A.C., in order to sell sunscreen, lip balm, sunglasses, balloons and gift cards in its package store locations. Petitioner also appears to seek a temporary variance to sell mosquito repellent.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)717-1183, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Daniel McGinn, Esq., Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)717-1183, Daniel.McGinn@myfloridalicense.com. VW #: 2016-233 DBPR Ref #: 2016-049959.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On October 24, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, from The Sandwich King located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 42/208 on October 25, 2016. The Order for this Petition was signed and approved on October 31, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Beauty Trek (6787 SW 56th St. Miami, FL 33155), are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed within or

outside the establishment clearly stating the location of the bathrooms. If the ownership of The Sandwich King 6791 Inc. and/or Beauty Trek (Tien Bui) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection hereby gives notice:

That on October 25, 2016 the Department of Environmental Protection issued a Final Order granting a petition for variance to Reeves Southeastern Site Trust (OGC File No. 16-0406). The petition seeking a variance from the prohibition from a zone of discharge (ZOD) under subsection 62-520.310(9), F.A.C., for the use of Tetragard to clean up the metals at the Reeves Southeastern Superfund Site was received on July 13, 2016. Specifically, the variance requested a ZOD for selenium within a 300-foot radius from the points of injection for a duration of 365 days. Notice of receipt of the petition was published in the Florida Administrative Register on July 25, 2016. No comment was received. The final order granted a variance from the ZOD prohibition because the petitioner demonstrated a substantial hardship, and that the purposes of the underlying statutes would be met with the conditions imposed by the Department. The conditions require that the use of this product must be through a Department-approved remedial action plan or other Department-enforceable document, and that such approval shall not be solely by a delegated program; that the discharge must be through a Class V, Group 4 underground injection control well which meets all applicable requirements of Chapter 62-528, F.A.C.; that the extent of the ZOD for selenium shall be a 300-foot radius from the points of injection; that the duration of the ZOD shall be one year from the last injection and that injection of Tetragard must cease two years for the date of the final order unless an extension is granted by the Department; that the injection of Tetragard shall be at such a rate and volume (Tetragard concentration no greater than 2 percent) that no migration occurs of the product, its by-products, or the contaminants already present in the aquifer; and that the Department-approved remedial action plan shall address appropriate ground water monitoring requirements associated with the use of Tetragard based on site-specific hydrogeology and conditions.

A copy of the Order or additional information may be obtained by contacting:

Cathy McCarty, Department of Environmental Protection, Aquifer Protection Program, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; telephone (850)245-8654 or cathleen.mccarty@dep.state.fl.us.

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DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:

64B2-11.013: Acupuncture Certification Examination

NOTICE IS HEREBY GIVEN that on October 27, 2016, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Robert M. Manestar. The Petitioner is seeking a waiver or variance of subsection 64B2-11.013(4), Florida Administrative Code, which requires that the passage of the acupuncture certification examination shall not grant any applicant the right to practice chiropractic or acupuncture without passing the chiropractic licensure examination and obtaining a license as a chiropractic physician. Petitioner is also seeking a waiver or variance of subsection 64B2-17.003(5), Florida Administrative Code, which requires that prior to any chiropractic physician engaging in the practice of acupuncture, said physician shall be required to present certification to the Board of examination by an approved college or institution of said physician, after completion of said approved minimum course of study.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

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DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:

64B2-13.004: Continuing Education

NOTICE IS HEREBY GIVEN that on October 31, 2016, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Matt Erickson, D.C. The petitioner is seeking a waiver or variance of subsections 64B2-13.004(1) and (2), Florida Administrative Code, which requires that for the purpose of renewing a license, an applicant must demonstrate to the Board that he or she participated in at least forty (40) classroom hours of continuing chiropractic education during the past two years. Only those classroom hours earned at Board approved continuing education courses or under the provisions of this rule are acceptable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive

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

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DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.003: Technologist

NOTICE IS HEREBY GIVEN that on October 27, 2016, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver filed by Yeny Baez. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(a), Option 1, Florida Administrative Code, which sets forth the education, training/experience and certification requirements for licensure as a technologist.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

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DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice:

of the issuance of an Order regarding the Petition for Variance or Waiver, filed on June 6, 2016, by Misha Payant. The Notice of Petition for Waiver or Variance was published in Vol. 42, No. 116, of the June 15, 2016 Florida Administrative Register. Petitioner sought a variance or waiver of Rule 64B7-32.003, F.A.C. regarding the requirement that an official transcript be sent by the massage school directly to the board office. The Board considered the instant Petition at a duly-noticed public meeting held on July 29, 2016, in St. Petersburg, Florida.

The Board's Order, filed on September 13, 2016, denied the Petitioner's request because the Petitioner has not met the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting:

Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4162, or by electronic mail - Kama.Monroe@flhealth.gov.

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DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice:

of the issuance of an Order regarding the Petition for Variance or Waiver, filed on June 29, 2016, by Arlene Rimolo. The

Notice of Petition for Waiver or Variance was published in Vol. 42, No. 132, of the July 8, 2016 Florida Administrative Register. Petitioner sought a variance or waiver of Rule 64B7-32.003, F.A.C. regarding being required to provide an official school transcript. The Board considered the instant Petition at a duly-noticed public meeting held on July 29, 2016, in St. Petersburg, Florida.

The Board's Order, filed on September 13, 2016, found that the application of the rule would impose a substantial hardship on Petitioner. Therefore, the board approves the petition for waiver or variance of Rule 64B7-32.002, F.A.C. and accepts the transcript submitted.

A copy of the Order or additional information may be obtained by contacting:

Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4162, or by electronic mail - Kama.Monroe@flhealth.gov.

**DEPARTMENT OF HEALTH**

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice:

of the issuance of an Order regarding the Petition for Variance or Waiver, filed on May 25, 2016, by Elida Gonnella. The Notice of Petition for Waiver or Variance was published in Vol. 42, No. 105, of the May 31, 2016 Florida Administrative Register. Petitioner sought a variance or waiver of Rule 64B7-32.003, F.A.C., regarding the requirements for proof of graduation. The Board considered the instant Petition at a duly-noticed public meeting held on July 29, 2016, in St. Petersburg, Florida.

The Board's Order, filed on September 19, 2016, grants the petition for wavier or variance of Rule 64B7-32.002, F.A.C. The Board found that the petition was in substantial compliance with the provisions of Section 120.542, F.S., and Chapter 28-104, F.A.C. The Board also found that application of the rule requirements would present a substantial hardship for the Petitioner.

A copy of the Order or additional information may be obtained by contacting:

Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162 or by electronic mail - Kama.Monroe@flhealth.gov

**DEPARTMENT OF HEALTH**

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice:

of the issuance of an Order regarding the Petition for Variance or Waiver, filed on July 18, 2016, by Jessica Kumar. The Notice of Petition for Waiver or Variance was published in Vol. 42, No. 142, of the July 22, 2016 Florida Administrative

Register. Petitioner sought a variance or waiver of Rule 64B7-32.003, F.A.C., regarding the requirements for proof of graduation. The Board considered the instant Petition at a duly-noticed public meeting held on September 14, 2016, by telephone conference call.

The Board's Order, filed on September 16, 2016, denies the petition for wavier or variance of Rule 64B7-32.002, F.A.C. The Board found that the Petitioner does not need a waiver or variance to be eligible for licensure.

A copy of the Order or additional information may be obtained by contacting:

Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162 or by electronic mail - Kama.Monroe@flhealth.gov.

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NO.: RULE TITLE:

67-48.0072: Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on October 31, 2016, the Florida Housing Finance Corporation, received a petition for waiver from Royal Palm Place Ltd. requesting an extension of the SAIL loan closing date from December 21, 2016 to August 31, 2017.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

RULE NO.: RULE TITLE:

73C-23.0041: Application Process - General Information

NOTICE IS HEREBY GIVEN that on October 17, 2016, the Department of Economic Opportunity, received a petition for petition for waiver of rule, from the Town of Jennings, Florida. It has been assigned case number 16-114.

The petition seeks a waiver from subparagraph 73C-23.0041(5)(c)2.a., Florida Administrative Code, Citizen Participation Requirements for Public Hearing Involving Grant Application for Florida Small Cities Community Development Block Grant Program as it applies to petitioner's second public hearing notice.

The petitioner requests a waiver of the rule's requirements for the contents of the second public hearing notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Chatham, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, [agency.clerk@deo.myflorida.com](mailto:agency.clerk@deo.myflorida.com).

## Section VI

### Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 30, 2016, 2:00 p.m.

PLACE: Telephone conference number: 1(888)670-3525, participant code: 8006155226; Adobe URL: <http://fcim.adobe.com/sacese/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: An orientation to the State Advisory Committee for new members.

A copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400, (850)245-0475.

#### DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 9, 2016, 11:00 a.m.

PLACE: Conference call; contact: [PetrinaHerring@fdle.state.fl.us](mailto:PetrinaHerring@fdle.state.fl.us) for the conference call number.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Federal Funding Work Group (FFWG) meeting will provide a brief overview for the grant cycle, discuss concept paper requirements and subsequent planning meetings, and the timeline for submission and selection of proposals. FFWG members will also be given an opportunity to begin discussions for any proposals that involve multi-agency coordination or those that may interact with the state repository and CJIS systems.

A copy of the agenda may be obtained by contacting: [PetrinaHerring@fdle.state.fl.us](mailto:PetrinaHerring@fdle.state.fl.us).

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: [PetrinaHerring@fdle.state.fl.us](mailto:PetrinaHerring@fdle.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).

For more information, you may contact: [PetrinaHerring@fdle.state.fl.us](mailto:PetrinaHerring@fdle.state.fl.us).

#### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2016, 1:30 p.m.

PLACE: Highlands County Bert J. Harris, Jr. Agri-Civic Center, 4509 George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting and/or Public Hearing of the Transportation Disadvantaged (TD) Local Coordinating Board (LCB).

A copy of the agenda may be obtained by contacting: Ken Harley, Program Manager, (863)534-7130 or at [kharley@cfrpc.org](mailto:kharley@cfrpc.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 3 days before the workshop/meeting by contacting: Ken Harley, Program Manager, (863)534-7130 or at [kharley@cfrpc.org](mailto:kharley@cfrpc.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).

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.

#### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 17, 2016, 9:30 a.m.

PLACE: Okeechobee County Emergency Operations Center, Room 143, 707 NW 6th Street, Okeechobee, FL 34972

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee (LEPC) and/or its subcommittees, to discuss the provision of the Emergency Planning Community Right-to-Know Program. Items pertaining to the State Emergency Response Commission (SERC) may also be discussed.

A copy of the agenda may be obtained by contacting: Chuck Carter at (863)534-7130 or at [ccarter@cfrpc.org](mailto:ccarter@cfrpc.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 3 days before the workshop/meeting by contacting: Chuck Carter at (863)534-7130 or at ccarte@cfrpc.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).

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.

**REGIONAL PLANNING COUNCILS**

**Southwest Florida Regional Planning Council**

The Southwest Florida Regional Planning Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** November 17, 2016, 9:00 a.m.

**PLACE:** Southwest Florida Regional Planning Council, 1400 Colonial Boulevard, Suite 1, Fort Myers

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The regular monthly meeting of the Southwest Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Charles Kammerer, ckammerer@swfrpc.org, (239)938-1813, ext. 227. 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: SWFRPC at (239)938-1813. 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 visit the SWFRPC's website at [www.swfrpc.org](http://www.swfrpc.org).

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

The Florida E911 Board announces a public meeting to which all persons are invited.

**DATES AND TIMES:** November 16, 2016, 9:00 a.m. until conclusion of business, November 17, 2016, 9:00 a.m. until conclusion of business.

**PLACE:** Both meetings will take place at the Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL

November 16, 2016 meeting will be in room 180; November 17, 2016 meeting will be in room 152.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss matters relating to the Florida E911 Board.

A copy of the agenda may be obtained by contacting: Samantha Ferrin at (850)487-7001

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: Samantha Ferrin at (850)487-7001. 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: Samantha Ferrin at (850)487-7001

**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:** November 18, 2016, 9:00 a.m.

**PLACE:** Hampton Inn & Suites, Downtown St. Petersburg, 80 Beach Drive NE, St. Petersburg, Florida 33701

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The following cases are open to the public:

Astech Engineering Services Incorporated 2015-017620 Earl Henry

Billy A. Bloom 2016-029652  
 Billy Designs, Inc. 2016-029657

Bluewater Construction 2015-047104  
 Clyde Alstrom 2015-047105

Campbell Architecture 2016-026474

Clive Daniel Home 2015-049931  
 Nancy Woodhouse 2015-049956

Design Drafting of Naples 2016-032976  
 Michael Johnathan

Design Pop 2015-053061

Diane Vega, LLC 2015-053065

That Can Be Arranged 2015-054410

Dowman Design 2015-054473

Nanette Wright 2016-030699  
Wright Interior Group

Douglas L. Hogan 2016-002392  
A Better Plan, Inc. 2016-002397

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.

Janine Hoskins 2015-053204  
Zero Latitude, Inc. 2015-053224

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.

Joan Jaffe 2016-017491  
Treasure Coast Drafting 2016-017524

Mark Lark 2016-010528

Brian C. Letendre 2016-019243  
William J. McCarthy 2015-035777  
W.J. McCarthy Engineering, LLC

Daniel A. Menard 2015-055948  
LaBerge & Menard, Inc. 2015-055961

Palm Coast Development of Vero Beach, Inc. 2015-051977

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DEPARTMENT OF ENVIRONMENTAL PROTECTION  
The Acquisition and Restoration Council (ARC) announces a public meeting to which all persons are invited.  
DATE AND TIME: December 1, 2016, 2:00 p.m. - 4:00 p.m.  
PLACE: Lykes Bros. Inc. Ranch Division, (106 SW County Road 721, Okeechobee, FL 34974)  
GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Call to order  
Introduction and confirmation of FEC SAAB representatives  
Introduction of others in attendance  
APPROVAL OF MINUTES – June 9, 2016 Meeting  
OLD BUSINESS  
FWC update on exotic vegetation outreach to upstream FEC neighbors  
Cypress New Museum Update (Friedman)  
ROUTINE REPORTS – Andrew West  
Cowbone Marsh  
Enforcement Actions in the Wildlife Management Area  
Visitor Count, 2016-to-date  
Prescribed burns  
Exotic vegetation treatment  
Signage Changes  
Harvest Information  
Wildlife Surveys  
NEW BUSINESS  
Date and location for next business meeting  
PUBLIC INPUT/ANNOUNCEMENTS/ADJOURNMENT

Louis Peros 2016-039961

RLP&D Associates 2016-000196  
Raysa Z. Llerena

Aldo Roura 2016-000192

Larry D. Stephens 2016-004058  
Stephens Design& Drafting 2016-004105

Michael Diego Stewart 2016-032985

Suncoast Engineering Construction, LLC 2016-010278  
William Weber 2016-010315  
Paula Weber 2016-010305

Vera Teles 2016-023294

Triton Builders, Inc. 2015-053236

Chris C. Viets 2015-052227  
CADD Services

Weldon Design, Inc. 2016-002506  
Paul Anthony Weldon 2016-002509

Nina Williams 2015-054407

A copy of the agenda may be obtained by contacting: John Tallent, FEC SAAB Chair, (863)763-3041.

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: Paula Allen. 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: Paula Allen, Office of Environmental Services, (850)763-3041 or paula.l.allen@dep.state.fl.us

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-528.325 Public Meetings for Underground Injection Control

The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2016, 2:00 p.m.

PLACE: Indian River State College, 2229 N.W. 9th Avenue, Okeechobee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To obtain public comments on the draft injection well permit for Florida Power & Light Company (FPL), who applied on August 12, 2016 for a permit to construct and test an injection well system (File No. 0330373-002-003-UC/II, WACS 102139). The project is located at the FPL Okeechobee County Site, 3193 Northeast 366th Trail, Okeechobee, Florida 34972 in the county of Okeechobee. The facility will construct one (1) non-hazardous Class I injection well (IW-2) and operationally test two (2), non-hazardous Class I injection wells (IW-1 and IW-2). Well IW-1 and dual zone monitor well DZMW-1 were constructed under a previous exploratory well permit, and will be operationally tested under this construction permit. Well IW-2 will be constructed and similarly tested. The injected water will initially be composed of non-hazardous construction-related wastewater generated during construction of the power plant and then non-hazardous wastewater from the power generation process primarily consisting of cooling tower and heat recovery steam generator blowdown water. The maximum permitted capacity of each well is 18.65 million gallons per day (MGD), although the average injection rate is estimated to be 2.88 MGD for the entire facility. The open hole injection interval will be

completed into the lower Floridan aquifer from approximately 2245 to 3200 feet below land surface (bls).

During the public comment period provided in Rule 62-528.315, F.A.C., any interested person may submit written comments on the draft permit. All comments shall be considered in making the final decision and shall be answered as provided in Rule 62-528.330, F.A.C. More information or a copy of the draft permit, fact sheet, and application may be obtained by contacting: Neil I. Campbell, Engineering Specialist, DEP, 2600 Blair Stone Road, MS 3530, Tallahassee, Florida 32299-2400, phone: (850)245-8612. The above address is the office processing the permit.

A copy of the agenda may be obtained by contacting:

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 days before the workshop/meeting by contacting: Toni Lomen at (904)256-1637. 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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DEPARTMENT OF HEALTH

The Florida Department of Health Biomedical Research Section announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 18, 2016, 9:00 a.m. – 11:00 a.m.

PLACE: Conference call line: 1(888)670-3525, participant code: 5311418626 followed by #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint Committee Meeting, per 381.925, FS.

The Legislature established the Cancer Center of Excellence Award to recognize hospitals, treatment centers, and other providers in Florida that demonstrate excellence in patient-centered coordinated care for persons undergoing cancer treatment and therapy in this state. The goal of this program is to encourage excellence in cancer care in Florida, attract and retain the best cancer care providers, and help Florida providers be recognized nationally as a preferred destination for quality cancer care. The Cancer Center of Excellence Award recognizes providers that exceed service standards and excel in providing quality, comprehensive, and patient-centered coordinated care.

The Florida Cancer Control and Research Advisory Council, established in s. 1004.435, and the Biomedical Research Advisory Council, established in s. 215.5602, formed a joint committee to develop rigorous performance measures, a rating system, and a rating standard that must be achieved to document and distinguish a cancer center that excels in providing quality, comprehensive, and patient-centered

coordinated care. Every three years, the Joint Committee convenes to review and revise, if applicable, the performance measures, rating system, and rating standard to ensure providers are continually enhancing their programs to reflect best practices and advances in cancer treatment and care from the perspective of quality, comprehensive, and patient-centered coordinated care. Both councils approve the final recommendations prior to implementation.

A copy of the agenda may be obtained by contacting: Bonnie Gaughan-Bailey at [Bonnie.Gaughan-Bailey@flhealth.gov](mailto:Bonnie.Gaughan-Bailey@flhealth.gov). For more information, you may contact: Bonnie Gaughan-Bailey at [Bonnie.Gaughan-Bailey@flhealth.gov](mailto:Bonnie.Gaughan-Bailey@flhealth.gov).

**DEPARTMENT OF HEALTH**

Division of Emergency Preparedness and Community Support  
The Division of Emergency Preparedness and Community Support, BEMO/EMS announces a public meeting to which all persons are invited.

**DATE AND TIME:** November 9th, 2016, 8:30 a.m. - 9:30 a.m. ET.

**PLACE:** <https://global.gotomeeting.com/join/651052253>

You can also dial in using your phone.

United States: +1 (571)317-3116

United States (toll-free): 1(877)309 2070

Access Code: 651-052-253

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Ongoing meetings to discuss and establish a plan of action for accomplishing the EMS State Plan's Goals and Objectives assigned to the EMSAC Data Committee.

A copy of the agenda may be obtained by contacting: Joshua Sturms at [joshua.sturms@flhealth.gov](mailto:joshua.sturms@flhealth.gov) or (850)245-4440 x2836.

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: Joshua Sturms at [Joshua.sturms@flhealth.gov](mailto:Joshua.sturms@flhealth.gov) or (850)245-4440 x2836. 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 HEALTH**

Division of Emergency Preparedness and Community Support  
The Bureau of Emergency Medical Oversight, Injury Prevention Section announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Tuesday, November 8, 2016 from 11:00 a.m.–12 Noon

**PLACE:** Call-in number: (888)670-3525; Access Code: 608-245-4114

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Safe Kids Worldwide updates, Safe Kids local coalition

updates, update on the Florida Injury and Violence Prevention Advisory Council (FIVPAC), and updates on the Florida Teen Safe Driving Coalition and Child Passenger Safety and Teen Driving Safety CoIINs.

A copy of the agenda may be obtained by contacting: Stephanie Brown, by email: [Stephanie.Brown@flhealth.gov](mailto:Stephanie.Brown@flhealth.gov) or by telephone: (850)245-4440.

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: Stephanie Brown, by email: [Stephanie.Brown@flhealth.gov](mailto:Stephanie.Brown@flhealth.gov) or by telephone: (850)245-4440. 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: Stephanie Brown, by email: [Stephanie.Brown@flhealth.gov](mailto:Stephanie.Brown@flhealth.gov) or by telephone: (850)245-4440.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** November 9, 2016, 9:30 a.m.

**PLACE:** Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

**INFINITE SOURCE COMMUNICATIONS GROUP, LLC**

The Florida Department of Transportation announces a hearing to which all persons are invited.

DATE AND TIME: November 9, 2016, 6:00 p.m. – 8:00 p.m.

PLACE: FDOT District Six Auditorium, 1000 NW 111 Avenue, Miami, FL 33172

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Florida Department of Transportation (FDOT) will be spending nearly \$3 billion over the next five years to improve transportation infrastructure in Miami-Dade and Monroe Counties. The Work Program Public Hearing will be held in order to present the District Six Five-Year Transportation Plan and allow the public to ask questions or make comments about the plan in general, as well as specific projects included in the plan.

A simultaneous webcast of the public hearing will be held online, and the live question and answer portion of the public hearings will begin at 6:45 p.m. for both live attendees and online participants. Online participants can view the hearing from anywhere via the Internet, during the dates and times listed above, by logging onto [www.fdotmiamidade.com/work-program](http://www.fdotmiamidade.com/work-program) or registering on the hearing's GoToWebinar page. Audience members will be able to make public comments and ask questions. Online viewers can submit questions or comments via email at [wpcomments@dot.state.fl.us](mailto:wpcomments@dot.state.fl.us) and will be responded to the next day.

A copy of the agenda may be obtained by contacting: Jeannette Lazo, Public Information Specialist, at (305)573-0089 or [jeannette@iscprgroup.com](mailto:jeannette@iscprgroup.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: Lisa Colmenares at (305)470-5386, in writing at FDOT 1000 NW 111 Avenue, Miami, FL 33172, or via email at [Lisa.Colmenares@dot.state.fl.us](mailto:Lisa.Colmenares@dot.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).

For more information, you may contact: Jeannette Lazo, Public Information Specialist, at (305)573-0089 or [jeannette@iscprgroup.com](mailto:jeannette@iscprgroup.com).

**INFINITE SOURCE COMMUNICATIONS GROUP, LLC**

The Florida Department of Transportation announces a hearing to which all persons are invited.

DATE AND TIME: November 15, 2016, 6:00 p.m. – 8:00 p.m.

PLACE: Marathon Government Center - Marathon BOCC, 2798 Overseas Highway (Mile Marker 50), Marathon, FL 33050

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Florida Department of Transportation (FDOT) will be spending nearly \$3 billion over the next five years to improve transportation infrastructure in Miami-Dade and Monroe Counties. The Work Program Public Hearing will be held in order to present the District Six Five-Year Transportation Plan and allow the public to ask questions or make comments about the plan in general, as well as specific projects included in the plan.

The Public Hearing will also be streamed online and on Monroe County TV Channel 76 at the same time and date listed above. Audience members will be able to make public comments and ask questions. Online viewers can submit questions or comments via email at [wpcomments@dot.state.fl.us](mailto:wpcomments@dot.state.fl.us) and will be responded to the next day.

A copy of the agenda may be obtained by contacting: Jeannette Lazo, Public Information Specialist, (305)573-0089, [jeannette@iscprgroup.com](mailto:jeannette@iscprgroup.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: Lisa Colmenares, (305)470-5386, in writing at FDOT 1000 NW 111 Avenue, Miami, FL 33172, or via email at [Lisa.Colmenares@dot.state.fl.us](mailto:Lisa.Colmenares@dot.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).

For more information, you may contact: Jeannette Lazo, Public Information Specialist, (305)573-0089 or via email at [jeannette@iscprgroup.com](mailto:jeannette@iscprgroup.com).

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Licensing

NOTICE IS HEREBY GIVEN that the Department of Agriculture and Consumer Services, Division of Licensing,

has declined to rule on the petition for declaratory statement filed by Eduardo Wolmers, on August 19, 2016. The following is a summary of the agency's declination of the petition:

Notice of the Petition for Declaratory Statement was published on August 25, 2016, in the Florida Administrative Register in Vol. 42, No. 166. The petition seeks a declaration from the Department regarding a company he intends to register with the Department of State, Division of Corporations. Petitioner asks 11 broad questions concerning the potential services provided by said company, and whether any prospective contractors and sub-contractors he solicits business from, or "broker agent" services to, would be subjected to licensure under chapter 493. The Department declined to respond to the petition because it failed to meet the requirements for a declaratory statement: Petitioner does not state, with particularity, the set of circumstances about which he is asking in relation to the applicability of a statutory provision, rule, or order of the agency he believes may apply to him. Further, the agency cannot provide a response to such questions that seek to determine the conduct of others.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: John Roberts, Government Analyst I, by mail at Department of Agriculture and Consumer Services, Division of Licensing, P.O. Box 5708, Tallahassee, Florida 32314, by phone at (850)245-5459, or by email at [John.Roberts@FreshFromFlorida.com](mailto:John.Roberts@FreshFromFlorida.com).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Alcoholic Beverages and Tobacco

NOTICE IS HEREBY GIVEN that Department of Business and Professional Regulation has received the petition for declaratory statement from Chris L Harriman on October 11, 2016. The petition seeks the agency's opinion as to the applicability of Section 565.02(4), Florida Statutes, as well as the regulations provided in Rule 61A-3.019, F.A.C. as it applies to the petitioner.

Petitioner asks for the Department's interpretation as to whether current members of a Veterans of Foreign Wars ("VFW") post or lodge can be legally served in all affiliated posts or lodges in the State of Florida, and if this is not in compliance with Section 565.02(4), Florida Statutes, as well as the regulations provided in Rule 61A-3.019, Florida Administrative Code, regarding club licenses.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)717-1183, [AGC.Filing@myfloridalicense.com](mailto:AGC.Filing@myfloridalicense.com).

Please refer all comments to: Meagan Ahmad, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)717-1218, [Meagan.Ahmad@myfloridalicense.com](mailto:Meagan.Ahmad@myfloridalicense.com). Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice. DS #: 2016-075, DBPR Ref #:2016-047430.

**DEPARTMENT OF HEALTH**

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that the Board of Massage Therapy has issued an order disposing of the petition for declaratory statement filed by Angela Lind on June 28, 2016. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 42, No. 132, of the July 8, 2016, Florida Administrative Register. The petition seeks a declaratory statement from the Board as to whether it violates Section 456.054 and 817.505(1)(a), (b), F.S. to act as an independent contractor and be compensated by another massage based company a percentage of the fee paid by the customer for a massage done by the independent contractor. The Board's Order, filed on September 13, 2016, issues a declaratory statement that the payment as outlined in the petition does not violate the provisions of Section 456.054, F.S. The Board does not have substantive jurisdiction to interpret Section 817.505, F.S.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, or by electronic mail - [Kama.Monroe@flhealth.gov](mailto:Kama.Monroe@flhealth.gov).

**DEPARTMENT OF HEALTH**

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that the Board of Massage Therapy has issued an order disposing of the petition for declaratory statement filed by Angela Lind on June 28, 2016. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 42, No. 132, of the July 8, 2016, Florida Administrative Register. The petition seeks a declaratory statement from the Board regarding Section 480.033, F.S. as to whether it is within the scope of practice of a Massage Therapist, for a Certified Lymphedema Therapist, trained in Complete Decongestive Therapy (CDT), to perform bandaging on patients with lymphedema. The Board's Order, filed on September 13, 2016, issues a declaratory statement that under the specific facts of the petition, as set forth, it is

within the scope of Petitioner's education and training to perform bandaging on patients with lymphedema.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, or by electronic mail - Kama.Monroe@flhealth.gov.

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

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

NONE

Notice of Disposition of Petition for Administrative Determination has been filed 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**

DEPARTMENT OF FINANCIAL SERVICES

**Notice of Bid/Invitation to Negotiate**

Florida Planning, Accounting, and Ledger Management  
 DFS FL PALM ITN 1617-07 Software and System Integrator  
 Services

Pursuant to section 287.057, Florida Statutes (F.S.) and Chapter 2016-66, Section 6, 2317A, Laws of Florida, the

Department of Financial Services' (Department or DFS) Florida Planning, Accounting and Ledger Management Project (Florida PALM or Project) seeks Replies to this Invitation to Negotiate (ITN) from qualified vendors (Respondents) to obtain the best and most appropriate means of providing Software and System Integrator (SSI) Services for a new financial management solution (Financial Management Solution or the Solution). The state of Florida desires an integrated, enterprise Financial Management Solution that allows the State to organize, define, and standardize its financial management processes and that complies with sections 215.90-215.96, F.S.

The purpose of this ITN is to replace the four main components of the Florida Accounting Information Resource (FLAIR) subsystem and the cash management and accounting management components of the Cash Management System (CMS). The main FLAIR components to be replaced include Central FLAIR, Departmental FLAIR, Payroll, and Information Warehouse. The Scope of Services requested is set out in Attachment B – Project Specifications and the Business Requirements presented in the Advantiv Solutions, LLC DecisionDirector® tool.

This ITN does not include any functionality that duplicates any of the other information subsystems of the Florida Financial Management Information System or Agency business processes related to any of the functions included in the personnel information system, the purchasing subsystem, or the legislative appropriations system/planning and budgeting subsystem.

Point of Contact/Purchasing Agent: All questions must be in writing and should reference the above solicitation number and title. Submit all questions to Purchasing Agent, Gloriann McInnis via email at [DFSPurchasing@myfloridacfo.com](mailto:DFSPurchasing@myfloridacfo.com)

**Reply Due Date:** On or prior to 3:00 p.m. ET, Tuesday, January 24, 2017, to the Purchasing Agent identified to the following office location:

Department of Financial Services, 200 East Gaines Street, Larson Building, Purchasing Services, Room B24, Tallahassee, Florida 32399-0317.

The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to any public meeting identified within the solicitation. **The Department will post notice of any changes regarding this solicitation or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise the notice in the**

**Florida Administrative Register (FAR).** To access the VBS go to the following web address: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

ADA Requirements: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in any meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Procurement Officer – see 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).

**PASCO-PINELLAS AREA AGENCY ON AGING**

**AREA AGENCY ON AGING OF PASCO/PINELLAS**

Contingent upon the availability of funds, the Area Agency on Aging of Pasco-Pinellas, Inc. for Planning and Service Area 5 (Pasco and Pinellas Counties), will be contracting and is soliciting sealed proposals for Older Americans Act (OAA) services for the period January 1, 2017 - December 31, 2019. Services are to be provided to eligible residents based upon age. For services in both Pasco and Pinellas Counties, proposals are being solicited for Title IIIB, Case Management; Title IIIE Screening and Assessment; and Title IIIE Education and Training. The aforementioned services will be used to stabilize approximately 110 caregiver households as well as a waitlist of over 300 individuals.

Specifications for proposals may be on Thursday, November 10th, 2016, 10:00 a.m. and at: <http://www.agingcarefl.org/2016oaaemrfp>

Letters of Intent are mandatory and due by Tuesday, November 15th, 2016 and by 12:00 Noon. Failure to submit a letter of intent is a fatal criteria whereas an application for services will not be accepted. Letters of Intent shall be submitted to:

Area Agency on Aging of Pasco-Pinellas, Inc.  
Attn: Jason Martino, Director of Planning  
9549 Koger Blvd., Ste. 100, Gadsden Bldg.  
St. Petersburg, FL 33702

Sealed proposals are due by 3:00 PM, on Monday, November 21, 2016 with a formal opening immediately following. The Area Agency on Aging reserves the right to reject any and all proposals not complying with specifications and requested information. If you have questions, please contact: Jason Martino at (727)570-9696, ext. 272.

**Section XII  
Miscellaneous**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Aquaculture

Florida Aquaculture Review Council Announcement for  
Fiscal Year 2018-2019 Call For Statements of Interest

The Florida Aquaculture Review Council announces a Call for Statements of Interest to perform aquaculture-oriented applied research projects during fiscal year 2018-2019. Statements of Interest will be critically reviewed by the Council and selected investigators invited to submit full proposals. The source of funding for projects will be a State of Florida Legislative appropriation. No dollar amount is currently set aside for aquaculture projects. Funding for projects selected by the Council is not guaranteed.

Instructions to prepare and submit a Statement of Interest are available from Serina Rocco at the Division of Aquaculture, 600 South Calhoun Street, Suite 217, Tallahassee, Florida 32399-1300. Email: [Serina.Rocco@FreshFromFlorida.com](mailto:Serina.Rocco@FreshFromFlorida.com) or call (850)617-7600.

An electronic version is available on-line at <http://www.FreshFromFlorida.com/Divisions-Offices/Aquaculture>.

The deadline for submitting a completed Statement of Interest is Friday, December 16, 2016 at 5:00 p.m. (local time).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

State Revolving Fund Program

**NOTICE OF AVAILABILITY**

**FLORIDA CATEGORICAL EXCLUSION NOTICE**

City of Sarasota

The Florida Department of Environmental Protection has determined that the City of Sarasota's project involving improvements to both the City's water and wastewater system will not adversely affect the environment. The total cost of the wastewater system is estimated at \$27,840,000 and the total cost of the water system is estimated at \$1,551,000. These projects may qualify for Clean Water State Revolving Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF) loans comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed projects that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to Pankaj Shah, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 3505, Tallahassee, Florida 32399-3000, calling (850)245-2962 or emailing [Pankaj.Shah@dep.state.fl.us](mailto:Pankaj.Shah@dep.state.fl.us).

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 Notice of Entry of Final Orders Revising Verified Lists of  
 Impaired Waters and Delisting of Waters

The Department of Environmental Protection, Division of Environmental Assessment and Restoration, gives notice that, pursuant to Section 403.067(4), Florida Statutes (F.S.), and Chapter 62-303, Florida Administrative Code (F.A.C.), a final order was entered on October 21, 2016, revising the Verified Lists of Impaired Waters for the Group 3 Basins (Caloosahatchee, Choctawhatchee – St. Andrews, Lake Worth Lagoon – Palm Beach Coast, Sarasota Bay – Peace Myakka, and Upper St. Johns) and amending the Verified Lists of Impaired Waters for the Group 1 Everglades West Coast and Suwannee basins, and the Group 2 Middle St. Johns basin. A comprehensive list of waters verified as impaired under Chapter 62-303, F.A.C., can be obtained from a link on the following webpage:  
<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>.

These revisions/amendments will be submitted to the United States Environmental Protection Agency (EPA) pursuant to Section 303(d) of the federal Clean Water Act and shall serve to update the previously approved Section 303(d) list of Florida waters.

A person whose substantial interests are affected by these final orders may petition for an administrative proceeding (hearing) under Section 120.569 and 120.57, F.S. The petition, which must contain the information identified in the full notice of rights language contained in the final order, must be filed (received by the clerk) in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, within 21 days of publication of this notice or within 21 days of receipt of written notice, whichever occurs first.

A copy of the above-referenced final orders may be obtained by contacting: Kevin O'Donnell, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3560, Tallahassee, FL 32399-2400, by calling: (850)245-8469, or at:  
[http://www.dep.state.fl.us/legal/final\\_orders/finalorders](http://www.dep.state.fl.us/legal/final_orders/finalorders)

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On October 31, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Colleen D. Urlton, L.P.N., License # PN 5202270. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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.