

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: **RULE TITLE:**

6A-1.09432 Assessment of English Language Learners

PURPOSE AND EFFECT: The purpose and effect of this rule development is to update the rule relating to provision of services to ELLs in Florida public schools to clarify that the exemption for the statewide assessments for recently arrived ELLs is for students whose date entered a U.S. school falls within one year of the assessment date.

SUBJECT AREA TO BE ADDRESSED: The ELL entry date defining the assessment exemption.

RULEMAKING AUTHORITY: 1008.22, FS.

LAW IMPLEMENTED: 1003.56, 1008.22, 1011.62, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: March 16, 2016, 1:00 – 4:00 P.M.

PLACE: Florida Department of Education, 325 West Gaines Street, Suite 1703, Tallahassee, Florida 32399.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Chane Eplin, Chief, Bureau of Student Achievement through Language Acquisition (SALA), Department of Education, (850)245-0417 or e-mail: chane.eplin@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: **RULE TITLES:**

6A-6.09021 Annual English Language Proficiency Assessment for English Language Learners (ELLs)

6A-6.0903 Requirements for Exiting English Language Learners from the English for Speakers of Other Languages Program

6A-6.0905 Requirements for the District English Language Learners Plan

PURPOSE AND EFFECT: The purpose and effect of this rule development is to update the referenced rules relating to provision of services to ELLs in Florida public schools to reflect current achievement levels on statewide standardized assessments, to adopt a new annual English language proficiency assessment, and to update the District English Language Learner Plan, including the following revisions: Rule 6A-6.09021, F.A.C., Annual English Language Proficiency Assessment for ELLs: This rule will be revised to adopt a new annual English language proficiency assessment to be administered to ELLs. The 2016 administration of the new assessment will be a baseline year, after which final proficiency levels will be established in future rulemaking. The proposed revisions will establish the proficiency levels on the assessments administered in 2016; Rule 6A-6.0903, F.A.C., Requirements for Exiting ELLs from the ESOL Program:

This rule will be revised to reflect current achievement levels on the Florida Standards Assessment in English Language Arts (FSA in ELA), which will be used in determining English language proficiency for the purpose of exiting students from the ESOL program; and Rule 6A-6.0905, F.A.C., Requirements for the District English Language Learners Plan: This rule will be revised to update the form for the District English Language Learners Plan that school districts submit to the Florida Department of Education pursuant to section 1003.56, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Annual English language proficiency assessments for ELLs in Florida public schools, requirements for exiting ELLs from the ESOL program, and the form for the District English Language Learners Plan that school districts submit to the Florida Department of Education pursuant to section 1003.56, Florida Statutes.

RULEMAKING AUTHORITY: 1001.02, 1003.56, FS.

LAW IMPLEMENTED: 1003.56, 1011.62, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: March 16, 2016, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Education, 325 West Gaines Street, Suite 1703, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Chane Eplin, Chief, Bureau of Student Achievement through Language Acquisition (SALA), Department of Education, (850)245-0417 or e-mail: chane.eplin@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.028 RULE TITLE: Reimbursement Premium Formula

PURPOSE AND EFFECT: To discuss proposed amendments to Rule 19-8.028, F.A.C., Reimbursement Premium Formula.

SUBJECT AREA TO BE ADDRESSED: Premium formula requirements for the 2016-2017 contract year.

RULEMAKING AUTHORITY: 215.555 FS.

LAW IMPLEMENTED: 215.555 FS.

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

DATE AND TIME: March 15, 2016, 9:00 a.m., ET to conclusion of meeting

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

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: Leonard E. Schulte, Florida Hurricane Catastrophe Fund, P. O. Box 13300, Tallahassee, Florida 32317-3300, (850)413-1335, leonard.schulte@sbafla.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Leonard Schulte at the telephone number or e-mail address listed above.

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

**Section II
Proposed Rules**

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-8.002	Definitions
59A-8.003	Licensure Requirements
59A-8.007	Geographic Service Area
59A-8.025	Registration Requirements for Homemaker and Companion Services Providers
59A-8.027	Emergency Management Plans

PURPOSE AND EFFECT: The Agency is amending the rules relating to home health agencies to update licensing application forms, modify requirements for home health agency satellite offices due to statutory changes, modify requirements relating to survey requirements and geographic service areas, and make technical changes for clarification.

SUMMARY: The licensure requirements for home health agencies are being revised to conform to statutory changes in Section 400.464(2), F.S. that became effective on July 1, 2015. Rule 59A-8.002, F.A.C. is amended to clarify the definitions of “geographic service area” and “satellite office”. Rule 59A-8.003, F.A.C. is amended to update the home health agency licensing application form, modify requirements relating to satellite offices and changes of ownership due to statutory changes, clarify requirements for changes of address, and make technical changes. Rule 59A-8.007, F.A.C. is amended to make technical changes for clarification relating to geographic service areas and modify requirements relating to the provision of services. Rule 59A-8.025, F.A.C. is amended to update the homemaker and companion services provider licensing application form and make technical changes for clarification relating to geographic service areas. Rule 59A-8.027, F.A.C. is amended to make technical changes for clarification relating to geographic service areas.

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

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

the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 400.497, 400.509, 408.819 FS.

LAW IMPLEMENTED: 400.462, 400.464, 400.471, 400.474, 400.484, 400.487, 400.492, 400.497, 400.509, 408.805, 408.806, 408.807, 408.809, 408.810 FS.

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

DATE AND TIME: March 22, 2016 2:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration Ft. Knox Bldg. 3, Conference Room C, 2727 Mahan Drive, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ruby Grantham, Home Care Unit, Bureau of Health Facility Regulation, (850)412-4403 or Ruby.Grantham@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: Ruby Grantham, Home Care Unit, Bureau of Health Facility Regulation, HQAHOMEHEALTH@ahca.myflorida.com, (850)412-4386

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-8.002 Definitions.

(1) through (15) No changes.

(16) “Geographic service area” means one or more counties within a health service planning district defined in section 408.032(5), F.S. the area, as specified on the license, in which the home health agency may send its personnel to provide home health services to patients in their places of residence.

(17) through (32) No changes.

(33) “Satellite office” means a related secondary office established in the same geographic service area county as the main office, pursuant to subsection 59A-8.003(7), F.A.C.

(34) through (38) No changes.

Rulemaking Authority 400.497 FS. Law Implemented 400.462, 400.487 FS. History—New 4-19-76, Formerly 10D-68.02, Amended

4-30-86, 8-10-88, 5-30-90, 5-27-92, Formerly 10D-68.002, Amended 4-27-93, 10-27-94, 1-17-00, 7-18-01, 9-22-05, 8-15-06, 3-29-07, 7-11-13, _____.

59A-8.003 Licensure Requirements.

(1) The issuance of a home health agency ~~an initial~~ license shall be based upon compliance with Chapters Chapter 400, Part III, and 408, Part II, F.S., and Rule Chapters 59A-8 and 59A-35, Florida Administrative Code ~~and this rule~~ as evidenced by a signed, complete and accurate Health Care Licensing Application, Home Health Agency, AHCA Form 3110-1011, January 2016 July 2014, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, and an inspection ~~the results of a survey conducted by an accrediting organization or AHCA~~, as required in Sections Section 400.471(2) and 408.806(7), F.S. The application form is available online at <http://www/ahca.myflorida.com/HQALicensureforms>.

(2) An application for renewal of the current license must be submitted to AHCA ~~on the form in subsection (1) of this rule~~ at least 60 days prior to the date of expiration of the license, pursuant to Section 408.806, F.S. It is the responsibility of the home health agency to submit an application within the specified time frames whether or not they receive separate notification from AHCA of the impending expiration of the license. ~~Home health agencies will be surveyed by AHCA or an accrediting organization as defined in Rule 59A 8.002, F.A.C. pursuant to Sections 408.811 and 400.471(2), F.S. Home health agencies will be surveyed on an unannounced basis at least every 36 months. Area offices may do follow up surveys to check on correction of deficiencies at any time on an unannounced basis. An exit conference will be conducted to report the findings and to receive additional information or clarification concerning the survey.~~

(3) Surveys of ~~Accredited~~ Home Health Agencies:

(a) Home health agencies will be surveyed by AHCA or an accrediting organization as defined in Rule 59A-8.002, F.A.C. pursuant to Sections 400.471(2), 408.806 and 408.811, F.S. Home health agencies will be surveyed prior to initial licensure, and at least every 36.9 months on an unannounced basis thereafter. Follow up surveys may be conducted to verify correction of deficiencies at any time on an unannounced basis.

(b)(a) It is the responsibility of the home health agency to request exemption from state licensure surveys pursuant to Section 400.471(2), F.S., by submitting documentation of accreditation by an approved accrediting organization and the most recent survey from the accrediting organization to the AHCA Home Care Unit.

~~(c)(b)~~ Home health agencies that complete paragraph (a) will not be subject to licensure surveys by AHCA except under the following circumstances:

1. The home health agency has been denied accreditation, has received a preliminary determination of denial of accreditation, or has received a provisional, conditional, or deferred accreditation report from the accrediting organization on its most recent survey, or

2. The home health agency has received accreditation but has not authorized the release of the report to the AHCA, or has not ensured that AHCA has received the accrediting organization's report.

3. The home health agency that provides only non-skilled services and is not Medicare or Medicaid certified is no longer required to be accredited as of July 1, 2014 pursuant to Section 400.471(2)(h), F.S. If the home health agency elects to give up its accreditation, the home health agency will inform AHCA by providing a copy of the letter it sent to its accrediting organization that shows the accreditation termination date.

(4) AHCA will conduct investigations of complaints regarding licensure violations as required in Section 408.811, F.S.

(5) In addition to any other penalties imposed pursuant to this rule, the agency may assess costs related to an investigation that results in a successful prosecution, pursuant to Section 400.484(3), F.S. The prosecution can be resolved by stipulation settlement or final hearing. The following costs may apply: travel costs related to the investigation; investigative time by AHCA's surveyor or surveyors including travel time; processing time by AHCA's professional staff and administrative support staff of Field Operations, and processing time for administrative support staff and professional staff of the AHCA Licensed Home Health Programs Unit in Tallahassee. The costs related to AHCA's professional staff and support staff will be determined according to the hourly rate of pay for those positions.

(6) An application ~~package~~ for a change of ownership shall be made on the forms prescribed by AHCA, as referenced in subsection (1) of this rule.

(a) The buyer or lessee must make application to AHCA for a new license at least 60 days before the date of the transfer of ownership as required by Sections 408.807(1) and (2), F.S.

(b) At the time of the transfer of ownership all patient or client records held by the current licensee shall be transferred to the applicant.

(c) AHCA will accept the most recent successful licensure inspection conducted no more than 36.9 months prior to the effective date of the change of ownership as satisfaction of the inspection requirement in s. 408.806(7), F.S. related to an

application associated with a change in ownership of a licensed home health agency. Acceptance of the inspection does not alter the survey timeframes established in paragraph (3)(a).~~An application for a change of ownership license will not be approved if a home health agency has not demonstrated compliance with the requirements in Chapters 408, Part II and 400, Part III, F.S., through an unannounced inspection not more than 24 months prior to submission of the application, pursuant to Section 400.497(6), F.S.~~

~~1. The inspection may be done by an accrediting organization. However, if the home health agency being sold is accredited or was licensed July 1, 2008 or later, the inspection must be done by an accrediting organization as required in Section 400.471(2), F.S.; or~~

~~2. The inspection may be conducted in conjunction with an unannounced Medicare or Medicaid certification or recertification survey.~~

(d) Failure to apply for a change of ownership of a licensed home health agency as required by Section 408.806(2)(b), F.S., shall result in a fine ~~set and levied by AHCA~~ pursuant to Sections 400.474(1), (2)(a) and 408.813(3)(b), F.S. This is also applicable to owners who incorporate and do not report this change of ownership to the home health agency.

(7) A licensed home health agency may operate a satellite office. A satellite office must be located in the same geographic service area county as the agency's main office and share administration, fiscal management, supervision, and service provision with the main office; it is not separately licensed. Supplies and records can be stored at a satellite office and phone business can be conducted the same as in the main office. ~~The satellite office shares administration with the main office and is not separately licensed. The administrator at the main office is responsible for the staffing, patients, and operation of any satellite office.~~ Signs and advertisements can notify the public of the satellite office location. If the agency wants to open an office outside of the geographic service area county where the main office is located, the ~~second~~ office must be separately licensed.

(8) A home health agency that operates a satellite office must maintain a plan for:

(a) Coverage of the professional staff which takes into account the projected number of clients to be served at the satellite office;

(b) Coordination of care and services by staff;

(c) Supervision of the staff;

(d) Provision of services in the event of staff absenteeism;

(e) A system of communication and integration of services between the main office and the satellite office;

(f) Access to patient records at the satellite office;

(g) Monitoring of daily activities (clinical and administrative) and the management of services, as well as personnel and administrative issues at the satellite office;

(h) Periodic onsite visits by the home health agency's administrator;

(i) Publishing the satellite offices hours of operation if different than the hours of operation maintained by the main office.

(8) A licensed home health agency may operate a drop-off site in any county within the geographic service area specified on the license. A drop-off site may be used for pick-up or drop-off of supplies or records, for agency staff to use to complete paperwork or to communicate with the main office, existing or prospective agency staff, or the agency's existing patients or clients. Prospective patients or clients cannot be contacted and billing cannot be done from this location. The drop-off site is not a home health agency office, but merely a work station for direct care staff in large areas where the distance is too great for staff to drive back frequently to the home health agency office. Training of home health agency staff can be done at a drop-off site. A drop-off site shall not require a license. No other business shall be conducted at these locations, including housing of records. The agency name cannot appear at the location, unless required by law or by the rental contract, nor can the location appear on agency letterhead or in advertising.

(9) If a change of address is to occur, or if a home health agency intends to change the counties served within the geographic service area, open or close a satellite office, or add or delete a drop-off site, the home health agency must complete and submit the Health Care Licensing Application, Home Health Agency, AHCA Form 3110-1011, January 2016, incorporated by reference in (1) above, ~~provide notice in writing to the AHCA Home Care Unit and the AHCA area office~~ as required in Rule 59A-35.040(2)(b), F.A.C. For changes of address and additions or changes of satellite offices, the The home health agency must submit to the AHCA Home Care Unit evidence that the location is zoned for a home health agency business for the new address and evidence of legal right to the property in accordance with ~~section~~ Section 408.810(6), F.S.

(10) A home health agency has the following responsibility in terms of hours of operation:

(a) The home health agency administrator and director of nursing, or their alternates, must be available to the public for any eight consecutive hours between 7:00 a.m. and 6:00 p.m., Monday through Friday of each week, excluding legal and religious holidays. Available to the public means being readily available on the premises or by telecommunications.

(b) When the administrator and the director of nursing are not on the premises during designated business hours, a staff

person must be available to answer the phone and the door and must be able to contact the administrator and the director of nursing by telecommunications. This individual can be a clerical staff person.

(c) If an AHCA surveyor arrives on the premises to conduct an unannounced survey and the administrator, the director of nursing, or a person authorized to give access to patient records, are not available on the premises they, or the designated alternate, must be available on the premises within an hour of the arrival of the surveyor. A list of current patients must be provided to the surveyor within two hours of arrival if requested.

(d) The home health agency shall have written policies and procedures governing 24 hour availability to licensed professional nursing staff by active patients of the home health agency receiving skilled care. These procedures shall describe an on-call system whereby designated nursing staff will be available to directly communicate with the patient. For agencies which provide only home health aide and homemaker, companion and sitter services and who provide no skilled care, written policies and procedures shall address the availability of a supervisor during hours of patient service.

~~(e) Failure to be available or to respond, as defined in paragraphs (a) through (c) above, will result in a \$500 fine, pursuant to Section 400.474(1), F.S. A second incident will be grounds for denial or revocation of the agency license in accordance with section 408.806(7)(d), F.S.~~

(11) The initial, change of ownership and renewal fee for home health licensure is \$1,705.

(12) If licensure application fee checks are returned by the financial institution due to insufficient funds, the issuance of a license may be delayed, denied or revoked.

(13) Upon revocation, suspension, voluntary or involuntary termination of a license, the home health agency shall return its license to AHCA. If the provider voluntarily chooses to terminate the license, the provider must notify AHCA, as required in Section 408.810(4)(a), F.S. This includes submitting a letter to the ~~address:~~ AHCA Home Care Unit, 2727 Mahan Drive, Mail Stop #34, Tallahassee, Florida 32308, officially declaring the closure date of the home health agency.

Rulemaking Authority 400.497 FS. Law Implemented 400.464, 400.471, 400.474, 400.484, 400.497, 408.806, 408.807, 408.810, 408.819 FS. History—New 4-19-76, Formerly 10D-68.03, Amended 4-30-86, 8-10-88, 5-30-90, 6-12-91, Formerly 10D-68.003, Amended 4-27-93, 10-27-94, 1-30-97, 1-17-00, 7-18-01, 9-22-05, 8-15-06, 3-29-07, 7-11-13, 6-16-15,_____.

59A-8.007 Geographic Service Area.

(1) All home health agencies must apply for one or more counties within a geographic service area in which the main office is located on their initial license application. ~~Home~~

~~health agencies may apply for a geographic service area which encompasses one or more of the counties within the specific AHCA area boundaries in which the main office is located, pursuant to Sections 408.032(5) and 400.497(9), F.S.~~

(2) In any request for expansion of the geographic service area, the home health agency's previous history of survey results and administrative actions including fines, suspensions, revocations or injunctions will be reviewed to establish the home health agency's ability to provide quality services within the requested area. In addition, the application for an expanded geographic service area must include a plan for:

(a) Coverage of the professional staff which takes into account the projected number of clients in the requested geographic service area; and,

(b) Supervision of the staff in the requested geographic service area.

(3) The counties listed on the home health agency license should reflect counties in which the home health agency expects to provide services. If an agency refuses to serve patients or clients residing in residents of a specific county and that county is listed on the agency's license, AHCA shall remove that county from the agency's license. Refusal to provide services to a patient or client resident solely based on their residence in a specific county must be verified by AHCA prior to removing the county from the license. A home health agency shall not provide services to patients or clients residing in a county that is not listed on the agency's license.

Rulemaking Authority 400.497 FS. Law Implemented 400.497 FS. History—New 10-27-94, Amended 1-17-00, 7-18-01, 6-16-15,

59A-8.025 Registration Requirements for Homemaker and Companion Services Providers.

(1) Before any organization or individual shall directly or indirectly provide homemaker and companion services for elderly or disabled adults, it shall make application for and become registered by the AHCA. Licensed home health agencies and nurse registries are exempt from registration for provision of homemaker and companion services.

(2) An application for renewal of registration or change of ownership, must be submitted to AHCA at least 60 days prior to the date of the expiration of the registration as required in Section 408.806(2), F.S.

(3) Application for initial, renewal and change of ownership registration to provide homemaker and companion services shall be made to the AHCA on the Health Care Licensing Application, Homemaker and Companion ~~Companion~~ Services Provider, AHCA Form 3110-1003, December 2014, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05421>. These forms may be obtained online at

<http://ahca.myflorida.com/HQAlicensureforms>. The application shall be filed biennially as required in Section 408.806, F.S.

(4) A non-refundable fee of ~~\$50.75~~ shall accompany each application for registration. State, county or municipal agencies applying for registration as an agency providing homemaker and companion services shall be exempt from payment of registration fees.

(5) The AHCA shall issue a registration valid for no more than two years, upon verification that all requirements for registration have been met.

(6) An application for initial or change of ownership registration must include the specific geographic area to be served. Homemaker and companion services providers may apply for a geographic service area which encompasses one or more of the counties within the health service planning district specific boundaries, as defined in Section 408.032(5), F.S., in which the address of record is located. Any homemaker and companion services provider holding a current registration from the AHCA, as of July 1, 2015, may continue to serve clients in the counties listed on its registration if a plan for supervision of staff working in counties outside of the primary geographic service area is documented.

(7) Diligent effort shall have been made, to comply with the provisions of Section 400.509(4)(b), F.S., if the homemaker and companion services provider has documented two attempts to verify employment or contractual history or, in the case of a disconnected number, the attempt to find current contact information.

(8) All homemaker and companion services providers must maintain a confidential client record which shall include, but not be limited to the following:

(a) The client's full legal name, address, telephone number, age, disability if basis for client receiving service;

(b) The name and telephone number of the client's emergency contact, next of kin or legal guardian, and physician;

(c) Copy of any contract or written service agreement, if applicable;

(d) Services provided including the duration and frequency of visits;

(e) Dietary restrictions, if the homemaker and companion services provider prepares, orders or accompanies the client to meals;

(f) Food allergies;

(g) Activity limitations pertaining to service delivery; and,

(h) Copy of any written termination notices, if the homemaker and companion services provider is terminating services.

(9) When a client is accepted, there shall be a reasonable expectation that the requested services will be provided

adequately and safely in their residence. The homemaker and companion services provider is responsible for obtaining all needed information pertaining to service delivery and for supplying employees or independent contractors capable of delivering contracted or agreed upon services, including all visits.

Rulemaking Authority 400.497, 400.509, 408.819 FS. Law Implemented 400.462, 400.509, 408.805, 408.806, 408.809, 408.810 FS. History—New 4-30-86, Amended 8-10-88, 5-30-90, Formerly 10D-68.025, Amended 10-27-94, 6-16-15,_____.

59A-8.027 Emergency Management Plans.

(1) Pursuant to Section 400.492, F.S., each home health agency shall prepare and maintain a written comprehensive emergency management plan, in accordance with criteria shown in the “Comprehensive Emergency Management Plan (CEMP),” AHCA Form 3110-1022, Revised March 2013, incorporated by reference (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02767>). This document is available from the Agency for Health Care Administration at http://ahca.myflorida.com/MCHQ/Emergency_Activities/index.shtml and shall be used as the format for the home health agency’s emergency management plan. The plan shall describe how the home health agency establishes and maintains an effective response to emergencies and disasters.

(2) The plan, once completed, will be forwarded electronically for approval to the contact designated by the Department of Health.

(3) The agency shall review its emergency management plan on an annual basis and make any substantive changes.

(4) Changes in the telephone numbers of those staff who are coordinating the agency’s emergency response must be reported to the agency’s county office of Emergency Management and to the local County Health Department. For agencies with multiple counties on their license, the changes must be reported to each County Health Department and each county Emergency Management office. The telephone numbers must include numbers where the coordinating staff can be contacted outside of the agency’s regular office hours. All home health agencies must report these changes, whether their plan has been previously reviewed or not, as defined in subsection (2) above.

(5) When an agency goes through a change of ownership the new owner shall review its emergency management plan and make any substantive changes, including changes noted in subsection (4) above. Those agencies which previously have had their plans reviewed, as defined in subsection (2) above, will need to report any substantive changes to the reviewing entity.

(6) In the event of an emergency the agency shall implement the agency’s emergency management plan in

accordance with Section 400.492, F.S. Also, the agency must meet the following requirements:

(a) All staff who are designated to be involved in emergency measures must be informed of their duties and be responsible for implementing the emergency management plan.

(b) If telephone service is not available during an emergency, the agency shall have a contingency plan to support communication, pursuant to Section 400.492, F.S. A contingency plan may include cell phones, contact with a community based ham radio group, public announcements through radio or television stations, driving directly to the employee’s or the patient’s home, and, in medical emergency situations, contact with police or emergency rescue services.

(7) Home health agencies which are exempt from this requirement are listed in Section 400.497(8)(e), F.S.

(8) On admission, each home health agency shall, pursuant to Section 252.355, F.S., inform patients and patient caregivers of the special needs registry maintained by their county Emergency Management office. The home health agency must document in the patient’s file if the patient plans to evacuate or remain at home; if during the emergency the patient’s caregiver can take responsibility for services normally provided by the home health agency; or if the home health agency needs to continue services to the patient. If the patient is a resident of an assisted living facility or an adult family care home, the home health agency must contact the assisted living facility or adult family care home administrator or designated emergency management personnel and find out the plan for evacuation of the resident in order to document the resident’s plans in the home health agency’s file for the patient. If it is determined the home health agency needs to provide continued services, it will be the responsibility of the home health agency to provide the same type and quantity of care for the patient in the special needs shelter during and after the emergency, equal to the care received prior to the shelter assignment as specified in Section 400.492, F.S., except in certain situations as specified in Section 400.492(3), F.S.

(9) Upon eminent threat of an emergency or disaster the home health agency must contact those patients needing ongoing services and confirm each patient’s plan during and immediately following an emergency. The home health agency must also contact every assisted living facility and adult family care home where patients are served to confirm the plans during and immediately following the emergency.

(10) During emergency situations, when there is not a mandatory evacuation order issued by the local Emergency Management agency, some patients may decide not to evacuate and will stay in their homes. The home health agency must establish procedures, prior to the time of an emergency, which will delineate to what extent the agency will continue

care during and immediately following an emergency. The agency shall also ascertain which patients remaining at home will need care from the home health agency and which patients have plans to receive care from their family or caregivers. The agency shall designate staff to continue the services specified in the treatment orders to residents in the assisted living facility or adult family care home during and following the emergency. If the assisted living facility or adult family care home does relocate the residents to another assisted living facility or adult family care home within the geographic service area the home health agency is licensed to serve, the agency will continue to provide services to the residents, except in certain situations as specified in Section 400.492(3), F.S. If the residents should go to a special needs shelter outside of the geographic service licensed area of the home health agency is licensed to serve, the home health agency may provide services to the residents at the shelter pursuant to Section 400.492(4), F.S.

(11) If the agency at some point ceases operation, as defined in Section 400.492(3), F.S., the agency must inform those patients whose services will be discontinued during the emergency. The agency must also notify assisted living facilities and adult family care homes where residents are served and make arrangements for nursing personnel to continue essential services, such as insulin and other injections, as ordered in treatment orders to residents. If the agency has assisted living facility, adult family care home or other patients in special needs shelters, then the agency will call the local emergency operation center as soon as possible after the disaster and report on the status of the agency's damage, if any, and the post-disaster availability to continue serving their patients in the special needs shelters and during discharge from the special needs shelters.

(12) When a home health agency is unable to continue services to special needs patients registered under Section 252.355, F.S., that patient's record must contain documentation of the efforts made by the home health agency to comply with their emergency management plan in accordance with Section 400.492(3), F.S. Documentation includes, but is not limited to, contacts made to the patient's caregivers, if applicable; contacts made to the assisted living facility and adult family care home, if applicable; and contacts made to local emergency operation centers to obtain assistance in reaching patients and contacts made to other agencies which may be able to provide temporary services.

(13) Each home health agency is required to collect registration information for special needs patients who will need continuing care or services during a disaster or emergency, pursuant to Section 252.355, F.S. This registration information shall be submitted, when collected, to the county Emergency Management office, or on a periodic basis as

determined by the home health agency's county Emergency Management office.

(14) Home health agency staff shall educate patients registered with the special needs registry that special needs shelters are an option of last resort and that services may not be equal to what they have received in their homes.

(15) The prioritized list of patients maintained by the home health agency shall be kept current and shall include information as defined in Section 400.492(2), F.S. The prioritized list shall also include residents in assisted living facilities and adult family care homes who require nursing services. This list will assist home health agency staff during and immediately following an emergency which requires implementation of the emergency management plan. This list also shall be furnished to local County Health Departments and to the county Emergency Management office, upon request.

(16) The patient record for each person registered as a special needs patient shall include information as listed in Section 400.492(1), F.S.

(17) The home health agency is required to maintain in the home of the special needs patient a list of patient-specific medications, supplies and equipment required for continuing care and service should the patient be evacuated. The list must include the names of all medications, their dose, frequency, route, time of day and any special considerations for administration. The list must also include any allergies; the name of the patient's physician and the physician's phone number(s); the name, phone number and address of the patient's pharmacy. If the patient permits, the list can also include the patient's diagnosis.

Rulemaking Authority 400.497 FS. Law Implemented 400.492, 400.497 FS. History--New 7-18-01, Amended 8-15-06, 3-29-07, 7-11-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ruby Grantham

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**Florida Fish and Wildlife Conservation Commission
Manatees**

RULE NO: RULE TITLE:

68C-22.028 Flagler County Zones

PURPOSE AND EFFECT: The purpose of the proposed rule is to add a manatee protection zone on a half-mile section of the Intracoastal Waterway (ICW) near Lehigh Canal, as requested by Flagler County. The effect of the rule would be

to extend the existing shore-to-shore seasonal Slow Speed zone approximately 0.5 miles farther north. Additional information is available at: <http://myfwc.com/wildlifehabitats/managed/manatee/rulemaking/>.

SUMMARY: The proposed rule would redescribe the boundary between an existing shore-to-shore seasonal Slow Speed zone and an existing “east of ICW” seasonal Slow Speed zone such that the boundary is approximately 0.5 miles farther north than its current position.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this rule 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 nature of the rule and the preliminary information and analysis conducted to date.

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.

RULEMAKING AUTHORITY: 379.2431(2), FS.

LAW IMPLEMENTED: 379.2431(2), FS.

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

DATE AND TIME: April 13-14, 2016, 8:30 a.m. daily

PLACE: Wyndham Grand Jupiter at Harbourside Place, 122 Soundings Way, Jupiter, FL 33458

This hearing will be a part of the regular 2-day meeting held by the Commission. The Commission is expected to make a final decision on the rule at the meeting. The agenda for the full 2-day meeting will be available at: <http://myfwc.com/about/commission/commission-meetings>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 5 days before the meeting by contacting the FWC at (850) 488-6411. 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: Mr. Scott Calleson, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section, 620 South Meridian Street, Tallahassee,

Florida 32399-1600. Comments may be submitted by e-mail to ManateeRuleComments@MyFWC.com (please reference Flagler County in the subject line).

THE FULL TEXT OF THE PROPOSED RULE IS:

68C-22.028 Flagler County Zones.

(1) No change.

(2) The following zones are established, which include all associated and navigable tributaries, lakes, creeks, coves, bends, backwaters, canals, channels and boat basins, and other waterways unless specifically excluded or otherwise designated for more restrictive regulation. As used in this rule, ICW means the Intracoastal Waterway. Coordinates used in the descriptions of zone boundaries are referenced to the North American Datum of 1983 (NAD83) using the HARN Florida GDL Albers projection.

(a) SLOW SPEED (May 1 – September 7)

1. No change.

2. ~~North of Lehigh Canal Area – All waters of Lehigh Canal; and those~~ waters east of the ICW channel south of a line that bears 70° through Red ICW Channel Marker “6” (approximate latitude 29° 30’ 50” North, approximate longitude 81° 09’ 00” West) and north of a line that bears 70° from a point (approximate latitude 29° 29’ ~~5936~~” North, approximate longitude 81° 08’ ~~4132~~” West) on the western shoreline of the ICW approximately 500 ~~4,800~~ feet north ~~south~~ of Lehigh Canal, ~~including all waters of the waterbody east of the ICW in the vicinity of Green ICW Channel Marker “13”;~~

3. ~~Lehigh Canal to State Road 100 Area – All waters of Lehigh Canal; and all~~ waters, including in the ICW channel, south of a line that bears 70° from a point (approximate latitude 29° 29’ ~~5936~~” North, approximate longitude 81° 08’ ~~4132~~” West) on the western shoreline of the ICW approximately 500 ~~4,800~~ feet north south of Lehigh Canal and north of a line that bears 70° from a point (approximate latitude 29° 28’ 34” North, approximate longitude 81° 08’ 12” West) on the western shoreline of the ICW approximately 500 feet south of the SR 100 (Moody Blvd) Bridge; and,

4. No change.

(b) No change.

(3) No change.

Rulemaking Authority 379.2431(2) FS. Law Implemented 379.2431(2) FS. History–New 6-13-12, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas Eason, Director of the Division of Habitat and Species Conservation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioners of the Florida Fish and Wildlife Conservation Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 4, 2016

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: RULE TITLE:
 61G14-19.001 Percentage of Gross Pilotage Assessed
 NOTICE OF PUBLIC HEARING

The Board of Pilot Commissioners announces a hearing regarding the above rule, as noticed in Vol. 42 No. 24, February 5, 2016 Florida Administrative Register.

DATE AND TIME: Friday, April 29, 2016, 9:00 a.m., central time, or as soon thereafter as can be heard

PLACE: Hampton Inn Pensacola Beach, 2 Via De Luna Drive, Pensacola Beach, Florida 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed amendment to Rule 61G14-19.001, F.A.C.

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 five days before the workshop/meeting by contacting: Thomas Campbell, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. 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 IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

FLORIDA PUBLIC SERVICE COMMISSION
 RULE NO.: RULE TITLE:

25-6.0343 Municipal Electric Utility and Rural Electric Cooperative Reporting Requirements

NOTICE IS HEREBY GIVEN that on February 25, 2016, the Florida Municipal Electric Association, Inc. filed a petition with the Florida Public Service Commission seeking a waiver or variance from subsection 25-6.0343(2), F.A.C., requirement to annually report construction standards, facility inspections and vegetation management efforts. The petition requests that the annual reporting requirement be waived or varied to allow each of the Florida Municipal Electric Association's public power electric utility members to file their municipal electric utility reports every three years. Docket No. 160040-EU has been opened to process the petition. Comments on the petition should be filed with the Office of Commission, Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. A copy of the petition may be obtained by contacting: Kathryn Cowdery, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6216, kcowdery@psc.state.fl.us.

FLORIDA PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:
 25-6.0343 Municipal Electric Utility and Rural Electric Cooperative Reporting Requirements

NOTICE IS HEREBY GIVEN that on February 25, 2016, the Florida Electric Cooperatives Association filed a petition with the Florida Public Service Commission, seeking a waiver or variance from subsection 25-6.0343(2), F.A.C., requirement to annually report construction standards, facility inspections and vegetation management efforts. The petition requests that the annual reporting requirement be waived or varied to allow each of the 15 individual distributive electric cooperative members of the Florida Electric Cooperatives Association to file their reports every three years. Docket No. 160041-EU has been opened to process the petition. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. A copy of the petition may be obtained by contacting: Kathryn Cowdery, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6216, kcowdery@psc.state.fl.us.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
 61J1-8.003 Notice of Noncompliance

The Florida Real Estate Appraisal Board hereby gives notice that on February 19, 2016, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance

was filed by William Terry Hanes, on November 9, 2015, seeking a waiver or variance from Rule 61J1-8.003, F.A.C., with regard to the requirement that only certain rules be considered minor violations for which DBPR shall provide a registrant, licensee or certificate holder with a notice of noncompliance. The Notice was published in Volume 41, No. 228, of the Florida Administrative Register, on November 24, 2015. The Board, at its meeting held on December 7, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the principles of fairness; and that the purpose of the underlying statute had not been met.

A copy of the Order or additional information may be obtained by contacting: the Florida Real Estate Appraisal Board, 400 W. Washington Street, #N801, Orlando, FL 32801.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on February 29, 2016, the Board of Medicine, received a petition for waiver or variance filed by M.S. Siddiqui, 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 telephone: (850)245-4131.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.0075 Application Closure After 24 Months

The Board of Psychology hereby gives notice:

That on April 30, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Claudia Uribe-Orrrett, Psy.D., on February 4, 2015, seeking a waiver or variance from Rule 64B19-11.0075, F.A.C., with regard to the time frames for compliance with the requirements for licensure. The Notice was published in Volume 41, No. 28, of the Florida Administrative Register, on February 11, 2015. The Board, at its meeting held on March 20, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the

principles of fairness; and that the purpose of the underlying statute was not met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.0075 Application Closure After 24 Months

The Board of Psychology hereby gives notice:

That on April 30, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Ailen Zaceta, Psy.D., on February 20, 2015, seeking a waiver or variance from Rule 64B19-11.0075, F.A.C., with regard to the time frames for compliance with the requirements for licensure. The Notice was published in Volume 41, No. 37, of the Florida Administrative Register, on February 24, 2015. The Board, at its meeting held on March 20, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the principles of fairness; and that the purpose of the underlying statute was not met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice:

That on May 7, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Michele Brennehan, Ph.D., on November 26, 2014, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised experience. The Notice was published in Volume 40, No. 233, of the Florida Administrative Register, on December 3, 2014. The Board, at its meeting held on April 24, 2015, voted to grant the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice:

That on August 12, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Marshall J. Robinson, Ph.D., on June 4, 2015, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised experience. The Notice was published in Volume 41, No. 114, of the Florida Administrative Register, on June 12, 2015. The Board, at its meeting held on July 17, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the principles of fairness; and that the purpose of the underlying statute was not met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice:

That on November 18, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Anastasia V. Nikolskaya, on April 16, 2015, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised experience. The Notice was published in Volume 41, No. 82, of the Florida Administrative Register, on April 28, 2015. The Board, at its meeting held on October 23, 2015, voted to grant the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice:

That on November 18, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by S. Kathleen Krach, Ph.D, on September 21, 2015, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised

experience. The Notice was published in Volume 41, No. 214, of the Florida Administrative Register, on November 3, 2015. The Board, at its meeting held on October 23, 2015, voted to grant the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice that on April 30, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Martha Mason, Psy.D., on January 2, 2015, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised experience. The Notice was published in Volume 41, No. 18, of the Florida Administrative Register, on January 28, 2015. The Board, at its meeting held on March 20, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not file a licensure application with the Board and therefore is not an applicant for licensure and is not currently subject to the rule at issue.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.005 Supervised Experience Requirements

The Board of Psychology hereby gives notice that on October 22, 2015, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Martha Mason, Psy.D., on July 17, 2015, seeking a waiver or variance from Rule 64B19-11.005, F.A.C., with regard to the requirements for supervised experience. The Notice was published in Volume 41, No. 153, of the Florida Administrative Register, on August 7, 2015. The Board, at its meeting held on September 25, 2015, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the principles of fairness; and that the purpose of the underlying statute was not met.

A copy of the Order or additional information may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 9, 2016, 4:00 p.m.

PLACE: Florida Horse Park Administration Office; 11008 South Highway 475; Ocala, Florida 34480

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

A copy of the agenda may be obtained by contacting: Jennifer Barrett at (352)307-6699 or email: events@flhorsepark.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 2 days before the workshop/meeting by contacting: Jennifer Barrett at (352)307-6699 or email: events@flhorsepark.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).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Florida Alligator Marketing and Education Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2016, 10: 00 a.m., ET

PLACE: Department of Agriculture and Consumer Services, Connor Complex, Bert Harris Ag Center/IFAS Extension, 4509 George Boulevard, Room #3, Sebring, Florida, (850)617-7288

GENERAL SUBJECT MATTER TO BE CONSIDERED: FWC Update; discussion of Las Vegas Sourcing at Magic Show; discussion of 2016 Boston Seafood Show; update on SCAD; 2016 Footwear Symposium; Financial Update, and any new business.

A copy of the agenda may be obtained by contacting: Sydney Brown at (850)617-7288.

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: Sydney Brown at (850)617-7288. 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: Sydney Brown at (850)617-7288.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Florida Agricultural Promotion Committee Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 24, 2016, 11:00 a.m., ET

PLACE: Fresh Fruit and Vegetable Association Main Offices, 800 Trafalgar Court, Suite 200, Maitland, FL 32794

GENERAL SUBJECT MATTER TO BE CONSIDERED: Advisory Council Meeting to discuss marketing and promotional opportunities for the current year.

A copy of the agenda may be obtained by contacting: Jackie Moalli, (850)617-7339.

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: Jackie Moalli. 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: Jackie Moalli, (850)617-7339.

DEPARTMENT OF EDUCATION

University of North Florida

The University of North Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 8, 2016, 9:15 a.m.

PLACE: UNF, Student Union, Ballroom Section C

GENERAL SUBJECT MATTER TO BE CONSIDERED: The University of North Florida, Division of Administration and Finance will host a second public hearing session, as required by statute, to describe and address issues related to changes and updates to the campus master plan. The session will take place at 9:45 a.m. on Tuesday, March 8, 2016 at the Student Union, Ballroom Section C.

A copy of the master plan can be accessed on the UNF website <https://www.unf.edu/masterplan/>.

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: ADA Compliance Office at (904)620-2870. 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: Angela Johnson at angela.johnson@unf.edu or (904)620-2024.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2016, 10:00 a.m.

PLACE: Highlands County Commission Board Room, 600 South Commerce Avenue, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Heartland Regional Transportation Planning Organization (HRTPO).

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130, Ext. 134 or at msoderstrom@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130, Ext. 134 or at msoderstrom@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATES AND TIMES: Wednesday, March 9, 2016, 3:00 p.m., Project & Lands Committee Meeting; Thursday, March 10, 2016, 9:00 a.m., Governing Board Meeting

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Brenda Low, (561)682-6805 or at <https://www.sfwmd.gov>, seven days prior to the meeting.

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: Brenda Low, (561)682-6805. 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: Brenda Low at (561)682-6805 or blow@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.318 Occupational Therapy Services

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

DATE AND TIME: March 15, 2016, 10:00 a.m. – 11:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of Rule 59G-4.318, Florida Administrative Code, is to incorporate by reference the Florida Medicaid Occupational Therapy Services Coverage Policy, _____. This hearing is being rescheduled for March 15, 2016, 10:00 – 11:00 a.m. The original notice of the proposed rule was published in Volume 42, Number 36 of the Florida Administrative Register (FAR) on February 23, 2016.

A copy of the agenda may be obtained by contacting: LaKera Reddick.

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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20,

Tallahassee, Florida 32308-5407, (850)412-4206,
Lakera.Reddick@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

RULE NO.: RULE TITLE:

59G-4.320 Therapy Services

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

DATE AND TIME: March 15, 2016, 11:00 a.m. – 12:00 Noon

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of the amendment to Rule 59G-4.320, Florida Administrative Code, is to incorporate by reference the Florida Medicaid Physical Therapy Services Coverage Policy, _____, and to revise the rule title.

This hearing is being rescheduled for March 15, 2016, 11:00 a.m. – 12:00 Noon. The original notice of the proposed rule was published in Volume 42, Number 36 of the Florida Administrative Register (FAR) on February 23, 2016.

A copy of the agenda may be obtained by contacting: LaKera Reddick.

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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

RULE NO.: RULE TITLE:

59G-4.322 Respiratory Therapy Services

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

DATE AND TIME: March 15, 2016, 1:00 p.m. – 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of Rule 59G-4.322, Florida Administrative Code,

is to incorporate by reference the Florida Medicaid Respiratory Therapy Services Coverage Policy, _____.

This hearing is being rescheduled for March 15, 2016, 1:00 p.m. – 2:00 p.m. The original notice of the proposed rule was published in Volume 42, Number 36 of the Florida Administrative Register (FAR) on February 23, 2016.

A copy of the agenda may be obtained by contacting: LaKera Reddick.

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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

RULE NO.: RULE TITLE:

59G-4.324 Speech-Language Pathology Services

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

DATE AND TIME: March 15, 2016, 2:00 p.m. – 3:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of Rule 59G-4.324, Florida Administrative Code, is to incorporate by reference the Florida Medicaid Speech-Language Pathology Services Coverage Policy, _____.

This hearing is being rescheduled for March 15, 2016, 2:00 p.m. – 3:00 p.m. The original notice of the proposed rule was published in Volume 42, Number 36 of the Florida Administrative Register (FAR) on February 23, 2016.

A copy of the agenda may be obtained by contacting: LaKera Reddick.

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 LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.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: LaKera Reddick, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4206, Lakera.Reddick@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

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

DATE AND TIME: March 7, 2016, 4:30 p.m.

PLACE: Governor's Mansion, 700 N. Adams Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission meeting.

A copy of the agenda may be obtained by contacting: the Department of Management Services, Division of Real Estate Development and Management, 4050 Esplanade Way, Suite 315, Tallahassee, Florida 32399-0950, (850)413-8417.

Pursuant to the provisions of the American with Disabilities Act, any Person requiring special accommodations to participate in this conference call/meeting is asked to advise the agency by contacting: the Department of Management Services, Division of Real Estate Development and Management, 4050 Esplanade Way, Suite 315, Tallahassee, Florida 32399-0950, (850)413-8417. If you are hearing or speech impaired, please contact the agency using the Florida Relay, 1(800)955-8771 (TDD) or 1(800)955-770 (voice).

A copy of the agenda may be obtained by contacting: the Division of Real Estate Development and Management, 4050 Esplanade Way, Suite 315, Tallahassee, Florida 32399-0950, (850)413-8417.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Department of Business and Professional Regulation announces public meetings to which all persons are invited.

DATE AND TIMES: March 22, 2016, 9:00 a.m. and 10:00 a.m.

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. 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: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission announces a public meeting to which all persons are invited.

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

PLACE: Webinar, teleconference for audio only

To access the webinar go to <https://global.gotomeeting.com/join/272658565>. To participate by audio only or in conjunction with the webinar, access the conference call by dialing: 1(866)899-4679. When prompted for the meeting ID and access code, use: 272-658-565. An audio PIN will be provided after joining the meeting.

Public point of access: Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Suite 90A, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislation before the 2016 Florida Legislature affecting the Florida Building Commission.

A copy of the agenda may be obtained by contacting: Jim Richmond, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, by calling (850)487-1824 or by accessing the Commission website, <https://floridabuilding.org/c/default.aspx>.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Jim Richmond, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces public meetings to which all persons are invited.

DATES AND TIMES: Thursday, April 28, 2016, 2:00 p.m., Board meeting; Friday, April 29, 2016, 9:00 a.m. until all business is concluded, Board meeting

PLACE: Tampa Marriott West Shore, 1001 North Westshore Boulevard, Tampa, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2505.

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: Denise Graves, (352)333-2505. 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: Denise Graves, (352)333-2505.

DEPARTMENT OF HEALTH

The Council on Certified Nursing Assistants announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 11, 2016, 2:00 p.m., ET

PLACE: Department of Health, Tallahassee: 1(888)670-3525, passcode: 3652039883#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed rule language changes/updates to 15.006.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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 Board at (850)245-4125. 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

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

DATE AND TIME: March 9, 2016, 9:00 a.m. – 10:30 a.m.

PLACE: Conference Room 320p

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Institutional Review Board (IRB) conference call.

A copy of the agenda may be obtained by contacting: Rotanya Bryan, MPA, GOC III/IRB Specialist, Florida Department of Health, 2585 Merchants Row Blvd., Tallahassee, FL, (850)245-4444, Ext. 3591.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Rotanya Bryan, MPA, GOC III/IRB Specialist, Florida Department of Health, 2585 Merchants Row Blvd., Tallahassee, FL, (850)245-4444, Ext. 3591. 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: Rotanya Bryan, MPA, GOC III/IRB Specialist, Florida Department of Health, 2585 Merchants Row Blvd., Tallahassee, FL, (850)245-4444, Ext. 3591.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

Children’s Medical Services/Early Steps announces workshops to which all persons are invited.

DATES AND TIMES: March 10, 2016, 1:30 p.m. – 3:30 p.m.; March 17, 2016, 1:30 p.m. – 3:30 p.m.; March 24, 2016, 1:30 p.m. – 3:30 p.m.; March 31, 2016, 1:30 p.m. – 3:30 p.m.

PLACE: Conference call: 1(888)670-3525, conference pass code: 6272156732#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida’s IDEA Part C State Systemic Improvement Plan Work Group.

A copy of the agenda may be obtained by contacting: Laura Rumph at Laura.Rumph@FLHealth.gov or (850)245-4857.

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: Laura Rumph at Laura.Rumph@FLHealth.gov or (850)245-4857. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Division of Environmental Health

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

DATE AND TIME: March 9, 2015, 10:00 a.m. – 2:00 p.m., ET or until completed

PLACE: Physical: Reedy Creek Improvement District Admin. Building, Third Floor, 1900 Hotel Plaza Blvd., Lake Buena Vista, FL 32830, parking in adjacent AAU parking lot; telephone conference: 1(888)670-3525 toll-free, participant pass code: 2535563929#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This bimonthly meeting of the Public Swimming Pool and Bathing Place Advisory Review Board is for the Board to recommend agency action on variance application requests.

A copy of the agenda may be obtained online at www.floridahealth.gov/environmental-health/swimming-pools/index.html or by contacting: Mr. August Ursin, Florida Department of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Mail Bin A08, Tallahassee, FL 32399-1710, (850)245-4444, ext. 2716, August.Ursin@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 3 days before the workshop/meeting by contacting: Mr. Ursin, contact information is listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Ursin, contact information is listed above.

CLAY SOIL AND WATER CONSERVATION DISTRICT

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

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

PLACE: Clay County Extension Office, 2463 SR16 W, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

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

MRGMIAMI

The Central Florida Expressway Authority (CFX) announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, March 8, 2016, 5:00 p.m. – 7:00 p.m.

PLACE: Eastpoint Fellowship Church, 16050 Old Cheney Highway, Orlando, Florida 32828

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Central Florida Expressway Authority (CFX) will host an Alternatives Public Workshop for the SR 408 (Spessard L. Holland East-West Expressway) East Extension from SR50 to the SR50/SR520 Intersection Project Development and Environment (PD&E) Study. The project identification number is 408-254.

The meeting will be an open house format from 5:00 p.m. to 7:00 p.m. Project staff will be available to answer questions and discuss the study with interested members of the public.

The project extends approximately seven miles from SR 50 to the SR 50/SR 520 intersection.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Valerie Tutor, Public Information Officer, 408study@cfxway.com, (941)504-9440.

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 seven (7) days before the workshop/meeting by contacting: Valerie Tutor, Public Information Officer, 408study@cfxway.com, (941)504-9440. 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: Valerie Tutor, Public Information Officer, (941)504-9440, 408study@CFXway.com or visit the CFX website at www.CFXway.com/408study.

THE VALERIN GROUP, INC.

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

DATE AND TIME: Thursday, March 10, 2016, 5:00 p.m. – 7:00 p.m.

PLACE: North Orange Library, 1211 E. Semoran Boulevard, Apopka, FL 32703

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing is being held regarding safety improvements at the intersection of State Road (SR) 436 (East Semoran Boulevard) and Roger Williams Road in Orange County. The hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, social and economic, and environmental effects of the proposed improvement.

The project addresses crash patterns at this intersection by converting the full median opening to a directional median opening. This modification reduces traffic conflict points at the intersection, improving safety.

The hearing will be held on Thursday, March 10, 2016, at the North Orange Library, 1211 East Semoran Boulevard, Apopka, FL 32703, between 5:00 p.m. and 7:00 p.m. The hearing will begin as an open house at 5:00 p.m. with a formal presentation at 6:00 p.m. Staff members will be available to discuss the project and answer questions before and after the presentation.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing or sent to: Dave Mixon, Florida Department of Transportation, District Five Traffic Operations, 719 South Woodland Boulevard, MS 562, DeLand, FL 32720, Dave.Mixon@dot.state.fl.us, no later than March 21, 2016. All comments written and oral will become part of the project's public record.

The draft project documents and other information will be available for public review from February 18, 2016 to March 21, 2016 at the North Orange Library, 1211 East Semoran Boulevard, Apopka, FL 32703.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting: Jennifer Smith, FDOT District Five Title VI Coordinator, (386)943-5367, Jennifer.Smith2@dot.state.fl.us.

There will be no agenda.

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: Jennifer Smith. Persons with disabilities who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Kelly Hiden, Public Involvement Coordinator, The Valerin Group, (407)508-0839, kelly@valerin-group.com, at least seven days prior to the meeting. 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 additional information about the project, please contact: Dave Mixon, (386)943-5DOT, Dave.Mixon@dot.state.fl.us.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

NOTICE IS HEREBY GIVEN THAT on November 18, 2015, the Florida Real Estate Appraisal Board issued an Order on the petition for declaratory statement filed by Franklin Colleta. The Notice of the Petition was published in Volume 41, No. 205, of the October 21, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on October 5, 2015. The Board's Order declines to issue a declaratory statement in this matter because the petition as submitted does not comply with the requirements of Rule 28-1055.002, F.A.C. A copy of the Order may be obtained by contacting: Juana Watkins, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801.

DEPARTMENT OF HEALTH

Board of Optometry

NOTICE IS HEREBY GIVEN THAT on August 3, 2015, the Board of Optometry issued an Order on the petition for declaratory statement filed by Kirk Fallin, O.D. The Notice of the Petition was published in Volume 41, No. 113, of the June 11, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on July 15, 2015. The Board's Order declines to issue a declaratory statement in this matter because it does not have jurisdiction over opticians. A copy of the Order may be obtained by contacting: the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN THAT on October 28, 2015, the Board of Psychology issued an Order on the petition for declaratory statement filed by Stephanie Wasserman Askari, PhD. The Notice of the Petition was published in Volume 41, No. 131, of the July 8, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on September 25, 2015. The Board's Order declines to issue a declaratory statement in this matter because it does not have jurisdiction over the practice of psychology in other states. A copy of the Order may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN THAT on October 28, 2015, the Board of Psychology issued an Order on the petition for declaratory statement filed by Tynessa Gordon Franks, PhD. The Notice of the Petition was published in Volume 41, No. 153, of the August 7, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on September 25, 2015. The Board's Order declines to issue a declaratory statement in this matter because it does not have jurisdiction over the practice of psychology in other states. A copy of the Order may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN THAT on October 29, 2015, the Board of Psychology issued an Order on the petition for declaratory statement filed by Traci Scherdell, Ph.D., and Christina M. Zafiris, Ph.D. The Notice of the Petition was published in Volume 41, No. 18, of the January 28, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on April 24, 2015. The Petitioner sought a declaratory statement as to whether Petitioner able to write consultation orders to practitioners of other disciplines and enter the request into the medical record. Based upon the facts set forth in the Petition, the Board answers this particular question in the affirmative.. A copy of the Order may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN THAT on October 29, 2015, the Board of Psychology issued an Order on the petition for

declaratory statement filed by Traci Scherdell, Ph.D., and Christina M. Zafiris, Ph.D. The Notice of the Petition was published in Volume 41, No. 18, of the January 28, 2015, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on April 24, 2015. The Petitioner sought a declaratory statement as to whether Petitioner able to write consultation orders to practitioners of other disciplines and enter the request into the medical record. Based upon the facts set forth in the Petition, the Board answers this particular question in the affirmative.. A copy of the Order may be obtained by contacting: the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Section VIII

Notice of Petitions and Dispositions
Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI

Notices Regarding Bids, Proposals and
Purchasing

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, 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.

BRASFIELD & GORRIE, LLC

INVITATION TO BID

Brasfield & Gorrie, LLC will now be taking sealed bid proposals for the CONCRETE PAVING SCOPE on the UF Stephen C. O’Connell Center Expansion and Renovation project in Gainesville, FL. Sealed Bids are due by no later than March 30, 2016. Sealed bids must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC
 c/o Adam Cowan
 941 West Morse Blvd. Suite 200
 Winter Park, FL 32789
 For any questions, please contact:
 Steven Nickels
snickels@brasfieldgorrie.com
 (407)562-4661

Section XII
 Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION
 Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration received the following CON application for expedited review:

CON #10424 Received: 2/26/16
 County: Pinellas Service District: 5-2
 Facility/Project: Palm Garden of Clearwater
 Applicant: Palm Garden of Clearwater, LLC
 Project Description: Transfer CON #10287 from Tierra Pines Center, LLC to Palm Garden of Clearwater, LLC

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On February 26, 2016, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Lori Lee Flanigan, L.P.N., License #: PN 5218942. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

Interest Rate Set Pursuant To Section 55.03, Florida Statutes

RULE NO.: RULE TITLE:

69I-25.003 Requirements

DEPARTMENT OF FINANCIAL SERVICES

INTEREST RATE SET PURSUANT TO SECTION 55.03,
 FLORIDA STATUTES

Chapter 2011-169, Laws of Florida, amended Section 55.03(1), Florida Statutes (F.S), to require the Chief Financial Officer to set the rate of interest that shall be payable on judgments and decrees on a quarterly basis rather than an annual basis. The interest rate for the quarter beginning April 1, 2016 has been set at 4.78 percent per annum or a daily rate of .0130624 percent (.000130624 expressed as a decimal). The daily rate considers that 2016 is a leap year, and is calculated by dividing the annual rate by 366 days.

Current and historical interest rates are available at:

<http://www.myfloridacfo.com/Division/AA/Vendors/default.htm>. Please contact the Vendor Ombudsman Section at (850)413-5516 if you have any questions.

Section XIII

Index to Rules Filed During Preceding
 Week

INDEX TO RULES FILED BETWEEN FEBRUARY 22, 2016
 AND FEBRUARY 26, 2016

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

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 59C-1.005 2/25/2016 3/16/2016 41/206 42/10
 59C-1.036 2/25/2016 3/16/2016 41/206 42/10

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Health Care Responsibility Program

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Division of Florida Condominiums, Timeshares and Mobile Homes

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 62-701.730 2/22/2016 3/13/2016 41/223 42/15
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Board of Opticianry

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Board of Osteopathic Medicine

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Council of Medical Physicists

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AGENCY FOR HEALTH CARE ADMINISTRATION

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DEPARTMENT OF HEALTH

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Division of Worker's Compensation

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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.