

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

RULE NOS.:	RULE TITLES:
64C-7.001	Definitions
64C-7.002	Collection Procedures for Newborn Screening
64C-7.0026	Administration of Newborn Hearing Screening
64C-7.005	Reporting of Newborn Screening Test Results
64C-7.012	Charging for Newborn Screening Services
64C-7.013	Criteria for Dietary Treatment Products
64C-7.027	Requirements for Newborn Screening Referral Centers

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to amend definitions, amend collection procedures for newborn screening, amend the requirements for newborn screening referral centers, amend the requirements for newborn hearing screenings, provide for reimbursement of newborn screening services, provide eligibility criteria for dietary treatment products, and incorporate forms by reference.

SUBJECT AREA TO BE ADDRESSED: Definitions, Collection Procedures for Newborn Screening, Requirements for Newborn Screening Referral Centers, Administration of Newborn Hearing Screening, Reporting of Newborn Screening Test Results, Charging for Newborn Screening Services, and Criteria for Dietary Treatment Products.

RULEMAKING AUTHORITY: 383.14(2) FS.

LAW IMPLEMENTED: 383.14 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dusty Edwards, Director, Newborn Screening Unit, at (850) 245-4674 or Dusty.Edwards@flhealth.gov or 4025 Esplanade Way, Bin A-06, Tallahassee, FL 32399-1707

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE

BOARD OF GOVERNORS

RULE NO.:	RULE TITLE:
72-1.002	Latin American and Caribbean Scholarship Eligibility

PURPOSE AND EFFECT: A new rule is being proposed to establish criteria for the award of Latin American and Caribbean Scholarships. This new rule (1) permits universities to create a Latin American and Caribbean Scholarship; (2) establishes minimum student eligibility requirements; (3) designates all recipients of the Latin American and Caribbean Scholarship as residents for tuition purposes; (4) classifies which state and federal funds may be used to fund Latin American and Caribbean Scholarships; (5) establishes minimum scholarship amounts; (6) lists which countries qualify as Latin American and Caribbean; and (7) provides university reporting requirements.

SUBJECT AREA TO BE ADDRESSED: Latin American and Caribbean Scholarship Eligibility.

RULEMAKING AUTHORITY: 1009.21(10)(e), FS.

LAW IMPLEMENTED: 1009.21, 1011.43, FS.

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

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: Iris A. Elijah, Assistant General Counsel, Board of Governors, 325 West Gaines St., Turlington Building, Suite 1614, Tallahassee, FL 32399, iris.elijah@flbog.edu, (850)245-0466. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Iris A. Elijah, Assistant General Counsel, Board of Governors, 325 West Gaines St., Turlington Building, Suite 1614, Tallahassee, FL 32399, iris.elijah@flbog.edu, (850)245-0466

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

Section II Proposed Rules

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-601.800 Close Management

PURPOSE AND EFFECT: The purpose and effect of the amendment is to allow inmates in close management to grow and maintain half-inch beards, and to amend a form incorporated in the rule.

SUMMARY: The proposed rule would allow inmates in close management to grow half-inch beards and would update the codes on a form incorporated in the rule to be in ICD-10 format.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.800 Close Management.

(1) through (6) No change.

(7) Individualized Service Plan (ISP).

(a) The multi-disciplinary services team will develop an ISP, Form DC4-643A, when deemed necessary by mental

health staff. Form DC4-643A is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 S. Calhoun St., Tallahassee, FL 32399,

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>

<http://www.flrules.org/Gateway/reference.asp?No=Ref-01964>.

The effective date of the form is _____ 12-12.

(b) through (g) No change.

(8) through (9) No change.

(10) Conditions and Privileges in CM Units.

(a) through (d) No change.

(e) Personal Hygiene – Inmates in close management shall meet the same standards in regard to personal hygiene as required of the general inmate population.

1. No change.

2. Any male inmate who elects to be clean shaven shall be clipper shaved three times per week. Any male inmate who elects to grow and maintain a half-inch beard shall have his beard maintained in accordance with Rule 33-602.101(4), F.A.C. Male inmates shall be required to shave at least three times per week. The possession and use of shaving powder in close management is prohibited. ~~An inmate housed in close management who is medically exempt from using shaving razors will be clipper shaved at least three times per week.~~

3. No change.

(f) through (n) No change.

(11) through (18) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 2-1-01, Amended 12-16-01, 4-8-04, 3-10-05, 4-9-06, 8-23-07, 4-27-08, 6-28-10, 4-6-11, 7-31-11, 1-4-12, 12-9-12, 12-24-13, 3-6-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard D. Comerford, Director of Institutional Support

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 22, 2016

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-601.830 Death Row

PURPOSE AND EFFECT: The purpose and effect of the amendment is to clarify the rule and to direct readers to rule 33-602.205, F.A.C. regarding death row inmates' telephone privileges.

SUMMARY: The proposed rulemaking clarifies the rule and directs readers to rule 33-602.205, F.A.C. regarding death row inmates' telephone privileges.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.830 Death Row.

(1) through (6) No change.

(7) Conditions and Privileges – The following conditions and privileges apply to all death row inmates except Phase I and Phase II inmates.

(a) through (j) No change.

(k) Telephone Privileges – Death row inmates shall have only those telephone privileges expressly and particularly provided for such inmates in Rule 33-602.205, F.A.C. When alternative means of access are not feasible, telephone privileges shall be allowed for emergency situations, such as notifications of family deaths, and when necessary to ensure the inmate’s access to attorneys or the courts. The necessity of the telephone call may be verified before the inmate is allowed to make the call. Calls to attorneys will not be monitored.

(l) through (n) No change.

(8) through (16) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 11-22-10, Amended 9-27-11, 9-24-12, 12-9-12, 3-6-14,

NAME OF PERSON ORIGINATING PROPOSED RULE:

Richard D. Comerford, Director of Institutional Support

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Julie L. Jones, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: May 23, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: April 22, 2016

DEPARTMENT OF CORRECTIONS

RULE NOS.: **RULE TITLES:**

33-602.101 Care of Inmates

33-602.201 Inmate Property

33-602.220 Administrative Confinement

33-602.221 Protective Management

33-602.222 Disciplinary Confinement

PURPOSE AND EFFECT: The purpose and effect of the amendment is to allow inmates to grow and maintain a half-inch beard, as well as to make other changes regarding inmate grooming.

SUMMARY: The proposed rulemaking would create new inmate grooming standards, allow male inmates to grow half-inch beards, disallow razors for male inmates, provide that female inmates must have their hair styled only in certain locations, and prohibit certain hairstyles.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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

RULEMAKING AUTHORITY: 944.09, 945.215 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.34, 945.04, 945.215 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.101 Care of Inmates.

(1) through (3) No change.

(4) For security and identification purposes, no inmate shall be permitted to have his or her hair, to include eyebrows and facial hair, dyed, cut, shaved or styled according to fads or extremes that would call attention to the inmate or separate inmates into groups based upon style. This would include, for example, dreadlocks, tails, woven braids, cutting, sculpting, clipping or etching numbers, letters, words, symbols or other designs into the hair. Male inmates shall have their hair cut short to medium uniform length at all times with no part of the ear or collar covered. Male inmates shall be permitted to shave their entire heads with clippers in a uniform manner unless the inmate is using his hairstyle or lack thereof to demonstrate gang affiliation or otherwise pose a threat to institutional security. Partial shaving of the head in a Mohawk or other distinctive style shall not be permitted. Sideburns shall not extend beyond the bottom of the earlobes and will have straight lines with no flare at the base. Female inmates shall be prohibited from having their hair braided or styled in any area other than the institutional beauty shop. All inmates shall elect either to be clean shaven or to grow and maintain a half-inch beard. Such a beard shall include all the hair that grows naturally on the face and front of the neck, excluding eyebrows and eyelashes. Inmates shall not display any other type, style, or arrangement of hair on the face nor front of the neck. Inmates shall not sculpt nor edge their beards. No numbers, symbols, letters, nor other designs shall appear in inmate beards. , with the exception of inmates housed at facilities designated by the Department to house those with a mental health classification of S-3 or above, who shall be clipper shaved three times per week. Those male inmates who desire to remain clean shaven shall be clipper shaved three times per week, and those inmates who desire to grow a half-inch beard shall have their beards trimmed three times per week with a clipper fitted with a half-inch guard. Female inmates may possess one (1) disposable state-issued razor. A mental health classification of S 3 or above refers to inmates who need, at a minimum, ongoing outpatient mental health services with psychiatric consultation as clinically indicated. At those facilities that do not house inmates with a mental health classification of S 3 or above, the warden shall require

~~that inmates be clipper shaved three times per week if allowing the possession and use of razors creates a substantial risk to the security of the institution or the safety of inmates and staff. In determining whether to require inmates to be clipper shaved, the warden shall consider the number of inmate on inmate and inmate on staff assaults, the number of incidents of self injurious behavior, and the number of homemade weapons discovered at the facility involving the use of razors, and any other factors related to the security, order, or effective management of the institution. Notwithstanding any other provision of Chapter 33, upon intake at any Department reception center each inmate having hair on the face or the front of the neck shall be clean shaved once for the purpose of discovering any identifying marks, scars, tattoos, or other features. Additionally an exemption from the requirement to remain clean shaven shall be granted on the basis of a medical diagnosis when it is determined by the staff physician that shaving would be detrimental to the inmate's health. Inmates granted a medical exemption from the shaving requirement may be required to keep their facial hair closely trimmed with scissors or clippers. For the purposes of this rule, "closely trimmed" means trimmed so that no part of the facial hair exceeds the length prescribed by the physician as necessary to prevent the appearance or reappearance of skin disorders. If no specific length is prescribed, then facial hair shall be kept trimmed to within one quarter inch. An inmate who has been granted a shaving exemption shall maintain the written exemption on his person at all times when outside the assigned housing unit.~~

(5) through (13) No change

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.09, 945.215 FS. History—New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10, 5-24-11, 2-6-12, 5-27-12, 3-3-13, 10-14-13, 12-12-13, 10-28-14,_____.

33-602.201 Inmate Property.

(1) through (16) No change

APPENDIX ONE

PROPERTY LIST

This list incorporates all property authorized to be possessed by inmates in all department institutions and facilities except community correctional centers. Except for items specified below as "exemptions," property received must be in compliance with this list. Inmates in possession of property previously approved by the Department of Corrections which meets the description of property on the list shall be allowed to retain the property. Inmates transferring to department facilities from private correctional facilities shall be allowed to retain only those items that are in compliance

with the list of authorized property. As items sold in canteens at private facilities may differ from those sold by an authorized source, items purchased in canteens at private facilities will not always be admissible in department facilities.

Definitions.

The “quantity” establishes a maximum possession limit. This does not mean that all state issue items will be issued to each inmate, or that the maximum number of items will be issued. All items from authorized source are subject to availability and may not be available for purchase. Items found in the possession of an inmate that are in excess of the established “quantity” shall be treated as contraband in accordance with Rule 33-602.203, F.A.C. Where there is a “value” indicated, the authorized item shall not exceed that value. The terms “authorized source” and “state issue” refer to the sources from which property can be obtained after January 1, 1996. All items with the “authorized source” designation shall be available in all institutional canteens or through orders from an authorized source. All authorized source items are transferable between department institutions. “State issue” means that the institution has the authority to issue this item to inmates based upon the character of the institution, the location of the institution, the housing or work assignment of the inmate, or other factors related to institution or inmate needs. Institutions housing death row inmates shall make adjustments to this property list when possession of listed items by death row inmates would create a threat to the security of the institution.

Exemptions.

Inmates already in possession of the following previously approved items shall be allowed to retain the items until they are no longer serviceable, but shall not be allowed to replace them with like items.

- Clothing items of a different color than specified on the property list.
- Locks other than V68 series
- Plastic bowls, tumblers, cups and lids
- Pantyhose
- Nail clippers larger than 2-1/2"

SEE PUBLISHED PROPOSED RULE FOR TABLE

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 6-4-81, Formerly 33-3.025, Amended 11-3-87, 11-13-95, 5-20-96, 1-8-97, 6-1-97, 7-6-97, 10-15-97, 2-15-98, 3-16-98, 8-4-98, 12-7-98, Formerly 33-3.0025, Amended 11-21-00, 9-12-01, 5-16-02, 7-8-03, 8-18-04, 1-25-05, 10-23-06, 2-27-08, 12-25-08, 1-25-10, 7-4-10, 10-26-11, 8-19-12, 11-20-12, 3-3-13, 6-8-14,_____.

33-602.220 Administrative Confinement.

- (1) through (4) No change
- (5) Conditions and Privileges.
- (a) through (d) No change

(e) Personal Hygiene – inmates in administrative confinement shall meet the same standards in regard to personal hygiene as required of the general inmate population.

1. No change

2. Any male inmate who elects to be clean shaven shall be clipper shaved three times per week. Any male inmate who elects to grow and maintain a half-inch beard shall have his beard maintained in accordance with Rule 33-602.101(4), F.A.C. Male inmates shall be required to shave at least three times per week. The possession and use of shaving powder in administrative confinement is prohibited. ~~An inmate housed in administrative confinement who is medically exempt from using shaving razors will be clipper shaved at least three times per week.~~

3. No change

(f) through (q) No change

(6) through (10) No change

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History–New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly 33-3.0081, Amended 2-12-01, 2-5-02, 1-19-03, 4-1-04, 3-5-06, 10-31-06, 4-8-08, 6-25-08, 6-8-09, 7-5-10, 10-7-12, 3-6-14,_____.

33-602.221 Protective Management.

(1) through (3) No change.

(4) Conditions and Privileges.

(a) through (d) No change.

(e) Personal Hygiene – inmates in protective management shall meet the same standards in regard to personal hygiene as required of the general inmate population.

1. No change

2. Any male inmate who elects to be clean shaven shall be clipper shaved three times per week. Any male inmate who elects to grow and maintain a half-inch beard shall have his beard maintained in accordance with Rule 33-602.101(4), F.A.C. Male inmates shall be required to shave at least three times per week. Hair care shall be the same as that provided to and required of the general population inmates.

(f) through (t) No change.

(5) through (10) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.34, 945.04 FS. History–New 6-23-83, Amended 3-12-84, Formerly 33-3.082, Amended 6-4-90, 7-10-90, 12-4-90, 4-26-98, Formerly 33-3.0082, Amended 2-12-01, 1-19-03, 4-1-04, 6-8-09, 7-5-10, 3-6-14,_____.

33-602.222 Disciplinary Confinement.

(1) through (3) No change.

(4) Conditions and Privileges.

(a) through (d) No change.

(e) Personal Hygiene. Inmates in disciplinary confinement shall meet the following standards in regards to personal hygiene as required of the general inmate population:

1. At a minimum, each inmate in disciplinary confinement shall shower three times per week.

2. Any male inmate who elects to be clean shaven shall be clipper shaved three times per week. Any male inmate who elects to brow and maintain a half-inch beard shall have his beard maintained in accordance with Rule 33-602.101(4), F.A.C. Male inmates shall be required to shave at least three times per week. The possession and use of shaving powder in disciplinary confinement is prohibited. ~~An inmate housed in disciplinary confinement who is medically exempt from using shaving razors will be clipper shaved at least three times per week.~~

3. Hair care shall be the same as that provided to, and required of, general population inmates.

(f) through (r) No change.

(5) through (14) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 3-12-84, Formerly 33-3.084, Amended 7-10-90, 4-28-96, 12-7-97, 3-23-99, Formerly 33-3.0084, Amended 2-12-01, 2-15-02, 4-1-04, 1-16-06, 10-31-06, 6-25-08, 6-8-09, 7-5-10, 3-6-14.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard D. Comerford, Director of Institutional Support
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 22, 2016

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.205
RULE TITLE: Inmate Telephone Use

PURPOSE AND EFFECT: The purpose and effect of the amendment is to clarify the rule as to the telephone privileges of death row inmates, as well as to add a provision allowing for a monthly 15-minute telephone call for death row inmates.

SUMMARY: The proposed rulemaking clarifies the rule as to the telephone privileges of death row inmates, and it adds a provision allowing for a monthly 15-minute telephone call for death row inmates.

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

implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.205 Inmate Telephone Use.

(1) This rule sets forth the minimum telephone privileges that shall be granted to inmates housed in institutions or facilities other than community correctional centers, ~~or inmates housed on death row.~~ All inmate calls, with the exception of those calls placed to attorneys pursuant to paragraph (3)(a), and to foreign consulates pursuant to paragraph (4)(a) shall be subject to monitoring and recording. Due to the high level of security needs on death row, the only telephone privileges available to death row inmates ~~except those inmates in Phases I or Phase II, as those phases are described in Rule 33-601.830(1)(c)~~ are those set forth in paragraph (3)(a), private calls to attorneys; paragraph (4)(a), private calls to foreign consulates; ~~and subsection (5), calls made in the event of family crisis; and subsection (17), other monthly telephone calls.~~ The only telephone privileges available to death row inmates in Phase I and Phase II are those set forth in paragraph (3)(a), calls to attorneys; paragraph (4)(a), private calls to foreign consulates; and subsection (5), calls made in the event of family crisis.

(2) No change.

(3) Calls to attorneys.

(a) Inmates shall be allowed to make private telephone calls to attorneys upon presentation to the warden or his designee of evidence that the call is necessary. Such evidence shall be a letter from the attorney (transmission by FAX or via

e-mail with scanned letter is acceptable) requesting the return call or a court order containing a deadline the inmate cannot meet if he must communicate by letter with the attorney. The letter shall be on attorney letterhead, signed by the attorney requesting the telephone call, and include the bar association number of the attorney. An attorney shall also be permitted to make prior arrangements by letter, e-mail with attached letter, or FAX with the warden or warden’s designee to have the inmate client receive a private telephone call from the attorney on an unmonitored telephone. Except as authorized by warrant or order of court, telephone calls to attorneys made pursuant to this section shall not be monitored or electronically recorded. These calls will be placed on telephones designated for this purpose and shall be collect calls; there shall be at least one telephone at each institution that is not connected to the monitoring system for these calls.

(b) No change.

(4) No change.

(5) An inmate may be authorized by the warden or the warden’s designee to make telephone calls in cases ease of family crisis, including death or serious illness in the immediate family, or serious marital or other family problems. The warden or the warden’s designee shall consider each request for such a call and shall authorize such a call only if, after considering the totality fo the circumstances, he or she determines that authorizing the call would be consistent with his or her duty to maintain the safety, security, and effective management of his or her institution. All such calls must be approved by the chaplain or other official designated by the warden who shall, if possible, verify the existence of the family crisis.

(6) through (16) No change.

(17) In addition to the other telephone privileges set forth in this rule for death row inmates, such inmates shall be allowed one fifteen-minute telephone call per month. The call shall be subject to the same Department telephone monitoring and recording as that to which non-death row inmate calls placed to persons or entities other than attorneys and foreign consulates are subject.

(18) Inmates who violate any Department rule pertaining to the use of telephones shall be prohibited from making any telephone call, except private calls to attorneys as set forth in paragraph (3)(a), for the 30-day period immediately following the date of any such violation.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 11-19-81, Formerly 33-3.125, Amended 11-21-86, 1-6-92, 3-24-97, 7-22-97, 12-21-98, Formerly 33-3.0125, Amended 2-7-00, 6-18-02, 2-4-03, 12-30-03, 11-25-04, 1-7-07, 9-24-07, 3-23-08, 6-14-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard D. Comerford, Director of Institutional Support
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 22, 2016

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NOS.: RULE TITLES:
 61G3-20.009 Barber License Biennial Renewal Fee
 61G3-20.010 Biennial Barbershop Licensure Renewal Fee
 61G3-20.0105 Barbershop Delinquent Renewal Fee
 61G3-20.015 Renewal of Inactive License Fee
 61G3-20.020 Delinquent License Fee

PURPOSE AND EFFECT: The Board proposes the rule amendments to reduce licensure fees.

SUMMARY: Licensure fees will be reduced.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board determined that because costs would be reduced for each license, a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.271(7), 476.064(4), 476.154, 476.155, 476.184, 476.192 FS.

LAW IMPLEMENTED: 455.271(7), 476.144, 476.154, 476.155(2), 476.184, 476.192 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-20.009 Barber License Biennial Renewal Fee.

(1) The barber license biennial renewal fee shall be ~~\$70.00 one hundred dollars (\$100.00)~~ .

(2) No change.

Rulemaking Specific Authority 476.064(4), 476.154, 476.192 FS. Law Implemented 476.144, 476.154, 476.192 FS. History--New 7-16-80, Amended 3-25-84, 10-17-85, Formerly 21C-20.09, Amended 2-26-86, 11-12-87, 12-15-87, 6-5-89, Formerly 21C-20.009, Amended 5-3-95, 10-30-95, 5-1-96, 5-10-01,_____.

61G3-20.010 Biennial Barbershop Licensure Renewal Fee.

The biennial barbershop licensure renewal fee shall be ~~\$105.00 one hundred fifty dollars (\$150.00)~~ .

Rulemaking Specific Authority 476.064(4), 476.192 FS. Law Implemented 476.192 FS. History--New 7-16-80, Amended 10-17-85, Formerly 21C-20.10, Amended 12-15-87, 5-11-88, Formerly 21C-20.010, Amended 12-14-03,_____.

61G3-20.015 Renewal of Inactive License Fee.

The fee for renewal of an inactive barber or restricted barber license shall be ~~\$35.00 fifty dollars (\$50.00)~~ .

Rulemaking Specific Authority 476.064(4), 476.155 FS. Law Implemented 476.155(2) FS. History--New 3-25-84, Formerly 21C-20.15, 21C-20.015, Amended 5-1-96, 8-12-99,_____.

61G3-20.020 Delinquent License Fee.

As provided in subsection 455.271(7), F.S., the fee imposed for having a delinquent status barber license shall be ~~\$70.00 one hundred dollars (\$100.00)~~ . The fee shall be due when the licensee applies for an active or inactive status license.

Rulemaking Specific Authority 455.271(7), 476.064(4) FS. Law Implemented 455.271(7) FS. History--New 5-3-95, Amended 5-1-96, .

61G3-20.0105 Barbershop Delinquent Renewal Fee.

The delinquent renewal fee for barbershops shall be ~~\$70.00 one hundred dollars (\$100.00)~~ and shall be paid simultaneously with and in addition to those fees referred to in Rule 61G3-20.010, F.A.C.

Rulemaking Specific Authority 476.064(4), 476.184, 476.192 FS. Law Implemented 476.184(8), 476.192(1)(c) FS. History--New 10-17-85, Formerly 21C-20.105, Amended 12-15-87, 5-11-88, Formerly 21C-20.0105, Amended 12-14-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 13, 2016

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-6.001 Continuing Education Requirement

PURPOSE AND EFFECT: Update continuing education requirements.

SUMMARY: Update requirements.

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

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

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

RULEMAKING AUTHORITY: 456.013, 468.361(2) FS.

LAW IMPLEMENTED: 456.013(7), 456.033(1), 468.361 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-0797.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-6.001 Continuing Education Requirement.

(1) through (4) No change.

(5) A licensee may be required to earn continuing education credit hours which include the following:

(a) through (c) No change.

~~(d) Home Study Courses No more than 12 hours per biennium.~~

~~(d)(e)~~ Other requirements that satisfy continuing education are listed in Rule 64B32-6.004, F.A.C.

(6) No change.

Rulemaking Authority 456.013, 468.361(2) FS. Law Implemented 456.013(7), 456.033(1), 468.361 FS. History--New 4-29-85, Formerly 21M-38.01, Amended 9-29-86, Formerly 21M-38.001, Amended 1-2-94, Formerly 61F6-38.001, Amended 11-1-94, Formerly 59R-75.001, Amended 6-9-99, Formerly 64B8-75.001, Amended 5-15-05, 10-28-07, 5-15-08, 8-4-09, 4-25-10, 4-4-12, 8-4-14, 5-25-15, 12-28-15.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Respiratory Care

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 16, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 5, 2016

Section III Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:

59A-10.002 Definitions

59A-10.036 Qualification by Practical Experience

59A-10.037 Educational Programs

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 49, March 11, 2016 issue of the Florida Administrative Register.

The following sections of the proposed rule will be changed to read:

59A-10.002 Definitions

As used in this Rule ~~Chapter~~:

(1) through (4) No change.

(5) "Ambulatory surgical center" means an ambulatory surgical center licensed under ~~Chapters Chapter~~ 395 and 408, F.S. and ~~Rule Chapters Chapter~~ 59A-5 and 35, F.A.C.

~~(6) "Applicable federal, state and local health and safety laws and rules" means those laws and rules which govern, directly or indirectly, the delivery of patient care.~~

~~(7) "Applicable standards of health care risk management" means those principles, criteria or prevailing techniques used to identify, investigate, analyze, evaluate and select the most advantageous methods of reducing, modifying, correcting or eliminating identifiable risks.~~

(8) through (14) renumbered as (6) through (12); No change

~~(13)(15)~~ "Hospital" means a hospital licensed under ~~Chapters Chapter~~ 395 and 408, F.S. and ~~Rule Chapters Chapter~~ 59A-3 and 35, F.A.C.

(16) through (18) renumbered as (14) through (16); No change.

~~(17)(19)~~ "Internal risk management program" means the policies and procedures of a health care facility which constitute the internal risk management program as defined in ~~Sections Section~~ 395.0197 or 641.55, F.S.

(20) through (31) renumbered as (18) through (29); No change.

Rulemaking Authority 395.0197, 395.1073 FS. Law Implemented 395.0197 FS. History--New 8-28-79, Formerly 10D-75.02, Amended 3-25-86, 12-28-89, Formerly 10D-75.002, Amended 9-16-92.

59A-10.036 Qualification by Practical Experience.

(1) through (2) No change.

(3) As part of the application, the applicant shall file AHCA Form 3130-1016, ~~May February~~ 2016, Verification of Practical Experience, which is hereby incorporated by reference, documenting that the applicant has experience in each of the required areas. This form is available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06986> and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 31, Tallahassee, Florida 32308 or at the web address at: <http://ahca.myflorida.com/HQALicensureforms>.

59A-10.037 Educational Programs

No change.

The following changes have been made to the Verification of Practical Experience, AHCA Form 3130-1016, May 2016: On page 3, section 4 "penalty of perjury" has been moved from the opening sentence to number 3.

On page 3, section 5 numbers 2 and 3 have been removed.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-6.010: Payment Methodology for Nursing Home Services

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 32, February 17, 2016 issue of the Florida Administrative Register.

(1) through (3) No change.

(4) Providers are subject to the following monetary fines pursuant to Section 409.9082(7), F.S., for failure to timely pay a quality assessment:

(a) No change.

(b) No change

(c) An offense is defined as one month’s quality assessment payment not received by the 20 ~~25~~th day of the next succeeding calendar month.

(d) In the event that a provider fails to report their total number of resident days as defined in Section 409.9082(1)(c), F.S., by the 20 ~~25~~th day of the next succeeding calendar month, the fines in paragraphs (a)-(c) apply and the maximum amount of the fines shall be equal to their last submitted quality assessment amount but in no event shall the total fine exceed the amount of the quality assessment.

(5) through (7) No change.

**Section IV
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On April 25, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2009 FDA Food Code, Paragraph 5-202.11(A), 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, from The Latin Kiosk located in Orlando. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that each establishment have an approved plumbing system installed to transport potable water and wastewater; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided, and that each establishment have areas for food storage. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and to share the mop sink, dishwashing and food storage areas with another licensed food service establishment under the same ownership and on the same premise.

The Petition for this variance was published in Vol. 42/83 on April 28, 2016. The Order for this Petition was signed and approved on May 04, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the mop sink, dishwashing and food storage areas within Brown Derby (SEA5805127) are maintained in a clean and sanitary manner, all sinks are provided with hot and cold running water under pressure and are available during all hours of operation. The handwash sinks must also be provided with soap, an approved hand drying device and a handwashing sign. If the ownership of Brown Derby and The Latin Kiosk (Walt Disney World Co.) changes, a signed agreement between the two establishments for the use of the shared facilities must be provided to the division immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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

On April 29, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, from Pomodoro located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 42/86 on May 3, 2016. The Order for this Petition was signed and approved on May 9, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Gochon are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Pomodoro (Centro Venezolano De Capacitacion Gastronomica, LLC) or Gochon (Benjamin Bracho) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained _____ by _____ contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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

On May 3, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, from Jacqueline Fried Chicken located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 42/89 on May 6, 2016. The Order for this Petition was signed and approved on May 12, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Madame Beauty Supply are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Jacqueline Fried Chicken (Jacqueline Fried Chicken Inc.) or Madame Beauty Supply (Gerard Gracia) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained _____ by _____ contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On May 3, 2016 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from Corn Cup located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to

transport potable water and wastewater; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and to share the dishwashing area with another food service establishment.

The Petition for this variance was published in Vol. 42/89 on May 6, 2016. The Order for this Petition was signed and approved on May 12, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that all the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign. The dishwashing area within MC Burger & Charbroiled Chicken (NOS5812707) must be maintained in a clean and sanitary manner. These areas must also be available to Corn Cup during all hours of operation. If the ownership of Corn Cup (Corn Cup...) and MC Burger & Charbroiled Chicken (MC Burger & Charbroiled Chicken Inc.) changes, a signed agreement between the two establishments for the use of the shared facilities must be provided to the division immediately. A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On May 4, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Fast Acai located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to

provide potable water and to collect wastewater at the handwash and three-compartment sinks.

The Petition for this variance was published in Vol. 42/89 on May 6, 2016. The Order for this Petition was signed and approved on May 12, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash and three-compartment sinks is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash and three-compartment sinks are provided with hot and cold running water under pressure; the handwash sink is provided with soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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

On May 4, 2016 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, from Catered Creations located in Melbourne. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 42/89 on May 6, 2016. The Order for this Petition was signed and approved on May 12, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner

ensuring the bathrooms located within Pizza Hut (NOS1504143) are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Catered Creations (Catered Creations LLC) or Pizza Hut (CFL Pizza LLC) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On May 5, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2009 FDA Food Code from Treasure Bay Resort & Marina located in Treasure Island. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Petition for this variance was published in Vol. 42/91 on May 10, 2016. The Order for this Petition was signed and approved on May 16, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located on the first floor are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, hand wash sign and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed in the main restaurant area clearly stating the location of the bathrooms.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On May 6, 2016 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Section 5-203.13, 2009 FDA Food Code from To Victory! located in Cooper City. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water. They are requesting to share the mop sink located within an adjacent business.

The Petition for this variance was published in Vol. 42/91 on May 10, 2016. The Order for this Petition was signed and approved on May 16, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that the mop sink within Wings N Things (SEA1613556) is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of To Victory! (To Victory LLC) and/or Wings N Things (Advantage Vending Services) changes, a signed agreements for use of the mop sink is required immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

The DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2016, 1:00 p.m.

PLACE: FTBOA, 801 SW 60th Ave., Ocala, Florida 34474

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

A copy of the agenda may be obtained by contacting: Stephen Monroe by telephone at (850)410-0944 or e-mail at Stephen.Monroe@Freshfromflorida.com.

PUBLIC SERVICE COMMISSION

FAR NOTICE OF PREHEARING AND HEARING

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: Docket No. 160009-EI - Nuclear cost recovery clause.

PREHEARING CONFERENCE DATE AND TIME: Tuesday, July 19, 2016, 1:30 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATE AND TIME: Wednesday, August 10, 2016, 9:30 a.m., August 11-12, 2016, have also been reserved for continuation of the hearing if needed. The starting times on August 11-12 2016, will be announced at the conclusion of the hearing on the previous day. The hearing may be adjourned early if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Commission's action on Florida Power & Light Company's and Duke Energy Florida, LLC's petitions in Docket No. 160009-EI – Nuclear Cost Recovery Clause and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

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

DATE AND TIME: Tuesday, June 14, 2016, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting to consider District business and conduct public hearings on regulatory and real estate matters.

A workshop is scheduled to follow the Governing Board meeting. Following the Board workshop, the Lands Committee of the Governing Board is scheduled to discuss the potential acquisition of lands, the management of District land interests and potential surplus lands.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website: www.mysuwanneeriver.com, when published.

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: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). 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

Suwannee River Water Management District

The Lands Committee of the Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2016, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: An Interim Lands Committee Meeting is scheduled to discuss the potential acquisition of lands, the management of District land interests and potential surplus lands.

The Committee meeting will be held at District Headquarters and Committee members may teleconference in. Public must be present at District Headquarters to participate. Public should check the District website or contact the District to confirm that the meeting has not been cancelled or rescheduled.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website: www.mysuwanneeriver.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: Robin Lamm. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Monday, June 13, 2016, 2:00 p.m.

PLACE: District Headquarters, 4049 Reid Street, (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Workshop to discuss development of draft fiscal year 2016-2017 tentative budget, mid-year budget review and investment policy.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, by phone at (386)329-4470 or by visiting the District's website at sjrwm.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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).

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Tuesday, June 14, 2016, 9:00 a.m. the Projects and Land Committee business meeting will begin; 10:00 a.m. or upon conclusion of the Projects and Land Committee, whichever is later the Finance, Administration and Audit Committee meeting will begin; 11:00 a.m. or upon the conclusion of the Finance Committee meeting, whichever is later the Governing Board meeting will begin

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, by phone at (386)329-4470 or by visiting the District's website at sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: June 13, 2016, 5:00 p.m., Water Resource Advisory Commission Recreational Issues Workshop

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Workshop sponsored by the Water Resources Advisory Commission (WRAC) regarding recreational issues and opportunities within the South Florida Water Management District. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Yvette Bonilla, ybonilla@sfwmd.gov or at our website: <http://sfwmd.link/SFWMdmtgs>

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: District Clerk, (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).

For more information, you may contact: Yvette Bonilla, (561)682-6286.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.125 Applied Behavior Analysis Services

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

DATE AND TIME: June 10, 2016, 2:00 p.m. – 3:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling an additional workshop for the purpose of discussing additional revisions to the Florida Medicaid Behavior Analysis Services Coverage Policy.

A copy of the agenda may be obtained by contacting: Devon Tran, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, telephone: (850)412-4245, e-mail: Devon.Tran@ahca.myflorida.com or at www.ahca.myflorida.com/Medicaid/review/other.shtml.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. on Monday, June 13, 2016. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

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: Devon Tran. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The DEPARTMENT OF ENVIRONMENTAL PROTECTION announces a public meeting to which all persons are invited.

DATE AND TIME: June 14, 2016, 2:00 p.m.

PLACE: Southwest Florida Water Management District Office, Room 112, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a Technical Meeting for the Basin Management Action Plan (BMAP) for Weeki Wachee Spring and River. Topics will include a review of the BMAP process and a presentation on the nutrient source inventory for the basin. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee,

Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Tuesday, June 28, 2016, 9:30 a.m. – 11:30 a.m., ET

PLACE: Department of Health, 4042 Bald Cypress Way, Capital Circle Office Center (CCOC), Conference Room 301, Tallahassee, FL 32399; conference call-in number: 1(888)670-3525, participant PIN: 848 155 3898#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Special Needs Shelter Interagency Committee Meeting is being hosted by the Florida Department of Health, Bureau of Preparedness and Response, to identify and resolve challenges related to special needs shelters that are not currently addressed in the state comprehensive plan. The meeting shall also serve as a forum to develop policies and procedures which support sheltering best practices throughout the state. The continuation of the committee work assures the best quality service to clients with special medical needs and Florida’s vulnerable populations.

A copy of the agenda may be obtained by contacting: Nicole Kimbrel, (850)245-4440, Ext. 2603, email: Nicole.Kimbrel@flhealth.gov. The meeting may be accessed via conference call.

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: Nicole Kimbrel, (850)245-4440, Ext. 2603, email: Nicole.Kimbrel@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

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

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

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

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

A copy of the agenda may be obtained by contacting: Sheila Autrey at (850)245-4444, ext. 8210 or email her at sheila.autrey@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Sheila Autrey at (850)245-4444, ext. 8210 or email her at sheila.autrey@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Sheila Autrey at (850)245-4444, ext. 8210 or email her at sheila.autrey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, June 24, 2016, 2:00 p.m.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Jacoyia Hill at (850)245-4444, ext. 8215 or email her at jacoyia.hill@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jacoyia Hill at (850)245-4444, ext. 8215 or email her at jacoyia.hill@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Psychology

The Board of Psychology announces a public meeting to which all persons are invited.

DATE AND TIME: June 24, 2016, 8:00 a.m., ET or soon thereafter

PLACE: Conference Call: 1(888)670-3525. After dialing the meet me number, when prompted, insert the 7811783909 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Psychology Supervised Experience Review Committee.

A copy of the agenda may be obtained by contacting: The Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373, ext. 3482 or by visiting the website at www.floridaspsychology.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 48 hours before the workshop/meeting by contacting: The Department of Health at (850)245-4444, ext. 3418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
RULE NOS.:RULE TITLES:

64J-2.006 Trauma Registry and Trauma Quality Improvement Program

64J-2.010 Apportionment of Trauma Centers Among the Trauma Service Areas (TSA)

64J-2.012 Process for the Approval of Trauma Centers

64J-2.013 Extension of Application Period

64J-2.016 Site Visits and Approval

The Bureau of Emergency Medical Oversight announces a workshop to which all persons are invited.

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

PLACE: Department of Health, Room 301, 4025 Bald Cypress Way, Tallahassee, Florida

A phone line has been established to allow participation in the workshop via telephone.

Call-in number: 1(888)670-3525; **Participant code:** 1043560135 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will reassess the allocation of trauma centers, the application process, verification process and changes to the Florida Trauma Registry Manual, Data Dictionary.

A copy of the agenda may be obtained by contacting: Michael Leffler, email Michael.Leffler@flhealth.gov, 4052 Bald Cypress Way, Bin #A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2760.

THE AGENDA AND DRAFT RULE TEXT WILL BE AVAILABLE 7 DAYS PRIOR TO THE WORKSHOP.

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: Michael Leffler, email Michael.Leffler@flhealth.gov, 4052 Bald Cypress Way, Bin #A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2760. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

DATE AND TIME: June 14, 2016, 10:00 a.m.

PLACE: Conference call and WebEx (contact Jennifer McGee for details, contact info below)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting of the Steering Committee for the Florida Beaches Habitat Conservation Plan. Topics to be discussed include staff updates from the last quarter. No votes will be taken.

A copy of the agenda may be obtained by contacting: Jennifer McGee, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.com.

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

For more information, you may contact: Jennifer McGee, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.com.

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corp - Consumer Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2016, 10:00 a.m. – 11:30 a.m. (ET)

PLACE: Teleconference: 1(866)361-7525, Code: 6487811621#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consumer Services Committee Meeting.

A copy of the agenda may be obtained by contacting: Citizensfla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: For additional information contact: Barbara Walker, (850)513-3744, Ext. 2312, Killearn Center Blvd., Building A, Tallahassee, FL 32309, Barbara.walker@citizensfla.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).

AFRICAN AMERICAN HISTORY TASK FORCE

The African American History Task Force announces a public meeting to which all persons are invited.

DATES AND TIMES: June 15, 2016, 3:00 p.m.; June 16, 2016, 5:00 p.m.; June 17-18, 2016, 9:00 a.m.

PLACE: Florida A&M University Black Archives

GENERAL SUBJECT MATTER TO BE CONSIDERED: Semi-annual meeting of the African American History Task Force. Workshop for Florida Educators.

A copy of the agenda may be obtained by contacting: Dr. Bernadette Kelley, (850)412-5203.

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: Dr. Bernadette Kelley, (850)412-5203. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Lakechia Eiland, Program Assistant, African American History Task Force, Florida A&M University, (850)412-5203 (office), (850)412-5204 (fax), lakechia.eiland@famu.edu.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The Sunshine State Governmental Financing Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 13, 2016, 4:30 p.m., ET

PLACE: Crystal Ballroom D-F, Marriott World Center, 8701 World Center Drive, Orlando, Florida and via conference call

This special meeting of the Commission will be conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons desiring to attend the meeting may do so by conference call which may be in listen-only mode during Commission deliberations and action, or at other times not designated for public comment. A copy of the agenda, conference-call dial-in instructions, and directions to the location of the hosting facility designated for public use of communications media technology (conference call) for this meeting may be obtained from the agency contact listed below. Any one not having access to a telephone will be entitled to use the telephone facilities located in Room 100, Clerk of the Circuit Court – Leon County, 301 South Monroe Street, Tallahassee, FL, 32301.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Membership and Board of Directors Meetings.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Program Administrator, at ssgfc@embarqmail.com or (850)878-1874.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: the agency contact as noted 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).

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, June 10, 2016, 9:00 a.m.

PLACE: Clay County Extension Office, 2463 SR16 W, Green Cove Springs, FL 30243

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

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

CONCRETE MASONRY EDUCATION COUNCIL

The Florida Concrete Masonry Education Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2016, 10:00 a.m., Budget & Finance Committee Meeting

PLACE: VIA TELEPHONE CONFERENCE: 1(650)479-3207 US TOLL, Access code: 197 864 587

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Jim Painter, Executive Director, at: Jim@floridamasonrycouncil.org or via the Council's website: http://www.floridamasonrycouncil.

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 96 hours before the workshop/meeting by contacting: Jim Painter at jim@floridamasonrycouncil.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.

For more information, you may contact: Jim Painter, Executive Director, at: jim@floridamasonrycouncil.org.

KIMLEY-HORN AND ASSOCIATES, INC. - TALLAHASSEE

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

DATE and TIME: Thursday, June 16, 2016, 5:30 p.m. – 6:30 p.m., ET

PLACE: Renaissance Building, 2nd Floor Conference Room, 435 North Macomb Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation will conduct a kick-off regarding the State Road (S.R.) 10 (U.S. 90) Action Plan from North Duval Street to the I-10/U.S. 90 East Interchange in Leon County. Financial Project Identification Number: 4258322-12-02.

The intent of this project is to develop an Action Plan for U.S. 90 in Tallahassee/Leon County, extending from North Duval Street (Greyhound Bus Terminal) to the I-10/U.S. 90 East (Mahan Drive) interchange. The preparation of the Action Plan is an integral part of the continuing planning process for the development of the Strategic Intermodal System (SIS) in the State of Florida and is a vital transportation component of Florida's economic stability and growth. Action Plans, which

are performed for all SIS facilities, include engineering and environmental analyses and the development of recommendations to bring the corridor into compliance with the SIS Standards of the Department. The corridor study will analyze alternatives and identify interim improvements to preserve the traffic level of service within the corridor over the next 25 years.

A copy of the handout and other meeting materials may be obtained by contacting: Virgie Bowen, ACIP, FDOT Project Manager, 1074 Highway 90, Chipley, Florida 32428, toll-free at 1(888)638-0250, extension 1530 or via e-mail at virgie.bowen@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Virgie Bowen, at the contact information 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).

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES

Division of Motor Vehicles

Boom Florida Corp. d/b/a Attack Motors for the BASH
motorcycles

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is
given that Yamazuki, Inc., intends to allow the establishment
of Boom Florida Corp., d/b/a Attack Motors as a dealership
for the sale of motorcycles manufactured by Chongqing
Astronautical Bashan Motorcycle Manufacturing Co., Ltd.
(line-make BASH) at 4829 Pembroke Road, Hollywood,
(Broward County), Florida 33021, on or after July 5, 2016.

The name and address of the dealer operator(s) and
principal investor(s) of Boom Florida Corp, d/b/a Attack
Motors are dealer operator(s): Marisa Haspel, 4829 Pembroke
Road, Hollywood, Florida 33021; principal investor(s): Marisa
Haspel, 4829 Pembroke Road, Hollywood, Florida 33021.

The notice indicates intent to establish the new point
location in a county of more than 300,000 population,
according to the latest population estimates of the University
of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have
standing, pursuant to Section 320.642, Florida Statutes, to file
a petition or complaint protesting the application.

Written petitions or complaints must be received by the
Department of Highway Safety and Motor Vehicles within 30
days of the date of publication of this notice and must be
submitted to: Nalini Vinayak, Administrator, Dealer License
Section, Department of Highway Safety and Motor Vehicles,

Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee
Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by
US Mail to: Jun Xu, Yamazuki Inc, 2041 South Turner
Avenue, Ontario, California 91761.

If no petitions or complaints are received within 30 days
of the date of publication, a final order will be issued by the
Department of Highway Safety and Motor Vehicles approving
the establishment of the dealership, subject to the applicant's
compliance with the provisions of Chapter 320, Florida
Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES

Division of Motor Vehicles

Whalen Auto Group LLC for the establishment of LMLL
motorcycles

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is
given that Genuine Scooters LLC, intends to allow the
establishment of Whalen Auto Group LLC, d/b/a Whalen
Powersports LLC as a dealership for the sale of motorcycles
manufactured by LML Limited (line-make LMLL) at 1129
Tamiami Trail, Port Charlotte, (Charlotte County), Florida
33953, on or after July 5, 2016.

The name and address of the dealer operator(s) and
principal investor(s) of Whalen Auto Group LLC, d/b/a
Whalen Powersports LLC are dealer operator(s): John
Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953,
Esther Whalen, 1129 Tamiami Trail, Port Charlotte, Florida
33953, principal investor(s): John Whalen, 1129 Tamiami
Trail, Port Charlotte, Florida 33953, Esther Whalen, 1129
Tamiami Trail, Port Charlotte, Florida 33953.

The notice indicates intent to establish the new point
location in a county of less than 300,000 population, according
to the latest population estimates of the University of Florida,
Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have
standing, pursuant to Section 320.642, Florida Statutes, to file
a petition or complaint protesting the application.

Written petitions or complaints must be received by the
Department of Highway Safety and Motor Vehicles within 30
days of the date of publication of this notice and must be
submitted to: Nalini Vinayak, Administrator, Dealer License
Section, Department of Highway Safety and Motor Vehicles,
Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee
Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Whalen Auto Group LLC for the establishment of MOTI motorcycles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters LLC, intends to allow the establishment of Whalen Auto Group LLC, d/b/a Whalen Powersports as a dealership for the sale of motorcycles manufactured by Motive Power Industry Co., Ltd. (line-make MOTI) at 1129 Tamiami Trail, Port Charlotte, (Charlotte County), Florida 33953, on or after July 5, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Whalen Auto Group LLC, d/b/a Whalen Powersports are dealer operator(s): John Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, Esther Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, principal investor(s): John Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, Esther Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Whalen Auto Group LLC for the establishment of NGBO motorcycles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters LLC, intends to allow the establishment of Whalen Auto Group LLC, d/b/a Whalen Powersports as a dealership for the sale of motorcycles manufactured by Ningbo Longjia Motorcycle Co., Ltd. (line-make NGBO) at 1129 Tamiami Trail, Port Charlotte, (Charlotte County), Florida 33953, on or after July 5, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Whalen Auto Group LLC, d/b/a Whalen Powersports are dealer operator(s): John Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, Esther Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, principal investor(s): John Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953, Esther Whalen, 1129 Tamiami Trail, Port Charlotte, Florida 33953.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's

compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

EXEMPTION

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

ID # E160011 District: 7-2 (Orange County)

Facility/Project: Commons at Orlando Lutheran Towers

Applicant: Orlando Lutheran Towers, Inc.

Project Description: Division of Exemption #E150010 into two components of 11 beds and two beds

Proposed Project Cost: \$0.00

Section XIII

Index to Rules Filed During Preceding
Week

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