

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

STATE BOARD OF ADMINISTRATION

RULE NOS.: RULE TITLES:

19-8.029 Insurer Reporting Requirements

19-8.030 Insurer Responsibilities

PURPOSE AND EFFECT: To discuss proposed amendments to the following rule: Rule 19-8.029, F.A.C., Insurer Reporting Requirements, and proposed repeal of Rule 19-8.030, F.A.C., Insurer Responsibilities.

SUBJECT AREA TO BE ADDRESSED: Insurer exposure and loss reporting requirements for the 2017-2018 contract year and insurer responsibilities, and the consolidation of the substance of the two rules into a single revised Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Responsibilities.

RULEMAKING AUTHORITY: 215.555, FS.

LAW IMPLEMENTED: 215.555, FS.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Leonard E. Schulte, Director of Legal Analysis and Risk Evaluation, Florida Hurricane Catastrophe Fund, (850)413-1335, leonard.schulte@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DEPARTMENT OF HEALTH

Division of Children's Medical Services

RULE NO.: RULE TITLE:

64C-2.004 Sliding Fee Scale

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to revise and update Safety Net Program information.

SUBJECT AREA TO BE ADDRESSED: Safety Net Program for children with serious and chronic health care needs who do not qualify for Medicaid or Title XXI of the Social Security Act.

RULEMAKING AUTHORITY: 391.026(18), FS.

LAW IMPLEMENTED: 391.029(3)(a), 301.0315, 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: Kelli Stannard, Director of Operations, at Kelli.Stannard@FLHealth.gov or (850)245-4444

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

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-9.019	Definitions
59A-9.020	Licensure Procedures
59A-9.021	Investigations and License and Validation Inspections
59A-9.022	Physical Plant Requirements for Abortion Clinics When Providing Second Trimester Abortions
59A-9.0225	Clinic Supplies and Equipment Standards for Second Trimester Abortions
59A-9.023	Clinical Personnel
59A-9.024	Clinic Policies and Procedures for Second Trimester Abortions
59A-9.025	Medical Screening and Evaluation of Patients Receiving Second Trimester Abortions
59A-9.026	Second Trimester Abortion Procedure
59A-9.027	Recovery Room Standards for Second Trimester Abortions
59A-9.028	Post Procedure Follow-up Care for Patients Receiving Second Trimester Abortions
59A-9.029	Abortion Clinic Incident Reporting for Second Trimester Abortions
59A-9.030	Disposal of Fetal Remains
59A-9.031	Clinical Records

PURPOSE AND EFFECT: The Agency proposes to update the abortion clinic rules to align with revised statutory requirements and streamline language for clarity.

SUMMARY: The rule chapter for abortion clinics will be revised to remove obsolete or duplicative language, clarify requirements and revise text to comply with recent legislative changes. In addition the revision will update statutory references and required forms.

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

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

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

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

RULEMAKING AUTHORITY: 390.012, 390.014(3), 408.033, 408.819, FS.

LAW IMPLEMENTED: 381.0098, 390.011, 390.0111, 390.012, 390.014, 390.015, 408.033, 408.805, 408.806, 408.809, 408.810, 408.811, 408.815, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW(IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Tuesday, November 29, 2016, 1:30 pm – 2:30 pm

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-9.019 Definitions.

The following definitions shall apply specifically to abortion clinics.

(1) ~~“Anesthesiologist” means a person currently licensed to practice medicine or osteopathy pursuant to Chapters 458 or 459, F.S., and certified by the American Board of Anesthesiology.~~

~~(2) “Certified Registered Nurse Anesthetist, (CRNA)” means a person currently licensed pursuant to Chapter 464, F.S., and certified by the Council on Certification of Nurse Anesthetists.~~

~~(1)(3) “Clinical staff” means the individuals employed full or part time by an abortion clinic who are licensed or certified to provide care prior to, during, or after an abortion.~~

~~(4) “F.A.C.” means the Florida Administrative Code.~~

~~(2)(5) “Facility” means those objects, including physical plant, equipment, and supplies necessary for providing required services.~~

~~(3)(6) “Licensed” means that person or facility to which the term is applied has a current or valid license, certificate or registration issued by the State of Florida to follow his profession or vocation within the State of Florida, and when applied to a health care facility means that the facility has a current license issued by the Agency.~~

~~(7) “Licensure” means the process of obtaining official or legal permission to operate an abortion clinic.~~

~~(4)(8) “Medical Director” means a physician currently licensed to practice medicine or osteopathy pursuant to under Chapters 458 or 459, F.S., and who has admitting privileges at a licensed hospital in this state or has a transfer agreement with a licensed hospital licensed by the state located within reasonable proximity to of the abortion clinic.~~

~~(5)(9) “Patient” means any woman receiving services in an abortion clinic.~~

~~(6) “Period of gestation” means one of three trimesters as defined in Section 390.011, F.S. corresponding to the age of the fetus at the time of abortion.~~

~~(10) “Person” means any individual, firm, partnership, corporation, or association.~~

~~(7)(11) “Premises” means those buildings, beds, and facilities of the clinic and all other buildings, beds, and facilities for the performance of abortions located at in such reasonable proximity to the main address of the licensee and appear to the public to be under the domain and the control of the licensee.~~

~~(8)(12) “Reasonable proximity” means a distance not to exceed thirty (30) minutes transport time by emergency vehicle.~~

~~(13) “Registered Professional Nurse, (R.N.)” means a person currently licensed as a R.N. pursuant to Chapter 464, F.S.~~

~~(14) “Trimester” means a 12-week period of pregnancy.~~

~~(a) First Trimester. The first 12 weeks of pregnancy (the first 14 completed weeks from the last normal menstrual period).~~

~~(b) Second Trimester. That portion of a pregnancy following the 12th week and extending through the 24th week of gestation.~~

~~(c) Third Trimester. That portion of pregnancy beginning with the 25th week of gestation.~~

~~(9)(15) “Volunteer” means a person who is not employed by the clinic facility who interacts with patients on behalf of the abortion clinic.~~

Rulemaking Authority 390.012 FS. Law Implemented 390.011, 390.012 FS. History—New 6-13-90, Amended 4-17-91, Formerly 10D-72.019, Amended 8-24-94, 9-25-06, 1-6-15,_____.

59A-9.020 Licensure Procedures.

(1) All applicants persons requesting licensure for planning the operation of an abortion clinic under the provisions of Chapters 408 and 390, F.S., shall make application for a license to the Agency on the Health Care Licensing Application, Abortion Clinic, AHCA Form 3130-1000, July 2016 2014, which is incorporated by reference. The form can be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07596>

<https://www.flrules.org/Gateway/reference.asp?No=Ref-04819> and from the Agency for Health Care Administration, Hospital and Outpatient Services Unit, Mail Stop #31, 2727 Mahan Drive, Tallahassee, Florida 32308 or on the Agency website at: http://ahca.myflorida.com/HQALicensureforms. Applicants for renewal of an abortion clinic license may submit the Health Care Licensing Online Application, Abortion Clinics, AHCA Form 3130-1000OL, July 2016, incorporated by reference and available at https://www.flrules.org/Gateway/reference.asp?No=Ref-07597. The application forms are available online at http://www.ahca.myflorida.com/HQALicensureforms or, for online renewal submissions, at: http://apps.ahca.myflorida.com/SingleSignOnPortal.

(2) A licensure fee as listed on the application of \$545.05 shall accompany each the application for a license or a license renewal. The licensure fee shall be made payable to the Agency and is not refundable. The licensure fee will be established as prescribed by Sections 408.805 and 390.014, F.S.

~~(3) Each license shall be valid only for the persons or entity to whom it is issued and shall not be subject to sale, assignment, or other transfer, voluntary or involuntary, nor shall a license be valid for any premises other than for which it was originally issued.~~

~~(3)(4) A current license shall be posted in a conspicuous place within the licensed premises where it can be viewed by patients.~~

~~(4)(5) A license, unless sooner suspended or revoked, shall automatically expire two years from the date of issuance, and shall be renewable biennially upon application for renewal and payment of the fee prescribed by the~~

~~application these rules, provided that the applicant and abortion clinic meet the requirements established under Chapters 408 and 390, F.S. and Chapters 59A-35 and 59A-9, F.A.C. Application for renewal of a license shall be made not less than 60 days prior to expiration of a license.~~

Rulemaking Authority 390.012, 390.014(3), 408.033, 408.819 FS. Law Implemented 390.012, 390.014, 390.015, 408.033, 408.805, 408.806, 408.809, 408.810, 408.815 FS. History—New 6-13-90, Amended 4-17-91, 10-9-91, Formerly 10D-72.020, Amended 8-24-94, 9-25-06, 1-6-15, _____.

59A-9.021 Investigations and License and Validation Inspections.

(1) The Agency has the right to enter upon the premises of any an abortion clinic or applicant to make or cause to be made such inspections and investigations as are necessary to:

(a) Assure compliance with the licensure requirements and standards as specified in statute and rule;

(b) Respond to complaints; and; investigate allegations of unlicensed activity;

(c) Protect the public health and safety.

(2) The Agency shall conduct an ~~annual~~ unannounced licensure inspection of all abortion clinics.

(3) Representatives of the Agency shall conduct licensure inspections have the right to enter upon the premises of any facility licensed, or applying for license, pursuant to this chapter, at any reasonable time in order to determine the state of compliance with the provisions of Chapters 408 and 390, F.S. and Chapters 59A 35 and 59A 9, F.A.C., providing that such entry and inspection shall be made with the least possible disruption to clinic activities and in a manner considerate of the privacy and confidentiality of any patient who is present therein. All inspections shall be unannounced.

Rulemaking Authority 390.012, 408.819 FS. Law Implemented 390.012, ~~390.014~~, 408.811 FS. History—New 6-13-90, Amended 4-17-91, 10-9-91, Formerly 10D-72.021, Amended 9-25-06, 1-6-15, _____.

59A-9.022 Physical Plant Requirements for Abortion Clinics When Providing Second Trimester Abortions.

The following are minimum standards of construction and specified minimum essential physical plant requirements which must be met when providing second trimester abortions. ~~These requirements shall apply to all new abortion clinic construction and shall apply to any abortion clinics receiving an initial license after the effective date of these rules when the abortion clinic provides second trimester abortions. Any abortion clinic which provides second trimester abortions and is in operation at the time of adoption of this rule shall be given one year within which to comply with the physical plant requirements.~~

(1) Consultation room(s) with adequate private space specifically designated for interviewing, counseling, and medical evaluations;

(2) Dressing rooms designated for staff and patients;

(3) Handwashing station(s) equipped with a mixing valve and wrist blades and located in each patient exam/procedure room or area;

(4) Private procedure room(s) with adequate light and ventilation for abortion procedures;

(5) Post procedure recovery room(s) equipped to meet the patient's needs;

(6) Emergency exits wide enough to accommodate a standard stretcher or gurney;

(7) Cleaning and sterilizing area(s) adequate for the cleaning and sterilizing of instruments;

(8) Adequate and secure storage area(s) for the storage of medical records and necessary equipment and supplies; and,

(9) If not otherwise required by the Florida Building Code, at least one general use toilet room equipped with a hand washing station.

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(a), ~~390.013~~ FS. History—New 9-25-06, Amended, _____.

59A-9.0225 Clinic Supplies and Equipment Standards for Second Trimester Abortions.

~~(4) Each abortion clinic providing second trimester abortions shall provide essential clinic supplies and equipment as required in subsections (1) through (7) when performing second trimester abortions. Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year within which to meet these standards as follows:~~

(1) The following equipment shall be maintained in functional condition:

(a) A surgical or gynecological examination table(s);

(b) A bed or recliner(s) suitable for recovery;

(c) Oxygen with flow meters and masks or equivalent;

(d) Mechanical suction;

(e) Resuscitation equipment to include, ~~at a minimum,~~ resuscitation bags and oral airways;

(f) Emergency medications, intravenous fluids, and related supplies and equipment;

(g) Sterile suturing equipment and supplies;

(h) Adjustable examination light;

(i) Containers for soiled linen and waste materials with covers; and;

(j) Appropriate equipment for the administering of general anesthesia, if applicable.

(2) Emergency equipment shall be provided for immediate use, maintained in functional condition, and capable of providing ~~at least~~ the following services:

- (a) Inhalation therapy;
 - (b) Defibrillation;
 - (c) Cardiac monitoring;
 - (d) Suctioning; and,
 - (e) Maintenance of patient airway.
- (3) Anesthesia.

(a) The clinic shall have anesthesia equipment maintained in proper working order for the appropriate administering of general and local anesthesia, analgesia, and sedation if ordered by the physician.

(b) All reusable anesthesia equipment in direct contact with the patient shall be cleaned or sterilized as appropriate after each use and such cleaning and sterilization shall be documented.

(4) Resuscitative Medications Required.

The clinic shall have a crash cart at the location the anesthetizing is being carried out. The crash cart must include, ~~at a minimum,~~ those emergency medications to support the procedures performed as determined by the medical director.

(5) Sterilization Equipment.

~~Sterilizing equipment of appropriate type shall be available and~~ of adequate capacity shall be available to properly sterilize instruments and materials. The sterilizing equipment shall have approved control and safety features.

(6) Ultrasound equipment shall be located in the clinic.

(7) Equipment Maintenance.

(a) When patient monitoring equipment is utilized, a written preventive maintenance program shall be developed and implemented. This equipment shall be checked and/or tested in accordance with manufacturer's specifications at periodic intervals, not less than annually, to insure proper operation, and a state of good repair. After repairs and/or alterations are made to any equipment, the equipment shall be thoroughly tested for proper calibration before returning it to service. Records shall be maintained on each piece of equipment to indicate its history of testing and maintenance.

(b) All anesthesia and surgical equipment shall have a written preventive maintenance program developed and implemented. Equipment shall be checked and tested in accordance with the manufacturer's specifications at designated intervals, not less than annually, to ensure proper operation and a state of good repair.

(c) All surgical instruments shall have a written preventive maintenance program developed and implemented. Surgical instruments shall be cleaned and checked for function after use to ensure proper operation and a state of good repair.

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(b), ~~390.013~~ FS. History—New 9-25-06, Amended, _____.

59A-9.023 Clinic Personnel.

Abortions shall be performed only by a licensed physician who has admitting privileges at a hospital within reasonable proximity to the clinic. Physician admitting privileges are optional if the clinic has a written transfer agreement with a hospital within reasonable proximity to the clinic specifying the patient's complete medical record held by the clinic and physician shall accompany any patient transferred to the hospital. Each abortion clinic providing second trimester abortions shall have a staff that is adequately trained and capable of providing appropriate service and supervision to the patients. The clinic will have a position description for each position delineating duties and responsibilities and maintain personnel records for all employees performing or monitoring patients receiving a second trimester abortion. ~~Any abortion clinic which is in operation at the time of adoption of this rule and performing second trimester abortions shall be given six months within which to comply with these clinical staff requirements as follows:~~

(1) Physicians.

The clinic shall designate a licensed physician to serve as a medical director. Only physicians authorized by the medical director and the clinic shall perform abortions.

(2) Nursing Personnel.

Nursing personnel in the clinic shall be governed by written policies and procedures relating to patient care, establishment of standards for nursing care and mechanisms for evaluating such care, and nursing services.

(3) Allied health professionals, working under appropriate direction and supervision, may be employed to work only within areas where their competency has been established.

(4) Orientation. Each clinic facility shall have and execute a written orientation program to familiarize each new staff member, including volunteers, with the clinic facility and its policies and procedures, to include, ~~at a minimum,~~ fire safety ~~and other safety measures~~, medical emergencies, and infection control.

(5) In-service Training. In-service training programs shall be planned and provided for all employees including full time, part time and contract employees, at the beginning of employment and no less than at least annually thereafter and will also apply to all volunteers to insure and maintain their understanding of their duties and responsibilities. Records shall be maintained to reflect program content and individual attendance. The following training shall be provided no less than at least annually, and for surgical assistants and

volunteers, must include training in counseling, patient advocacy and specific responsibilities associated with the services they provide:

(a) Infection control, to include ~~at a minimum~~, universal precautions against blood-borne diseases, general sanitation, personal hygiene such as hand washing, use of masks and gloves, and instruction to staff if there is a likelihood of transmitting a disease to patients or other staff members.

(b) Fire protection, to include evacuating patients, proper use of fire extinguishers, and procedures for reporting fires;

(c) Confidentiality of patient information and records, and protecting patient rights;

(d) Licensing regulations; and,

(e) Incident reporting.

Rulemaking Authority 390.012, ~~408.819~~ FS. Law Implemented ~~381.0012, 382, 390.011, 390.0111(2), 390.012, 390.013~~ FS. History–New 6-13-90, Amended 4-17-91, Formerly 10D-72.023, Amended 9-25-06,_____.

59A-9.024 Clinic Policies and Procedures for Second Trimester Abortions.

An abortion clinic providing second trimester abortions shall have written policies and procedures ~~to implement policies and~~ to assure that quality patient care shall relate specifically to the functional activities of clinic services. These written procedures shall apply to second trimester abortions and shall be available and accessible to clinic personnel and shall be reviewed and approved annually by the clinic’s medical director. ~~Any abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given six months within which to comply with these clinic policies and procedure requirements which~~ These policies and procedures shall include ~~but not be limited to the following:~~

- (1) Patient admission;
- (2) Pre- and post-operative care;
- (3) Physician’s orders;
- (4) Standing orders with required signatures;
- (5) Medications, storage and administration;
- (6) Treatments;
- (7) Surgical asepsis;
- (8) Medial asepsis;
- (9) Sterilization and disinfection;
- (10) Documentation: Medical records and clinic facility records;
- (11) Patient discharge;
- (12) Patient transfer;
- (13) Emergency measures;
- (14) Incident reports;
- (15) Personnel orientation;
- (16) Inservice education record;
- (17) Anesthesia;

(18) Equipment and supplies: availability and maintenance;

(19) Volunteers; and,

(20) Visitors.

Rulemaking Authority 390.012(1), FS. Law Implemented 390.012(~~3~~)(e), ~~390.013~~ FS. History–New 9-25-06, Amended,_____.

59A-9.025 Medical Screening and Evaluation of Patients Receiving Second Trimester Abortions.

(1) Each abortion clinic that provides second trimester abortions shall formulate and adhere to written patient care policies and procedures designed to ensure professional and safe care for patients undergoing second trimester abortions and shall maintain a medical record for each such patient that records history, care and services. Any abortion clinic that performs second trimester abortions shall comply with these patient care policies and procedures for patients undergoing second trimester abortions, to include ~~but not limited to~~ the following:

(a) Admission criteria and procedures;

(b) Identification in the medical record of physician(s) and nurse(s) involved in providing the services offered for patients undergoing second trimester abortions;

(c) Specific details regarding the pre-operative procedures performed, to include:

1. History and physical examination, to include verification of pregnancy, period of gestation ~~estimation of gestational age~~, identification of any past surgeries, preexisting conditions or complications; including allergies to medications, antiseptic solutions, or latex; and a complete obstetric and gynecological history.

2. Special examinations, lab procedures, and/or consultations required, to include ultrasonography to confirm period of gestation, ~~gestational age~~ and a physical examination including a bimanual examination estimating uterine size and palpation of the adnexa. The physician shall keep original prints of each ultrasound examination of a patient in the patient’s medical history file. Urine or blood tests for pregnancy shall be performed before the abortion procedure.

(2) Laboratory Services.

(a) Laboratory services shall be provided on-site or through contractual arrangement with a laboratory that holds the appropriate federal Clinical Laboratory Improvement Amendments (CLIA) certificate and state of Florida clinical laboratory license issued pursuant to Chapter 483, Part I, F.S.

(b) All laboratory services provided on-site shall be performed in compliance with state of Florida clinical laboratory licensure and federal CLIA provisions.

(3) Laboratory Equipment and Supplies.

(a) All equipment and supplies for the collection, storage, and testing of specimens shall meet the provisions of Chapter 59A-7, F.A.C., and shall be maintained according to manufacturer's instructions and in a manner that ensures accurate test results.

(b) Temperature controlled spaces for the storage of specimens or testing supplies shall be monitored and recorded to ensure that the proper storage temperature is maintained.

(c) All dated supplies and materials shall not be used beyond their expiration date.

(d) Adequate facilities and supplies for the collection, storage and transportation of laboratory specimens shall be available on site.

(4) Rh ~~blood type D factor~~. Rh testing shall be performed on all patients for Rh negative patients shall be conducted, unless reliable written documentation of blood type is available.

(5) All laboratory test reports shall be placed in the patient's medical record.

(6) All laboratory test and storage areas, records and reports shall be available for inspection by the Agency.

(7) If a person who is not a physician performs an ultrasound examination, that person shall have documented evidence that he or she has completed a course in the operation of ultrasound equipment.

(8) A test for anemia shall be performed.

~~(9) Each abortion clinic must be in compliance with Section 390.0111, F.S.~~

Rulemaking Authority 390.012(1) FS. Law Implemented 390.0111, 390.012(3)(d) FS. History–New 9-25-06, Amended 1-2-14,_____.

59A-9.026 Second Trimester Abortion Procedure.

Any abortion clinic which is providing second trimester abortions must be in compliance with the following standards relative to second trimester abortion procedures. ~~Any abortion clinic in operation at the time of adoption of this rule, when performing second trimester abortions, shall be given six months within which to comply.~~

(1) A physician, registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant shall be available to all patients throughout the abortion procedure.

(2) The abortion procedure will be performed in accordance with obstetric standards and in keeping with established standards of care regarding the estimation of the period of gestation gestational age of the fetus.

(3) Anesthesia service shall be organized under written policies and procedures relating to anesthesia staff privileges, the administration of anesthesia, and the maintenance of strict safety controls.

(4) Prior to the administration of anesthesia, patients shall have a history and physical examination by the individual administering anesthesia, including laboratory analysis when indicated.

(5) Appropriate precautions, such as the establishment of intravenous access ~~at least~~ for patients undergoing post-first trimester abortions.

(6) Appropriate monitoring of the patient's vital signs by professionals licensed and qualified to assess the patient's condition will occur throughout the abortion procedure and during the recovery period until the patient's condition as specified by the type of abortion procedure performed, is deemed to be stable in the recovery room.

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(e), ~~390.013~~ FS. History–New 9-25-06, Amended,_____.

59A-9.027 Recovery Room Standards for Second Trimester Abortions.

Each abortion clinic which is providing second trimester abortions shall comply with the following recovery room standards when providing second trimester abortions. ~~Any abortion clinic providing second trimester abortions and in operation at the time of adoption of this rule shall be given one year within which to comply with these standards.~~

(1) Following the procedure, post procedure recovery rooms will be supervised and staffed to meet the patient's needs. A physician or physician assistant, a licensed registered nurse, a licensed practical nurse or an advanced registered nurse practitioner who is trained in the management of the recovery area shall be available to monitor the patient in the recovery room until the patient is discharged. The individual must be certified in basic cardiopulmonary resuscitation. A patient in the post-operative or recovery room shall be observed for as long as the patient's condition warrants.

(2) The clinic shall arrange hospitalization if any complication beyond the medical capability of the staff occurs or is suspected. The clinic shall ensure that ~~all appropriate~~ equipment and services are readily accessible to provide appropriate emergency resuscitative and life support procedures pending the transfer of the patient or a viable fetus to the hospital. A physician shall sign the discharge order and be readily accessible and available until the last patient is discharged to facilitate the transfer of emergency cases if hospitalization of the patient or viable fetus is necessary. The clinic medical records documenting care provided shall accompany the patient. These records will include the contact information for the physician who performed the procedure at the clinic.

(3) A physician shall discuss ~~Rh Rh₀~~ (D) immune globulin with each patient for whom it is indicated and will ensure that it is offered to the patient in the immediate postoperative period or that it will be available to the patient within 72 hours following completion of the abortion procedure. If the patient refuses the ~~Rh Rh₀~~ (D) immune globulin, refusal shall be documented on ~~Form 3130-1002, January 2006, "Refusal to Permit Administration of Rh(D) Immunoglobulin", AHCA Form 3130-1002, July 2016 which is herein incorporated by reference. The form can be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07598> and from the Agency for Health Care Administration, Hospital and Outpatient Services Unit, Mail Stop #31, 2727 Mahan Drive, Tallahassee, Florida 32308 or on the Agency website at: <http://ahca.myflorida.com/HQALicensureforms>. The form shall be signed by the patient, physician, and a witness, and shall be included in the patient's medical record. The form can be obtained by written request from the Agency for Health Care Administration, Hospital and Outpatient Services Unit, Mail Stop #31, 2727 Mahan Drive, Tallahassee, Florida 32308, or from the agency website at: http://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Hospital_Outpatient/abortion.shtml.~~

(4) Written instructions with regard to post abortion coitus, signs of possible medical complications, and general aftercare shall be given to each patient. Each patient shall have specific written instructions regarding access to medical care for complications, including a telephone number to call for medical emergencies. The physician will ensure that either a registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant from the abortion clinic makes a good faith effort to contact the patient by telephone, with the patient's consent, within 24 hours after surgery to assess the patient's recovery. A contact for post-operative care from the clinic facility shall be available to the patient on a 24-hour basis.

(5) Clinic Facility procedures must specify the minimum length of time for recovery as warranted by the procedure type and gestation period of gestation.

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(f), ~~390.013~~ FS. History—New 9-25-06, Amended,_____.

59A-9.028 Post Procedure Follow-up Care for Patients Receiving Second Trimester Abortions.

Each abortion clinic which is providing second trimester abortions shall comply with the following post procedure follow-up care requirements when providing a second trimester abortion. ~~Any abortion clinic operating at the time of adoption of this rule shall be given six months within which to comply.~~

(1) The clinic shall offer a post abortion medical visit that includes a medical examination and a review of the results of all laboratory tests.

(2) A urine pregnancy test will be obtained at the time of the follow-up visit to rule out continuing pregnancy. If a continuing pregnancy is suspected, the patient shall be evaluated and a physician who performs abortions shall be consulted.

(3) The clinic shall provide for the education of the patient in post-procedure care, including specific instructions in case of emergency.

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(g), ~~390.013~~ FS. History—New 9-25-06, Amended,_____.

59A-9.029 Abortion Clinic Incident Reporting for Second Trimester Abortions.

This section shall apply to incidents involving patients receiving second trimester abortions in any abortion clinic providing second trimester abortions. ~~Those abortion clinics providing second trimester abortions which are in operation at the time of adoption of this rule shall be given six months within which to comply with the following clinic incident reporting requirements.~~

(1) ~~At a minimum~~ An abortion clinic shall maintain a record of each incident that results in serious injury as defined in Section 390.012(3)(h)1., F.S. to a patient ~~as defined in Section 390.012(3)(h)1., F.S.~~, or a viable fetus, ~~at an abortion clinic and shall report an incident in writing to the agency within 10 days after the incident occurs.~~

(1) Each incident must be reported to the Agency within 10 days after the incident occurs.

(2) The report must be submitted on the Incident Report Form, AHCA Form 3130-1003, July 2016, which is hereby incorporated by reference. The form can be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07599> and from the Agency for Health Care Administration, Hospital and Outpatient Services Unit, Mail Stop #31, 2727 Mahan Drive, Tallahassee, Florida 32308 or on the Agency website at: <http://ahca.myflorida.com/HQALicensureforms>.

~~(2) If a patient death occurs the abortion clinic shall report the death to the department and the appropriate regulatory board not later than the next workday. The report to the department shall be filed as required by Rule 64V-1.0061, F.A.C.~~

Rulemaking Authority 390.012(1) FS. Law Implemented 390.012(3)(h), ~~390.013~~ FS. History—New 9-25-06, Amended,_____.

59A-9.030 Disposal of Fetal Remains.

Fetal remains shall be disposed of in a sanitary and appropriate manner and in accordance with standard health practices and Chapters 381 and 390, F.S. and Chapter 64E-16, F.A.C.

(1) Storage of Fetal remains at a clinic shall:

(a) Not exceed 30 days;

(b) Be in an interior restricted access location of the clinic; and

(c) Be packaged and sealed in impermiabile, red plastic bags or sharps container.

(2) Packages or containers of fetal remains shall be labeled to include:

(a) The name and address of the clinic;

(b) Medical record number or other identifier of the patient;

(c) One of the following phrases: Biomedical Waste, Biohazardous Waste, Biohazard, Infectious Waste or Infectious Substance;

Rulemaking Authority 390.012 FS. Law Implemented ~~381.0012, 382, 381.0098,~~ 390.011, 390.012 FS. History—New 6-13-90, Amended 4-17-91, Formerly 10D-72.030, Amended 9-25-06,_____.

59A-9.031 Clinical Records.

(1) A permanent individual clinical record shall be kept on each clinic patient. Clinical records shall be complete, accurately documented, and systematically organized to facilitate storage and retrieval.

~~(a) Clinical records shall contain a printed image of the ultrasound used to determine the period of gestation, be complete, accurately documented, and systematically organized to facilitate storage and retrieval.~~

~~(b) Clinical records involving second trimester abortion procedures shall be kept confidential and secure.~~

(c) Operative reports signed by the physician performing the second trimester abortion shall be recorded in the clinical record immediately following the procedure or that an operative progress note is entered in the clinical record to provide pertinent information.

(2) Clinical records shall be kept on file for a minimum of five years from the date of the last entry.

Rulemaking Authority 390.012 FS. Law Implemented ~~381.0012, 382, 390.011,~~ 390.012, ~~390.013~~ FS. History—New 6-13-90, Amended 4-17-91, Formerly 10D-72.031, Amended 9-25-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jessica Munn

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 29, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 27, 2016

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-11.031 Compliance

PURPOSE AND EFFECT: The Agency proposes to repeal a rule related to compliance of birth center rules. The Agency proposes to repeal this rule because the language is unnecessary.

SUMMARY: The Agency proposes to repeal a rule that relates to compliance of birth center standards and licensure rules.

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

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

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

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

RULEMAKING AUTHORITY: 383.309 FS.

LAW IMPLEMENTED: 383.309 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Tuesday, November 29, 2016, 3:30 p.m. – 4:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-11.031 Compliance.

Rulemaking Authority 383.309 FS. Law Implemented 383.309 FS. History–New 3-4-85, Formerly 10D-90.31, 10D-90.031. Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Munn

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 10/26/2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-6.016
 RULE TITLE: U.S. Department of Agriculture Soil Textural Classification System.

PURPOSE AND EFFECT: Rule 64E-6.016 duplicates language that is available through other sources that are incorporated by reference in Rule 64E-6.004, FAC. The proposed repeal has been reviewed by the Technical Review and Advisory Panel.

SUMMARY: The rule restates some definitions and concepts of the U.S. Department of Agriculture Soil Textural Classification System that are used throughout the chapter. The information is available from sources incorporated by reference elsewhere in the chapter.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory cost in excess of \$1 million within five years as established in section 120.541(2)(a), F.S.

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: 381.0011(4), (13), 381.0065(3)(a) FS.

LAW IMPLEMENTED: 381.0065, 381.00655 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: Dale Holcomb, Environmental Administrator, Bureau of Environmental Health, Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-6.016 U.S. Department of Agriculture Soil Textural Classification System.

Rulemaking Authority 381.0011(4), (13), 381.0065(3)(a) FS. Law Implemented 381.0065, 381.00655 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.58, Amended 3-17-92, 1-3-95, Formerly 10D-6.058, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dale Holcomb, Environmental Administrator, Bureau of Environmental Health, Onsite Sewage Programs

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-11.001
 RULE TITLE: Food Hygiene – General.

PURPOSE AND EFFECT: Rule 64E-11.001, F.A.C., describes the scope and applicability of the rule chapter.

SUMMARY: The rule provides general language about the scope and applicability of the rule chapter, is unnecessary and is being proposed for repeal.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory cost in excess of \$1 million within five years as established in section 120.541(2)(a), F.S.

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: 381.0072 FS.

LAW IMPLEMENTED: 381.0072 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: Ric Mathis at Ric.Mathis@flhealth.gov or at 850-245-4444, x. 2337.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-11.001 Food Hygiene - General.

Rulemaking Specific Authority 381.0072 FS. Law Implemented 381.0072 FS. History–New 1-1-77, Formerly 10D-13.21, Amended 2-21-91, Retained here and Transferred to 7C-4.008, Amended 6-1-93, 8-28-96, Formerly 10D-13.021, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ric Mathis

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-12.012
 RULE TITLE: Radon Testing.

PURPOSE AND EFFECT: Rule 64E-12.012, F.A.C., restates a requirement pursuant to section 404.056(4), Florida Statutes.

SUMMARY: The rule restates a statutory requirement, is unnecessary and is being proposed for repeal.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory cost in excess of \$1 million within five years as established in section 120.541(2)(a), F.S.

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: 404.056(4), (6), 381.006 FS.

LAW IMPLEMENTED: 404.056(4), 381.006(16) 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: Andrea Ables, Mobile Home-RV Park and Residential Group Care Programs Manager at andrea.ables@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-12.012 Radon Testing.

Rulemaking Authority 404.056(4), (6), 381.006 FS. Law Implemented 404.056(4), 381.006(16) FS. History–New 1-20-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Andrea Ables, Mobile Home-RV Park and Residential Group
 Care Programs Manager
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon
 General and Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.: RULE TITLES:
 64E-14.001 Migrant Farmworker Housing – General.
 64E-14.019 Fire Protection
 PURPOSE AND EFFECT: Rule 64E-14.001, F.A.C.,
 describes the scope and applicability of the rule chapter. Rule
 64E-14.019, F.A.C. directs the Department’s county health
 department staff to provide a list of permitted migrant
 farmworker housing facilities to local fire jurisdiction.
 SUMMARY: These rules provide general language about the
 scope and applicability of the rule chapter and provide
 direction to county health department staff, are unnecessary
 and are being proposed for repeal.

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: Based on the SERC checklist, this rulemaking will not
 have an adverse impact or regulatory cost in excess of \$1
 million within five years as established in section
 120.541(2)(a), F.S.

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: 381.006(5), 381.0086 FS.
 LAW IMPLEMENTED: 381.0081, 381.0086 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: Sharon Saulter at
 sharon.saulter@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-14.001 Migrant Farmworker Housing - General.
 Rulemaking Authority 381.006(5), 381.0086 FS. Law Implemented
 381.0081 FS. History–New 1-1-77, Amended 10-7-84, Formerly
 10D-25.51, Amended 8-6-92, 11-17-94, Formerly 10D-25.051,
Repealed.

64E-14.019 Fire Protection.
 Rulemaking Authority 381.006(5), 381.0086 FS. Law Implemented
 381.0086 FS. History–New 1-1-77, Amended 10-7-84, Formerly
 10D-25.70, Amended 8-6-92, 11-17-94, Formerly 10D-25.070,
 Amended 9-12-99, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Sharon Saulter
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon
 General and Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:
 64E-18.001 General Provisions.
 PURPOSE AND EFFECT: Rule 64E-18.001, F.A.C., restates
 a requirement in subsection 381.0101(2), Florida Statutes.
 SUMMARY: The rule restates a statutory requirement, is
 unnecessary and is being proposed for repeal. 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: Based on the SERC checklist, this rulemaking will not
 have an adverse impact or regulatory cost in excess of \$1
 million within five years as established in section
 120.541(2)(a), F.S.

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: 381.0101(5) FS.
 LAW IMPLEMENTED: 381.0101(1) 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: Robin Eychaner, Environmental Manager at robin.eychaner@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-18.001 General Provisions.

Rulemaking Authority 381.0101(5) FS. Law Implemented 381.0101(1) FS. History--New 9-21-94, Amended 8-20-96, Formerly 10D-123.001, Amended 3-2-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robin Eychaner, Environmental Manager

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.: RULE TITLES:

64E-19.001 General.

64E-19.008 Enforcement

PURPOSE AND EFFECT: Rule 64E-19.001, F.A.C., describes the scope and applicability of the rule chapter. Rule 64E-19.008, F.A.C. restates statutory requirements of section 381.0075(9), FS.

SUMMARY: These rules provide general language about the scope and applicability of the rule chapter and restate a statutory requirement, are unnecessary and are being proposed for repeal.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory cost in excess of \$1 million within five years as established in section 120.541(2)(a), F.S.

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: 381.0075(10) FS.

LAW IMPLEMENTED: 381.0075, 381.0075(9)(a) 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:Carolynn Balcar, Environmental Consultant at Carolynn.Balcar@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-19.001 General.

Rulemaking Authority 381.0075(10) FS. Law Implemented 381.0075, FS. History--New 1-24-00, Repealed.

64E-19.008 Enforcement.

Rulemaking Authority 381.0075(10) FS. Law Implemented 381.0075(9)(a) FS. History--New 1-24-00, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Carolynn Balcar, Environmental Consultant

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2016

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-28.001 Scope of Chapter Rules

PURPOSE AND EFFECT: Rule 64E-28.001, F.A.C., describes the scope of the rule chapter.

SUMMARY: This rule provides general language about the scope of the rule chapter, is unnecessary and is being proposed for repeal.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory cost in excess of \$1 million within five years as established in section 120.541(2)(a), F.S.

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: 381.00789 FS.

LAW IMPLEMENTED: 381.00787, 381.00791 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:Carolynn Balcar, Environmental Consultant at Carolynn.Balcar@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-28.001 Scope of Chapter Rules.

Rulemaking Authority 381.00789 FS. Law Implemented 381.00787, 381.00791 FS. History–New 9-5-12, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Carolynn Balcar, Environmental Consultant

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0525 Teenage Parent Programs

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 205, October 20, 2016 Florida Administrative Register has been continued from November 16, 2016 to January 18, 2017.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NOS.:	RULE TITLES:
6M-4.200	General Eligibility Provisions
6M-4.208	Verification of Employment and Income
6M-4.209	Redetermination of Eligibility for Financial Assistance

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. 186, September 23, 2016 and the first notice of change published in Vol. 42, No. 211, October 28, 2016 issue of the Florida Administrative Register.

6M-4.200 General Eligibility Provisions

(1) Definitions. The following definitions are applicable to all rules under Chapter 6M-4, F.A.C.

(a) through (h) No change.

(i) “Special Needs” means a ~~as a~~ child who has been determined eligible as a child with a disability in accordance with Chapter 6A-6, F.A.C., and is participating in a program for children with disabilities provided by the school district or a child who has an individualized educational plan (IEP) or family support plan (FSP).

(j) No change.

(k) “Temporary Interruption” means interruption in the parent’s work or education activity with an intent to return to that specific work or education activity. A temporary interruption in employment or education/training activity shall include, ~~at a minimum:~~

1. through 7. No change.

(1) No change.

(2) through (5) No change.

(6) Termination of School Readiness Services. Services shall be discontinued for a family prior to the end of the 12-month eligibility period under limited circumstances. The family and provider will be notified of disenrollment at a minimum of two weeks prior to termination of services. Qualifying events for termination include:

(a) Excessive unexplained absences that exceed 10 calendar days during a total month of attendance. ~~At a minimum,~~ The coalition shall document 3 attempts to contact the family and the provider regarding excessive absences prior to disenrollment.

(b) through (e) No change.

Rulemaking Authority 1001.213(2) FS. Law Implemented 1002.81(1), (8), (16), 1002.82(2)(f), 1002.87(1), (5), (6) FS. History–New 4-21-03, Formerly 60BB-4.200, Amended_____.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:
 6M-4.610 Statewide Provider Contract for the School
 Readiness Program

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the notice of change as published in Vol. 42 No. 202, October 17, 2016 issue of the Florida Administrative Register.

At paragraphs (3)(e) and (f), the word “eligible” should have read “ineligible.”

**Section IV
 Emergency Rules**

NONE

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

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:
 6M-8.620 Voluntary Prekindergarten (VPK) Pre- and Post-
 Assessments

NOTICE IS HEREBY GIVEN that on or about October 31, 2016, the Office of Early Learning received a petition from the Early Learning Coalition of Manatee County. Petitioner seeks a temporary variance from paragraphs 6M-8.620(3)(a) and (c), F.A.C., as it relates to the requirement that Voluntary Prekindergarten (VPK) providers administer the Florida VPK Assessment during Assessment Period One (AP1) and electronically report assessment data within a specified time frame. Petitioner is requesting a variance extending the time deadlines for the Florida VPK Assessment AP1 to be administered as well as a variance extending the time to submit electronic assessment data. The Office will accept comments concerning the Petition for five (5) business days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m. A copy of the Petition for Variance or Waiver may be obtained by contacting: Margaret O’Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:
 6M-8.620 Voluntary Prekindergarten (VPK) Pre- and Post-
 Assessments

NOTICE IS HEREBY GIVEN that on or about October 31, 2016, the Office of Early Learning received a petition from the Early Learning Coalition of Orange County. Petitioner seeks a temporary variance from paragraphs 6M-8.620(3)(a) and (c), F.A.C., as it relates to the requirement that Voluntary Prekindergarten (VPK) providers administer the Florida VPK Assessment during Assessment Period One (AP1) and electronically report assessment data within a specified time frame. Petitioner is requesting a variance extending the time deadlines for the Florida VPK Assessment AP1 to be administered as well as a variance extending the time to submit electronic assessment data. The Office will accept comments concerning the Petition for five (5) business days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m. A copy of the Petition for Variance or Waiver may be obtained by contacting: Margaret O’Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:
 6M-8.620 Voluntary Prekindergarten (VPK) Pre- and Post-
 Assessments

NOTICE IS HEREBY GIVEN that on or about November 3, 2016, the Office of Early Learning received a petition from the Early Learning Coalition of Brevard County. Petitioner seeks a temporary variance from paragraphs 6M-8.620(3)(a) and (c), F.A.C., as it relates to the requirement that Voluntary Prekindergarten (VPK) providers administer the Florida VPK Assessment during Assessment Period One (AP1) and electronically report assessment data within a specified time frame. Petitioner is requesting a variance extending the time deadlines for the Florida VPK Assessment AP1 to be administered as well as a variance extending the time to submit electronic assessment data. The Office will accept comments concerning the Petition for five (5) business days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m. A copy of the Petition for Variance or Waiver may be obtained by contacting: Margaret O’Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On October 1, 2016, the Division issued an order. The Final Order was in response to a Petition for Variance from OMNI Hotel, filed September 28, 2016, and advertised in Vol 42, No 192, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 8.11.2.1.3(cc)(1)(3) ASME A17.1, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule.

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

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

DATE AND TIME: Thursday, November 10, 2016, 1:30 p.m.

PLACE: St Johns Agricultural Center, 3125 Agricultural Center Drive, St Augustine, FL 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This meeting has been previously advertised. The meeting location and time have changed. This is a meeting of the Board of Trustees to discuss general business.

A copy of the agenda may be obtained by contacting: Kara Hoblick at (386)446-7630 or email at kara.hoblick@floridaagmuseum.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kara Hoblick at (386)446-7630 or email at

kara.hoblick@floridaagmuseum.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).

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

The Criminal Justice Standards and Training Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 13, 2016, 1:00 p.m.

PLACE: Florida Department of Law Enforcement-Headquarters, 2331 Phillips Road, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The above meeting will be held to determine whether or not probable cause exists to pursue disciplinary action against the certification of sworn correctional, law enforcement, or correctional probation officers.

A copy of the agenda may be obtained by contacting: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@fdle.state.fl.us.

DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NO.: RULE TITLE:

11D-10.003: Selection Committee

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

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

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Room B1055, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Nominations for consideration for induction into the Florida Law Enforcement Officers' Hall of Fame for 2017.

A copy of the agenda may be obtained by contacting: Vickie Koenig, Chief of Policy and Special Programs, Criminal Justice Professionalism, P.O. Box 1489, Tallahassee, FL 32302, (850)410-8600

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: Vickie Koenig, Chief of Policy and Special

Programs, Criminal Justice Professionalism, P.O. Box 1489, Tallahassee, FL 32302, (850)410-8600. 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: Vickie Koenig, Chief of Policy and Special Programs, Criminal Justice Professionalism, P.O. Box 1489, Tallahassee, FL 32302, (850)410-8600

DEPARTMENT OF TRANSPORTATION
NOTICE OF PUBLIC HEARING

Tentative Program of Work for Fiscal Years July 1, 2017 through June 30, 2022

The Florida Department of Transportation (FDOT) District Three hereby announces a Public Hearing to which all persons are invited. The hearing will be held November 21, 2016 in the FDOT District Three Design Conference Room, 1074 Highway 90, Chipley, FL 32428, and broadcast live to the following locations:

- FDOT Midway Operations Center, 17 Commerce Boulevard, Midway, Florida 32343
- FDOT Milton Operations Center, 6025 Old Bagdad Highway, Milton, Florida 32583
- FDOT Panama City Operations Center, 3633 Highway 390, Panama City, Florida 32405

Project information for the various counties will be covered in accordance with the following schedule:

- 8:00 a.m. (CST) Escambia, Santa Rosa, Okaloosa and Walton
- 10:30 a.m. (CST) Bay, Calhoun, Gulf, Holmes, Jackson and Washington
- 1:30 p.m. (CST) Franklin, Gadsden, Jefferson, Liberty, Leon and Wakulla

The information for the hearing, session information and the Tentative Work Program Citizen’s Plans will be available prior to the hearing at www.nwflroads.com.

Comments will be received thru the website, at the locations listed above or you can mail written comments to Mr. Phillip Gainer, P.E., District Secretary, FDOT, District Three, Post Office Box 607, Chipley, FL 32428. Comments must be submitted or postmarked by Friday, December 2, 2016 to be a part of the official record. Should you prefer to submit comments electronically please email Regina Battles, P.E., District Program Management Administrator, at regina.battles@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or who require translation services (free of charge) should contact Regina Battles toll-free at 1(888)638-0250, extension 1270 at least seven days prior to the hearing. Persons wishing to express concerns regarding Title VI may do so by contacting Florida Department of Transportation District 3 Title VI Coordinator John Smith, in writing at 1074 Highway 90, Chipley, Florida 32428, via telephone at 1(888)638-0250, extension 520 or email at john.smith@dot.state.fl.us.

PURPOSE: This Public Hearing is being conducted pursuant to Section 339.135(4)(c), Florida Statutes. The purpose of the public hearing is to consider the Department’s Tentative Work Program for District Three, for the period 2017/2018 through 2021/2022, and to consider the necessity of making any changes to the program.

DEPARTMENT OF TRANSPORTATION

Florida Seaport Transportation and Economic Development Council

The Florida Ports Financing Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 18, 2017, 10:30 a.m.

PLACE: Dial-in Number: (605)475-5900, Access Code: 9348585

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business.

A copy of the agenda may be obtained by contacting: Toy Keller in the Florida Ports Council offices at (850)222-8028.

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: Toy Keller in the Florida Ports Council offices at (850)222-8028. 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: Toy Keller in the Florida Ports Council offices at (850)222-8028.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

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

DATE AND TIME: November 10, 2016, 3:00 p.m., ET

PLACE: 1801 Hermitage Blvd, Tallahassee, FL 32308
GENERAL SUBJECT MATTER TO BE CONSIDERED:
 All responses to be publicly opened in regards to the Invitation to Negotiate, ITN 16-03, Actuarial Services for the Stanley G. Tate Florida Prepaid College Program.
 A copy of the agenda may be obtained by contacting: The Florida Prepaid College Board, ITN Administrator by email: ITNinfo.Prepaid@myfloridaprepaid.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 ITN Administrator at the e-mail address provided 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).

REGIONAL PLANNING COUNCILS
Treasure Coast Regional Planning Council
 The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.
DATE AND TIME: December 9, 2016, 9:30 a.m.
PLACE: Indian River State College, Wolf High Technology Center, 2400 SE Salerno Road, Stuart, FL 34997
GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Treasure Coast Regional Planning Council will conduct its Annual Board meeting.
 A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.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: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

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: Wednesday, November 16, 2016, 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406
GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Public Meeting to Discuss Regulatory Matters.
 All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

Lower West Coast Service Center 2301 McGregor Blvd. Fort Myers, FL 33901	Orlando Service Center 1707 Orlando Central Parkway, Suite 200 Orlando, FL 32809
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 Okeechobee Service Center
 3800 NW 16th Boulevard
 Okeechobee, FL 34972
 The meeting will also be webcast.
 Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov
 Hold mouse over the "Topics" tab, scroll down to "Permits" and click
 Under "Upcoming Events" on the right hand column, click the "Monthly Regulatory Meetings" link.
 or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting
 For additional information, you may also call our information line at (561)682-6207 or Florida toll-free 1(800)432-2045, Ext. 6207.
 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's Office, (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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Board of Employee Leasing Companies
 The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a public meeting to which all persons are invited.
DATE AND TIME: Wednesday, December 7, 2016, 9:00 a.m. or soon thereafter
PLACE: The Embassy Suites by Hilton Tampa USF, 3705 Spectrum Blvd., Tampa, Florida 33612, (813)977-7066
GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Business of the Board.

A copy of the agenda may be obtained by contacting: the Department of Business and Professional Regulation, Board of Employee Leasing Companies at 2601 Blair Stone Road, Tallahassee, Florida, 32399-0767.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the board office at (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, Florida 32399-0767.

DEPARTMENT OF HEALTH

Board of Nursing

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

DATES AND TIMES: Wednesday, February 1, 2017, 4:00 p.m.; Thursday, February 2, 2017, 8:30 a.m., reconvening at 1:30 p.m.; Friday, February 3, 2017, 8:30 a.m.

PLACE: Tampa Marriott Westshore, 1001 N Westshore Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Credential and Education Committee Hearings, Disciplinary Hearings and General Business.

A copy of the agenda may be obtained by contacting: <http://www.floridasnursing.gov/meeting-information>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board of Nursing. 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 Children’s Medical Services

The Florida Department of Health, Division of Children’s Medical Services, Early Steps Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 16, 2016, 2:00 p.m.

PLACE: 1(888)670-3525, Passcode: 6272156732#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Early Steps Best Practices Workgroup is convening to review the draft Individualized Family Support Plan.

A copy of the agenda may be obtained by contacting: Kelly.Rogers@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 2 days before the workshop/meeting by contacting: Kelly.Rogers@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).

For more information, you may contact: Kelly.Rogers@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

The Department of Children and Families announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 8, 2016, 11:30 a.m. – 12:30 p.m., Eastern

PLACE: Conference Call Number: 1(888)670-3525, Participant Code: 671 5356 658#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for members of the Council to discuss ongoing data needs and analysis pertinent to implementation and operation of Extended Foster Care and the Road-to-Independence Program as they prepare for the 2016 annual report. The main data topic areas to be discussed will be Civil Citations and Housing.

A copy of the agenda may be obtained by contacting: This meeting has no agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Brandie McCabe, Department of Children and Families, phone: (850)717-4218 or email: brandie.mccabe@myflfamilies.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).

ABLE TRUST

The Able Trust announces a public meeting to which all persons are invited.

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

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Able Trust (Florida Endowment Foundation for Vocational Rehabilitation) will hold its quarterly Board meeting. The agenda will include review of financial reports, quarterly grant recommendations and Committee reports; and other business that may come before the organization.

A copy of the agenda may be obtained by contacting: The Able Trust at (850)224-4493 or at info@abletrust.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: The Able Trust at (850)224-4493 or at info@abletrust.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Able Trust at (850)224-4493 or at info@abletrust.org.

ENTERPRISE FLORIDA, INC.

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

DATE AND TIME: November 8, 2016, 11:00 a.m.

PLACE: Enterprise Florida, 800 North Magnolia Ave., Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Meeting: Florida Opportunity Fund.

Purpose: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact: Louis Laubscher at (407)625-1359 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by contacting: Louis Laubscher, (407)625-1359

For more information, you may contact: Louis Laubscher, (407)625-1359.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

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

DATE AND TIME: November 30, 2016, 11:00 a.m. (Eastern Time)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include the 2017 Business Plan & Forecast, disaster recovery matters and a report on operations.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

HNTB

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

DATE AND TIME: Wednesday, November 16, 2016, 5:30 p.m. – 7:30 p.m.; Formal Presentation, 6:00 p.m.

PLACE: Deltona City Hall, Commission Chambers, 2345 Providence Boulevard, Deltona, FL 32725

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Project I.D.: 432100-1-22-01

Design Project ID Number: 408464-2-32-01

Federal Aid Project No: 0041-227-I

Project Description: "I-4 Beyond the Ultimate", from East of US 17/92 to East of SR 472 in Volusia County

The Florida Department of Transportation (FDOT) is conducting a public hearing for the "I-4 Beyond the Ultimate" PD&E Study. We will present the recommended design alternative for adding express lanes on the segment of Interstate 4 (I-4) from East of US 17/92 to East of State Road (SR) 472 in Volusia County. This hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements.

The hearing will be Wednesday, November 16, 2016, from 5:30 p.m. to 7:30 p.m. at Deltona City Hall, Commission Chambers, located at 2345 Providence Boulevard, Deltona, FL 32725. It will begin as an open house at 5:30 p.m. with a formal presentation at 6:00 p.m., followed by a public comment period. At the conclusion of the presentation, attendees who complete a speaker's card will be given the opportunity to make an oral statement that will become part of the public hearing record.

Persons wishing to submit written statements, in place of or in addition to oral statements, may do so at the hearing or by sending them to Beata Stys-Palasz, P.E., at 719 South Woodland Boulevard, DeLand, Florida 32720, by phone (386)943-5418 or by email to beata.stys-palasz@dot.state.fl.us. All statements postmarked no later than November 26, 2016 will become a part of the public hearing record.

The draft environmental and engineering reports developed by the Department will be available for public review starting on September 15, 2016 through November 26, 2016 at the Deltona Regional Library, located at 2150 Eustace Avenue,

Deltona, FL 32725. The documents are also available for download on the study website, www.i4express.com, and will be available at the public hearing.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least seven (7) days before the hearing by contacting: Ms. Beata Stys-Palasz, P.E. at (386)943-5418.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting: Jennifer Smith, FDOT District Five Title VI Coordinator by phone at (386)943-5367 or via email at jennifer.smith2@dot.state.fl.us. Persons who require translation services (free of charge) should contact: Ms. Beata Stys-Palasz, PE, at (386)943-5418 at least seven (7) days before the hearing. If you are hearing or speech impaired, please contact the agency using the Florida Relay Services, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

A copy of the agenda may be obtained by contacting: Ms. Beata Stys-Palasz, P.E., at (386)943-5418 or by email at beata.stys-palasz@dot.state.fl.us.

FOR MORE INFORMATION, YOU MAY CONTACT: Ms. Beata Stys-Palasz, P.E., FDOT Project Manager, at (386)943-5418 or email: beata.stys-palasz@dot.state.fl.us.

HNTB

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

DATE AND TIME: Monday, November 14, 2016, 5:30 p.m. – 7:30 p.m.; Formal Presentation, 6:00 p.m.

PLACE: Lake Mary City Hall, Commission Chambers, 100 North Country Club Road, Lake Mary, FL 32746

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Project I.D.: 432100-1-22-01

Design Project ID Number: 242592-4-32-01

Federal Aid Project No: 0041-227-I

Project Description: “I-4 Beyond the Ultimate”, from East of SR 434 to East of US 17/92 in Seminole County

The Florida Department of Transportation (FDOT) is conducting a public hearing for the “I-4 Beyond the Ultimate” PD&E Study. We will present the recommended design alternative for adding express lanes on the segment of Interstate 4 (I-4) from East of State Road (SR) 434 to East of US 17/92 in Seminole County. This hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements.

The hearing will be Monday, November 14, 2016, from 5:30 p.m. to 7:30 p.m. at Lake Mary City Hall, Commission Chambers, located at 100 North Country Club Road, Lake Mary, FL 32746. It will begin as an open house at 5:30 p.m. with a formal presentation at 6:00 p.m., followed by a public comment period. At the conclusion of the presentation, attendees who complete a speaker’s card will be given the opportunity to make an oral statement that will become part of the public hearing record.

Persons wishing to submit written statements, in place of or in addition to oral statements, may do so at the hearing or by sending them to Beata Stys-Palasz, P.E., at 719 South Woodland Boulevard, DeLand, Florida 32720, by phone: (386)943-5418 or by email to beata.stys-palasz@dot.state.fl.us. All statements postmarked no later than November 25, 2016 will become a part of the public hearing record.

The draft environmental and engineering reports developed by the Department will be available for public review starting on September 14, 2016 through November 25, 2016 at the Seminole County Public Library, Northwest Branch, located at 580 Green Way Boulevard, Lake Mary, FL 32746. The documents are also available for download on the study website, www.i4express.com, and will be available at the public hearing.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least seven (7) days before the hearing by contacting: Ms. Beata Stys-Palasz, PE at (386)943-5418.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting: Jennifer Smith, FDOT District Five Title VI Coordinator by phone at (386)943-5367 or via email at jennifer.smith2@dot.state.fl.us. Persons who require translation services (free of charge) should contact: Ms. Beata Stys-Palasz, PE, at (386)943-5418 at least seven (7) days before the hearing. If you are hearing or speech impaired, please contact the agency using the Florida Relay Services, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

A copy of the agenda may be obtained by contacting: Ms. Beata Stys-Palasz, P.E., at (386)943-5418 or by email at beata.stys-palasz@dot.state.fl.us.

FOR MORE INFORMATION, YOU MAY CONTACT: Ms. Beata Stys-Palasz, P.E., FDOT Project Manager, at (386)943-5418 or email: beata.stys-palasz@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

LAND AND WATER ADJUDICATORY COMMISSION
NOTICE IS HEREBY GIVEN that Florida Land and Water Adjudicatory Commission (“Commission”) has received the petition for declaratory statement from the Blackburn Creek Community Development District on November 2, 2016. The petition seeks the agency’s opinion as to the applicability of Section 190.005, F.S., as it applies to the petitioner.

The Petitioner seeks the agency’s opinion as to whether a petition to expand the District to a size in excess of 1,000 acres but less than 2,500 acres should be filed and pursued with the Commission or with Sarasota County, Florida. The Petitioner requests confirmation as to whether Sarasota County or the Commission has jurisdiction to process the District’s expansion petition. The question of jurisdiction arises from the 2016 amendments to Section 190.005, F.S

A copy of the Petition for Declaratory Statement may be obtained by contacting: Barbara Leighty, Agency Clerk, Office of the Governor, Room 1802, The Capitol, 400 South Monroe Street, Tallahassee, Florida 32399, (850)717-9513, FLWAC.Clerk@LASPBS.STATE.FL.US.

Please refer all comments to: Barbara Leighty, Agency Clerk, Office of the Governor, Room 1802, The Capitol, 400 South Monroe Street, Tallahassee, Florida 32399, (850)717-9513, FLWAC.Clerk@LASPBS.STATE.FL.US.

RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco
NOTICE IS HEREBY GIVEN that The Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco has received the petition for declaratory statement from Tom Perugini on October 18, 2016. The petition seeks the agency’s opinion as to the applicability of an unspecified statute, rule, or order number as it applies to the petitioner.

The petitioner seeks a declaratory statement from the Division for guidance as to the type of Alcoholic Beverage License petitioner’s proposed business model will require. (Serving food and alcoholic beverages where patrons will also customize take home bottles of alcohol from grain neutral spirits, purchased in bulk by petitioner, and customized on site via addition of herbs, spices, and fruit flavors per a customer’s design.)

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

Please refer all comments to: Keith Humphrey, Esq., Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, FL 32399-2202, (850)717-1195, Keith.Humphrey@myfloridalicense.com. DS #: 2016-077, DBPR Ref #: 2016-049026.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

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

Petitioner asks for the Department’s interpretation as to whether current members of a Veterans of Foreign Wars ("VFW") post or lodge can be legally served in all affiliated posts or lodges in the State of Florida, and if this act complies with Section 565.02(4), Florida Statutes, as well as the regulations provided in Rule 61A-3.019, Florida Administrative Code, regarding club licenses.

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

Please refer all comments to: Meagan Ahmad, Office of the General Counsel, 261 Blair Stone Road, Tallahassee, FL 32399-2202, (850)717-1218, Meagan.Ahmad@myfloridalicense.com. Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice. DS #: 2016-075, DBPR Ref #: 2016-047430.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION

Florida Atlantic University

FAU - Civil Engineering - Continuing Services

CIVIL ENGINEERING - ADVERTISEMENT

CONTINUING SERVICES CONTRACT

FLORIDA ATLANTIC UNIVERSITY – ALL CAMPUSES

NOTICE TO PROFESSIONAL CONSULTANTS

Project Number: NA

Project Name: Civil Engineering Services – Continuing Contracts

Project Location: Florida Atlantic University

The Florida Atlantic University Board of Trustees requests qualifications from engineering firms to provide Civil Engineering Services, for Florida Atlantic University’s Campuses, special purpose centers/sites and instruction sites.

Project Description: Projects included in the scope of this agreement will be specific projects for renovations, alteration, additions and/or repairs of FAU facilities; including infrastructure and utility projects. FAU intends to award multiple contracts for Civil Engineering Continuing Services. Selected firms will be responsible for assigned projects having estimated construction costs, planning or study fees not exceeding the threshold amounts of \$2,000,000.00 (construction) and \$200,000.00 (planning or study fees) respectively. This contract will be for an initial period of one (1) year with an option to renew for two (2) additional one (1) year terms, to be evaluated annually, for a total of three (3) years. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed “Florida Atlantic University Professional Qualifications Supplement” (FAUPQS Revised August 2008). Applications on any other form may not be considered.

Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project. Applicants are requested to provide accurate phone number, fax number and email address for company contact.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 5 (five) bound sets of the above requested data packaged in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$35,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Sole Point of Contact: The FAU Professional Qualifications Supplement, the Project Fact Sheet, and the Professional Services Guidelines are available online at <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php> or by contacting the University's Sole Point of Contact for this project, (Azita Dashtaki Dotiwala, Campus Planner, FAU Boca Raton Campus CO69 Rm. 109, (561)297-0425 or dashtaki@fau.edu). From the date of issuance of this Notice until a final selection of a consultant is made or a notice of cancellation is posted, the consultant must not make available or discuss its proposal, or any part thereof, with any FAU employee and/or any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein. Any individual associated with a consultant who contacts an FAU employee and/or member of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the

process, participating consultants will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of the FAU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAU Facilities Management website: <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the consultants participating in this solicitation to check the postings at the Campus Operations Building CO#69 directory and/or the Purchasing Department in the Administration Building. No further notice will be given.

Five (5) bound copies and an electronic file (CD or flash drive with Adobe Acrobat PDF format) of the required proposal data shall be submitted to: Office of Design and Construction Services, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69-Room 111, Boca Raton, Florida 33431 by 4:00 P.M. local time, on Tuesday, December 6, 2016. In an effort to be sustainable, submittals shall be printed double sided (total 20 sheets/40 pages), on recycled paper and the submittal is to be either stapled or GBC bound (no three ring binders). Facsimile (FAX) submittals *are not acceptable and will not be considered.*

DEPARTMENT OF EDUCATION

University of Central Florida
Tree Care Service

NOTICE TO TREE CARE CONSULTANTS

The University of Central Florida has a need for several firms to provide Tree Care continuing services on an ongoing basis for the main campus and associated campuses that have a construction budget of less than \$2,000,000.

Typical projects may include tree removal, installation and pruning; Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis. ALL projects will need to ensure the safety of faculty, staff, and students. Projects may be located on University of Central Florida or UCF-affiliated properties. These services will include working with the University's Facilities Planning & Construction and Landscape & Natural Resources Departments on various projects.

The University of Central Florida wishes to enter into an open-ended contract with multiple companies for a period of one year, with an option to renew for four additional one-year periods. The University has the right to amend the terms of

the contract at each annual renewal. The Selection Committee may reject all proposals and stop the selection process at any time.

Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet and General Contractors Form may be obtained on our website: www.fp.ucf.edu or by contacting: Gina Seabrook, Email: gina.seabrook@ucf.edu, Phone: (407)823-5894.

Tree Care firms desiring to apply shall submit only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/opportunities/2022>

Submittals must be received by 5:00 p.m. local time November 29, 2016. Late submissions or additional documentation will not be accepted.

Continued work from the university will be based on a periodic contractor performance evaluation. Evaluations will assess the contractor's: quality of work, ability to maintain budget, ability to stay on schedule, safety, no-change orders for same scope of work, and customer service. Contractors that do not receive satisfactory evaluations may not be given additional work, and their contracts may be terminated.

DEPARTMENT OF EDUCATION
University of Central Florida
MEP/FP

NOTICE TO PROFESSIONAL CONSULTANTS

Mechanical/Electrical/Plumbing/Fire Protection Engineers

PROJECT DESCRIPTION:

The University of Central Florida, on behalf of its Board of Trustees, announces that services in the disciplines of Mechanical/Electrical/Plumbing/Fire Protection Engineers continuing services on an ongoing basis for the main campus and associated campuses that have a construction budget of less than \$2,000,000 or studies for which the fee for professional services is less than \$200,000.

Projects assigned under this contract may include new construction, renovation, remodeling, re-roofing and other building maintenance, equipment installation, pre-engineered metal buildings, greenhouses, pole barns, asbestos abatement, and fire code corrections. Areas requiring renovation or remodeling may include research laboratories, classrooms, library and media centers, historic buildings, offices and related functions, outpatient clinics, reception and waiting areas, lobbies and corridors, atriums, courtyards and plazas, modular and pre-engineered buildings, apartments, dormitories, athletic facilities, and associated roadways, sitework, and sidewalks. Projects could be located on the University of Central Florida main campus or off site campus.

INSTRUCTIONS:

The University of Central Florida wishes to enter into an open-ended contract with multiple companies for a period of

one year, with an option to renew for four additional one-year periods. The University has the right to amend the terms of the contract at each annual renewal. The Selection Committee may reject all proposals and stop the selection process at any time.

The selected Mechanical/Electrical/Plumbing/Fire Protection Engineers will provide design, construction documents, and construction administration for the referenced services for the project. Blanket professional liability insurance for the Architect/Engineer will be required for this project in the amount of \$2,000,000 and will be provided as a part of Basic Services.

Carefully review the Professional Services Contract posted on our website with this advertisement at www.fp.ucf.edu. Submitting a proposal for this project constitutes complete agreement with, and acceptance of, the terms and conditions contained within these documents.

Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet and PQS Form may be obtained on our website: www.fp.ucf.edu or by contacting: Gina Seabrook, Email: gina.seabrook@ucf.edu, Phone: (407) 823-5894.

We are accepting only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/opportunities/2021>

Submittals must be received by 5:00 p.m. local time December 2, 2016. Late submissions or additional documentation will not be accepted.

Professional Service vendors will have their performance evaluated on a regular basis, companies that do not receive satisfactory evaluations may not be given additional work and their contracts may be terminated.

DEPARTMENT OF EDUCATION
Florida International University

RULE NO.: RULE TITLE:

6C8-5.009 Use of University Facilities (Repealed)

Rule No. 6C8-5.009-Use of University Facilities

The Florida International University Board of Trustees announces that construction management services will be required for the project identified below:

Project Name and Number: Baseball Stadium Renovation, FM160429

Project Location: Modesto Maidique Campus, Miami, Florida

Project Description: This Project is to alter and renovate existing ground floor spaces in the FIU Baseball Stadium Building at the Modesto Maidique Campus. The work includes alterations to the existing Home Team Locker Room and adjoining restroom/shower stalls. The Project now plans to include the relocation of the existing Men's Public Restroom and, as an "Additive Alternate," renovation of the

existing Women's Public Restroom. The Project includes site improvements at the Dugout Suite.

The work will include expanding the existing Home Team Locker Room to accommodate 40 lockers and a larger restroom with individual showers. The Locker Room improvements will include a lounge, possibly with a study area, a break room and a room to remove and store cleats. Relocation of the Men's Public Restroom to adjoin the existing Woman's Public Restroom is critical to gaining space for the aforementioned expansion. The Project may also include Life Safety upgrades and various waterproofing measures throughout the building.

The Baseball Stadium Project plans to renovate the following spaces/square feet:

- Home Team Locker Room, Lounge and Men's and Woman's Public Restroom
– 4,200 sf (renovated space)
- Dugout Suite – 660 sf (renovated space)

Based on the scope of work described above, the total construction cost is approximately \$1,455,000.00 and the total project cost is \$2,000,000. FIU has made a commitment that projects be designed and built with the goal of meeting the USGBC's "LEED Silver" certification rating level. This Project shall comply with Florida Statutes 255.251 Energy Conservation and Sustainable Buildings Act including 255.252 (3) and (4) and, in accordance with Florida Administrative Code 60D-4.006 Life Cycle Cost Analysis Requirements, careful consideration must be given to alternatives which reduce the operating and maintenance costs for this Project.

Architectural and Engineering Design is being performed by MCHarry & Associates and SDM Consulting Engineers and Construction Documents are nearing completion but are not available for review at this time. Project scope may be increased by the University, in its sole discretion, to include additional spaces/square feet should a funding source for such scope increases be identified prior to project completion. The total construction cost and the total project cost may increase, at the University's sole discretion.

Applicants are hereby notified that in the event the University is unable to secure full funding necessary for either the initial project components or added components, the University intends to proceed only with design and construction of fully funded project components and phase(s), if any.

INSTRUCTIONS: Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or

do not include the requested data, will not be considered. No submittal material will be returned.

Submit Nine (9) bound copies of the required proposal data and one CD/DVD or USB Flash Drive copy of the complete proposal in Adobe Acrobat PDF format of the above requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned.

The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the web-site <http://facilities.fiu.edu/projects/FM160429.htm>. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning at (305)348-4090 or via email to griffith@fiu.edu and cc: stuart.grant@fiu.edu.

GENERAL REQUIREMENTS: All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E'S FOR A/E AND OTHER LICENSED PROFESSIONAL SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

Submittals must be received between 8:30 a.m. and 12:30 P.M. OR 1:30 p.m. and 4:00 p.m. local time, Friday, December 2, 2016. Submittals will not be accepted before or after the times and date stated above and must be delivered to Florida International University, Facilities Planning, Campus Support Complex, Room #142, Modesto A. Maidique Campus, Miami, Florida 33199 to be valid. Facsimile (FAX) submittals are not acceptable and will not be considered.

PASCO-PINELLAS AREA AGENCY ON AGING

AREA AGENCY ON AGING OF PASCO/PINELLAS

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

Specifications for proposals may be on Thursday, November 10th, 2016, 10:00 a.m. and at: <http://www.agingcarefl.org/20160aaemrpf>

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

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

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

Tampa Bay Estuary Program

2017 TAMPA BAY HABITAT MASTER PLAN UPDATE ADVERTISEMENT FOR REQUEST FOR PROPOSALS

The Tampa Bay Estuary Program (TBEP) is requesting proposals from qualified respondents to conduct the following project:

2017 Tampa Bay Habitat Master Plan Update

Request for proposal instructions and associated proposal documents may be obtained by contacting: Ron Hosler at

TBEP, 263 - 13th Avenue South, Suite 350, Saint Petersburg, Florida 33701 or ron@tbep.org.

One digital version in electronic format (PDF preferred) of proposals must be submitted via email to: Mr. Ron Hosler (ron@tbep.org), TBEP, 263 - 13th Avenue South, Suite 350, Saint Petersburg, Florida 33701 no later than 2:00 p.m., ET, Wednesday, December 21st, 2016, at which time they will be publicly opened.

TBEP encourages and promotes the utilization of organizations owned or controlled by socially and economically disadvantaged, Minority Business Enterprises and Women's Business Enterprises.

TBEP reserves the right to reject any and all proposals.

SARASOTA COUNTY PUBLIC HOSPITAL BOARD REQUEST FOR STATEMENTS OF QUALIFICATIONS for ARCHITECTURAL AND ENGINEERING SERVICES

The Sarasota County Public Hospital Board of Sarasota, Sarasota Memorial Hospital, Sarasota County, Florida ("the Hospital") is accepting statements of qualifications from Architectural/Engineering Consulting Firms under the provisions of the Consultants' Competitive Negotiation Act, Section 287.055; Florida Statutes. The scope of work may include programming, schematic design, design development, construction documents, and construction administration for all architectural, interior design, civil, site work, mechanical, electrical, plumbing, fire protection and structural design work for the design of a 600-car, multi-level parking deck at Sarasota Memorial Health Care System's main campus, located at 1700 South Tamiami Trail, Sarasota, FL 34239. Services required may include architectural design, civil, mechanical, electrical, plumbing, fire protection, structural design and engineering, and construction administration. Firms interested in being considered as candidates are required to submit five bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida Architectural Licensure and corporate registration certificates.
2. Proof of Professional Liability Insurability, Errors and Omissions.
3. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your firm claims MBE, WMBE status, a copy of your firm's current, valid MBE, WMBE certificate is required as part of the submission package.
4. Proposed design team with resumes, and their AHCA experience.
5. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each

project specified. These references are contacted. A Non-Answer response negates the reference.

6. Past design experience as it relates to multi-level parking decks, potential facility impacts from site preparation.
7. Specific hospital site design experience in the State of Florida.
8. Design and permitting experience within the City of Sarasota, FL and all other applicable permitting agencies.
9. Location of the design firm’s main office.

All interested firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.
2. The basis for selecting candidates includes, but is not limited to, the firm’s experience with local regulatory agencies having jurisdiction, AHCA Florida experience, consideration of related project experience, qualifications of proposed team, design criteria experience as stated above, ability to respond, and project approach.
3. The Hospital reserves the right to request additional information beyond the data set forth above.
4. Questions regarding submissions shall be directed only to Thomas Perigo, (941) 917-1804.

Submissions shall be titled
Statement of Qualifications for
ARCHITECTURAL AND ENGINEERING SERVICES
Sarasota Memorial Hospital
Multi-level Parking Deck

5. Submittals must be received by the Hospital no later than 3:30 PM on Tuesday, November 15, 2016. Submit statements to:

Thomas Perigo, Director of Architecture and Construction
1515 S. Osprey Avenue, Building A
Sarasota, FL 34239

Submittals received after this deadline will remain unopened and available for pick up.

6. Only Thomas Perigo shall be contacted with regard to this Request. No other SMH staff, administrators, or board members shall be contacted. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.
7. Interested persons should contact Thomas Perigo, (941)917-1804 with any project-related questions.
8. The selection committee will meet in a public meeting on Tuesday, November 22, 2016, in the Papaya Room, Waldemere Medical Plaza, 1921 Waldemere St., Sarasota, FL 34239, from 1:00 P.M. to 3:30 P.M. to discuss and announce the top three ranked firms with whom the Hospital will subsequently engage in contract negotiations. All interested parties are invited to attend.

SARASOTA COUNTY PUBLIC HOSPITAL BOARD
REQUEST FOR STATEMENTS OF QUALIFICATIONS for
GENERAL CONTRACTING WORK

The Sarasota County Public Hospital Board of Sarasota, Sarasota Memorial Hospital, Sarasota County, Florida (“the Hospital”) is accepting statements of qualifications from General Contracting Firms. The scope of work may include programming, schematic design, design development, construction documents, and construction administration for all architectural, interior design, civil, site work, mechanical, electrical, plumbing, fire protection and structural design work for the design of a 600-car, multi-level parking deck at Sarasota Memorial Health Care System’s main campus, located at 1700 South Tamiami Trail, Sarasota, FL 34239. Firms interested in being considered as candidates are required to submit five bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida construction licensure and corporate registration certificates.
2. Completed AIA Document A305 Contractor’s Qualification Statement, latest edition.
3. Proof of general, automobile and workers’ compensation liability insurance coverage.
4. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your firm claims MBE, WMBE status, a copy of your firm’s current, valid MBE, WMBE certificate is required as part of your qualification statement submittal.
5. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each project specified.
6. Resumes of key personnel that would be used on this project to include their AHCA experience.
7. Past experience as it relates to multi-level parking decks.
8. Past experience with potential facility impacts from site preparation.
9. Construction building experience within the City of Sarasota, FL.
10. Location of the firm’s main office.

All interested firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.
2. The basis for selecting candidates includes, but is not limited to, the firm’s experience with local regulatory agency having jurisdiction, consideration of directly related project experience, AHCA experience, qualifications of proposed team, ability to respond, and project approach.
3. The Hospital reserves the right to request additional information beyond the data set forth above.

Submissions shall be titled

Statement of Qualifications
for
GENERAL CONTRACTING WORK
Sarasota Memorial Hospital

Multi-Level Parking Deck

- 4. Submittals shall not contain pricing information.
- 5. Submittals must be received by the Hospital no later than 3:30 PM, on Tuesday, November 15, 2016. Submit statements to:

Thomas Perigo, Director of Architecture and Construction
1515 S. Osprey Avenue, Building A
Sarasota, FL 34239

Submittals received after this deadline will remain unopened and available for pick up.

- 6. Only Thomas Perigo shall be contacted with regard to this Request. No other SMH staff, administrators, or board members shall be contacted. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.
- 7. Interested persons should contact Thomas Perigo, (941)917-1804, with any project-related questions.
- 8. The selection committee will meet in a public meeting on Tuesday, November 22, 2016, in the Papaya Room, Waldemere Medical Plaza, 1921 Waldemere St., Sarasota, FL 34239 from 8:00 a.m. to 11:30 a.m. to discuss and announce the top three ranked firms with whom the Hospital will subsequently engage in contract negotiations. All interested parties are invited to attend.

CITY OF HOMESTEAD
METER DATA COLLECTION SYSTEM/AMI

The City of Homestead, Florida (the "City") is seeking proposals from qualified proposers to provide materials and services related to the installation of a two (2) way communication system for transmitting and receiving information and certain operating commands to and from the electric meters in the Homestead Energy Services territory, and with the ability to add the same functionality for water meters at some future time.

The contract awarded under this Solicitation is expected to be funded in part by a grant from the U.S. Department of Energy, The Resilient Electricity Delivery Infrastructure Initiative, Funding #DE-OE0000783.

Interested Proposers may obtain a RFP packet by visiting the City's website at <http://www.cityofhomestead.com/bids.aspx>. Pursuant to subsection (t) "Cone of Silence," of Section 2-11.1 "Conflict of Interest and Code of Ethics Ordinance" of Miami-Dade County, public notice is hereby given that a "Cone of Silence" is imposed concerning this City's competitive purchasing process, which generally prohibits communications concerning the RFP until such time as the

City Manager makes a written recommendation to the City Council concerning the competitive purchase transaction. Please see the detailed specification for the public solicitation for goods or services for a statement fully disclosing the requirements of the "Cone of Silence."

No further RFP's will be accepted after Tuesday, November 29, 2016 at 2:00 p.m., E.S.T. Proposals shall be delivered to the City Clerk's Office, located at City Hall, 100 Civic Court Homestead, FL 33030. The City Council reserves the right to waive irregularities or technicalities in proposals or reject all proposals or any part of any proposal they deem necessary for the best interest of the City of Homestead, Florida.

Section XII
Miscellaneous

DEPARTMENT OF HEALTH
Board of Podiatric Medicine

Emergency Action

On November 3, 2016, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Douglas Howard Kahn, D.P.M., License # PO 2703. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No. DEO-16-213
FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY,

Petitioner,
And

DEPARTMENT OF THE AIR FORCE,
Intervenor,

Final Order No. DEO-16-213

vs. DOAH Case No. 08-4820GM

CITY OF TAMPA,

Respondent,
and

SPRAY MISER INTERNATIONAL, INC.

AND FLORIDA ROCK AND TANK

LINES, INC.,

Intervenors.

FINAL ORDER OF DISMISSAL

This matter is before the Florida Department of Economic Opportunity (“DEO”) for issuance of a final order disposing of a challenge to comprehensive plan amendments (collectively “Amendments”) adopted by the City of Tampa (“City”) that change the future land use designations on properties owned by Spray Miser International, Inc. (“Spray Miser”), and Florida Rock and Tank Lines, Inc. (“Florida Rock”), from Light Industrial Use to Community Mixed Use - 35, which allows multiple uses, including residential uses. Residential uses are prohibited under the Light Industrial Use designation.

On September 26, 2008, the Department of Community Affairs (DEO’s predecessor agency and hereinafter referred to as “DEO”) filed a Petition for formal administrative hearing (“Petition”) challenging the Amendments - Amendment 07-02 and Amendment 07-08 - on the grounds that the Amendments were not “in compliance” with Chapter 163, Part II, Florida Statutes. Spray Miser and Florida Rock intervened in the proceeding as full parties in support of the City on October 17, 2008. The Department of the Air Force (“Air Force”) intervened as a party aligned with DEO on April 22, 2009. On or about November 5, 2010, a settlement was reached with Spray Miser resolving the dispute surrounding Amendment 07-02.

Amendment 07-08 relates to property owned by Florida Rock (“Property”), which consists of approximately 25.5 acres located immediately north of the entrance to MacDill Air Force Base (“MacDill”) and within 150 feet of the base runway. Flights out of MacDill are generally large tanker aircrafts filled with jet fuel. The Property lies within Accident Potential Zones established by the U.S. Department of Defense for areas where accidents are most likely to occur and that experience high noise levels. DEO contended Amendment 07-08 was not “in compliance” because: (i) the proposed land use was not compatible with the adjacent military installation, specifically because it allows residential development; and (ii) it was not based on relevant and appropriate data and analyses, as required by section 163.3177(6)(a), Florida Statutes (2009).

On August 26, 2009, the Administrative Law Judge entered a Recommended Order concluding that Amendment 07-08 was “in compliance” and recommended DEO enter a final order determining Amendment 07-08 to be “in compliance.” On September 10, 2009, DEO and the Air Force each filed Exceptions to the Recommended Order. The City filed a response to these Exceptions to the Recommended Order. Florida Rock filed its Exceptions on September 18, 2009.

DEO, the Air Force, and Florida Rock (the “Parties”) agreed to place the case in abeyance pending settlement negotiations and have been actively involved in ongoing

settlement negotiations. Recently, an agreement was executed between Florida Rock and the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (“Trustees”) which grants a restrictive easement to the Trustees prohibiting residential uses on the Property. This restrictive easement effectively resolves all issues giving rise to the dispute surrounding Amendment 07-08 and renders this matter moot. The agreement is attached hereto as Exhibit 1. Accordingly, DEO dismisses this matter.

ORDER

WHEREFORE, it is ORDERED that the above-captioned proceeding is DISMISSED, and the Agency Clerk is directed to close the file.

DONE AND ORDERED this 2nd day of November, 2016.

/s/ _____
 Taylor Teepell, Director
 Division of Community Development

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
 DEPARTMENT OF ECONOMIC OPPORTUNITY
 OFFICE OF THE GENERAL COUNSEL
 107 EAST MADISON ST., MSC 110
 TALLAHASSEE, FLORIDA 32399-4128
 FAX: (850)921-3230

AGENCY.CLERK@DEO.MYFLORIDA.COM
 YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN

21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 2nd day of November, 2016.

/s/
Stephanie Chatham
Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By Certified U.S. Mail:

The Honorable Donald R. Alexander
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060

Julia Cole, Esquire
Senior Assistant City Attorney
City of Tampa
5th Floor, City Hall
315 E. Kennedy Boulevard
Tampa, Florida 33602

Mark Bentley, Esquire
201 N. Franklin Street
Suite 1650
Tampa, Florida 33602

John F. Rudy, III, Esquire
Assistant U.S. Attorney
400 North Tampa Street
Suite 3200
Tampa, Florida 33602

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.
