

Section II
Proposed Rules

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-2.017 Time for Payment of Civil Penalties

PURPOSE AND EFFECT: The Board proposes the rule repeal because the rule language will be added to Rule 64B13-15.002, F.A.C. and will make this rule repetitive and redundant.

SUMMARY: The rule repeal is necessary because the rule language will be added to Rule 64B13-15.002 and will make this rule repetitive and redundant.

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: 456.072(4), 463.005 FS.

LAW IMPLEMENTED: 456.072(4), 463.016(2) 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-2.017 Time for Payment of Civil Penalties (Repealed)

Rulemaking Specific Authority 456.072(4), 463.005 FS. Law Implemented 456.072(4), 463.016(2) FS. History—New 12-11-79, Amended 7-29-85, Formerly 21Q-2.17, Amended 7-11-88, Formerly 21Q-2.017, 61F8-2.017, 59V-2.017, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DEPARTMENT OF HEALTH

Board of Optometry

RULE NOS.: RULE TITLES:

64B13-4.004 Manner of Application

64B13-4.007 Optometry Faculty Certificate

64B13-4.009 Dispensing Practitioner Registration

PURPOSE AND EFFECT: The Board proposes the rule amendment to 64B13-4.004, F.A.C. to delete unnecessary language and to renumber the rule accordingly; the proposed rule amendment to 64B13-4.007, F.A.C. will incorporate form DH-MQA 1134 into the rule and delete unnecessary language from the rule; the proposed rule amendment to 64B13-4.009, F.A.C., will incorporate form DH-MQA 1137 into the rule and delete unnecessary language from the rule.

SUMMARY: The rule amendment for 64B13-4.004, F.A.C., will delete unnecessary language and to renumber the rule accordingly; the proposed rule amendment to 64B13-4.007, F.A.C. will incorporate form DH-MQA 1134 into the rule and delete unnecessary language from the rule; the proposed rule amendment to 64B13-4.009, F.A.C., will incorporate form DH-MQA 1137 into the rule and delete unnecessary language from the rule.

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: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-4.004 Manner of Application

~~(1) Any person desiring to be licensed as a certified optometrist shall apply to the department. The board will determine if an applicant qualifies for licensure. The board will approve an applicant for licensure as a certified optometrist who:~~

~~(a) Completes the application forms as required in subsection (2) below and remits the required fees to the department.~~

~~(b) Submits satisfactory proof that the applicant:~~

- ~~1. Is at least 18 years of age.~~
- ~~2. Is of good moral character.~~
- ~~3. Has graduated from a school or college of optometry approved by the board which has been accredited by the Accreditation Council on Optometric Education (ACOE) and which remains accredited by ACOE.~~
- ~~4. Has successfully completed at least 110 hours of transcript quality course work and clinical training in general and ocular pharmacology at an institution that:~~
 - ~~a. Has facilities for both didactic and clinical instruction in pharmacology; and~~
 - ~~b. Is accredited by a regional or professional accrediting organization that is recognized and approved by the Commission on Recognition of Postsecondary Accreditation or the United States Department of Education.~~

~~5. Has completed at least 1 year of supervised experience in differential diagnosis of eye disease or disorders as part of the optometric training or in a clinical setting.~~

~~6. Has successfully completed all parts of the licensure examination required by Rule 64B13-4.001, F.A.C.~~

~~6. Has successfully completed all parts of the licensure examination required by Rule 64B13-4.001, F.A.C.~~

~~(1)(2) No change~~

~~(2)(3) No change~~

~~(3)(4) No change~~

Rulemaking Authority 463.005, 463.006(2), 463.013(7) FS. Law Implemented 456.013(7), 456.0635, 463.002(3)(c), 463.006(1)(b), (2) FS. History—New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03, 11-16-05, 10-30-08, 8-30-09, 10-18-10, 9-8-13, 2-27-14, 8-12-14,

64B13-4.007 Optometry Faculty Certificate

To obtain a optometric faculty certificate pursuant to Section 463.007, F.S., the applicant must submit an Initial Optometry Faculty Certificate Application, form number DH-MQA 1134, (5/10) which is hereby incorporated by reference and can be obtained from the board office or at:<http://www.floridaasoptometry.gov> or <http://www.flrules.org/Gateway/reference.asp?No=Ref-04461>. ~~herein by reference and the fees set forth in Rule 64B13-6.001, F.A.C. The form is available from the Board office or website: <http://www.doh.state.fl.us/mqa/optometry>.~~ Rulemaking Authority 463.005 FS. Law Implemented 463.0057 FS. History—New 4-2-09, Amended 10-18-10,_____.

64B13-4.009 Dispensing Practitioner Registration

To register as a dispensing practitioner, the licensee must submit a Dispensing Practitioner Registration, form number DH-MQA 1137, (8/08) which is hereby incorporated by reference and can be obtained from the board office or at: <http://www.floridasoptometry.gov> or <http://www.flrules.org/Gateway/reference.asp?No=Ref-04461>. ~~and the fees set forth in Rule 64B13-6.003, F.A.C. The form is incorporated by reference herein and available from the Board office _____ or _____ website: <http://www.doh.state.fl.us/mqa/optometry/index.html>.~~ Rulemaking Authority 463.005 FS. Law Implemented 465.0276 FS. History—New 3-31-09, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 3, 2016

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-6.001
RULE TITLE: Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete reference to fees that are stated in the application and to renumber the rule accordingly.

SUMMARY: The rule amendment will delete reference to fees that are stated in the application and renumber the rule accordingly.

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: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-6.001 Fees

The following fees are prescribed by the Board:

~~(1) The initial licensure fee shall be \$300.00.~~

~~(1)(2) No change~~

~~(2)(3) No change~~

~~(3)(4) No change~~

~~(5) The application fee for certification as a certified optometrist shall be \$250.00.~~

~~(4)(6) No change~~

~~(7) The application fee for a faculty certificate shall be \$100.00.~~

~~(8) The initial license fee for a faculty certificate shall be \$100.00.~~

~~(5)(9) No change~~

~~(6)(10) No change~~

~~(11) The fee to be paid for the laws and rules examination for licensees who either have to reactivate their license or are required pursuant to paragraph 64B13-7.005(1)(h), F.A.C., is one hundred dollars (\$100).~~

~~(7)(12) No change~~

~~(8)(13) No change~~

~~(9)(14) No change~~

Rulemaking Authority 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS. Law Implemented 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 FS. History—New 12-13-79, Amended 2-14-82, 8-18-82, 12-2-82, 5-6-84, 7-29-85, Formerly 21Q-6.01, Amended 11-20-86, 7-21-88, 2-5-90, 5-29-90, 7-10-91, 4-14-92, 7-1-93, Formerly 21Q-6.001, Amended 1-24-94, Formerly 61F8-6.001, Amended 12-22-94, 2-13-95, 4-5-95, 5-29-95, 12-31-95, Formerly 59V-6.001, Amended 12-24-97, 3-21-00, 11-18-01, 5-9-02, 9-10-02, 7-3-03, 10-30-03, 8-29-04, 9-20-05, 11-16-05, 10-28-09, 11-5-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: February 3, 2016

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-7.005
RULE TITLE: Terms of Probation

64B13-7.005 Terms of Probation

PURPOSE AND EFFECT: The Board proposes the rule amendment to add language originally found in 64B13-7.007, F.A.C., for the cost of probation to the rule.

SUMMARY: The rule amendment will add language for the cost of probation to the rule.

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: 463.005 FS.

LAW IMPLEMENTED: 456.072(2),(4), 456.076 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-7.005 Terms of Probation

(1) through (2) No change

(3) All costs of probation, including the supervisor/monitor and any required testing or treatment shall be the responsibility of the licensed practitioner who is the subject of the final order imposing terms of probation.

Rulemaking Authority 463.005 FS. Law Implemented 456.072(2), (4), 456.076 FS. History—New 7-18-90, Formerly 21Q-7.005, 61F8-7.005, Amended 11-29-94, 5-29-95, Formerly 59V-7.005, Amended 7-21-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 3, 2016

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-7.007 Costs of Probation

PURPOSE AND EFFECT: The Board proposes to repeal Rule 64B13-7.007, F.A.C. because the language for this rule will be added to rule 64B13-7.005, F.A.C. “Terms of Probation.”

SUMMARY: The repeal of Rule 64B13-7.007, F.A.C. is necessary because the language for this rule was added to Rule 64B13-7.005, F.A.C., “Terms of Probation.”

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: 463.005 FS.

LAW IMPLEMENTED: 456.072(4) 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-7.007 Costs of Probation (Repealed)

Rulemaking Specific Authority 463.005 FS. Law Implemented 456.072(4,) FS. History—New 7-18-90, Formerly 21Q-7.007, 61F8-7.007, 59V-7.007, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-10.002 RULE TITLE: Administration and Prescription of Ocular Pharmaceutical Agents

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete language that will be added to Rule 64B13-3.010, F.A.C., Standards of Practice and to renumber the rule accordingly.

SUMMARY: The rule amendment will delete language that will be added to Rule 64B13-3.010, F.A.C., Standards of Practice and to renumber the rule accordingly.

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: 463.005(1), 463.0055 FS.
 LAW IMPLEMENTED: 463.0055, 463.012, 463.016(1)(g), (k) FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-10.002 Administration and Prescription of Ocular Pharmaceutical Agents

~~(1) Only a certified optometrist may administer and prescribe ocular pharmaceutical agents. A licensed practitioner who is not certified may use topically applied anesthetics solely for the purpose of glaucoma examinations, but is otherwise prohibited from administering or prescribing ocular pharmaceutical agents. Certified optometrists may administer and prescribe only those ocular pharmaceutical agents identified by rule of the Board and oral ocular pharmaceutical agents listed in the statutory formulary.~~

~~(1)(2) No change~~

~~(2)(3) No change~~

~~(4)(a) Any prescription for an ocular pharmaceutical agent written by a certified optometrist shall contain the following information:~~

~~1. Name of the person for whom the pharmaceutical agent is prescribed;~~

~~2. Full name and address of the prescribing certified optometrist;~~

~~3. Name of the ocular pharmaceutical agent prescribed and the strength, quantity, and directions for use thereof; and~~

~~4. Prescriber number and signature of the prescribing certified optometrist.~~

~~(b) All written prescriptions must comply with the requirements of Sections 456.42 and 893.04, F.S.~~

~~(5) When an ocular pharmaceutical agent is either administered or prescribed to a patient by a certified optometrist, such shall be documented in the patients record.~~

Rulemaking Authority 463.005(1), 463.0055 FS. Law Implemented 463.0055, 463.012, 463.016(1)(g), (k) FS. History—New 11-20-86, Formerly 21Q-10.002, 61F8-10.002, 59V-10.002, Amended 10-28-09, 12-9-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 3, 2016

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-15.002 RULE TITLE: Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language originally found in 64B13-15.002, F.A.C., to clarify when a civil penalty shall be paid.

SUMMARY: The rule amendment will add new language to clarify when a civil penalty shall be paid.

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: 456.072(6), 456.079 FS.

LAW IMPLEMENTED: 456.072(5), (6), 456.079 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: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-15.002 Definitions.

(1) through (6) No change.

(7) In cases where the Board imposes a civil penalty for violation of Chapter 456, Part II, or 463, F.S., or the rules promulgated thereunder, the penalty shall be paid within 30 days of its imposition by Order of the Board unless otherwise ordered by the Board.

Rulemaking Specific Authority 456.072(6), 456.079 FS. Law Implemented 456.072(5), (6), 456.079 FS. History—New 2-24-87, Amended 4-20-93, Formerly 21Q-15.002, 61F8-15.002, 59V-15.002, Amended 5-1-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 3, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF HEALTH

BOARD OF OPTOMETRY

RULE NO.: 64B13-2.017 RULE TITLE: Time for Payment of Civil Penalties
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 41, No. 249, on December 29, 2015, Florida Administrative Register have been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

BOARD OF OPTOMETRY

RULE NO.: 64B13-7.007 RULE TITLE: Costs of Probation
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 41, No. 249, on December 29, 2015, Florida Administrative Register have been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, D.B.A., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: 69A-51.050 RULE TITLE: Inspection Requirements
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 3, January 6, 2016 issue of the Florida Administrative Register.

(1) Access for Inspection. The Authorized Chief Inspector, a Deputy Inspector, or a Special Inspector shall have full access during mutually agreeable reasonable hours, to any place of public assembly in the State of Florida where a boiler is being constructed, installed or operated for the

purpose of ascertaining whether such boiler is being constructed, installed, or operated in accordance with the requirements of this rule chapter. Immediate access shall be provided in the event of an accident.

(2) Inspection Requirements. Each boiler used or proposed to be used in a place of public assembly within this state except boilers exempt under subsection 69A-51.045(6), F.A.C., shall be thoroughly inspected as to its construction, installation and condition as follows:

(a) through (e) No change.

~~(f) The Boiler Safety Program may, in its discretion, permit longer periods between certificate inspections.~~

(3) through (6) No change.

~~(7) All boilers to be installed in a place of public assembly in this state shall be inspected prior to use during construction as required by these rules by an Authorized Inspector authorized to inspect boilers in this state or, if constructed outside of the State of Florida, by an inspector holding a valid certificate of competency commission issued by the State of Florida National Board of Boiler and Pressure Vessel Inspectors.~~

(8) through (17) No change.

(18) Notice of Internal Inspection of Boilers. The owner or user of a boiler not exempted by Chapter 554, F.S., or by these rules shall be given fourteen (14) days notice of an impending internal inspection, by the responsible Authorized Inspector. No such notice shall be required for external inspections.

(19) Preparation for Internal Inspection.

(a) The owner or user shall prepare each boiler for internal inspection, and shall prepare for and apply a hydrostatic pressure test, whenever necessary, on the date arranged by the Inspector. The boiler shall be prepared for internal inspection as follows:

1. through 3. No change.

4. The manhole and handhole plates, washout plugs, as well as inspection plugs in water column connections, shall be removed as required by the Authorized Inspector.

5. No change.

6. Insulation and brickwork shall be removed as required by the Authorized Inspector in order to determine the condition of the boiler, headers, furnace, supports, or other parts.

7. The pressure gauge shall be removed for testing when required by the Authorized Inspector.

8. Any leakage of steam or hot water into the boiler shall be prevented by disconnecting the pipe or valve at the most convenient point or any appropriate means approved by the Authorized Inspector.

9. through 10. No change.

(b) No change.

(20) Boilers Improperly Prepared for Inspection. If a boiler has not been properly prepared for an internal inspection, or if an owner or user has failed to comply with the requirements for a pressure test as set forth in these rules, the Authorized Inspector may decline to make the inspection or test, and the certificate of compliance shall be withheld or suspended until the owner or user complies with the requirements.

(21) No change.

(22) Inspection of Power Boilers. The internal and external inspection of power boilers shall meet the requirements of subsection C6 of the A.S.M.E. Code, Section VII, Recommended Rules for Care of Power Boilers; and the National Board Inspection Code, which are incorporated by reference in Rule 69A-51.010, F.A.C. as adopted herein.

(23) Inspection of Heating, Supply and Potable Water Boilers. The internal (when required), and external inspections of steam and hot water heating, hot water supply, and potable water heaters (lined storage water heater), shall meet the guidelines of 7.09 and 8.09 of the A.S.M.E. Code, Section VI, Recommended Rules for Care and Operation of Heating Boilers; and the National Board Inspection Code, which are incorporated by reference in Rule 69A-51.010, F.A.C. as adopted herein.

AGENCY FOR STATE TECHNOLOGY

RULE NO.: RULE TITLE:
74-2.002 Identify

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 204, October 20, 2015 issue of the Florida Administrative Register.

In its Notice of Change, published in Vol. 42, No. 09, January 14, 2016 issue of the *Florida Administrative Register*, when referencing the NIST Risk Management Framework (RMF) in Rule 74-2.002(4)(a), F.A.C., the Agency inadvertently included the phrase “is hereby incorporated by reference and,” which is removed via this notice.

The remainder of the rule reads as previously published.

**Section IV
Emergency Rules**

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on February 23, 2016, the Board of Medicine received a petition for waiver or variance filed by Anna Berenstein, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Rodgers, Interim Executive Director, Board of Medicine, at the above address or (850)245-4131.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces telephone conference calls to which all persons are invited.

DATE AND TIME: March 3, 2016, 2:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: March 8, 2016, 9:30 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Policy Committee.

DATE AND TIME: March 9, 2016 at 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee.

DATE AND TIME: March 16, 2016, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

DATE AND TIME: March 17, 2016, 2:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: March 22, 2016, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Committee.

DATE AND TIME: March 31, 2016, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Commission Meeting.

NOTE: In the absence of a quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting the Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, fax: (850)921-4131.

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 the Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 3, 2016, 10:00 a.m.

PLACE: Palm Coast Holdings, Inc. 145 City Place, Suite 300, Palm Coast, Florida 32164

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Executive Committee to discuss general business.

A copy of the agenda may be obtained by contacting: Andrew Morrow, (386)446-7630.

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: Andrew Morrow, (386)446-7630. 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).

PLACE: MDC Wolfson Campus, 300 NE Second Ave., Building 3, Room 3410-5, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public evaluation committee meeting whereby the Evaluation Committee may deliberate, evaluate, review and/or rank proposers related to: USP3 # 2015-15-10.

Public/Private partnership for the development of a mixed use project at 520 Biscayne Boulevard, Miami, Florida 33132.

A copy of the agenda may be obtained by contacting: Miami Dade College, Office of the Purchasing Director, 11011 S.W. 104 Street, Miami, FL 33176 or by calling (305)237-2402.

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: Miami Dade College Purchasing Department, Roman Martinez, MPA, CPPO, CPPB, Group Director – Purchasing, 11011 SW 104 Street, Room 9254, Miami, Florida 33176, phone: (305)237-0012, fax: (305)237-0737, email: rmartin9@mdc.edu.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

The Florida Department of Agriculture and Consumer Services, Division of Animal Industry announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2016, 1:00 p.m.

PLACE: Osceola County Ag Extension Service, 1921 Kissimmee Valley Lane, Kissimmee, Florida 34744

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Animal Industry Technical Council to discuss issues of concern to animal agriculture.

A copy of the agenda may be obtained by contacting: Stephen Monroe at (850)410-0944 or Stephen.Monroe@FreshFromFlorida.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: The Division of Animal Industry at (850)410-0900. 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: Stephen Monroe at (850)410-0944.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2016, 2:00 p.m.

PLACE: Treasure Coast Regional Planning Council Offices, 421 SW Camden Ave., Stuart, FL 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council’s Comprehensive Economic Development Committee.

A copy of the agenda may be obtained by contacting: Kim Koho, (772)221-4060.

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: Kim Koho, (772)221-4060. 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: Kim Koho, (772)221-4060.

DEPARTMENT OF EDUCATION

The District Board of Trustees of Miami Dade College announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2016, 1:00 p.m. – 4:00 p.m.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIMES: March 10, 2016, 10:30 a.m., Administration, Budget and Finance Committee; 10:45 a.m., Resource Management Committee; 11:15 a.m., Lands Committee; 1:00 p.m., Governing Board Meeting; 1:05 p.m., Public Hearing on Regulatory Matters

PLACE: District Headquarters, 81 Water Management Drive, Havana, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: District business. Amendment No. 1 requests realignment of the FY 2015-2016 budget with no increase or decrease to the total District budget.

A copy of the agenda may be obtained by contacting: Savannah White, (850)539-5999.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Wendy Dugan. 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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2016, 1:00 p.m. – 3:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 8714105314 then press #

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The St. Johns River Water Management District is seeking public input as part of its work to develop minimum flows and levels (MFLs) for the Upper Ocklawaha River Basin (UORB), including lakes Apopka, Beauclair, Dora, Eustis, Harris and Griffin, in Lake, Marion and Orange counties. The District has initiated formal peer review of the UORB hydrologic model (HSPF — Hydrological Simulation Program—Fortran). The models, supporting documents, and peer review panel and stakeholder review comments regarding these models and documents can be accessed using the following link: http://www.floridaswater.com/minimumflowsandlevels/upper_ocklawaha_peer_review.html. During this teleconference, we

will review the UORB Lakes calibration model sensitivity analysis. The sensitivity analysis results will be available for review, at the website above, on March 11, 2016.

The primary purpose of this workshop will be for the peer reviewers to work together to collectively develop a single peer-review report regarding the UORB hydrologic model. The District invites stakeholders to participate in this public workshop on March 22 to discuss peer review panel and stakeholder comments received.

NOTE: One or more members of the District’s Governing Board or Harris Chain of Lakes Restoration Council may attend this meeting.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Dr. Andrew Sutherland, 4049 Reid Street, Palatka, Florida 32177, (386)329-4201 or asutherl@sjrwmd.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 48 hours before the workshop/meeting by contacting: the District Clerk, (386)329-4127. 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: Dr. Andrew Sutherland, 4049 Reid Street, Palatka, Florida 32177, (386)329-4201 or asutherl@sjrwmd.com.

DEPARTMENT OF THE LOTTERY

The Department of the Lottery announces the following public meeting to which all persons are invited.

DATE AND TIME: Friday, March 11, 2016, 9:30 a.m., Eastern Time and continuing from day to day thereafter as may be required

PLACE: Florida Lottery Headquarters, 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Evaluation Team to discuss, evaluate, and score the Replies submitted in response to Invitation to Negotiate (ITN), Project Number 001-14/15: General Market Advertising Services & Related Commodities and Services; and other matters relevant to the above-referenced ITN. The Evaluation Team may make a determination to continue this meeting at a future date and time should it deem necessary to do so.

For more information, please visit the Vendor Bid System (VBS) at:

http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

A copy of the agenda may be obtained by contacting: Summer Silvestri, (850)487-7710 or by going to the Department of the Lottery's website: www.flalottery.com.

Any person requiring a special accommodation because of a disability at this public meeting should contact the individual identified above at (850)487-7710 (voice) or through the Florida Relay Service at 1(800)955-8771 (TDD), at least 24 hours prior to the meeting.

Appeals of Lottery decisions with respect to any matter considered at this meeting must be supported by a verbatim transcript of the subject proceedings, including the testimony and evidence presented.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 9, 2016, 9:00 a.m., ET

PLACE: Zora Neale Hurston Building, 400 West Robinson Street, Suite N901, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: the Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Deputy Clerk. 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

The Board of Nursing announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 8, 2016, 10:00 a.m.

PLACE: Department of Health, Tallahassee at Meet Me number: 1(888)670-3525, pass code: 9908086106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

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: Joe Baker, Jr. 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

Division of Emergency Preparedness and Community Support

RULE NOS.:RULE TITLES:

- 64J-1.001 Definitions
- 64J-1.002 Basic Life Support Service License - Ground
- 64J-1.003 Advanced Life Support Service License - Ground
- 64J-1.004 Medical Direction
- 64J-1.005 Air Ambulances
- 64J-1.006 Neonatal Transports
- 64J-1.007 Vehicle Permits
- 64J-1.008 Emergency Medical Technician
- 64J-1.009 Paramedic
- 64J-1.010 Voluntary Inactive Certification
- 64J-1.012 Examinations
- 64J-1.014 Records and Reports
- 64J-1.019 Emergency Treatment of Insect Stings
- 64J-1.020 Training Programs
- 64J-1.0201 EMS Instructor Qualifications
- 64J-1.0202 EMS Recertification Training Programs

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

DATE AND TIME: March 25, 2016, 9:00 a.m.

PLACE: 4052 Bald Cypress Way, 3rd Floor, Conference Room 301, Tallahassee, Florida 32399; conference call: 1(888)670-3525, participant code: 1043560135

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Bureau of Emergency Medical Oversight will hold a public hearing to discuss proposed changes to rule language as part of the agency's rule line reduction initiative, including the initiative to remove outdated obsolete and unnecessary rule language and update rules and rule forms to conform to

existing law. Additionally, for some of the rule sections, amendment is required to implement Fla. Session Law 2013-128, related to training standards. Certification and certification education, training and examination standards will also be discussed.

A copy of the agenda may be obtained by contacting: Melia Jenkins, melia.jenkins@flhealth.gov or (850)245-4440, extension 2773.

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: Melia Jenkins, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, (850)245-4440, extension 2773. 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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 10, 2016, 7:00 p.m.

PLACE: Board of County Commissioners Meeting Facility, 210 South Main Street, Trenton, FL 32693

GENERAL SUBJECT MATTER TO BE CONSIDERED:

PURPOSE: To receive public comment regarding considerations for FWC's ten-year Management Plan for the FWC Lead Managed Portions of Fort White Wildlife and Environmental Area (FWWEA).

This hearing is being held exclusively for discussion of the draft Fort White WEA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development go online to: <http://myfwc.com/about/rules-regulations/changes/>.

A Management Prospectus for Fort White WEA and copy of the agenda are available upon request from the Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-9982 or by email: Peter.Vandeburgt@myfwc.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 14 days before the workshop/meeting by contacting: Peter.Vandeburgt@myfwc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sarah Pierce, Sarah.pierce@myfwc.com, (850)487-7063.

KIMLEY-HORN AND ASSOCIATES, INC.

The City of Kissimmee announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, March 3, 2016, 5:30 p.m. – 7:30 p.m.

PLACE: Kissimmee City Hall, Commission Chambers, 101 Church Street, Kissimmee, Florida 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED:

FDOT Local Agency Program (LAP) Agreement No.: 437472-1-18-01, Project Description: Corridor Study for West Emmett Street, Broadway, and North Main Street from South John Young Parkway (US 17/92) to Vine Street (US 192)

Connect Kissimmee is a complete streets corridor study for West Emmett Street, Broadway, and North Main Street from South John Young Parkway (US 17/92) to Vine Street (US 192). The goal of the study is to improve mobility and accessibility to Downtown Kissimmee by identifying enhancements to the multimodal transportation system. For more information, please visit the project website at www.connectkissimmee.com.

A copy of the agenda may be obtained by contacting: Mr. Randy Schrader, Project Manager, City of Kissimmee, (407)518-2244 or via email: rschrade@kissimmee.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: Mr. Randy Schrader, Project Manager, City of Kissimmee, (407)518-2244 or via email: rschrade@kissimmee.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: Mr. Randy Schrader, Project Manager, City of Kissimmee, (407)518-2244 or via email: rschrade@kissimmee.org.

FLORIDA VETERANS FOUNDATION

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

DATE AND TIME: Friday, March 4, 2016, 3:00 p.m.

PLACE: Tallahassee Community College Campus, Student Union Ballroom Bldg. 38, Tallahassee, FL, telephone conference: 1(302)202-1106, conference code: 471060

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general business and address administrative matters.

A copy of the agenda may be obtained by contacting: Molly Papania, (850)488-4181, www.floridaveteransfoundation.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 5 days before the workshop/meeting by contacting: Molly Papania. 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: Molly Papania, (850)488-4181.

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 Herman Berg, Unit Owner, In Re: Sea Pointe Towers of Fort Pierce Condominium Association, Inc., Docket No. 2016008809, filed on February 23, 2016. The petition seeks the agency's opinion as to the applicability of Section 718.110(4), Florida Statutes, as it applies to the petitioner.

Whether the last provision in Section 718.110(4), Florida Statutes, ["A declaration recorded after April 1, 1992, may not require the approval of less than a majority of total voting interests of the condominium for amendments under this subsection, unless otherwise required by a governmental entity."], applies to the amendment considered at the annual unit owner meeting on January 21, 2016.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1415, Rikki.Anderson@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, 1940 North Monroe Street, 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.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

Bonita-Fort Myers Corporation vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No. 15-7014RP; Rule Nos.: 61D-11.001, 61D-11.002, 61D-11.005(9)

Investment Corporation of Palm Beach vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 15-7015RP; Rule Nos.: 61D-11.001, 61D-11.002, 61D-11.005(9)

West Flagler Associates, LTD. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 15-7016RP; Rule Nos.: 61D-11.001, 61D-11.002, 61D-11.005(9)

St. Petersburg Kennel Club, Inc., Sarasota Kennel Club, Inc., Washington County Kennel Club, Inc. and Fronton Holdings, LLC vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 15-7055RP; Rule Nos.: 61D-11.001, 61D-11.002, 61D-11.005(9)

Daniel R. Fernandez vs. Department Of Health, Board Of Medicine; Case No: 15-1774RP; Rule No.: 64b8-10.003

Dax J. Lonetto, Sr., PLLC vs. Department of Health, Board Of Medicine; Case No.: 15-1775RP; Rule No.: 64B8-10.003

Florida Justice Association vs. Department of Health, Board Of Medicine; Case No.: 15-1778RP; Rule No.: 64B8-10.003

Florida Consumer Action Network, Inc. vs. Department of Health, Board Of Medicine; Case No.: 15-1794RP; Rule No: 64B8-10.003

Azure College vs. Department of Health, Board of Nursing; Case No.: 15-7085RU

Mattia College vs. Department of Health, Board of Nursing; Case No.: 15-7086RU

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

Crown Castle NG East, LLC vs. Department of Transportation; Case No.: 15-6710RP; Rule No.: 14-46.001; Dismissed as Moot

North Florida Horsemen’s Association, Inc. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering and Florida Quarter Horse Racing Association, Inc.; Case No. 15-4359RP; Proposed Rule 61D-2.024(5) and proposed Rules 61D-025(1), (2), (4), (7) and (8)(a) are not invalid exercises of delegated legislative authority; proposed Rules 61D-2.028(2)(a)-(d), (6), (7), and (8); and proposed Rule 61D-2.029 are invalid exercises of delegated legislative authority

Second Chance Jai-Alai, LLC and RB Jai Alai, LLC vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No. 15-4352RP; Rule Nos.: 61D-2.026(4) and (6); Proposed Florida Administrative Code Rule Nos.: 61D-2.026(4) and (6) are invalidated as an invalid exercise of delegated legislative authority

West Flagler Associates, Ltd. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 15-4353RP; Rule Nos.: 61D-2.026(4) and (6); Proposed Florida Administrative Code Rule Nos.: 61D-2.026(4) and (6) are invalidated as an invalid exercise of delegated legislative authority

St. Petersburg Kennel Club, Inc., Sarasota Kennel Club, Inc., Washington County Kennel Club, Inc. and Fronton Holdings, LLC vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 15-7055RP; Rule Nos.: 61D-11.001, 61D-11.002, 61D-11.005(9); Voluntarily Dismissed

Daniel R. Fernandez vs. Department Of Health, Board of Medicine and Bactes Imaging Solutions, Inc.; Healthport Technologies, LLC; and Florida Medical Association, Intervenors; Case No: 15-1774RP; Rule No.: 64b8-10.003; Proposed rule is not an invalid exercise of designated legislative authority

Dax J. Lonetto, Sr., PLLC vs. Department of Health, Board of Medicine and Bactes Imaging Solutions, Inc.; Healthport Technologies, LLC; and Florida Medical Association, Intervenors; Case No.: 15-1775RP; Rule No.: 64B8-10.003; Proposed rule is not an invalid exercise of designated legislative authority

Florida Justice Association vs. Department of Health, Board of Medicine and Bactes Imaging Solutions, Inc.; Healthport Technologies, LLC; and Florida Medical Association, Intervenors; Case No.: 15-1778RP; Rule No.: 64B8-10.003;

Proposed rule is not an invalid exercise of designated legislative authority

Florida Consumer Action Network, Inc. vs. Department of Health, Board of Medicine and Bactes Imaging Solutions, Inc.; Healthport Technologies, LLC; and Florida Medical Association, Intervenors; Case No.: 15-1794RP; Rule No: 64B8-10.003; Proposed rule is not an invalid exercise of designated legislative authority

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

Hobert Harrison vs. Florida Parole Commission and Florida Department of Corrections; Case No.: 15-6000RU; Dismissed

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

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF VETERANS’ AFFAIRS

FDVA-ITB-16-004B “Bennett SVNH Parking Lot and Roadway Enhancements”

The Florida Department of Veterans’ Affairs (FDVA) is soliciting bids from qualified and responsible contractors, for Solicitation No. FDVA-ITB-16-004B “Bennett SVNH Parking Lot and Roadway Enhancements”. Project location is the Emory L. Bennett State Veterans Nursing Home, located at 1920 Mason Avenue, Daytona, Beach, FL 32117 (Volusia County). The subject solicitation is available only through the State of Florida Vendor Bid System via www.myflorida.com. Interested parties in need of assistance with accessing the State of Florida Vendor Bid System shall directly contact the State Vendor Help Desk at 1(866)352-3776 or VendorHelp@MyFloridaMarketPlace.com. Respondent questions regarding the subject solicitation must be submitted in writing to Tim Shaw, FDVA Contracting Administrator, at shawt@fdva.state.fl.us.

Section XII
Miscellaneous

DEPARTMENT OF EDUCATION

Miami Dade College- USP3 #2015-15-10 Public/Private Partnership For The Development Of A Mixed Use Project At 520 Biscayne Boulevard, Miami, Florida 33132

DISTRICT BOARD OF TRUSTEES

MIAMI DADE COLLEGE

11011 S.W. 104th STREET

MIAMI, FL 33176-3393

USP3 # 2015-15-10

PUBLIC/PRIVATE PARTNERSHIP FOR THE DEVELOPMENT OF A MIXED USE PROJECT AT 520

BISCAYNE BOULEVARD

MIAMI, FLORIDA 33132

MIAMI DADE COLLEGE announces the following scheduled presentation/question and answer meetings with invited proposers related to USP3 # 2015-15-10 for Public/Private Partnership for the Development of a Mixed Use Project at 520 Biscayne Boulevard, Miami, FL 33132. These meetings are not open to the public as per State of Florida Statute 286.0113.

Presentation/Question and Answers Meetings

Date: March 16, 2016

Proposer: Gregg Covin Development/Oppenheim Architecture

Time: 1:00 p.m. – 4:00 p.m.

Location: Wolfson Campus
300 NE Second Ave.
Miami, FL 33132
Building 6, Room 6100

Date: March 17, 2016

Proposer: Nader + Museu I Limited Liability Limited Partnership

Time: 1:00 p.m. – 4:00 p.m.

Location: Wolfson Campus
300 NE Second Ave.
Miami, FL 33132
Building 6, Room 6100

Date: March 18, 2016

Proposer: Pi Art Tech and Trade Center at MDC, LLC. (Axis Realty Trust)

Time: 9:00 a.m. – 12:00 p.m.

Location: Wolfson Campus
300 NE Second Ave.
Miami, FL 33132
Building 6, Room 6100

Date: March 18, 2016

Proposer: PRH Investments, LLC./The Related Group

Time: 1:00 p.m. – 4:00 p.m.

Location: Wolfson Campus
300 NE Second Ave.
Miami, FL 33132
Building 6, Room 6100

Additionally, there will be a scheduled public evaluation committee meeting whereby the Evaluation Committee may deliberate, evaluate, review and/or rank proposers.

Evaluation Committee Meeting

Date: March 28, 2016

Time: 9:00 a.m. – 12:00 p.m.

Location: Wolfson Campus
300 NE Second Ave.
Miami, FL 33132
Building 3, Room 3410-5

All inquiries about this project shall be addressed to the College's Purchasing Department as follows:

Miami Dade College Purchasing Department
Roman Martinez, MPA, CPPO, CPPB, Group Director – Purchasing

11011 SW 104 Street, Room 9254

Miami, Florida 33176

Phone: (305)237-0012

Fax: (305)237-0737

E-mail: rmartin9@mdc.edu

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by writing to: Miami Dade College, Office of the Purchasing Director, 11011 S.W. 104 Street, Miami, FL 33176 or by calling (305)237-2402.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-16-028

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-028 on February 24, 2016, in response to an application submitted by The Hammock Ownership Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E.

Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or
Katie.Zimmer@DEO.MyFlorida.com.

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.
