

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-1.099814     Principal Autonomy Pilot Program Initiative

PURPOSE AND EFFECT: The purpose of this rule is to set forth the principal autonomy pilot program pursuant to section 1011.6202, Florida Statutes, by delineating the responsibilities of the school, school district, and Florida Department of Education; establishing timelines and expectations for the program; setting forth submission and approval criteria for district proposals; and prescribing reporting requirements to review and evaluate the progress of participating districts and schools.

SUBJECT AREA TO BE ADDRESSED: State System of School Improvement and Education Accountability.

RULEMAKING AUTHORITY: 1011.6202, FS.

LAW IMPLEMENTED: 1011.6202, 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: Shannon Houston, Senior Educational Programs Director, Bureau of School Improvement, Florida Department of Education, 325 West Gaines Street, Suite 314, Tallahassee, FL 32399, (850)245-0007 or shannon.houston@fldoe.org. To request a rule development workshop, please contact Cathy Schroeder, Director, Office of Executive Management, Florida Department of Education, at (850)245-9661 or 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 NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:       RULE TITLE:

61G15-18.011     Definitions

PURPOSE AND EFFECT: The purpose of the amendment is to incorporate the Florida Fire Prevention Code into the Board's rules by reference.

SUBJECT AREA TO BE ADDRESSED: To incorporate the Florida Fire Prevention Code.

RULEMAKING AUTHORITY: 471.008, 471.013(1)(a)1., 2. FS.

LAW IMPLEMENTED: 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, (850)521-0500

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.:       RULE TITLE:

64B8-4.009       Applications

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to incorporate the revised applications for interns/residents/fellows and house physicians, and the revised temporary certificate for visiting physicians.

SUBJECT AREA TO BE ADDRESSED: Incorporation of the revised applications for interns/residents/fellows and house physicians, and the revised temporary certificate for visiting physicians.

RULEMAKING AUTHORITY: 456.031, 456.033, 458.309, 458.311, 458.313, 458.3145, 458.3151, 458.345 FS.

LAW IMPLEMENTED: 456.013(1), (13), 456.0135, 456.031, 456.033, 456.039, 456.049, 456.50, 456.0635, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.320, 458.345, 766.314 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: Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052

Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

## Section II Proposed Rules

### DEPARTMENT OF CORRECTIONS

RULE NOS.:     RULE TITLES:  
33-601.101     Incentive Gain Time  
33-601.105     Restoration of Forfeited Gain Time

PURPOSE AND EFFECT: The purpose and effect of the amendment is to ensure that rules are consistent with case law and that they clearly set forth the Department policy intended to be set forth in the rules.

SUMMARY: The rulemaking will make clear that those convicted of certain sex offenses are not eligible for incentive gain time, and it will remove several provisions directed at “violent career criminals.” Also, this rulemaking will clarify the rule regarding restoring forfeited gain time

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: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

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: 944.09, 944.275, 944.281 FS.  
LAW IMPLEMENTED: 944.09, 944.275, 944.28, 944.281, 944.801(3)(i)5. 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: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

- (1) Ineligibility.
  - (a) No inmate shall receive or accumulate incentive gain time:
    - 1. through 5. No change.
    - 6. For sentences imposed for offenses committed on or after October 1, 2014, the department may not grant incentive gain time if the offense is a violation of sections 782.04(1)(a)2.c.; 787.01(3)(a)2. or 3.; 787.02(3)(a)2. or 3.; 794.011, excluding s. 794.011(10); 800.04; 825.1025; or 847.0135(5), Florida Statutes.
      - (b) through (c) No change.
      - (2) No change.
      - (3) How credited. For inmates eligible to receive consideration under this section, the following procedures shall be used.
        - (a) Each inmate eligible for consideration for award of incentive gain time shall receive gain time evaluations based upon his institutional adjustment as reflected in evaluations from security, work and program components, if assigned. If it becomes necessary to make corrections to the inmate’s monthly security, work or program evaluations after the evaluations have already been submitted, the request for correction along with the reasons for the correction shall be submitted in writing to the department head for approval. The approved corrections shall be submitted to the classification officer or his designee who shall make the necessary changes.
          - 1. through 2. No change.
          - 3. The security and performance evaluation provides the preliminary base gain time recommendation for the inmate in the following amounts. These amounts are contingent on the performance evaluations derived from work and programs and the security evaluation unless modified in accordance with paragraph 33-601.101(3)(b), F.A.C.
            - a. No change.
            - b. When both evaluations are satisfactory, the preliminary base gain time recommendation shall be as follows:
              - (I) No change.
              - (II) An inmate convicted of an offense committed on or after 10-1-95 ~~and not sentenced as a violent career criminal~~ shall receive a preliminary base gain time recommendation of 4 days.

~~(III) An inmate convicted of an offense committed on or after 10-1-95 and sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 2 days.~~

c. When one evaluation is above satisfactory and the other is satisfactory, the preliminary base gain time recommendation shall be as follows:

(I) No change.

(II) An inmate convicted of an offense committed on or after 10-1-95 ~~and not sentenced as a violent career criminal~~ shall receive a preliminary base gain time recommendation of 6 days.

~~(III) An inmate convicted of an offense committed on or after 10-1-95 and sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 3 days.~~

d. When both evaluations are above satisfactory, the preliminary base gain time recommendation shall be as follows:

(I) through (III) No change.

(IV) An inmate convicted of an offense committed on or after 10-1-95 ~~and not sentenced as a violent career criminal~~ shall receive a preliminary base gain time recommendation of 8 days.

~~(V) An inmate convicted of an offense committed on or after 10-1-95 and sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 4 days.~~

**Preliminary Incentive Gain Time Base Recommendations  
With Performance and Security Evaluations  
for inmate convicted of an offense committed prior to 10-1-95**

S E C U R I T Y		Above Satisfactory	Satisfactory	Unsatisfactory
	Above Satisfactory	16/22	12	0
	Satisfactory	12	8	0
	Unsatisfactory	0	0	0

**PERFORMANCE**

**Preliminary Incentive Gain Time Base Recommendations  
With Performance and Security Evaluations  
for inmate convicted of an offense committed on or after  
10-1-95 and not sentenced as a  
violent career criminal**

S E C U R I T Y		Above Satisfactory	Satisfactory	Unsatisfactory
	Above Satisfactory	8	8	0
	Satisfactory	6	4	0
	Unsatisfactory	0	0	0

**PERFORMANCE**

**Preliminary Incentive Gain Time Base Recommendations  
With Performance and Security Evaluations  
for inmates convicted of an offense committed on or after  
10-1-95 and sentenced as a  
violent career criminal**

S E C U R I T Y		Above Satisfactory	Satisfactory	Unsatisfactory
	Above Satisfactory	4	3	0
	Satisfactory	3	2	0
	Unsatisfactory	0	0	0

**PERFORMANCE**

4. If an inmate has no work or program evaluation for the month the inmate shall be evaluated for the preliminary base gain time recommendation based upon the security evaluation in the following amounts unless modified in accordance with paragraph (3)(b) of this rule:

- a. No change.
- b. When the security evaluation is satisfactory, the preliminary base gain time recommendation shall be as follows:
  - (I) No change.
  - (II) An inmate convicted of an offense committed on or after 10-1-95 and not sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 2 days.

~~(III) An inmate convicted of an offense committed on or after 10-1-95 and sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 1 day.~~

c. When the security evaluation is above satisfactory, the preliminary base gain time recommendations shall be as follows:

- (I) through (III) No change.
- (IV) An inmate convicted of an offense committed on or after 10-1-95 and not sentenced as a violent career criminal shall receive a preliminary base gain time recommendation of 4 days.

~~(V) An inmate convicted of an offense committed on or after 10-1-95 and sentenced as a violent career criminal shall~~

~~receive a preliminary base gain time recommendation of 2 days.~~

**Preliminary Incentive Gain Time Base Recommendations  
Security Evaluation Only:  
Offenses committed prior to 10/1/95**

S E C U R I T Y		8/11
	Above Satisfactory	8/11
	Satisfactory	4
	Unsatisfactory	0

**Offenses committed on or after 10/1/95 and not sentenced  
as a violent career criminal:**

Above Satisfactory	4
Satisfactory	4
Unsatisfactory	0

**Offenses committed on or after 10/1/95 and sentenced as a  
violent career criminal:**

Above Satisfactory	2
Satisfactory	1
Unsatisfactory	0

- (b) through (c) No change.
- (4) through (8) No change.

Rulemaking Authority 944.09, 944.275, 944.281 FS. Law Implemented 944.09, 944.275, 944.281, 944.801(3)(i)5. FS. History—New 2-26-80, Amended 1-12-83, 1-31-85, 10-7-85, Formerly 33-11.065, Amended 4-28-87, 7-12-89, 7-17-90, 10-16-90, 10-14-91, 2-

17-93, 4-17-94, 7-17-94, 4-21-96, 6-1-97, 10-7-97, 3-11-98, 5-12-98, 7-9-98, 9-17-98, Formerly 33-11.0065, Amended 7-15-09, 4-19-10, 2-6-12, 5-27-12,\_\_\_\_\_.

33-601.105 Restoration of Forfeited Gain Time.

(1) No change.

(2) Eligibility.

(a) No change.

(b) Restoration of gain time forfeited by revocation violation of the conditions of parole, probation (offenses committed prior to 1/1/94 only), community control (offenses committed prior to 1/1/94 only), provisional release, supervised community release, conditional medical release (violations prior to 5/30/97 only), control release (violations prior to 5/30/97 only), or conditional release (violations prior to 5/30/97 only) may be considered only when there have been no new convictions for offenses that occurred during the period of release.

1. through 6. No change.

(3) No change.

Rulemaking Authority 944.09, 944.275 FS. Law Implemented 944.09, 944.275, 944.28 FS. History—New 11-27-84, Formerly 33-11.15, Amended 10-12-89, 8-29-91, 10-13-93, Formerly 33-11.015, Amended 8-30-01, 4-30-02, 4-10-08, 7-15-09, 12-24-09,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard D. Comerford, Director of Institutional Operations  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 7, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 9, 2016

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NO.: RULE TITLE:

65C-22.008 School Age Child Care

PURPOSE AND EFFECT: In an effort to ensure the health and safety of children in all levels of child care, the Department will clarify license exemptions and provide minimum standards for school-age child care facilities. The Department established a handbook format that is user friendly to include amended school-age standards.

SUMMARY: The Department developed this rule in response to public concerns that the licensure process for School-Age Child Care programs did not appropriately apply to the types of programming being provided. Providers that serve school age children exclusively believe that their programs differ from regular child care settings and believe that the standards should clearly reflect the difference. The issue of which

programs are eligible for licensure exemption is also a concern addressed with this rule development.

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: The proposed rule is cost neutral. The Department completed a Statement of Estimated Regulatory Costs (SERC) Checklist and SERC document was not required.

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: 402.305(1)(c), F.S.

LAW IMPLEMENTED: 402.305, F.S.

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

DATE AND TIME: Workshop A: December 5, 2016, 2:00 p.m. – 4:00 p.m., ET or until business is concluded, whichever is earlier

Workshop B: December 7, 2016, 1:00 p.m. – 3:00p.m., ET or until business is concluded, whichever is earlier

PLACE: Workshop A, Department of Children and Families, 1317 Winewood Boulevard, Building 4, Tallahassee, Florida 32399-0700

Workshop B, Hiawassee Branch of the Orange County Library, 7391 W. Colonial Drive, Orlando, Florida 32818

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 hours before the workshop/meeting by contacting: Cindy Campbell, Office of Child Care Regulation 1317 Winewood Boulevard, Building 6, Tallahassee, FL 32399-0700, (850)488-4900. 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: Cindy Campbell, Office of Child Care Regulation 1317 Winewood Boulevard, Building 6, Tallahassee, FL 32399-0700, (850)488-4900

## THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 65C-22.008, F.A.C. follows. See Florida Administrative Code for present text.

## 65C-22.008 School-Age Child Care.

(1) Application for licensure. Application for a license or for renewal of a license to operate a school-age child care program must be made on CF-FSP Form (insert number) , (insert date), Application for a License to Operate a School-Age Child Care Facility, which is incorporated by reference. CF-FSP Form (insert number) may be obtained from the Department's website at [www.myflfamilies.com/childcare](http://www.myflfamilies.com/childcare) or from the following link (insert link).

(2) Licensing: A school-age child care program must be licensed prior to operation and for continued operation, unless the program demonstrates that it is exempt pursuant to subsection (3), below. The license is issued in the name of the owner. The owner may be an individual, partnership, association, company or corporation, and the license must be posted in a conspicuous location where the school-age child care program is operating.

(3) Exemptions: A school-age child care program is not required to be licensed as long as the program complies with the minimum background screening requirements provided in ss.402.305 and 402.3055, Florida statutes and if the program demonstrates that conditions of one of the following criteria are met:

a. Programs on School Sites. The program is located on a public/nonpublic school site and:

1. Is operated and staffed directly by that school or through a formal agreement, such as a contract, between the school (or school district, when the latter reserves authority for such agreements) and a provider which names the school/school district as the responsible party for the operation of the program. A lease for space or user agreement, with or without the endorsement of the program by the school/school district, does not meet the formal agreement requirement.

2. Serves only the school-age children attending the school during the school day. The program may provide services during any out-of-school time, including before school, after school, on teacher planning days, holidays, and intercessions that occur during the school district's academic calendar year.

3. Follows the standards set forth by the Florida Building Code State Requirements for Public Educational Facilities pursuant to section 402.305(5), F.S., programs operated in public school facilities, regardless of the operator.

b. Instruction/Tutorial Programs. The program has a single instructional/tutorial purpose and that purpose is the only service that the program provides. Some examples of these programs include, but are not limited to, tutoring; a

computer class; a ballet class; a karate class; baseball instruction or other sport; the program cannot provide any service beyond the instructional and tutorial/academic activity and:

1. Does not cater, serve, or prepare meals. The program may choose to provide drinks and ready-to-eat snacks that are individually pre-packaged and do not require refrigeration.

2. Does not advertise or otherwise represent that the program has attributes of child care, as defined in s. 402.302(1), F.S.:

3. Enrollment information shall clearly define the duration of the instructional sessions. Session time may not exceed two hours. If tutoring is provided in multiple academic areas, the total combined session times cannot exceed three hours per day.

c. Open Access Programs. The program meets all of the following criteria:

1. Operates/Serves children for less than four hours per day; however, the program may provide services during any out-of-school time, including before school, after school, on teacher planning days, holidays, and intercessions that occur during the school district's official academic calendar year.

2. Does not advertise or otherwise represent that the program is an afterschool child care program or that the program offers supervision;

3. Allows children to enter and leave the program at any time without permission, prior arrangements, or supervision, and the program does not assume responsibility for supervision;

4. Does not provide transportation, directly or through a contract or agreement with an outside entity, during the hours of operation for the purposes of field trips;

5. Does not serve or prepare any meals, except those provided through the USDA Afterschool Meal Program (AMP) administered by the Florida Department of Health, pursuant to Section 402.305(1)(c), F.S. Programs not participating in the AMP may choose to provide drinks and ready-to-eat snacks that are individually pre-packaged and do not require refrigeration.

d. Any program providing care for school aged children that is operated by, or in affiliation with a national membership non-profit organization that certifies membership organizations meeting the terms of section 402.301, F.S., in at least ten states, that was created for the purpose of providing youth services and youth development, that charges a membership fee for children and may receive grant funding for services. Such is certified by its national association as complying with the association's purposes, procedures, minimum standards and mandatory requirements. The program must notify the Department prior to operating and annually, thereafter, of any operation of before school, after

school or out of school time programs, provide verification of certification and good standing by its national association, and complete an annual attestation for compliance with background screening requirements. Failure by a program to comply with such reporting, providing required verifications, and screening requirements shall result in the loss of the program's exemption from licensure.

e. The program provides child care exclusively for children in grades six and above.

(4) School-Age Child Care Standards. School age child care programs must follow the standards found in the "School-Age Child Care Licensing Handbook (insert date), incorporated herein by reference. The handbook may be obtained from the Department's website at www.myflfamilies.com/childcare or from the following link (insert link).

(5) Definitions for terms used in this rule are contained in the "School-Age Child Care Licensing Handbook (insert date).

Rulemaking Authority 402.305 FS. Law implemented 402.305 FS. History-New 9-12-04, Amended 4-12-07, 5-1-08, 1-13-10, 8-1-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Samantha Wass de Czege, Office of Child Care Regulation  
1317 Winewood Boulevard, Building 6, Tallahassee, FL  
32399-0700, (850)488-4900

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Secretary Mike Carroll, Department of Children and Families

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 04, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 2/3/2016 Vol. 42/22

**Section III**

**Notice of Changes, Corrections and Withdrawals**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**

RULE NO.: RULE TITLE:  
61N-2.0111 Application for Nonresident Prescription Drug Manufacturer- Virtual Permit

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 205, October 20, 2016 issue of the Florida Administrative Register.

The Summary is corrected to read:

SUMMARY: The proposed rule adopts and incorporates the division's permitting application for nonresident virtual prescription drug manufacturer permits.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**

RULE NO.: RULE TITLE:  
61N-2.0141 Application for Prescription Drug Manufacturer- Virtual Permit

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 204, October 19, 2016 issue of the Florida Administrative Register.

The Summary is corrected to read:

SUMMARY: The proposed rule adopts and incorporates the division's permitting application for resident virtual prescription drug manufacturers.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**

RULE NO.: RULE TITLE:  
61N-2.0151 Application for Nonresident Prescription Drug Repackager Permit

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 223, November 16, 2016 issue of the Florida Administrative Register.

The Summary is corrected to read:

SUMMARY: The proposed rule adopts and incorporates the division's permitting applications for nonresident prescription drug re-packagers.

**Section IV**

**Emergency Rules**

**NONE**

**Section V**

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

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-24.201 Year-Round Landscape Irrigation Conservation Measures

The South Florida Water Management District (District) hereby gives notice that on November 16, 2016, the District issued an Order Granting Variance under Section 120.542, Florida Statutes (Fla. Stat.), (Order No. 2016-079-DAO-WU) to the City of Coconut Creek, in Broward County. The Petition for Variance was received by the District on June 24, 2016. Notice of receipt of the Petition requesting the variance was published in the Florida Administrative Register, Vol. 42, No. 126, on June 29, 2016. No public comment was received. Specifically the Order grants a Variance from Section 40E-24.201, Florida Administrative Code (Fla. Admin. Code), which states that irrigation of existing landscaping shall be conducted on specific days. Generally, the Order sets forth the basis of the District’s decision to grant the Variance, as follows: 1) the Petitioner has demonstrated that the use of the advanced technology irrigation system on its specified properties will achieve the purpose of the statutes underlying Chapter 40E-24, Fla. Admin. Code; 2) the Petitioner has demonstrated that it will experience substantial technological hardship if it is required to comply; and 3) the District has reasonable assurance that the granting of this Variance will be consistent with statutory requirements.

A copy of the Order or additional information may be obtained by contacting: the South Florida Water Management District’s Water Resource Regulation Department during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6911 or by email to: [permits@sfwmd.gov](mailto:permits@sfwmd.gov) or by accessing the District’s website: [www.sfwmd.gov](http://www.sfwmd.gov) using the Application/Permit Search on the ePermitting page.

---

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-24.201 Year-Round Landscape Irrigation Conservation Measures

The South Florida Water Management District (District) hereby gives notice that on November 16, 2016, the District issued an Order Granting Variance under Section 120.542, Florida Statutes (Fla. Stat.), (Order No. 2016-080-DAO-WU) to the County of Palm Beach, in Palm Beach County. The Petition for Variance was received by the District on July 11, 2016. Notice of receipt of the Petition requesting the variance was published in the Florida Administrative Register, Vol. 42, No. 137, on July 15, 2016. No public comment was received. Specifically the Order grants a Variance from Section 40E-24.201, Florida Administrative Code (Fla. Admin. Code), which states that irrigation of existing landscaping shall be conducted on specific days. Generally, the Order sets forth the basis of the District’s decision to grant the Variance, as

follows: 1) the Petitioner has demonstrated that the use of the advanced technology irrigation system on its specified properties will achieve the purpose of the statutes underlying Chapter 40E-24, Fla. Admin. Code; 2) the Petitioner has demonstrated that it will experience substantial technological hardship if it is required to comply; and 3) the District has reasonable assurance that the granting of this Variance will be consistent with statutory requirements.

A copy of the Order or additional information may be obtained by contacting: The South Florida Water Management District’s Water Resource Regulation Department during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6911 or by email to: [permits@sfwmd.gov](mailto:permits@sfwmd.gov) or by accessing the District’s website: [www.sfwmd.gov](http://www.sfwmd.gov) using the Application/Permit Search on the ePermitting page.

---

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-24.201 Year-Round Landscape Irrigation Conservation Measures

The South Florida Water Management District (District) hereby gives notice that on November 16, 2016, the District issued an Order Granting Variance under Section 120.542, Florida Statutes (Fla. Stat.), (Order No. 2016-081-DAO-WU) to the Town of Jupiter, in Palm Beach County. The Petition for Variance was received by the District on August 29, 2016. Notice of receipt of the Petition requesting the variance was published in the Florida Administrative Register, Vol. 42, No. 170, on August 31, 2016. No public comment was received. Specifically the Order grants a Variance from Section 40E-24.201, Florida Administrative Code (Fla. Admin. Code), which states that irrigation of existing landscaping shall be conducted on specific days. Generally, the Order sets forth the basis of the District’s decision to grant the Variance, as follows: 1) the Petitioner has demonstrated that the use of the advanced technology irrigation system on its specified properties will achieve the purpose of the statutes underlying Chapter 40E-24, Fla. Admin. Code; 2) the Petitioner has demonstrated that it will experience substantial technological hardship if it is required to comply; and 3) the District has reasonable assurance that the granting of this Variance will be consistent with statutory requirements.

A copy of the Order or additional information may be obtained by contacting: The South Florida Water Management District’s Water Resource Regulation Department during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6911 or by email to:



permits@sfwmd.gov or by accessing the District’s website: www.sfwmd.gov using the Application/Permit Search on the ePermitting page.

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 November 8, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Caraballo Lunch Truck Inc. located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 42, No. 219, F.A.R., on November 9, 2016. The Order for this Petition was signed and approved on November 17, 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 that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

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 BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

NOTICE IS HEREBY GIVEN that on November 15, 2016, the Florida Real Estate Appraisal Board, received a petition for variance from paragraph 61J1-4.010(1)(c), F.A.C., filed by Lawrence Hank Zegers. Petitioner requested a variance from the requirement that supervisory appraisers shall have been state-certified for a minimum of four (4) years prior to being eligible to become a supervisory appraiser and that the supervisory appraisers shall be in good standing in the same jurisdiction in which the trainee appraiser practices for a minimum of four (4) years. Comments on this petition should be filed with Juana Watkins, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801, (850)487-1395 or by electronic mail: Juana.Watkins@myfloridalicense.com, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juana Watkins, Executive Director, Florida Real Estate Appraisal Board, at the above address.

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 August 29, 2016, by Mary F. Lewinski. The Notice of Petition for Waiver or Variance was published in Vol. 42, No. 178, of the September 13, 2016 Florida Administrative Register. Petitioner sought a variance or waiver of 64B7-32.003, F.A.C., regarding the 500 hour minimum requirement for board approved massage schools. The Board considered the instant Petition at a duly-noticed public meeting held on October 21, 2016, in Orlando, Florida. The Board’s Order, filed on November 4, 2016, found that the applicant meets the purpose of the underlying statute and approves the petition for waiver or variance of Rule 64B7-32.003, F.A.C.

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 August 29, 2016, by Mary F. Lewinski. The Notice of Petition for Waiver or Variance was published in Vol. 42, No. 178, of the September 13, 2016 Florida Administrative Register. Petitioner sought a variance or

waiver of 64B7-32.003, F.A.C., regarding the 500 hour minimum requirement for board approved massage schools. The Board considered the instant Petition at a duly-noticed public meeting held on October 21, 2016, in Orlando, Florida. The Board's Order, filed on November 4, 2016, found that the applicant meets the purpose of the underlying statute and approves the petition for waiver or variance of Rule 64B7-32.003, F.A.C.

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](mailto:Kama.Monroe@flhealth.gov).

## Section VI

### Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

The Division of Plant Industry / Honeybee Technical Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 8, 2016, 1:00 p.m. – 4:00 p.m.

PLACE: Doyle Conner Building Auditorium, 1911 SW 34th Street, Gainesville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Approval of previous meeting minutes.

New board member: Ted Miksa

Elect a new Chairman

Panel discussion - bee industry changes

Jeanette Klopchin will speak on bee protection

Dr. Jamie Ellis will review research projects

A copy of the agenda may be obtained by contacting: David Westervelt, (352)395-4636.

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Seed Investigation and Conciliation Council announces an informal public hearing to which all persons are invited.

DATE AND TIME: November 29, 2016, 10:00 a.m.

PLACE: Gulf Coast Research and Education Center, 14625 CR 672, Wimauma, FL 33598

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Seed Hearing concerning Zucchini Squash Variety Respect.

A copy of the agenda may be obtained by contacting: Dale Dubberly, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7984, [Dale.dubberly@freshfromflorida.com](mailto:Dale.dubberly@freshfromflorida.com).

For more information, you may contact: Neil Richmond, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7862, [Neil.richmond@freshfromflorida.com](mailto:Neil.richmond@freshfromflorida.com).

#### DEPARTMENT OF EDUCATION

State Board of Education

The Blind Services Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 7, 2016, 2:00 p.m.

PLACE: Telephone conference number: 1(888)670-3525, participant passcode: 1242528392#

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Regular Board Meeting.

A copy of the agenda may be obtained by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, Telephone: (850)245-0329, Email: [Selena.Sickler@dbs.fldoe.org](mailto:Selena.Sickler@dbs.fldoe.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 7 days before the workshop/meeting by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, [Selena.Sickler@dbs.fldoe.org](mailto:Selena.Sickler@dbs.fldoe.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: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, Telephone: (850)245-0329, Email: [Selena.Sickler@dbs.fldoe.org](mailto:Selena.Sickler@dbs.fldoe.org).

#### DEPARTMENT OF TRANSPORTATION

The Commercial Motor Vehicle Review Board announces a public meeting to which all persons are invited.

DATE AND TIME: December 8, 2016, 8:30 a.m.

PLACE: Florida Dept. of Transportation - Auditorium, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Heather Nelson, Executive Assistant, Commercial Motor Vehicle Review Board, 605 Suwannee Street, MS 90, Tallahassee, FL 32399.

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: Heather Nelson. 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).

**METROPOLITAN PLANNING ORGANIZATIONS**

Martin Metropolitan Planning Organization  
 The Local Coordinating Board-Transportation Disadvantaged announces a public meeting to which all persons are invited.

DATE AND TIME: December 5, 2016, 10:00 a.m.  
 PLACE: Administration Center, 2401 SE Monterey Road, 4th Floor Workshop Conference Room, Stuart, FL 34996

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Consideration of Transportation services for the transportation disadvantaged.

A copy of the agenda may be obtained by contacting: [www.martinmpo.com](http://www.martinmpo.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: Bolivar Gomez, Planner, Title VI/Non-discrimination contact, (772)288-5412. 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: Bolivar Gomez, Planner, Title VI/Non-discrimination contact, (772)288-5412.

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

**RULE NOS.:RULE TITLES:**

40D-8.041 Minimum Flows  
 40D-8.624 Guidance and Minimum Levels for Lakes

The Southwest Florida Water Management District announces public meetings to which all persons are invited.

DATE AND TIME: November 29, 2016, 2:00 p.m. – 4:00 p.m.

DATE AND TIME: December 6, 2016, 2:00 p.m. – 4:00 p.m.

DATE AND TIME: December 13, 2016, 2:00 p.m. – 4:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 7169306632 #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 The South Florida, St. Johns River, and Southwest Florida water management districts are conducting independent scientific peer review of their work to expand the East Central Florida Transient Groundwater Model in support of the 2020 Regional Water Supply Plan for the Central Florida Water Initiative (CFWI) area, including the southern portion of Lake and all of Orange, Osceola, Polk and Seminole counties. PURSUANT TO SECTION 373.042(5), FLORIDA STATUTES, THE MODEL MAY BE ADOPTED BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, MAY BE USED FOR THE DEVELOPMENT OF MULTIPLE MFLS, AND THEREFORE MAY APPLY TO MORE THAN ONE WATER MANAGEMENT DISTRICT. Information to be reviewed, supporting documents, and review comments and documents produced by the peer review panel, as well as comments from stakeholders, will be accessible at <http://cfwiwater.com/> by clicking on Steering committee and technical teams and then Hydrologic analysis under Working groups. The focus of these teleconferences/workshops is to discuss review of the Conceptual Model Document and plan for upcoming meetings. These teleconferences/workshops are the fifth, sixth, and seventh such events for the ECFTX model whereby peer reviewers are working together with the goal of collectively developing a single peer-review report. The District invites stakeholders to participate on November 29, December 6, and December 13, 2016, to discuss peer review panel and stakeholder comments received during the workshops. The minutes from each will be available for review, at the website above, within one week following the date of the teleconference.

**NOTE:** One or more members of the District’s Governing Board may attend this meeting.

A copy of the agenda may be obtained by contacting: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or [Mark.Barcelo@watermatters.org](mailto:Mark.Barcelo@watermatters.org), or by clicking on “Meetings and Events” on the CFWI website at <http://cfwiwater.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 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, 1(800)423-1476 (FL only), ext. 4703 or email to [ADACoordinator@swfwmd.state.fl.us](mailto:ADACoordinator@swfwmd.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: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Mark.Barcelo@wattermatters.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Quality Assurance

RULE NO.: RULE TITLE:

59A-1.005 Standards for OPOs, Tissue Banks and Eye Banks

The Agency for Health Care Administration announces a workshop to which all persons are invited.

DATE AND TIME: December 12, 2016, 1:00 p.m. – 3:00 p.m., ET

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Standards for organ, tissue and eye procurement organizations. A copy of the agenda may be obtained by contacting: Zachary Masters at (850)412-4374 or zach.masters@ahca.myflorida.com.

Public comments will be accepted by the Agency prior to and at the workshop. Comments must be provided to Zachary Masters, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida 32308 or via email at zach.masters@ahca.myflorida.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: Zachary Masters, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)412-4374. 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).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Quality Assurance

RULE NO.: RULE TITLE:

59A-7.020 Definitions

The Agency for Health Care Administration announces a workshop to which all persons are invited.

DATE AND TIME: December 12, 2016, 10:00 a.m. – 11:00 a.m., ET

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Definitions related to Clinical Laboratory licensure. A copy of the agenda may be obtained by contacting: Zachary Masters at (850)412-4374 or zach.masters@ahca.myflorida.com.

Public comments will be accepted by the Agency prior to and at the workshop. Comments must be provided to Zachary Masters, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida 3230 or via email at zach.masters@ahca.myflorida.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: Zachary Masters, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)412-4374. 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 ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2016, 9:30 a.m. – 12:30 p.m.

PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr., Osprey, FL 34229 or by calling (941)882-7206.

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: Chris Oliver, (941)882-7206. 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.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2016, 8:00 a.m.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board website at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or calling (850)245-4135.

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 10 days before the workshop/meeting by contacting: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or calling (850)245-4135. 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: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or call (850)245-4135.

---

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine - Probation Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, December 1, 2016, 10:00 a.m.

**PLACE:** Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Compliance Management Unit at (850)245-4268 for more information.

A copy of the agenda may be obtained by contacting: Shaila Washington at (850)245-4268 or by email at [MQA.MedicalComplianceOfficer@flhealth.gov](mailto:MQA.MedicalComplianceOfficer@flhealth.gov).

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 10 days before the workshop/meeting by contacting: Shaila Washington at (850)245-4268 or by email

at [MQA.MedicalComplianceOfficer@flhealth.gov](mailto:MQA.MedicalComplianceOfficer@flhealth.gov). 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: Shaila Washington at (850)245-4268 or by email at [MQA.MedicalComplianceOfficer@flhealth.gov](mailto:MQA.MedicalComplianceOfficer@flhealth.gov).

---

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine – Council on Physician Assistants announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, December 1, 2016, 1:00 p.m.

**PLACE:** Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board website at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or call (850)245-4135.

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 10 days before the workshop/meeting by contacting: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or call (850)245-4135. 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: Wendy Alls at [wendy.alls@flhealth.gov](mailto:wendy.alls@flhealth.gov) or call (850)245-4135.

---

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine - Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2016, immediately following the Council on Physician Assistants Meeting.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746

The hotel phone #: (407)597-4000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or call at (850)245-4132.

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 10 days before the workshop/meeting by contacting: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or call at (850)245-4132. 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: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or call at (850)245-4132.

---

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine - Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2016, immediately following the Rules/Legislative Committee Meeting.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations.

A copy of the agenda may be obtained by contacting: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or calling call at (850)245-4132.

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 10 days before the workshop/meeting by contacting: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or call at (850)245-4132. 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: Crystal Sanford at [crystal.sanford@flhealth.gov](mailto:crystal.sanford@flhealth.gov) or call at (850)245-4132.

---

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine – Expert Witness Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2016, immediately following the Surgical Care/Quality Assurance Committee Meeting.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or calling (850)245-4137.

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 10 days before the workshop/meeting by contacting: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or call (850)245-4137. 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: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or call (850)245-4137.

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine – Full Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 2, 2016, 8:00 a.m.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, Florida 34746, (407)597-4000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the board. The Board of Medicine announces that certain committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information

A copy of the agenda may be obtained by contacting: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or call (850)245-4137.

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 10 days before the workshop/meeting by contacting: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or call (850)245-4137. 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: Rebecca Hewett at [Rebecca.Hewett@flhealth.gov](mailto:Rebecca.Hewett@flhealth.gov) or call (850)245-4137.

#### DEPARTMENT OF HEALTH

##### Board of Medicine

The Board of Medicine - Probable Cause Panel North announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 16, 2016, 2:30 p.m.

PLACE: Meet-Me #: 1(888)670-3525, Participation Code: 125-528-7056

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Jacoyia Hill at (850)245-4444, ext. 8215 or email her at [jacoyia.hill@flhealth.gov](mailto:jacoyia.hill@flhealth.gov).

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 10 days before the workshop/meeting by contacting: Jacoyia Hill at (850)245-4444, ext. 8215 or email her at [jacoyia.hill@flhealth.gov](mailto:jacoyia.hill@flhealth.gov). 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: Jacoyia Hill at (850)245-4444, ext. 8215 or [jacoyia.hill@flhealth.gov](mailto:jacoyia.hill@flhealth.gov).

#### FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The Florida Automobile Joint Underwriting Association announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 29, 2016, 10:00 a.m.

PLACE: Toll-free-dial-in: 1(877)826-6967; Conference ID Number: 2867636526#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The FAJUA ad hoc Vendor Review Committee will review the last and final offer, with regards to compensation, from Policy Administration respondents; prepare final recommendations for the Board of Governors and any other matters that may come before the Committee.

A copy of the agenda may be obtained by contacting: Sharon Neal, 1425 Piedmont Drive, East, Suite 201-A, Tallahassee, Florida 32308, (850)681-2003, [sneal@fajua.org](mailto:sneal@fajua.org).

#### FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc. Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 30, 2016, 12:30 p.m.

PLACE: JTS Enterprises of Tampa, Ltd, 4908 W. Nassau Street, Tampa, Florida 33607

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

A copy of the agenda may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida 32308, (850)222-1882.

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 2 days before the workshop/meeting by contacting: Jane Strickland, Administrative Assistant, Florida Self-Insurers Guaranty Association at (850)222-1882. 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).

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC**

The FWCJUA Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 28, 2016, 3:00 p.m., Eastern Time

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include the 2017 reinsurance program options and a reinsurance program update.

A copy of the agenda may be obtained by contacting: Ms. Coyne or at [www.fwcjua.com](http://www.fwcjua.com).

**SANTA FE COMMUNITY COLLEGE**

The FDLE Region IV Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2016, 10:00 a.m.

PLACE: Santa Fe College Institute of Public Safety Boardroom, 3737 NE 39th Avenue, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and approval of the 17-18 operating budget; Region IV training center reports.

A copy of the agenda may be obtained by contacting: Kathyleen Hardage: [kathyleen.hardage@sfcollge.edu](mailto:kathyleen.hardage@sfcollge.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 4 days before the workshop/meeting by contacting: Kathyleen Hardage (352)271-2901. 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).

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Francis N. Fulcher, In Re: Bayou Village Condominium Association, Inc., Docket No. 2016051925, filed on November 4, 2016. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(d)1., Florida Statutes and Section 718.112(2)(d)2., Florida Statutes, as it applies to the petitioner. Whether a properly noticed annual members' meeting meets the requirements of Section 718.112(2)(d)1., Florida Statutes, if there is less than a quorum present? What is the remedy if a properly noticed annual members' meeting at which less than a quorum is present does not meet the requirements of Section 718.112(2)(d)1., Florida Statutes? Whether the Directors, whom terms expire at such annual meeting pursuant to Section 718.112(2)(d)2., Florida Statutes, remain in office until a proper members' meeting is held?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539; [Danielle.Walker@myfloridalicense.com](mailto:Danielle.Walker@myfloridalicense.com).

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.



DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that Board of Nursing has issued an order disposing of the petition for declaratory statement filed by Jeffrey Wayne Arnovitz on May 25, 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. 105, of the May 31, 2016 Florida Administrative Register. Petitioner seeks the agency's opinion as to the applicability of 464.003(2), (3) and 464.012(2), F.S. and Rules 64B9-4.001(14) and 64B9-4.010, F.A.C., as it applies to the Petitioner. The Petitioner seeks a Declaratory Statement with regard to whether he may, within the scope of practice of a licensed ARNP, provide services to patients located in Florida from Petitioner's Ohio practice locations, through audio and video communications. The Board's Order, filed on November 2, 2016, finds there is no prohibition against providing advanced practice nursing services by audio or video communications if those services are provided in compliance with acceptable and prevailing nursing practice and the practitioner holds a license to practice in Florida.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@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 EDUCATION

University of Florida

Advertisement for Professional Services

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-221, Norman Hall Rehabilitation & Conference Center Addition (Gainesville, FL)

The project consists of the exterior rehabilitation and interior renovation of historic Norman Hall for the University of Florida College of Education. Norman Hall, originally known as P.K. Yonge Laboratory School, is an historic academic building on the eastern campus of the University of Florida. It was designed by architect Rudolph Weaver and constructed in 1932. It was added to the U.S. National Register of Historic Places in 1990. The program includes the rehabilitation of the 80,000 GSF Norman Hall, plus the addition of a new 6,800 GSF (approximate) stand-alone conference center. The rehabilitation will include upgrades to the building MEPF systems, the building envelope and glazing systems, ADA and other code compliance. In addition, the interior of the Norman Educational Library (1st and 2nd levels) will be renovated to enhance the indoor air quality, ADA and code compliance, technology and aesthetics.

The estimated construction budget for the entire project is approximately \$24M. The project will be delivered using the Construction manager At-Risk method and construction shall be fast tracked to begin in Summer of 2017. GOLD LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory. Platinum is preferred.

The selected firm will need to have knowledge of and proven track records for working on other historic building rehabilitation projects and shall provide design, construction documents and construction administration services including post occupancy for the referenced project. Plans and specifications for University of Florida projects are

subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection, structural, and civil engineering consultants for this project and will be provided as a part of Basic Services. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, and Workers' Compensation.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the PQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant firm and all engineering and landscape architecture consultants (firms) from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected professional must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific PQS forms, instructions, Project Fact Sheet, facilities program, UF Design and Commissioning Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide submittals as prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 p.m. local time, on December 14, 2016. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction  
245 Gale Lemerand Drive / P.O. Box 115050  
Gainesville, FL 32611-5050  
Telephone: 352-273-4000  
Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu)

---

## Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Division of Water Resource Management  
STATE OF FLORIDA

### DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF INTENT TO GRANT A WATER QUALITY CRITERIA EXEMPTION

The Department of Environmental Protection gives notice of its intent to grant an exemption from the Class G-II groundwater standard for sodium pursuant to Rule 62-520.500, Florida Administrative Code (F.A.C.), as part of industrial wastewater (IWW) Permit Number FLA184713 to the Tampa Electric Company (TEC), Bayside Power Station located in Hillsborough County at 3602 Port Sutton Road, Tampa, Florida 33619. The exemption is for the permitted discharge of treated industrial wastewater to Class G-II groundwater.

On June 3, 2016, the Department received an application from TEC for renewal of IWW Permit Number FLA184713. The exemption will be incorporated into IWW Permit Number FLA184713, which expires on April 27, 2021, and approved for the duration of said permit. A petition for any future renewal of this exemption must be submitted by the applicant in conjunction with renewal of IWW Permit Number FLA184713.

A person whose substantial interests are affected by the Department's proposed exemption decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within 21 days of publication of this notice. The petitioner must mail a copy of the petition to the applicant Mr. Stanley Kroh, Manager, Land and Water Programs, Tampa Electric Company, Post Office Box 111, Tampa, Florida, 33601-0111 at the time of filing.

The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will only be at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information, as required by Rule 28-106.201, F.A.C.

(a) The name and address of each agency affected and each agency's file or identification number, if known;

(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including specific facts the petitioner contends warrant reversal or modification of the Department action;

(f) A statement of the specific rules and statutes the petitioner contends requires reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petition have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department's Tallahassee Office, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; telephone Mr. David James, P.G., at (850)245-8648.

---

### 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.

---