

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

- RULE NOS.: RULE TITLES:
64B3-3.001 General Requirements of Clinical Laboratory Personnel Training Programs
64B3-3.002 Personnel of Clinical Laboratory Personnel Training Programs
64B3-3.003 Curriculum Requirements for Clinical Laboratory Personnel Training Programs

PURPOSE AND EFFECT: The Board proposes the rule amendments to review the rules for any needed changes.

SUBJECT AREA TO BE ADDRESSED: General Requirements of Clinical Laboratory Personnel Training Programs. Personnel of Clinical Laboratory Personnel Training Programs. Curriculum Requirements for Clinical Laboratory Personnel Training Programs.

RULEMAKING AUTHORITY: 483.805(4), 483.811(2) F.S.
LAW IMPLEMENTED: 483.800, 483.807, 483.809, 483.811 F.S.

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: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

- RULE NOS.: RULE TITLES:
64B3-5.0011 Definitions
64B3-5.002 Supervisor
64B3-5.003 Technologist

PURPOSE AND EFFECT: The Board proposes the rule amendments to update licensing exam and experience/training requirements.

SUBJECT AREA TO BE ADDRESSED: Definitions. Supervisor. Technologist.

RULEMAKING AUTHORITY: 483.805, 483.805(4), 483.811(2), 483.823 FS.

LAW IMPLEMENTED: 381.0034(3), 483.809, 483.811(2), 483.823 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: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

- RULE NO.: RULE TITLE:
64B3-6.001 Manner of Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to update application forms changes.

SUBJECT AREA TO BE ADDRESSED: Manner of Application.

RULEMAKING AUTHORITY: 456.013, 456.0635, 483.805(4) FS.

LAW IMPLEMENTED: 381.0034(3), 456.013, 456.022, 456.033, 456.0635, 483.815, 483.823 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: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.014 General Requirements for Adult General
 Education Program

PURPOSE AND EFFECT: To amend the rule to add one new assessment Tests of Adult Basic Education (TABE) Forms 11 and 12 to the list of approved assessments appropriate for use in adult education. These assessments identify initial adult educational functioning level and measure adult learning gains. Assessments set to expire and that are no longer operational by the publisher are being repealed. Additionally, language in (5)(c) and (d) is removed as it explicitly addresses operational details on student placement. These operational details are addressed in the annual technical assistance paper. The effect is to ensure that appropriate, updated, and approved assessments are included on the Adult Education Assessment List.

SUMMARY: Currently the districts and state colleges that offer adult general education programs administer assessments for the purposes of placing students and documenting learning gains of students. These assessments are adopted for use in Florida through the approval of this rule. The lists of assessments has been revised which requires the amendment of this rule. The proposed amendment will add the following assessment: TABE, Forms 11 & 12; and eliminates the following exams: General Assessment of Instructional Needs (GAIN) – test of English skills, Forms A & B (expired June 30, 2015); and, General Assessment of Instructional Needs (GAIN) – test of Math skills, Forms A & B (expired June 30, 2015).

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: This amendment will adopt active assessments approved by the U.S. Department of Education to be used for placing students and documenting learning gains of students enrolled in the adult general education programs. It is not expected to have any impact on the factors found in section 120.541(2)(a), F.S., and 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: 1001.02(1), 1003.435(1), 1004.93(9), 1011.80(11), FS.

LAW IMPLEMENTED: 1003.435, 1004.93, 1011.80(10), FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 17, 2018, 9:00 a.m.

PLACE: The Capitol, Room LL03, 400 South Monroe St., Tallahassee, FL 32399.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathleen Taylor, Bureau Chief, Division of Career and Adult Education, Florida Department of Education, 325 West Gaines Street, Tallahassee, FL 32399-0400, 850-245-9062, Kathleen.Taylor@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.014 General Requirements for Adult General Education Program.

In the operation of adult general education programs, the following general requirements shall apply:

(1) Facilities. Instructional facilities should be consistent with the number and nature of adults served, as well as instructional methods and objectives.

(2) Enrollment. Enrollment shall be limited to individuals who have legally left the elementary or the secondary school as specified in Section 1003.21(1)(c), F.S.; provided, however, that the high school may enroll individual students of compulsory school age who are at risk of not graduating with their 9th grade cohort to one (1) or more courses that are required for high school graduation and are offered in the established adult high school co-enrollment program as specified in Section 1011.80(10), F.S., where such students can more effectively be served by the adult high school program ~~enrollment~~.

(3) No change.

(4) Academic skills tests for adults.

(a) Requirements for pre- and post-tests for adult general education students are as follows:

1. All newly enrolled students must be pre-tested to determine educational functioning within the first twelve (12) hours of instruction.

2. Programs must comply with test publishers' recommended ~~timeframes~~ time frames for post-testing.

3. In certain limited cases, instructors and test administrators, based on their professional judgment, may request an exception to the test publishers' recommended ~~timeframes~~ time frames for post-testing an adult learner, but the

administrator or designee must approve and record the deviation and reasons therefore.

4. Students completing the required course work to earn the adult high school diploma or ~~earning passing~~ the State of Florida High School Equivalency Diploma in accordance with rule 6A-6.0201 F.A.C., examinations are not required to post-test upon earning this credential.

(b) No change.

1. Tests of Adult Basic Education (TABE), Complete Battery or Survey Form, Forms 9 & 10 (expires December 31, 2018);

2. Tests of Adult Basic Education (TABE) Forms 11 & 12;

32. Comprehensive Adult Student Assessment System (CASAS).

~~3. General Assessment of Instructional Needs (GAIN) — test of English skills, Forms A & B (expires June 30, 2015); and,~~

~~4. General Assessment of Instructional Needs (GAIN) test of Math skills, Forms A & B (expires June 30, 2015).~~

(c) through 4. No change.

(d) If an adult student has a documented disability and the instruments in paragraph (4)(b) ~~and 4(c) (a)~~ of this rule, with accommodations are not an accurate measure of the student’s ability, one of the following tests may shall be used for diagnostic purposes but is not approved as a pre-test or post-test in an adult general education program:

1. Brigance Employability Skills;
2. Brigance Life Skills;
3. Comprehensive Test of Adaptive Behaviors (CTAB);
4. Comprehensive Adult Student Assessment (CASAS);

or, and

5. Kaufman Functional Adult Student Assessment System (K-FAST).

(e) No change.

(5) Student progress will be measured by progression through Literacy Completion Points (LCPs) using one or more of the following:

(a) Grade level and / scale score improvements measured by an approved test.

(b) Attainment of State of Florida High School Equivalency Diploma or Adult Standard High School Diploma.

~~(c) Students who are tested in multiple skill areas must be placed in their lowest Educational Functioning Level, as determined by scale score on the approved pre- and post tests, with the exception of reading and listening tests for students enrolled in the adult English for Speakers of Other Languages (ESOL) program.~~

~~(d) Students enrolled in the adult ESOL program are required to test in reading and listening skill areas. Use the reading score to establish and report to the Florida Department of Education (Department). Use the lower score of reading or~~

~~listening to assign the student to a classroom that provides instruction at the level of the lower score. Submit both reading and listening test information to the Department.~~

Rulemaking Authority 1001.02(1), 1004.93(9), 1011.80(11) FS. Law Implemented 1004.93, 1011.80 FS. History—New 2-20-64, Amended 4-11-70, 11-17-73, 2-18-74, 6-17-74, Repromulgated 12-5-74, Amended 12-6-84, Formerly 6A-6.14, Amended 12-28-86, 10-17-89, 12-29-98, 4-26-06, 9-19-07, 8-18-09, 2-1-11, 4-1-15,___.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rod Duckworth, Chancellor, Division of Career and Adult Education.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 22, 2017

STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.029 Insurer Reporting Requirements and Responsibilities

PURPOSE AND EFFECT: The State Board of Administration, Florida Hurricane Catastrophe Fund, seeks to amend Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Responsibilities, to implement Section 215.555, Florida Statutes.

SUMMARY: In general, Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Responsibilities, addresses reporting and examination requirements. The proposed revisions to Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Responsibilities, adopt the 2018-2019 Data Call for exposure reporting, the forms for loss reporting, and forms relating to exposure examinations and loss examinations. As amended, Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Responsibilities, adopts the Data Call and other applicable reporting requirements and examination instruction forms for the 2018-2019 contract year, deletes obsolete or duplicative material, and provides additional clarification.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Upon review of the proposed changes to these two rules and the incorporated forms, the State Board of Administration of Florida has determined that neither rule meets the requirements for ratification by the legislature. The changes to these rules do not have an adverse impact on small business and do not directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate within 1 year of implementation. The changes to these rules also do not directly or indirectly have an adverse impact on economic growth, private sector job creation or employment, or private sector investment, business competitiveness or innovation or increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of either rule. 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: 215.555(3), FS.

LAW IMPLEMENTED: 215.555(2), (3), (4), (5), (6), (7), (10), 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:

DATE AND TIME: January 9, 2018, 9:00 a.m. to 11:00 a.m. (ET).

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, 1801 Hermitage Boulevard, Tallahassee, FL 32308, (850)413-1349, donna.sirmons@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 IS: Donna Sirmons at the number or email listed above.

THE FULL TEXT OF THE PROPOSED RULE IS:

19-8.029 Insurer Reporting Requirements and Responsibilities.

(1) Purpose. This rule specifies certain deadlines and other requirements for insurers that participate in the Florida Hurricane Catastrophe Fund (FHCF) and ~~addresses confidentiality of certain information provided to the FHCF.~~

(2) Definitions. The definitions in the Reimbursement Contract for the applicable Contract Year also apply to this rule and the forms referenced in this rule. In addition, as used in this rule and the forms referenced in this rule:

(a) "Contract Year" is defined in section 215.555(2), F.S.

(b) "Insurer" or "Company" means an insurer that is required to enter into a Reimbursement Contract.

~~(3) Duties of New Participants. A New Participant must designate a coverage level in the Reimbursement Contract, make any required selections therein, and return the fully executed Reimbursement Contract and applicable Addenda within 30 calendar days after the effective date of its first Covered Policy.~~

~~(4) Confidentiality of reports containing insured values under Covered Policies. Section 215.557, F.S., enacted for the express purpose of protecting trade secret and proprietary information submitted to the FHCF by a Company, protects the confidentiality of reports of insured values under Covered Policies by ZIP Code submitted pursuant to section 215.555, F.S., regardless of whether the information contained in such reports appears in the Data Call or in any other document. Such information is not subject to the provisions of section 119.07(1), F.S., or section 24(a), Article I of the Florida State Constitution. In addition, sections 812.081 and 815.045, F.S., provide for confidentiality of trade secret information. Confidential information and trade secrets reported to the FHCF are protected to the extent allowed by law.~~

~~(3)(5) Data Call form. For the 2018/2019 Contract Year, the reporting of Company exposure data shall be in accordance with Form FHCF-D1A, "Florida Hurricane Catastrophe Fund 2018 Data Call," rev. 0X/18, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. For the 2017/2018 Contract Year, the reporting of Company exposure data shall be in accordance with Form FHCF-D1A, "Florida Hurricane Catastrophe Fund 2017 Data Call," rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07728>, which is hereby adopted and incorporated by reference into this rule.~~

~~(4)(6) Loss reporting forms.~~

~~(a) For the 2018/2019 Contract Year, the reporting of estimated Ultimate Net Loss shall be in accordance with Form FHCF-L1A, "Contract Year 2018 Interim Loss Report, Florida Hurricane Catastrophe Fund (FHCF)," rev. 0X/18, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. For the 2017/2018 Contract Year, the reporting of estimated Ultimate Net Loss shall be in accordance with Form FHCF-L1A, "Contract Year 2017 Interim Loss Report, Florida Hurricane Catastrophe Fund (FHCF)," rev.~~

01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07729>, which is hereby adopted and incorporated by reference into this rule.

(b) For the 2018/2019 Contract Year, the reporting of Ultimate Net Loss shall be in accordance with Form FHCF-L1B, "Contract Year 2018 Proof of Loss Report, Florida Hurricane Catastrophe Fund (FHCF)," rev. 0X/18, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. For the 2017/2018 Contract Year, the reporting of Ultimate Net Loss shall be in accordance with Form FHCF L1B, "Contract Year 2017 Proof of Loss Report, Florida Hurricane Catastrophe Fund (FHCF)," rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07730>, which is hereby adopted and incorporated by reference into this rule.

(c) For the 2018/2019 Contract Year, the applicable Detailed Claims Listing Instructions is Form FHCF-DCL, "Contract Year 2018 Detailed Claims Listing Instructions," rev. 0X/18, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. For the 2017/2018 Contract Year, the applicable Detailed Claims Listing Instructions is Form FHCF-DCL, "Contract Year 2017 Detailed Claims Listing Instructions," rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07731>, which is hereby adopted and incorporated by reference into this rule.

(5)(7) Examination.

(a) Advance examination record requirements. Within 30 days after the date of the request for such information, a Company must provide the FHCF with the records indicated in the applicable Contract Year's "Exposure Examination Advance Preparation Instructions" or in the applicable Contract Year's "Loss Reimbursement Examination Advance Preparation Instructions." The FHCF may grant an extension of 30 days if the Company can show that the need for the additional time is due to circumstances beyond its reasonable control. For the 2018/2019 Contract Year, the applicable exposure examination instructions form is the "Florida Hurricane Catastrophe Fund (FHCF) Exposure Examination – Contract Year 2018 Advance Preparation Instructions," FHCF-EAP1, rev. 0X/18, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. The applicable loss examination instructions form is the "Florida Hurricane Catastrophe Fund (FHCF) Loss Reimbursement Examination – Contract Year 2018 Advance Preparation Instructions," FHCF-LAP1, rev. 0X/18,

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is hereby adopted and incorporated by reference into this rule. For the 2017/2018 Contract Year, the applicable exposure examination instructions form is the "Florida Hurricane Catastrophe Fund (FHCF) Exposure Examination – Contract Year 2017 Advance Preparation Instructions," FHCF EAP1, rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07732>, which is hereby adopted and incorporated by reference into this rule. The applicable loss examination instructions form is the "Florida Hurricane Catastrophe Fund (FHCF) Loss Reimbursement Examination – Contract Year 2017 Advance Preparation Instructions," FHCF LAP1, rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07733>, which is hereby adopted and incorporated by reference into this rule.

(b) Response to the FHCF examination report. Within 30 days from the date of the letter accompanying the examination report, a Company must provide a written response to the FHCF. The response must indicate whether or not the Company agrees with the recommendations of the examination report. If the Company disagrees with the examination findings, the reason for the disagreement must be outlined in the response, and the Company must provide supporting information for the objection. The FHCF may grant an extension of 30 days if the Company can show that the need for the additional time is due to circumstances beyond its reasonable control. No response is required if the examination report does not include any findings or recommendations.

(b)(e) Consequences for failure to meet the requirements contained in the FHCF-EAP1, "Exposure Examination Advance Preparation Instructions" or the FHCF-LAP1, "Loss Reimbursement Examination Advance Preparation Instructions." In addition to other penalties or consequences, the FHCF has the authority, pursuant to section 215.555(4)(f), F.S., to require that the Company pay for the following services under the circumstances specified herein:

1. If the Company is responsible for the delay of an examination, the inability to conduct an examination as scheduled, or the inability to complete an examination, the Company shall be required to reimburse the FHCF for all the usual and customary expenses connected to such delay, cancellation, or incompleteness.

2. If the FHCF finds any Company's records or other necessary information to be inadequate or inadequately posted, recorded, or maintained, the FHCF may employ experts to reconstruct, rewrite, record, post, or maintain such records or information, at the expense of the Company being examined.

3. A Company required to reimburse the FHCF for costs as required in subparagraphs 1. and 2. is liable for interest on the amount owed to the FHCF from the date the FHCF pays such

expenses until the date payment from the Company is received. The applicable interest rate will be the average rate earned by the SBA for the FHCF for the first four months of the current Contract Year plus 5%. The payment of reimbursements or refunds by the FHCF to the Company will be offset by any amounts owed by that Company to the FHCF under this paragraph.

~~(6)~~(8) Company contact information. Companies must submit Form FHCF C-1, Company Contact Information, rev. 01/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07734>, which is hereby adopted and incorporated by reference into this rule, by March 1 preceding each Contract Year to the FHCF Administrator, Paragon Strategic Solutions Inc., 8200 Tower, 5600 West 83rd Street, Suite 1100, Minneapolis, Minnesota 55437. A New Participant must submit Form FHCF C-1 within 30 calendar days after writing its first Covered Policy. This form must be updated by the Company as the information provided thereon changes. The FHCF shall have the right to rely upon the information provided by the Company to the FHCF on this form until receipt by the FHCF of a new properly completed and notarized Form FHCF C-1 from the Company.

~~(7)~~(9) Deadlines. If any deadline provided for herein falls on a Saturday, Sunday or on a legal State of Florida or federal holiday, then the actual applicable due date will be the ~~first business~~ day immediately following the applicable due date which is not a Saturday, Sunday or legal State of Florida or federal holiday.

~~(8)~~(10) All the forms adopted and incorporated by reference in this rule may be obtained from the FHCF website at www.sbafla.com/fhcf or by contacting the Florida Hurricane Catastrophe Fund Administrator, Paragon Strategic Solutions Inc., 8200 Tower, 5600 West 83rd Street, Suite 1100, Minneapolis, MN 55437.

Rulemaking Authority 215.555(3) FS. Law Implemented 215.555(2), (3), (4), (5), (6), (7), (15), 627.351(6), FS. History—New 5-17-99, Amended 6-19-00, 6-3-01, 6-2-02, 11-12-02, 5-13-03, 5-19-04, 8-29-04, 5-29-05, 5-10-06, 5-8-07, 6-8-08, 3-30-09, 8-2-09, 3-29-10, 8-8-10, 7-20-11, 5-22-12, 3-17-13; 4-24-14, 5-12-15, 3-13-16, 1-24-17, X-XX-18.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anne T. Bert, FHCF Chief Operating Officer, State Board of Administration of Florida.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration of Florida.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 13, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 10, 2017

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.010
RULE TITLE: Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-6.010, Florida Administrative Code, is to incorporate by reference Florida Title XIX Long-Term Care Reimbursement Plan (the Plan), Version XLV, effective July 1, 2017.

SUMMARY: The amendment specifies that the rule is applicable to all nursing facility providers, updates existing language, and incorporates statutory changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 409.919, 409.9082 FS.

LAW IMPLEMENTED: 409.908, 409.9082, 409.913 FS.

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

DATE AND TIME: January 9, 2018 from 4:00 to 4:30, p.m.

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

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: Lisa Smith. 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: Lisa Smith, Medicaid Program Finance, 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida

32308-5407, telephone: (850)412-4114, e-mail: Lisa.Smith@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m., January 10, 2018. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.010 Payment Methodology for Nursing Home Services.

(1) Reimbursement to participating nursing homes for services provided shall be in accordance with the Florida Title XIX Long-Term Care Reimbursement Plan (the Plan), Version ~~XLV XLIV~~, effective date July 1, ~~2017 2016~~, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref->

~~08253~~, incorporated by reference. A copy of the Plan, as revised, may be obtained by writing to the Bureau of Medicaid Program Finance ~~Office of the Deputy Secretary for Medicaid~~, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #~~238~~, Tallahassee, Florida 32308. The Plan incorporates Provider Reimbursement Manual (CMS Pub. 15-1). The Plan is applicable to all providers of Florida Medicaid nursing facility services who are enrolled in or registered with the Florida Medicaid program.

(2) Participating nursing homes shall use the Nursing Facility Quality Assessment form (only accepted electronically), AHCA Form 5000-3549, Revised October 2013, incorporated by reference, for the submission of its monthly quality assessment. This form can be accessed at <http://ahca.myflorida.com/QAF/index.shtml>.

(3) Each facility shall report monthly to the Agency for Health Care Administration (AHCA) its total number of resident days and remit an amount equal to the assessment rate times the reported number of days. Facilities are required to submit their full quality assessment payment no later than 20 days from the next succeeding calendar month.

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

(a) For a facility's first offense, a fine of \$500 per day shall be imposed until the quality assessment is paid in full, but in no event shall the fine exceed the amount of the quality assessment.

(b) For any offense subsequent to a first offense, a fine of \$1,000 per day shall be imposed until the quality assessment is paid in full, but in no event shall the fine exceed the amount of

the quality assessment. A subsequent offense is defined as any offense within a period of five years preceding the most recent quality assessment due date.

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

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

(5) In addition to the aforementioned fines, providers are also subject to the non-monetary remedies enumerated in Section 409.9082(7), F.S. Imposition of the non-monetary remedies by AHCA will be as follows:

(a) For a third subsequent offense, AHCA will withhold any medical assistance reimbursement payments until the assessment is recovered.

(b) For a fourth or greater subsequent offense, AHCA will seek suspension or revocation of the facility's license.

(6) Sanctions for failure to timely submit a quality assessment are non-allowable costs for reimbursement purposes and shall not be included in the provider's Medicaid per diem rate.

(7) The facility may amend any previously submitted quality assessment data, but in no event may an amendment occur more than twelve months after the due date of the assessment. The deadline for submitting an amended assessment shall not relieve the facility from their obligation to pay any amount previously underpaid and shall not waive AHCA's right to recoup any underpaid assessments.

(8) Florida Medicaid reimburses Medicare coinsurance and deductibles in accordance with Rule 59G-1.052, F.A.C. and section 409.908, F.S. The Florida Medicaid rate is equal to the Medicare allowed amount for Medicare approved Part B nursing facility services.

Rulemaking Authority 409.919, 409.9082 FS. Law Implemented 409.908, 409.9082, 409.913 FS. History—New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-17-99, 1-11-00, 4-24-00, 9-20-00, 11-20-01, 2-20-02, 7-14-02, 1-8-03, 6-11-03, 12-3-03, 2-16-04, 7-21-04, 10-12-04, 4-19-06, 7-1-06, 8-26-07, 2-12-08, 9-22-08, 3-3-10, 2-23-11, 5-3-12, 2-13-14, 1-19-15, 5-3-15, 7-17-16, 8-6-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lisa Smith

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

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: November 20, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: October 12, 2017

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
 6A-1.0998271 Schools of Hope
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 241, December 15, 2017 issue of the Florida Administrative Register. The rule title should have been coded as follows:

6A-1.0998271 Florida Schools of Hope

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

RULE NOS.: RULE TITLES:
 65E-12.104 Licensing Procedure
 65E-12.106 Common Minimum Program Standards
 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. 43 No. 214, November 3, 2017 issue of the Florida Administrative Register.

65E-12.104 Licensing Procedure.

(1) No change.

(2) Accredited Programs. CSUs and SRTs which are accredited by The Joint Commission (TJC), Council on Accreditation (COA) or Commission on Accreditation of Rehabilitation Facilities (CARF) shall provide proof of accreditation as required by Section 394.741, F.S. Application for licensure by accredited programs does not preclude monitoring by the department, the agency and fire marshal, and compliance with the provisions of rule chapter 65E-12, F.A.C. these rules.

(3) No change.

(4) A license issued by the agency, ~~under this rule,~~ shall be posted in a conspicuous place on the premises and shall state the type of service to be performed by the licensee and the maximum bed capacity of the CSU or SRT.

(5) through (6) No change.

Rulemaking Authority 394.876, 394.879(1) FS. Law Implemented 394.741, 394.875, 394.876, FS. History—New 2-27-86, Amended 7-14-92, Formerly 10E-12.104, Amended 9-1-98, Amended _____

65E-12.106 Common Minimum Program Standards.

(1) Advisory or Governing Board. The CSU or SRT shall have either a formally constituted advisory or governing board for the CSU or SRT or operate under a provider board which has ultimate authority for establishing policy and overseeing the operation of the CSU or SRT. The board shall operate under a mission statement and a set of bylaws governing its operation. ~~The operation standards under this subsection are authorized under section 394.875(8), F.S.~~

(a) through (b) No change.

(2) through (4) No change.

(5) Confidentiality and Clinical Records. Every CSU and SRT shall maintain a record on each individual receiving services, assuring that records and identifying information are maintained in a confidential manner, and securing valid lawful consent prior to the release of information in accordance with Section 394.4615, F.S. Clinical records may be stored on paper, magnetic material, film, or other media, including electronic storage. All staff shall receive training as part of staff orientation, with at least a triennial update on file, regarding the effective maintenance of confidentiality of clinical records, including electronic records. It shall be emphasized that confidentiality includes oral discussions regarding individuals receiving services inside and outside the CSU or SRT and shall be discussed as part of employee training.

(a) through (b) No change.

(c) Content of Clinical Records. The required signature of treatment personnel shall be original as opposed to the facsimile. The required signature of treatment personnel shall be original as opposed to the facsimile. Policies and procedures shall require the clinical record to clearly document the extent of progress toward short-term objectives and long-term view. Clinical record documentation for each order or treatment decision shall include its respective basis or justification, actions taken, description of behaviors or response, and staff evaluation of the impact of the treatment on the individual's progress. Clinical records shall contain:

1. No change.

2. Name, address, and telephone number of guardian, representatives, or others as specified by the individual receiving services, ~~in accordance with Chapter 65E-5, F.A.C.;~~

3. through 10. No change.

11. Examination, diagnosis and progress notes by physician, psychiatric nurses, treatment staff and other mental health professionals that relate to the service plan objectives;

12. No change.

13. Documentation of seclusion or restraint observations ~~as specified in Chapter 65E-5, F.A.C.,~~ if utilized;

14. through 15. No change.

16. An original or original copy of all physician or psychiatric nurse medication and treatment orders;

17. through 18. No change.

19. Forms CF-MH 3042a, CF-MH 3042b, and CF-MH 3084, as appropriate. All appropriate forms mandated under Chapter 65E-5, F.A.C.;

20. A current, originally authorized CF-MH 3084, Feb 2005, "Baker Act Service Eligibility," which is incorporated herein by reference for all individuals receiving services and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX> and from the department's website at <https://eds.myflfamilies.com/DCFFFormsInternet/Search/DCFFormSearch.aspx>; and

21. No change.

(6) Consent to Treatment. Any CSU or SRT rendering treatment for mental illness to any individual, pursuant to Chapter 394, F.S., and Chapter 65E-5, F.A.C., shall have on file a valid and signed informed consent for treatment. Forms; CF-MH 3042a, "General Authorization for Treatment Except Psychotropic Medications", Feb 05 and CF-MH 3042b, "Specific Authorization for Psychotropic Medications", Feb 05, or substantially similar forms, may be used ~~incorporated herein by reference.~~ Forms CF-MH 3042a and 3042b are incorporated by reference and are available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX> and from the department's website at <https://eds.myflfamilies.com/DCFFFormsInternet/Search/DCFFormSearch.aspx>.

(7) Admission and Discharge Criteria. Each CSU and SRT shall develop and utilize policies and procedures pursuant to Chapter 394, F.S., for the intake, screening, admission, referral, disposition, and notification of the individual or their guardians, representatives, or others as specified by the individual seeking treatment. There shall be adequate intake procedures to ensure that individuals being received from an emergency room, agency, facility, or other referral source shall have all the required paperwork and documentation for admission. If an individual has a case manager, the case manager shall be notified and shall provide appropriate information and participate in the development of the discharge plan. Individuals receiving services, guardians, or others as specified by the individual receiving services shall be informed of their eligibility or ineligibility status for publicly funded CSU or SRT services, either at admission or shortly thereafter, ~~pursuant to Chapters 65E-5 and 65E-14, F.A.C.~~

(a) through (c) No change.

(8) through (9) No change.

(10) Event Reporting.

(a) Every CSU and SRT shall report critical events according to CF-OP 215-6, "Incident Reporting And Analysis

System (IRAS)," April 1, 2013, which is incorporated herein by reference. CF-OP 215-6 is available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX> and from the department's website at <http://www.myflfamilies.com/service-programs/mental-health/iras/reporting>. CF-OP 155-25, "Incident Reporting and Processing in State Mental Health Treatment Facilities," January 3, 2017, which is referenced in CF-OP 215-6, is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX>. CF-OP 175-17, "Child Fatality Review Procedures," March 3, 2011, which is referenced in CF-OP 215-6, is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX>. CF-OP 175-85, "Prevention, Reporting and Services to Missing Children," October 17, 2002, which is referenced in CF-OP 215-6, is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX>. CF-OP 180-4, "Mandatory Reporting Requirements to the Office of Inspector General," May 28, 2015, which is referenced in CF-OP 215-6, is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX>.

(b) Every CSU and SRT shall report each seclusion and restraint event ~~as required by Chapter 65E-5, F.A.C.~~

(c) Every CSU and SRT shall develop policies and procedures for reporting to the department critical events in accordance with department CF-OP 215-6 ~~and Chapter 65E-5, F.A.C.~~

(11) through (18) No change.

(19) Protection of Individuals Receiving Services.

(a) through (b) No change.

(c) Use of Restraint or Seclusion. Each CSU and SRT shall develop and maintain detailed policies and procedures for the use of seclusion and restraint, ~~in accordance with Chapter 65E-5, F.A.C.~~ Such policies and procedures shall be readily available to CSU and SRT staff, individuals served, guardians, and others as specified by the individual.

(d) Suicide Precaution.

1. No change.

2. The modification or removal of suicide precautions shall require clinical justification determined by an assessment and shall be specified by the attending physician or psychiatric nurse and documented in the clinical record. A registered nurse, clinical psychologist or other mental health professional may initiate suicide precautions prior to obtaining a psychiatric nurse's, physician's or psychiatrist's order, but in all instances must obtain an order within 1 hour of initiating the precautions. Telephone orders shall be reviewed and signed by a psychiatric nurse or physician within 24 hours of their initiation.

3. No change.

- (e) No change.
- (20) through (22) No change.
- (23) Collocation
- (a) through (b) No change.

(c) Individuals receiving CSU, SRT, and detoxification services shall not commingle or share a common space unless individually authorized by a physician's, ~~or~~ psychiatrist's or psychiatric nurse's written order to participate in specific treatment and evaluation activities on other units as specified in the individual's service plan. Service plan documentation shall include: type of activity, supervision, frequency of activity, and duration of each activity session.

- (d) No change.
- (24) through (30) No change.

Rulemaking Authority 394.457, 394.46715, 394.879(1), 394.907(8), FS. Law Implemented 394.455, 394.457, 394.4572, 394.459, 394.4615, 394.463, 394.77, 394.875, 394.879, 394.907 FS. History—New 2-27-86, Amended 7-14-92, Formerly 10E-12.106, Amended 9-1-98, 10-4-00, Amended _____

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS
South Florida Water Management District
RULE NO.: RULE TITLE:

40E-6.011 Policy and Purpose

NOTICE IS HEREBY GIVEN that on December 13, 2017, the South Florida Water Management District (District) received a petition for waiver from Jesus L. Reyes, (Application No. 17-1102-1) for utilization of Works or Lands of the District known as the C-8 Extension Canal for cross fences which are above ground facilities located within 40 feet of top of the canal bank within the District's north right of way of the C-8 Extension Canal; Section 14, Township 52 South, Range 40 East, Miami-Dade County. The applicant is also applying to permit an existing seawall in the District's north right of way. The petition seeks relief from subsections 40E-6.011(4) and (6), Fla. Admin. Code, which govern the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works and Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting Juli Russell, (561)682-6268,

jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on December 15, 2017, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Antojitos Prosperos located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle. The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 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 Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

NOTICE IS HEREBY GIVEN that on November 30, 2017, the Board of Professional Engineers, received a petition for variance or waiver filed by Marc E. Rader, PE, of paragraph 61G15-20.002(1)(a) and subparagraph 1G15-20.002(1)(b)2., F.A.C., regarding the experience requirements for licensure by endorsement in Florida. The Board will consider this petition at its January 31 – February 1, 2018, meeting. Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Zana Raybon, Executive Director, at the above address, (850)521-0050, or zraybon@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-3.011: Continuing Education for School Instructors

NOTICE IS HEREBY GIVEN that on December 7, 2017, the Florida Real Estate Commission received a petition for Variance or Waiver filed by Virginia S. Lawson. Petitioner seeks a variance or waiver of Rule 61J2-3.011, F.A.C., of the 7 hours of recertification education for instructor license and Rule 61J2-17.016, F.A.C., of the renewal of instructor permits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, N801, Orlando, FL 32801, (850)487-1395, lori.crawford@myfloridalicense.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-701.300 Prohibitions

The Department of Environmental Protection hereby gives notice that it has issued an order, OCG No. 17-1074, on December 8, 2017, granting Klean Tires Recycling Inc.'s Petition for a Waiver. Klean Tires Recycling, Inc. intends to operate a waste tire processing facility at 10010 Main Street North, Jacksonville, in Duval County. The Petition was received October 20, 2017. A Notice of Receipt of this Petition was published in the Florida Administrative Register on October 25, 2017. The Petition requested a waiver from paragraph 62-701.300(2)(b), F.A.C., which states that no person shall store or dispose of solid waste within 500 feet of an existing or approved potable water well. Three potable water wells located off-site are less than 500 feet from the proposed waste tire processing facility. No public comment was received. The Order, OGC file number 17-1074 granted the Petition to paragraph 62-62-701.300(2)(b), F.A.C., based on a showing that the Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner demonstrated that the purpose of the underlying statute will be or has been achieved by other means.

A copy of the Order or additional information may be obtained by contacting Cory Dilmore, P.E., Department of Environmental Protection, Solid Waste Section, Mail Station 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, Attn: Cory Dilmore, (850)245-8735, cory.dilmore@dep.state.fl.us during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

The Building Code Administrators and Inspectors Board announces a public meeting to which all persons are invited.

DATES AND TIMES: February 21, 2018, 9:00 a.m.; February 22, 2018, 9:00 a.m.; February 23, 2018, 9:00 a.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-In-the-Hills, Florida 34737, (352)324.3101

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause panel (portions of which may be closed to the public), general board business.

A copy of the agenda may be obtained by contacting: Myfloridalicense.com - Businesses & Professions - Building Code Administrators & Inspectors - Board 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 5 days before the workshop/meeting by contacting: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980. 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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980.

DEPARTMENT OF HEALTH

Board of Dentistry

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

DATE AND TIME: January 12, 2018, 11:00 a.m. ET

PLACE: 1(888)670-3525, when prompted enter conference code 4552635641#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel with reconsiderations.

A copy of the agenda may be obtained at www.floridasdentistry.gov. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at (850)245-4474.

DEPARTMENT OF HEALTH

Board of Nursing

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

DATE AND TIME: January 4, 2018, 10:30 a.m.

PLACE: Toll-free number: 1(888)670-3525; 990 808 6106

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

A copy of the agenda may be obtained at <http://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: . 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.

FLORIDA DEVELOPMENT FINANCE CORPORATION

The Board of Directors for the Florida Development Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 18, 2017, 10:00 a.m. – 12:00 Noon

PLACE: BBVA Compass, Community Room – First Floor, 10060 Skinner Lake Drive, Jacksonville, FL 32246

UPDATED: dial-in information: phone number 1(800)501-8979, access code 9565695

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the following will be discussed:

Update on Brightline Passenger Rail Project – North Segment and Supplemental Authorization of \$1,150,000,000 Surface Transportation Facility Revenue Bonds for such Segment to be placed in escrow.

A copy of the agenda may be obtained by contacting Jennifer Jenkins, FDFC Administrative Coordinator, (407)956-5658.

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 day before the workshop/meeting by contacting Jennifer Jenkins, FDFC Administrative Coordinator, (407)956-5658. 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 Jennifer Jenkins, FDFC Administrative Coordinator, (407)956-5658.

BREVARD SOIL AND WATER CONSERVATION DISTRICT

The Brevard Soil and Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: December 27, 2017, 4:00 p.m., ET

PLACE: UF/IFAS Extension in Brevard County, 3695 Lake Drive, Cocoa, Florida 32926

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lease credit between Brevard Soil and Water Conservation District and L. F. BAR, INC and general business.

A copy of the agenda may be obtained by contacting Adam Perez at (321)759-7168, adamlaneperez@gmail.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: Adam Perez at (321)759-7168, adamlaneperez@gmail.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).

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

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

Request for Applications for Available Funding

The Florida Department of Education, Division of Career and Adult Education, announces the availability of federal funds through a competitive grants process under the Workforce Innovation and Opportunity Act (WIOA) 2014, Title II - Adult Education and Family Literacy Act (AEFLA). Follow the guidelines on each individual Request for Proposal, as due dates may vary. Through the competitive grants process, eligible applicants are assured direct & equitable access to apply for funds. For application instruction, forms & funding opportunities conference information, please refer to <http://www.fldoe.org/academics/career-adult-edu/funding-opportunities/>; direct questions to Judeith.Taylor@fldoe.org.

DEPARTMENT OF JUVENILE JUSTICE

"RFP 10570 - Mental Health/Substance Abuse/Integrated Evaluation & Treatment Services - Statewide"

"The Department of Juvenile Justice (Department or DJJ) is seeking a Respondent(s) for statewide services in each of the twenty (20) DJJ judicial circuits, for the provision of the following services:

Mental Health Evaluation and Treatment Services, or Substance Abuse Evaluation and Treatment Services, or Integrated Mental Health/Substance Abuse Evaluation and Treatment Services.

These services are for Department youth residing in the community. The Respondent shall provide any, or all, of the above services that shall include individual, group, and/or family therapy services based on the youth's diagnoses and symptoms, treatment needs, and strengths as identified through a diagnostic evaluation. The results of the diagnostic evaluation shall be used to determine the nature and complexity of the youth's mental disorder and/or substance related disorder. An Individualized Treatment Plan (ITP) shall be developed to guide the youth's individualized mental health and/or substance abuse treatment. An integrated Individualized Mental Health and Substance Abuse Treatment Plan shall be developed for youths with a co-occurring mental disorder and substance related disorder. Services as set forth in Attachment I to this RFP shall be available to youth residing in any of the twenty (20) DJJ judicial circuits as specified in this RFP. Referrals shall come from the Juvenile Probation Officer or other Departmental designee.

The Respondent shall provide services in locations convenient to the youth and family, including but not limited to: the Respondent's office(s), the youth's home/school, juvenile detention centers, hospitals, juvenile probation offices, juvenile assessment centers or community centers. In addition, the Respondent shall have a Respondent-owned or leased facility in the Circuit proposed where youth files shall be securely maintained. Services shall be provided to youth during traditional and non-traditional business hours, including weekends. The Respondent shall maintain an administrative office between the hours of 8:00 a.m. and 5:00 p.m., Eastern Time, Monday through Friday, excluding State holidays."

All public meetings for this ITN are advertised on the Vendor Bid System at:

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=137160

FISH AND WILDLIFE CONSERVATION COMMISSION
GUANA DAM REVETMENT REPLACEMENT

Notice of Bid/Request for Proposal

BID NO: FWC 17/18-76C

TITLE: GUANA DAM REVETMENT REPLACEMENT

FOR: The intent of this Invitation to Bid (ITB) is to obtain quotes for Replacement of the north revetment of the Guana Dam water control structure in the Guana River WMA., St. Johns County, Florida, in accordance with this invitation to bid and in accordance with Chapter 255, F.S.

SEALED BIDS WILL BE PUBLICLY OPENED AND READ ALOUD ON:

DATE & TIME: January 16, 2018, 3:00 p.m.

Location: Florida Fish & Wildlife Conservation Commission, 2590 Executive Center Circle East, Suite 100, Tallahassee, Florida 32301

All technical specifications and construction plans are located at <https://explorer.myflorida.com/>.

To access documents at this website, use the following user name and password:

User name: FWC_Bid_Info

Password: FWCvendors1!

Access the folder(s) with this bid number and title to download the associated files.

PURCHASING MANAGER: (Direct questions to the following)

Bryan Tucker, Procurement Manager

Florida Fish & Wildlife Conservation Commission

Tallahassee Purchasing Office

2590 Executive Center Circle

Tallahassee, Florida 32301

Phone: (850)488-6551

bryan.tucker@myfwc.com

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Monday, December 11, 2017 and 3:00 p.m., Friday, December 15, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
6A-1.09422	12/12/2017	1/1/2018
6A-5.066	12/12/2017	1/1/2018
6A-6.0786	12/12/2017	1/1/2018
20ER17-4	12/15/2017	12/15/2017

61-11.008	12/12/2017	1/1/2018
61C-5.0015	12/11/2017	12/31/2017
61E1-3.001	12/12/2017	1/1/2018
61D-11.001	12/13/2017	1/2/2018
61D-11.002	12/13/2017	1/2/2018
61D-11.0021	12/13/2017	1/2/2018
61D-11.0025	12/13/2017	1/2/2018
61D-11.003	12/13/2017	1/2/2018
61D-11.004	12/13/2017	1/2/2018
61D-11.005	12/13/2017	1/2/2018
61D-11.006	12/13/2017	1/2/2018
61D-11.007	12/13/2017	1/2/2018
61D-11.009	12/13/2017	1/2/2018
61D-11.012	12/13/2017	1/2/2018
61D-11.013	12/13/2017	1/2/2018
61D-11.014	12/13/2017	1/2/2018
61D-11.0175	12/13/2017	1/2/2018
61D-11.018	12/13/2017	1/2/2018
61D-11.019	12/13/2017	1/2/2018
61D-11.025	12/13/2017	1/2/2018
61D-11.0275	12/13/2017	1/2/2018
61D-11.0279	12/13/2017	1/2/2018
61G15-19.0051	12/11/2017	12/31/2017
61G15-22.006	12/13/2017	1/2/2018
61J1-4.008	12/14/2017	1/3/2018
61J1-9.001	12/11/2017	12/31/2017
64B6-5.003	12/15/2017	1/4/2018
64B6-8.003	12/15/2017	1/4/2018
64B7-30.006	12/11/2017	12/31/2017
64B7-32.001	12/11/2017	12/31/2017
64B7-32.002	12/11/2017	12/31/2017
64B7-32.005	12/11/2017	12/31/2017

64F-1.001	12/11/2017	12/31/2017
65C-14.003	12/13/2017	1/2/2018
65C-14.010	12/13/2017	1/2/2018
65C-16.021	12/13/2017	1/2/2018
69L-7.020	12/15/2017	1/4/2018
69L-7.100	12/15/2017	1/4/2018
69L-7.501	12/15/2017	1/4/2018
69U-135.101	12/13/2017	1/2/2018
69U-135.102	12/13/2017	1/2/2018
69U-135.103	12/13/2017	1/2/2018
69U-140.004	12/13/2017	1/2/2018
69U-140.022	12/13/2017	1/2/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****

this notice. A full copy of the FFONSI can be obtained by writing to Gregg Caro, SRF Program, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, calling (850)245-2982 or emailing gregg.caro@dep.state.fl.us.

DEPARTMENT OF FINANCIAL SERVICES
 Division of Funeral, Cemetery, and Consumer Services
 NOTICE OF CONSIDERATION OF CEMETERY BYLAWS
 The State of Florida, Board of Funeral, Cemetery, and Consumer Services, will address approval of the bylaws of the following cemetery(s) at the regular Board meeting to be held on February 1, 2018:

Dr. Phillips Cemetery (Orlando)

A file pertaining to the above is available for public inspection and copying by any person at the Pepper Building, 111 W Madison Street, Suite 336, Tallahassee, Florida 32399. Comments may be submitted at the above address without requesting a hearing. Those persons whose substantial interests may be determined by these proceedings, including settlements, grants, and denials, are advised that they may request a hearing concerning the notice of intent to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. The petitions for hearing should comply with Rule 69K-6.003, Florida Administrative Code, and must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Clerk, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. In deference to the rights of substantially affected persons, a hearing on these matters will be held at the meeting of the Board of Funeral, Cemetery, and Consumer Services to be held as outlined above. All written comments and requests, to address the Board, must be received by the Department at least fourteen (14) days prior to the meeting.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 State Revolving Fund Program
 NOTICE OF AVAILABILITY
 FLORIDA FINDING OF NO SIGNIFICANT IMPACT (FFONSI)

Lighthouse Utilities Company, Inc.

The Florida Department of Environmental Protection (DEP) has determined that the Lighthouse Utilities Company, Inc.'s project involving the construction of water system improvement infrastructure at existing water plant sites and including a new well and treatment plant within the Jones Homestead area (located south of City of Port St. Joe in Gulf County) of the system is not expected to generate controversy over potential environmental effects. The estimated project cost is \$7,291,314. The project may qualify for a Drinking Water State Revolving Fund (SRF) loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of

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.