

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.0021 Florida Teacher Certification Examinations

PURPOSE AND EFFECT: To adopt new Florida Teacher Certification Examinations (FTCE) competencies and skills, effective October 1, 2020, for the following FTCE subject areas: Guidance and Counseling PK–12; Hearing Impaired K–12; Music K–12; School Psychologist PK–12; Speech-Language Impaired K–12; and Visually Impaired K–12. The effect will be changes to the affected FTCE competencies and skills for the affected examinations; and updated rule language.
SUBJECT AREA TO BE ADDRESSED: Florida Teacher Certification Examination.

RULEMAKING AUTHORITY: 1012.55(1), 1012.56, 1012.59, FS.

LAW IMPLEMENTED: 1012.55, 1012.56, 1012.59, FS.

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

DATE AND TIME: January 11, 2019, 10:00 -10:30 a.m.

PLACE: Conference Call: 1(888)670-3525, Conference Code: 4073661188 and Online Meeting Link: <https://attendee.gotowebinar.com/register/5149746722689276172>. Florida Department of Education, Room 422B, 325 West Gaines St., Tallahassee, Florida, 32299.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Phil Canto, Bureau Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL, 32399, (850)245-0513.

To submit a comment on this rule development, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or e-mail Christian.Emerson@fldoe.org.

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

DEPARTMENT OF REVENUE

RULE NOS.: RULE TITLES:

12-9.001	Definitions
12-9.002	Certified Florida Property Appraiser/Certified Florida Evaluator and Certified Florida Collector/Certified Florida Collector Assistant Program
12-9.0022	Course Approval Procedures
12-9.0026	Registration
12-9.003	Qualifications
12-9.004	Application for Certification
12-9.0055	Fees
12-9.006	Certification
12-9.007	Recertification
12-9.0077	Reinstatement
12-9.008	Hearing on Certification Application and Expiration

PURPOSE AND EFFECT: The purpose of this rulemaking is to modify the Department’s rules related to certification and training procedures. The purpose of proposed amendments to Rule 12-9.001, F.A.C. (Definitions) is to better define words and terms used in the certification and training of local officials. The effect is clearer definitions used in the amended rule chapter. The purpose of proposed amendments to Rule 12-9.002, F.A.C. (Certified Florida Property Appraiser/Certified Florida Evaluator and Certified Florida Collector/Certified Florida Collector Assistant Program) is to update the rule title to Certified Florida Appraiser/Certified Florida Evaluator, Certified Florida Collector/Certified Florida Collector Assistant, and Certified Cadastralist of Florida Program; add Certified Florida Cadastralist to the list of certifications offered by the Department; and repeal provisions for the two admission and certification committees. The effect is that the professional certification program will be operated by the Department. The purpose of proposed new Rule 12-9.0022, F.A.C. (Course Approval Procedures) is to provide guidance regarding courses that are approved for certification purposes. This includes providing reference to courses that are pre-approved by the Department through a form incorporated for this purpose (DR-410ACL, Approved Course List), and updating procedures for course approval for courses that are not pre-approved by the Department. The effect is clarification of the course approval process. The purpose of proposed new Rule 12-9.0026, F.A.C. (Registration) is to provide procedures for registrations and refunds for Department-sponsored courses. The effect is

clarification of steps necessary to enroll in a Department-sponsored course and to obtain a refund, if needed. The purpose of proposed amendments to Rule 12-9.003, F.A.C. (Qualifications) is to establish updated criteria for the professional certification of property appraisers, tax collectors, their employees, and employees of the Department. The effect of this proposed amended rule is clarification of the certification requirements. The purpose of proposed amendments to Rule 12-9.004, F.A.C. (Application for Certification) is to specify procedures for those seeking professional certification, provide reference to a form incorporated for this purpose (DR-410, Application for Florida Professional Certification), and repeal the need for committee approval of applications for certification. The effect of this proposed new rule is clarifying the application process. The purpose of proposed amendments to Rule 12-9.0055, F.A.C. (Fees) is to clarify the amount of fees, the process for setting tuition amounts, and the process for submitting all fees to the Department. The amendments also eliminate the requirement for a committee to review certification applications and repeal the requirement of a treasurer for each committee. The effect is to clarify the amount of, and submission process for, fees and to shift responsibility for the collection and administration of those fees to the Department. The purpose of proposed amendments to Rule 12-9.006, F.A.C. (Certification) is to move the responsibility to issue certifications from the committees to the Department. The effect is that the Department will have the responsibility to issue certifications in accordance with the updated procedures provided in Chapter 12-9, F.A.C. The purpose of proposed amendments to Rule 12-9.007, F.A.C. (Recertification) is to provide procedures for currently certified persons to renew their certification. The effect is to explain how to annually recertify with the Department. The purpose of proposed new Rule 12-9.0077, F.A.C. (Reinstatement) is to provide procedures for an individual whose certification has expired to apply for reinstatement of their certification. The effect is clarification of the reinstatement process. The purpose of repealing Rule 12-9.008, F.A.C. (Hearing on Certification Application and Expiration) is to eliminate unnecessary rule language regarding the process to request a hearing if an application or reinstatement request is not approved. This language is already in Chapter 120, F.S., and applies here without specific language in the rule. The effect is to remove an unnecessary rule which is duplicative of statutory language.

Rule text and agenda are posted on the Department's website at <http://floridarevenue.com/rules>.

SUBJECT AREA TO BE ADDRESSED: Procedures implementing the training and certification program required by sections 145.10, 145.11, and 195.002, Florida Statutes.

RULEMAKING AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 145.10, 145.11, 195.002, 195.087(4), 213.05 FS.

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

DATE AND TIME: January 23, 2019, 10:00 a.m.

PLACE: Room 1220, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Mike Cotton at (850)617-8870. 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: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email Mike.Cotton@floridarevenue.com.

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

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: **RULE TITLE:**

12D-16.002 Index to Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12D-16.002, F.A.C. (Index to Forms) is to amend a current form, adopt three new forms, and repeal outdated forms supporting the amendment of Rule Chapter 12-9 (Certified Florida Property Appraiser and Certified Florida Tax Collector Program). The amended form is Form DR-410 (Application for Florida Professional Certification). The form is amended to combine all certifications into one application. The new forms used in the certification process are Form DR-410ACL (Approved Course List), Form DR-410CE (Application for Approval of Course or Continuing Education Credit Hours) and Form DR-410E (Course Enrollment Form). The repealed forms are Form DR-516 (Application for Certified Florida Appraiser), Form DR-516E (Application for Certified Florida Evaluator), and Form DR-591 (Application for Certified Cadastralist of Florida). Applicants will use the amended Form DR-410.

Rule text and agenda are posted on the Department's website at <http://floridarevenue.com/rules>.

SUBJECT AREA TO BE ADDRESSED: Amending, repealing, and adopting new forms related to procedures implementing the training and certification program required by sections 145.10, 145.11, and 195.002, Florida Statutes.

RULEMAKING AUTHORITY: 195.027(1), 213.06(1) FS.
 LAW IMPLEMENTED: 92.525, 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.12, 218.125, 218.135, 218.66, 218.67 FS.

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

DATE AND TIME: January 23, 2019, 10:00 a.m.
 PLACE: Room 1220, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, FL 32399.
 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: Mike Cotton at (850)617-8870. 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: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email Mike.Cotton@floridarevenue.com.

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-8.0012
 RULE TITLE: Probation Variables and Practice Restrictions

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address supervision requirements for those physicians who are placed on probation.
 SUBJECT AREA TO BE ADDRESSED: Clarification of supervision requirements for physicians who are being monitored during the probationary period.

RULEMAKING AUTHORITY: 456.072(2), 458.309, 458.331(5), FS.

LAW IMPLEMENTED: 456.072(2), 458.331(5), 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: Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NOS.: 69I-25.001
 RULE TITLES: Application of Rule

69I-25.002 Definitions
 69I-25.003 Requirements

PURPOSE AND EFFECT: The proposed amendments to Rule Chapter 69I-25, F.A.C., will repeal two rules to eliminate duplicative information that is identical in section 55.03, F.S., and to implement the legislative changes made to section 55.03, F.S., which requires the rate of interest to be set quarterly by the Chief Financial Officer, lowers the basis points that get added to the federal discount rate to 400 for rate calculation purposes, and includes the four dates in a calendar year that the rate of interest shall be set on for payments on judgments or decrees.

SUBJECT AREA TO BE ADDRESSED: Judgment Interest Requirements

RULEMAKING AUTHORITY: 17.29, FS.

LAW IMPLEMENTED: 55.03 and 215.422(3), FS.

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

DATE AND TIME: January 4, 2019, 1:30 p.m.
 PLACE: Larson Building, Room 116, 200 East Gaines Street, Tallahassee, FL

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: Mark Merry, telephone: (850)413-5510, email: Mark.Merry@myfloridacfo.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: Mark Merry, address: 200 East Gaines Street, Tallahassee,

FL 32399-0393, telephone: (850)413-5510, email: Mark.Merry@myfloridacfo.com.

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

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

RULE NOS.: RULE TITLES:
5N-1.113 Disciplinary Guidelines; Range of Penalties;
 Aggravating and Mitigating Circumstances
5N-1.114 Directly Related Criminal Offenses

PURPOSE AND EFFECT: Proposed new rule 5N-1.114, F.A.C., describes the specific criminal offenses that are directly related to the business for which a license is held or sought within the private security, private investigative, and recovery industries. The effect of the rule is to provide applicants and licensees with a clear and concise list of those directly related criminal offenses, and the penalties imposed for each. Rule 5N-1.113, F.A.C. is also amended to align with this newly proposed rule.

SUMMARY: This proposed rule specifies those criminal offenses that are classified as directly related to the business for which the license is held or sought, and which could result in departmental action against a person’s application for a license or license issued under Chapter 493, F.S., along with the penalty for each offense. The existing rule range of penalties also is amended to align with those in the proposed rule for directly related offenses.

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: The proposed rule will not impose any fees on applicants or licensees as its effect is to clearly define those specific criminal offenses that would disqualify a Chapter 493, F.S. applicant and/or licensee from licensure.

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: 493.6103, 493.6106(2), 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1), (2), 493.6115(3), (6), (9), 493.6118, 493.6120(3), 493.6121, 493.6124, 493.6301(8), 493.6304(3), 493.6404(1), (2), FS.

LAW IMPLEMENTED: 493.6100, 493.6101(7), 493.6105(3), 493.6106(1)(b), 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1),(2), 493.6115, 493.6118, 493.6120(3), 493.6121, 493.6124, 493.6304(3), 493.6404, 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: John Roberts, Government Analyst, Division of Licensing; John.Roberts@FreshFromFlorida.com; (850) 245-5459.

THE FULL TEXT OF THE PROPOSED RULE IS:

5N-1.113 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

The Division sets forth below disciplinary guidelines from which penalties will be imposed upon any person or agency violating Chapter 493, F.S. The purpose of the disciplinary guidelines is to provide notice of the range of penalties which may be imposed for specific violations. The language below is intended to summarize the statutory language and is not a complete statement of the violation.

(1) No change.

(2) The disciplinary guidelines for violations committed by individuals are as follows:

VIOLATION

RANGE OF PENALTIES

(a) through (e) No change.

(f) Conviction of or adjudication of guilt withheld

Revocation From probation to suspension, on a crime directly related to the business for which ~~revocation~~ or denial of license.

the license is held or sought.

(g) through (u)

No change.

(3) through (7) No change.

Rulemaking Authority 493.6103, 493.6106(2), 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1), (2), 493.6115(3), (6), (9), 493.6118, 493.6120(3), 493.6121, 493.6124, 493.6301(8), 493.6304(3), 493.6404(1), (2) FS. Law Implemented 493.6100, 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1), (2), 493.6115, 493.6118, 493.6120(3), 493.6121, 493.6124, 493.6301(8), 493.6304(3), 493.6404 FS. History—New 5-7-91, Amended 5-15-95, Formerly IC-3.113, Amended.

5N-1.114 Directly Related Criminal Offenses

(1) The standards of conduct that are necessary and reasonably related to the protection of the public health, safety and welfare, that must be maintained by persons seeking a license or holding a license under Chapter 493, F.S., include those set out in the definition of good moral character in s. 493.6101(7), F.S. These standards are honesty, fairness, respect for the rights and property of others, and respect for the laws of this state and nation.

(2) An offense that is “directly related to the business for which the license is held or sought” that can be grounds for disciplinary action is one that:

(a) Violates the standards of conduct in s. 493.6101(7), F.S., regardless of whether it was committed during the performance of regulated duties;

(b) If committed in Florida, is classified as either a first degree misdemeanor or any degree of felony;

(c) Is similar to ones described in subsection (3), if committed in any jurisdiction other than Florida;

(3) Subject to the requirements in subsection (2) and (4), the following offenses are directly related:

(a) Any sexually-related offense;

(b) Any offense that includes an element of violence or threat of violence;

(c) Arson, other fire-related offenses, and criminal mischief as set out in Chapter 806, Florida Statutes;

(d) Any offense that includes an element of theft, robbery, dishonesty, fraud, or obstruction of justice;

(e) Offenses against minors as set out in Chapter 827, Florida Statutes, except those related to support;

(f) Any offense against a law enforcement officer, firefighter, or emergency medical care provider, including refusal to obey a lawful command;

(f) Resisting arrest with or without violence;

(g) Any felony drug offense;

(h) Any stalking or cyber stalking related offense;

(i) Culpable negligence;

(j) Crimes that involve the impersonation of a law enforcement officer or other official;

(k) Firearm-related offenses for Class G or K applicants or licensees;

(l) Offenses against elderly and disabled persons as set out in Chapter 825, Florida Statutes; or

(m) Accessory, conspiracy, or attempt to commit any of the above listed offenses.

(4) The Department will deny the application or revoke the license of any person who has been convicted of, or had adjudication of guilt withheld, for any directly related offense for the periods of time specified below.

(a) A conviction for a directly related felony unless and until civil rights have been restored by the State of Florida or by the jurisdiction in which the offense occurred, and a period of 10 years has expired since final release from supervision. For Class “G” and “K” licenses, firearms rights must also be fully restored.

(b) Adjudication of guilt withheld for a directly related felony, unless and until a period of three years has expired since final release from supervision.

(c) Conviction for a directly related first-degree misdemeanor, unless and until a period of two years has expired since final release from supervision.

(d) Adjudication of guilt withheld for a directly related first degree misdemeanor unless and until a period of one year has expired since final release from supervision.

(e) Notwithstanding the requirements of (a) through (d) of this subsection, when a person has entered a plea of nolo contendere, regardless of adjudication or jurisdiction, such plea creates a rebuttable presumption of guilt to the underlying criminal charges. The Division shall allow the licensee or applicant to present any mitigating circumstances surrounding his or her plea.

Rulemaking Authority 493.6103, FS. Law Implemented 493.6100, 493.6101(7), 493.6105(3), 493.6106(1)(b), 493.6118 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Grea Bevis, Director, Division of Licensing

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 14, 2018

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NO.: 68-1.010 RULE TITLE: General Regulations Relating to Licenses, Permits and Other Authorizations

PURPOSE AND EFFECT: The purpose of the rule amendment is to restructure and provide clarity to the rule language. As the rule is currently written, stakeholders and staff must read through all rule sections in order to determine when or how a license, permit or authorization will be granted, denied or revoked. The reorganization moves those standards to the first two sections of the rule. The sections that follow provide for mitigating or aggravating factors to be considered and set forth general requirements for staff and licensees, permittees or other authorization holders.

SUMMARY: The Commission's general regulations relating to licenses, permits and other authorizations will be clarified so that stakeholders can more easily determine when and how their licenses are granted, denied, or revoked. The standards have been consolidated at the beginning of the rule. The sections that follow clarify the responsibilities of the Commission's licensees, permittees or other authorization holders. Section (3) provides for the consideration of mitigating or aggravating factors, which will clarify that applicants and licensees, permittees and authorization holders have the ability to provide mitigating information to staff and that staff have the ability to consider this information.

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: the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Art. IV, Sec. 9, Fla. Const., 379.1025, FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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: Bud Vielhauer, General Counsel, 620 S. Meridian Street, Tallahassee, Florida 32399.

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 68-1.010 follows. See Florida Administrative Code for present text.

68-1.010 General Regulations Relating to Licenses, Permits and Other Authorizations.

The following shall apply to all licenses, permits or other authorizations in addition to requirements specific to individual licenses.

(1) The Commission shall deny applications for any license, permit or other authorization based upon any one or more of the following grounds:

(a) Submission by the applicant of false, misleading, or inaccurate information in the application or in any supporting documentation provided by the applicant or on behalf of the applicant relating to the license, permit, or other authorization, or omission of any information which has a false, misleading or inaccurate effect.

(b) Failure of the applicant to meet eligibility requirements or criteria for issuance of the license, permit or other authorization.

(c) Authorization to conduct the activities requested in the application will endanger the health, safety or welfare of the public, wild animal life, fresh water aquatic life or marine life.

(d) Applicant has received a disposition other than acquittal or dismissal of any provision of Chapters 369, 379 or 828, F.S., or rules of the Commission, or other similar laws or rules in this or any jurisdiction that relate to the subject matter of the license, permit or authorization sought.

(e) Failure by the applicant at any time to comply with Chapters 369, 379 or 828, F.S., or the rules of the Commission or other laws or rules relating to the subject matter of the license, permit, or other authorization sought.

(f) Submission by the applicant of materially false information in any previously submitted or pending application or supporting documentation relating to the application.

(g) Failure to comply with any final order issued by the Commission, or pay fines or license fees due to the Commission.

(2) The Commission shall revoke or deny the renewal of any license, permit or other authorization based on any one or more of the following grounds:

(a) The licensee, permittee or other holder of authorization has received a disposition other than acquittal or dismissal of any provision of Chapters 369, 379 or 828, F.S., or rules of the Commission, or other similar laws or rules in this or any jurisdiction that relate to the subject matter of the license, permit or authorization.

(b) The licensee, permittee or other holder of authorization failed at any time to comply with Chapters 369, 379 or 828, F.S., or the rules of the Commission or other laws or rules relating to the subject matter of the license, permit, or other authorization.

(c) The licensee, permittee or other holder of authorization has submitted materially false information in any previously submitted or pending application or supporting documentation relating to the application, or documentation or reports required by the license, permit or authorization.

(d) The licensee, permittee or other holder of authorization is conducting activities under the license, permit or authorization in a manner that endangers the health, safety or welfare of the public, wild animal life, fresh water aquatic life or marine life.

(3) Based upon consideration of aggravating or mitigating factors in an individual case, except for explicit statutory maximum and minimum penalty requirements, Commission may deviate from the licensure actions in subsections (1) and (2), above. The Commission shall consider as aggravating or mitigating factors the following:

(a) The severity of the applicant, licensee, or permittee’s conduct;

(b) The danger to the public created or occasioned by the conduct;

(c) The existence of prior violations of Chapters 369, 379 or 828, F.S., rules of the Commission or other laws or rules relating to the subject matter of the license, permit, or other authorization sought;

(d) Attempts by the applicant, licensee or permittee to correct or prevent violations, or the refusal or failure of the applicant, licensee or permittee to take reasonable measures to correct or prevent violations;

(e) Related violations by the applicant, licensee or permittee in another jurisdiction;

(f) Any other mitigating or aggravating factors that reasonably relate to public safety and welfare or the management and protection of natural resources for which the Commission is responsible.

(4) When denial of a license, permit or other authorization is required under the provisions of subsection (1) but the license, permit or other authorization was issued in error, the Commission shall, without consideration of the factors in subsection (3), revoke the license, permit or authorization.

(5) When a licensee, permittee or other holder of authorization by the Commission no longer meets the eligibility requirements or criteria for the license, permit or authorization, the Commission shall, without consideration of the factors in subsection (3), revoke the license, permit or authorization.

(6) The licensee, permittee or other holder of authorization by the Commission shall:

(a) Maintain complete and correct written and/or electronic records as required by Commission license, permit, other authorization or regulations.

(b) Submit complete and correct reports as required by Commission license, permit, other authorization or regulations.

(c) Open records and facilities of operation under the license, permit, or other authorization, to inspection by an authorized representative of the Commission.

(d) Comply with the conditions set forth under a license, permit or other authorization.

(e) Comply with Chapters 369 and 379, F.S., and rules of the Commission.

(7) The provisions of this rule shall not be construed so as to prohibit, limit, or otherwise affect any civil action or criminal prosecution, so as to limit the ability of the Commission to enter into binding stipulations with affected parties in accordance with Section 120.57(3), F.S., or so as to affect the authority of a court or the Commission to require forfeiture of any license, permit or other authorization issued pursuant to Chapters 369 or 379, F.S., as provided by law.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., 379.1025 FS. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-24-13, Amended , _____.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bud Vielhauer, General Counsel, 620 S. Meridian St., Tallahassee, FL 32399.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 5, 2018

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-86.003	Permit, Assurance Requirements, and Exceptions
14-86.004	Permit Application Procedure 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. 44 No. 223, November 15, 2018 issue of the Florida Administrative Register.

14-86.003 Permit, Assurance Requirements, and Exceptions.

(1) Permit. A Drainage Connection Permit, Form 850-040-06 , rev. 12/18 (9/18), and incorporated herein by reference at

<https://www.flrules.org/Gateway/reference.asp?No=Ref-10197>

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-10118>~~ is required for all improvement(s) on an adjacent property whether or not the work is done in conjunction with a driveway connection, and whether or not the improvement retains stormwater runoff on the adjacent property up to and including the 100 year event of critical duration.

(2) No change.

(3) ~~Exceptions Exemptions~~. The following do not require a Drainage Connection Permit:

(a) through (f) No change

(4) An ~~exception exemption~~ provided in subsection 14-86.003(3), F.A.C., shall not apply if any drainage connection from the adjacent property threatens the safety and integrity of the Department’s facilities or creates an unreasonable burden on downstream properties, including violations of applicable water quality standards.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History–New 11-12-86, Amended 1-20-09,_____.

14-86.004 Permit Application Procedure.

(1) An applicant shall submit a Drainage Connection Permit, Form 850-040-06 ~~(12/18) (9/18)~~, incorporated herein by reference at

<https://www.flrules.org/Gateway/reference.asp?No=Ref-10197>

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-10118>~~ and available for electronic submittal through <https://osp.fdot.gov>. Each completed Drainage Connection Permit package shall be accompanied by:

(a) through (f) No change.

(3) through (5) No change.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History–New 11-12-86, Amended 1-20-09,_____.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 12/19/2018, the Department issued a Final Order granting Abbey Manor Retirement Residence Inc., a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 11/19/2018, and noticed in FAR Volume 44, Number 231. Petitioner demonstrated that its current temperature control measures and evacuation plan are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 12/19/2018, the Department issued a Final Order granting Apollo Gardens Retirement Residence Care Inc., a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 11/19/2018, and noticed in FAR Volume 44, Number 231. Petitioner demonstrated that its current temperature control measures and evacuation plan are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on December 18, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from Rehabilitation Center at Park Place LLC d/b/a Rehabilitation Center at Park Place, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition

was assigned case number 2018018420. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on December 19, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from SCG Baywood LLC d/b/a Baywood Nursing Center, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018018472. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on December 19, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from SCG Laurellwood LLC d/b/a Laurellwood Nursing Center, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018018469. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on December 6, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from Edgewood Nursing Center, Inc. d/b/a Edgewood Nursing Center, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018018480. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

DEPARTMENT OF HEALTH
Board of Optometry

RULE NO.: RULE TITLE:

64B13-5.002 Criteria for Approval

NOTICE IS HEREBY GIVEN that on December 06, 2018, the Board of Optometry, received a petition for variance or waiver filed by Krystle Knoepffler on the behalf of NSU College of Optometry, from subsection 64B13-5.002(4), F.A.C., regarding the requirement that a continuing education program must be approved by the Board as transcript quality prior to the time it is taken. The Board will consider this petition at its meeting currently scheduled for February 8, 2019. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Optometry, at the above address.

DEPARTMENT OF HEALTH
Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

The Board of Optometry hereby gives notice: that on December 06, 2018, an Notice of Intent to Deny Petition for Variance or Waiver was filed. The Petition was filed by Bo Yong King, O.D., on September 14, 2018, seeking a waiver or variance

from subparagraphs 64B13-4.001(1)(d)3. and (2), F.A.C., which requires applicants for licensure in Florida to have obtained an overall passing score and a minimum score of 75% on each of the three tested skills of the Florida Practical Examination. The Notice was published in Volume 44, No. 181, of the Florida Administrative Register, on September 17, 2018. The Board, at its meeting held on November 16, 2018, voted to deny the Petition for Variance and Waiver finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate principles of fairness; and that the purpose of the underlying statute was not met.

A copy of the Order or additional information may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission
The Region XIV Trust Fund Advisory Training Council announces a public meeting to which all persons are invited.
DATE AND TIME: January 17, 2019, 10:00 a.m.

PLACE: Miami Dade College, North Campus, Room 9118
GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Region XIV reports and other Region XIV business matters.

A copy of the agenda may be obtained by contacting: Maevis Pierre at (305)237-1329 or mpierre6@mdc.edu.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise (FTE) announces a hearing to which all persons are invited.

DATE AND TIMES: Thursday, January 10, 2019, Open House: 5:30 p.m. – 6:30 p.m.; Formal Presentation: 6:30 p.m.
PLACE: Country Club of Miami located at 6801 NW 186th Street, Hialeah Florida 33015.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to present access management changes proposed as part of a re-evaluation of the Project Development and Environment (PD&E) Study for the HEFT/SR 821 Interchange at NW 170th Street, Financial Project ID: 435542-1. This PD&E was initiated in April 2016 in coordination with the FDOT/FTE, to evaluate a new interchange at NW 170th Street on the HEFT/SR 821 and the State Environmental Impact Report was approved on July 9, 2018. The proposed access

management changes at this interchange consist of two new ramps connecting the HEFT northbound lanes to NW 107th Avenue. The proposed ramps will serve future residential, commercial, and industrial development planned for this area.

A copy of the agenda may be obtained by contacting: Mr. Paul Naranjo, P.E., Project Manager, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069 or by e-mail at Paul.Naranjo@dot.state.fl.us. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Paul Naranjo P.E., at (407)264-3429, or by email at Paul.Naranjo@dot.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).

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: Paul Naranjo, P.E., at (407)264-3429, or by email at Paul.Naranjo@dot.state.fl.us.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Tuesday, January 8, 2019, 9:00 a.m.
PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Public Hearings, Workshops, and Committee Meetings. Consideration of Suwannee River Water Management District business.

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). If you are hearing or speech impaired, please

contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: January 2, 2019, 9:00 a.m.
 PLACE: 7601 HWY 301 N, Tampa, FL 33637
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at www.swfwmd.state.fl.us/about/calendar/month
 A copy of the agenda may be obtained by contacting: Justin J. Eddy, 1(813)985-7481, ext. 2097.

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: SWFWMD, Human Resources Bureau Chief at 1(800)423-1476, ext. 4701; TDD (FL only) 1(800)231-6103; or email: ADACoordinator@swfwmd.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).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
 RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes
 The Southwest Florida Water Management District announces a public meeting to which all persons are invited.
 DATE AND TIME: Thursday, January 10, 2019, 5:30 p.m. – 6:30 p.m.
 PLACE: Wilderness Lake Church, 15511 U.S. Highway 41, Spring Hill, FL 34610

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this public meeting is to gather feedback from residents and other interested parties on the existing Pasco Lake MFL.

A copy of the agenda may be obtained by contacting: Mark Hurst, Senior Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271
 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: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@swfwmd.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: Mark Hurst, Senior Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System
 RULE NO.: RULE TITLE:
 60L-40.002 Equal Employment Opportunity and Affirmative Action

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

DATE AND TIME: March 1, 2019, 9:00 a.m.
 PLACE: Department of Management Services, 4050 Esplanade Way, Conference Room 235K, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Notice of Proposed Rule which provided amendments to the rule that implements Chapter 2016-3, Laws of Florida; creates or revises provisions regarding affirmative action planning; and adds language regarding voluntary self-identification of individuals who have a disability.

A copy of the agenda may be obtained by contacting: Shondrea Thomas at Shondrea.Thomas@dms.myflorida.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 7 days before the workshop/meeting by contacting: Martina Rogers at Martina.Rogers@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Shondrea Thomas at Shondrea.Thomas@dms.myflorida.com.

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.

DATE AND TIME: February 5, 2019, 9:00 a.m.; February 6, 2019, 9:00 a.m.; February 7, 2019, 9:00 a.m.; February 8, 2019, 9:00 a.m.

PLACE: Staybridge Suites St. Petersburg Downtown, 940 5th Avenue South, St. Petersburg, FL 33705, Telephone Number: (727)821-0777

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 Osteopathic Medicine

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

DATE AND TIME: January 23, 2018, 3:00 p.m.

PLACE: Telephone conference number: 1(888)585-9008
Conference code: 742225236

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: <https://floridasosteopathicmedicine.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 7 days before the workshop/meeting by contacting: Christa Peace, Regulatory Specialist III, at (850)245-4161 or christa.peace@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Christa Peace, Regulatory Specialist III, at (850)245-4161 or christa.peace@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: January 17, 2019, 9:00 a.m.

PLACE: Teleconference – 1(888)585-9008, Participant Code: 744469610

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: The Board of Pharmacy at (850)245-4292.

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: The Board of Pharmacy at (850)245-4292. 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: The Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Florida Board of Podiatric Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: January 9, 2019, 8:00 a.m.

PLACE: Teleconference: 1(888)585-9008, Participant Code: 744469610

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

A copy of the agenda may be obtained by contacting: Erica White, Executive Director, (850)245-4292.

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: Erica White, Executive Director, (850)245-4292. 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: Erica White, Executive Director, (850)245-4292.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech-Language, Pathology and Audiology announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 22, 2019, 2:00 p.m.

PLACE: Telephone conference number: 1(888) 585-9008
Conference code: 346983002

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss possible rule changes to 64B20-4.003 & 4.004.

A copy of the agenda may be obtained by contacting: <https://floridasspeechaudiology.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 7 days before the workshop/meeting by contacting: Christa Peace, Regulatory Specialist III, at (850)245-4161 or christa.peace@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Christa Peace, Regulatory Specialist III, at (850)245-4161 or christa.peace@flhealth.gov.

KEEP FLORIDA BEAUTIFUL INC.

The Keep Florida Beautiful Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: January 4, 2019, 2:00 p.m. – 4:30 p.m.

PLACE: Double Tree by Hilton Orlando at SeaWorld, 10100 International Drive, Orlando, FL32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine business of Keep Florida Beautiful, Inc.

A copy of the agenda may be obtained by contacting: Mary Jean Yon at maryjeanyon@keepfloridabeautiful.org, (850)519-7859.

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: Mary Jean Yon at maryjeanyon@keepfloridabeautiful.org, (850)519-7859. 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: Mary Jean Yon at maryjeanyon@keepfloridabeautiful.org, (850)519-7859.

Section VII

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Paul William Crowe on July 30, 2018. The following is a summary of the agency's disposition of the petition: The original Notice of Petition for Declaratory Statement was published in Vol. 44, No. 152, of the August 6, 2018 Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on November 16, 2018, in Palm Beach Gardens, Florida. At its meeting, the Board denied the Petition as the Board has no jurisdiction over local building departments. The Order was filed on December 11, 2018.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395, or by email at Donald.Shaw@myfloridalicense.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Richard Wilkins on July 06, 2018. The following is a summary of the agency's disposition of the petition: The original Notice of Petition for Declaratory Statement was published in Vol. 44, No. 183, of the September 19, 2018 Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on November 16, 2018, in Palm Beach Gardens, Florida. At its meeting, the Board denied the Petition as the Board has no

jurisdiction over local building departments. The Order was filed on December 11, 2018.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395, or by email at Donald.Shaw@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by the Marion County Department of Building Safety on September 13, 2018. The following is a summary of the agency's disposition of the petition: Petitioner requested an answer to the following question, based upon the project described within its petition: Whether category III sunrooms are required to comply with the receptacle spacing requirements of section E3901.2 of the Florida Building Code, Residential. On December 11, 2018, the Commission provided the following answer: No. The provisions of section R301.2.1.1, Florida Building Code, Residential, 6th Edition (2017), and the referenced standard AAMA/NPEA/NSA 2100, as referenced from within section R301.2.1.1, are more specific than the provisions of section E3901.2, Florida Building Code, Residential, 6th Edition (2017), with respect to the definition of sunrooms and the placement of receptacle outlets. Therefore, in accordance with section 102.1, Florida Building Code, Building, 6th Edition (2017), the requirements of section E3901.2, Florida Building Code, Residential, 6th Edition (2017), including the receptacles spacing requirements, do not apply to the projects in question. The electrical requirements for the projects in question are those specified by AAMA/NPEA/NSA 2100.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by the Building Code Advisory Board of Palm Beach County on September 25, 2018. The

following is a summary of the agency's disposition of the petition: Petitioner requested an answer to the following questions, based upon the projects described: 1. A customer has applied to replace all the windows in his home, which was constructed in 1990. The estimated cost of the replacement windows is less than 30% of the assessed value of the structure. a. Does Section 501.7 of the Energy Conservation Volume require the replacement windows to meet the solar heat gain coefficient listed in Table R402.1.2 of the Florida Energy Conservation Volume? b. Does Section 101.4.2 exempt the replacement windows since they don't exceed 30% of the assessed value of the structure? 2. A customer has applied to replace a window in his home, which was constructed in 1990. The estimated cost of the replacement window is less than 30% of the assessed value of the structure. a. Does Section 501.7 of the Energy Conservation Volume require the replacement window to meet the solar heat gain coefficient listed in Table R402.1.2 of the Florida Energy Conservation Volume? b. Does Section 101.4.2 exempt the replacement window since it does not exceed 30% of the assessed value of the structure? On December 11, 2018, the Commission provided the following answers: In response to the first part of Petitioner's first question, the answer is no. Pursuant to section R101.4.2, Florida Building Code, Energy Conservation, 6th Edition (2017), and the definition of "renovated building" found in chapter 2, Florida Building Code, Energy Conservation, 6th Edition (2017), the replacement windows in question are not required to meet the provisions of the energy conservation code, including the solar heat gain coefficient listed in Table R402.1.2. In response to the second part of Petitioner's first question, the answer is yes. Pursuant to section R101.4.2, Florida Building Code, Energy Conservation, 6th Edition (2017), and the definition of "renovated building" found in chapter 2, Florida Building Code, Energy Conservation, 6th Edition (2017), the project in question is exempt from the provisions of the energy conservation code. In response to the first portion Petitioner's second question, the answer is no. Pursuant to section R101.4.2, Florida Building Code, Energy Conservation, 6th Edition (2017), and the definition of "renovated building" found in chapter 2, Florida Building Code, Energy Conservation, 6th Edition (2017), the replacement window in question is not required to meet the provisions of the energy conservation code, including the solar heat gain coefficient listed in Table R402.1.2. In response to the second part of Petitioner's second question, the answer is yes. Pursuant to section R101.4.2, Florida Building Code, Energy Conservation, 6th Edition (2017), and the definition of "renovated building" found in chapter 2, Florida Building Code, Energy Conservation, 6th Edition (2017), the project in question is exempt from the provisions of the energy conservation code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

**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 School for the Deaf and the Blind
FSDB Campus Bulkhead Construction
PUBLIC ANNOUNCEMENT FOR RFP-18-073 Campus Bulkhead Construction
The Florida School for the Deaf and the Blind (FSDB) requests proposals for the subject project and has issued a Competitive Solicitation to obtain competitive responses from qualified firms consistent with the requirements outlined in the Solicitation Document for the project consisting of

approximately 2,300 LF of bulkhead and up-land retaining wall that will connect to the eastern end of an existing bulkhead located along the Northern property boundary to the eastern end of an existing bulkhead at the Southeast corner of the school property. Some of the individual elements associated with the project other than the bulkhead/wall construction will include: removal of concrete debris, installation of storm sewer inlets and storm water pipes, Trimming Mangrove Trees, removal of trees and shrubs, Landscaping, and aluminum handrail/fencing installation. Drawings and details will be provided to short listed candidates at the mandatory pre-response meeting and site visit.

RESPONSE DUE DATE: TBA. CHECK FSDB WEBSITE INSTRUCTIONS FOR SUBMITTAL: Firms interested in being considered for this project should access the Solicitation Document from: <http://www.fsdb.k12.fl.us/index.php/services/competitive-solicitations/>. Click “Current FSDB Competitive Solicitations” and navigate to the project folder. RESPONDENTS ARE RESPONSIBLE for checking the FSDB website for Amendments and addendum. Failure to comply with any changes published to the FSDB website may be grounds for rejecting a proposal.

Primary Contact: Susan Bright, Director of Purchasing – brights@fsdb.k12.fl.us – (904)827-2356; or Charles Meyers, Contract Administrator - meyersc@fsdb.k12.fl.us – (904)827-2294.

DEPARTMENT OF FINANCIAL SERVICES
1819-01 RFP AA
Production Services for Florida Health and Life Including Annuities and Variable Contracts Study Manuals
The Florida Department of Financial Services (Department) is issuing this Request for Proposals (RFP) to establish a contract for Production Services for Florida Health and Life Including Annuities and Variable Contracts Study Manuals.
Point of Contact/Procurement Officer: All questions must be in writing and should reference the above solicitation number and title. Submit all questions to Procurement Officer, Becky Hale via email at DFSPurchasing@myfloridacfo.com
Response Due Date: On or prior to 3:00 p.m. ET, Tuesday, January 8, 2019, to the Procurement Officer identified, to the following office location:
Department of Financial Services, 200 East Gaines Street, Larson Building, Purchasing Services, Room 146, Tallahassee, Florida 32399-0347.
The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to any public meeting identified within the solicitation. The Department will post notice of any changes regarding this solicitation or additional meetings within the Vendor Bid

System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and will not re-advertise the notice in the Florida Administrative Register (FAR). To access the VBS go to the following web address: http://vbs.dms.state.fl.us/vbs/main_menu.

ADA Requirements: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in any meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Procurement Officer – see 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).

DEPARTMENT OF FINANCIAL SERVICES

1819-01 ITB OIT

Marketing Email Software-as-a-Service (SaaS)

The Florida Department of Financial Services (Department) is issuing this Invitation to Bid (ITB) to establish a contract for Marketing Email Software-as-a-Service (SaaS).

Point of Contact/Procurement Officer: All questions must be in writing and should reference the above solicitation number and title. Submit all questions to Procurement Officer, Nikki Willis-Somerset via email at DFSPurchasing@myfloridacfo.com

Response Due Date: On or prior to 3:00 p.m. ET, Wednesday, January 23, 2019, to the Procurement Officer identified, to the following office location:

Department of Financial Services, 200 East Gaines Street, Larson Building, Room 146, Purchasing Services, Tallahassee, Florida 32399-0347.

The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to any public meeting identified within the solicitation. The Department will post notice of any changes regarding this solicitation or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and will not re-advertise the notice in the Florida Administrative Register (FAR). To access the VBS go to the following web address: http://vbs.dms.state.fl.us/vbs/main_menu.

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**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 3:00 p.m., Friday, December 14, 2018 and 3:00 p.m., Thursday, December 20, 2018.

Rule No.	File Date	Effective Date
5C-4.005	12/14/2018	1/3/2019
12-3.0017	12/19/2018	1/8/2019
12-19.002	12/19/2018	1/8/2019
12-19.004	12/19/2018	1/8/2019
12-26.008	12/19/2018	1/8/2019
12-29.001	12/19/2018	1/8/2019
12-29.002	12/19/2018	1/8/2019
12-29.003	12/19/2018	1/8/2019
12A-1.007	12/19/2018	1/8/2019
12A-1.0143	12/19/2018	1/8/2019
12A-1.070	12/19/2018	1/8/2019
12A-1.087	12/19/2018	1/8/2019
12A-1.097	12/19/2018	1/8/2019
12A-15.014	12/19/2018	1/8/2019
12A-19.100	12/19/2018	1/8/2019
12AER18-06	12/19/2018	1/1/2019
12B-5.150	12/19/2018	1/8/2019
12B-7.008	12/19/2018	1/8/2019
12B-7.031	12/19/2018	1/8/2019
12B-8.003	12/19/2018	1/8/2019
12C-1.013	12/19/2018	1/8/2019
12C-1.0155	12/19/2018	1/8/2019
12C-1.0191	12/19/2018	1/8/2019
12C-1.034	12/19/2018	1/8/2019

12C-1.051	12/19/2018	1/8/2019
12D-13.060	12/19/2018	1/8/2019
12D-13.061	12/19/2018	1/8/2019
12D-13.062	12/19/2018	1/8/2019
12D-13.063	12/19/2018	1/8/2019
12D-13.065	12/19/2018	1/8/2019
59G-4.002	12/18/2018	1/7/2019
60FF1-5.010	12/14/2018	1/3/2019
61DER18-1	12/14/2018	12/17/2018
61G3-21.001	12/17/2018	1/6/2019
65C-13.025	12/18/2018	1/7/2019
65C-29.006	12/18/2018	1/7/2019
65C-41.002	12/18/2018	1/7/2019
65C-41.0031	12/18/2018	1/7/2019
65C-41.004	12/18/2018	1/7/2019
65C-41.006	12/18/2018	1/7/2019
69I-5.001	12/18/2018	1/7/2019
69I-5.005	12/18/2018	1/7/2019
69I-5.006	12/18/2018	1/7/2019
69I-5.007	12/18/2018	1/7/2019
69I-5.0010	12/18/2018	1/7/2019
69O-125.003	12/20/2018	1/9/2019
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
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-3.009	12/5/2018	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need
EXEMPTION

The Agency for Health Care Administration approved the following exemption on December 19, 2018 pursuant to Section 408.036(3), Florida Statutes:

ID # E180036 District: 9-3 (Okeechobee County)
Facility/Project: Okeechobee Health Care Facility
Applicant: Okeechobee Healthcare Facility, LLC
Project Description: Add 20 community nursing home beds
Proposed Project Cost: \$4,125,000

THE SCHOOL BOARD OF OSCEOLA COUNTY, FLORIDA

The School District of Osceola County, Florida
817 Bill Beck Boulevard, Kissimmee, FL 34744-4495
Phone: (407)870-4600
www.osceola.k12.fl.us
December 20, 2018

NOTICE OF RULE DEVELOPMENT

Notice is hereby given pursuant to Section 120.54(2), Florida Statutes, that the School Board of Osceola County, Florida, will begin rule development.

PURPOSE AND EFFECT

The purpose of the proposed rule is to formally adopt a requirement of enrollment at a public school in order to be eligible to participate in that public school’s interscholastic or intrascholastic sports, athletic team or athletic competition.

PRELIMINARY TEXT OF THE PROPOSED RULE IN DEVELOPMENT:

Addition(s) to Chapter 4.00 and/or 5.00 of the School Board Policy Manual for the School District of Osceola County, Florida, to provide that a student who transfers to a private, non-member school who wishes to participate on the athletic team for a public school, pursuant to Section 1006.15 and 1006.20, Florida Statutes, must enroll in and attend at least one live class in person at that public school per semester to meet the guidelines for the conduct of the program and the requirements for a private school student to participate, including, but not limited to, meeting the same standards of eligibility, acceptance, behavior, educational progress, and performance which apply to other students participating in interscholastic or intrascholastic sports at a public school or FHSAA member private school.

SUMMARY

Under the proposed rule, to be eligible to participate in the interscholastic or intrascholastic sports, athletic team or athletic

competition of one of the School District's public schools, pursuant to Section 1006.15 and 1006.20, Florida Statutes, a student who transfers to a private, non-member school must enroll in that public school for at least one live class per semester.

WORKSHOP PLACE AND TIME

If requested in writing to the person identified below, and not deemed unnecessary by the Superintendent, a rule development workshop will be noticed in the next available Florida Administrative Register.

The School Board of Osceola County, Florida, supports the Americans with Disabilities Act of 1990, and will take all reasonable steps to accommodate individuals using its services, programs and activities. Requests for reasonable accommodations must be made at least two (2) working days in advance of a hearing.

CONTACT

The person to be contacted regarding the proposed rule development or to request a hearing, is: Giselle Lee, School District of Osceola County, Florida, 817 Bill Beck Blvd., Kissimmee, Florida 34744, (407)933-3963, Giselle.Lee@osceolaschools.net.

LEGAL AUTHORITY: Art. IX, § 4, Fla. Const.; §§ 120.81, 1001.32, 1001.41, 1001.42, 1001.43, 1001.49, 1001.51, Fla. Stat.

LAW(S) IMPLEMENTED: §§ 1006.15, 1006.20, Fla. Stat.

HISTORY: New.

GRAY ROBINSON

South Bay Community Development District

**SOUTH BAY COMMUNITY DEVELOPMENT DISTRICT
NOTICE OF RULE DEVELOPMENT BY THE SOUTH BAY
COMMUNITY DEVELOPMENT DISTRICT**

In accordance with Chapters 120 and 190, Florida Statutes, the South Bay Community Development District ("District") hereby gives notice of its intention to develop rules relating to overnight parking and parking enforcement within the District. The purpose of the proposed rule is to better define areas and times when parking is permitted within District parking areas and to provide the District with the ability to remove illegally parked vehicles from District-designated tow-away zones consistent with this policy. The effect of the proposed rules is to provide for efficient and effective District parking operations, and to provide sufficient revenues to meet expenses and provide services within boundaries of the District.

A public hearing will be conducted on February 8, 2019, 1:00 p.m., at 536 Bahia Beach Boulevard, Building B First Floor, Ruskin, FL 33570

Specific legal authority for the rule amendments and the provisions of the Florida Statutes being implemented includes Chapters 120 and 190, Florida Statutes, generally, and Section 190.011 and 120.54, Florida Statutes, specifically.

Copies of the current proposed rule may be obtained by contacting Kathleen Dailey c/o Special District Services, Inc., The Oaks Center, 2501A Burns Road, Palm Beach Gardens, FL 33410.

GRAY ROBINSON

South Bay Community Development District

**SOUTH BAY COMMUNITY DEVELOPMENT DISTRICT
NOTICE OF PUBLIC HEARING**

A public hearing will be conducted by the Board of Supervisors of the South Bay Community Development District on:

DATE & TIME: February 8, 2019, meeting of the Board of Supervisors beginning at 1:00 pm.

PLACE: 536 Bahia Beach Boulevard, Building B First Floor, Ruskin, FL 33570

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Chapters 120 and 190, Florida Statutes, the hearing will consider adoption of a rule relating to overnight parking and parking enforcement within the District. The purpose of the proposed rule is to better define areas and times when parking is permitted within District parking areas and to provide the District with the ability to remove illegally parked vehicles from District-designated tow-away zones consistent with this policy.

Specific legal authority for the rule amendments and the provisions of the Florida Statutes being implemented includes Chapters 120 and 190, Florida Statutes, generally, and Section 190.011 and 120.54, Florida Statutes, specifically.

Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provide by Section 120.541, Florida Statues, must do so in writing within twenty-one (21) days after publication of this notice. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the District Manager at the address and number below.

Copies of the current proposed rule may be obtained by contacting Kathleen Dailey c/o Special District Services, Inc., The Oaks Center, 2501A Burns Road, Palm Beach Gardens, FL 33410. On December 21, 2018, a Notice of Rule Development was published in the Florida Administrative Weekly, and on January 10, 2019, in the Tampa Bay Times.

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.
