

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.015 Minimum Security Procedures for Voting
Systems

PURPOSE AND EFFECT: This rule pertains to standards for minimum security procedures and county compliance with implementation. It was last updated in 2016. Under section 101.015, Florida Statutes, the Division of Elections is required to review biennially the rules governing minimum security procedures and update as needed or in response to specific issues identified. Due to the enactment of Chapter 2019-162, Laws of Florida (CS/SB 7066) (effective July 1, 2019), the rule requires some revisions. The proposed revisions conform with provisions in sections 7 and 20 of the new law relating to chain-of-custody procedures for ballots and accounting of vote-by-mail ballots at secure drop boxes, respectively.

SUBJECT AREA TO BE ADDRESSED: Minimum Security Procedures for Voting Systems

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 101.015, F.S.

LAW IMPLEMENTED: 101.015, F.S.

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

DATE AND TIME: August 27, 2019 at 11:00 a.m.

PLACE: Heritage Hall, Department of State, 500 South Bronough Street, Tallahassee, Florida 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 3 days before the workshop/meeting by contacting: Candice Edwards, at (850) 245-6536 or candice.edwards@dos.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Colleen O'Brien, Assistant General Counsel, at Colleen.O'Brien@dos.myflorida.com or (850) 245-6519

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1S-2.015 Minimum Security Procedures for Voting Systems.

(1) PURPOSE. To establish minimum security standards for voting systems pursuant to Section 101.015(4), F.S.

(2) DEFINITIONS. The following words and phrases shall be construed as follows when used in this rule:

(a) "Accumulation" means the act of combining tabulated votes from different sources for the same candidate or ballot measure. For example, accumulation of counted votes for a specific candidate occurs when the early voting and vote-by-mail ballot groups are combined with Election Day votes for the candidate. Another example is when the combined precinct results for a specific candidate on Election Day are totaled.

(b) "Ballot" when used in reference to:

1. "Marksense ballot" means that printed sheet of paper, used in conjunction with an electronic or electromechanical vote tabulation voting system, containing the names of candidates, or a statement of proposed constitutional amendments or other questions or propositions submitted to the electorate at any election, on which sheet of paper an elector casts his or her vote.

2. "Electronic or electromechanical device" means a ballot that is voted by the process of electronically designating, including ~~by touchscreen, or~~ marking with a marking device for tabulation by automatic tabulating equipment or data processing equipment.

(c) "Ballot type" means an early voting, Election Day, or vote-by-mail ballot. Provisional ballots cast in the election may be grouped with early voting, Election Day, or vote-by-mail ballots, as applicable. Overseas vote-by-mail ballots are to be grouped with other vote-by-mail ballots.

(d) "Election Board" has the meaning ascribed in Section 97.021(132), F.S.

(e) "Election definition" means the voting system tabulator's code programmed for a unique election.

(f) "Election management system" means those components of a voting system that defines, develops, and maintains election databases, performs election definitions and setup functions, formats ballots, acquires the tabulation results, consolidates the aggregate election results, produces report results, and maintains its audit trails.

(g) "Election materials" mean those materials provided to poll workers to properly conduct the election to include, but not be limited to, as applicable, legally required affidavits and forms, provisional ballots, voter authority slips, precinct registers, and any electronic devices necessary to activate ballot styles in the voting system.

(h) "Hybrid voting system" means an electronic or electromechanical device by which a voter ~~with disabilities~~ interacts with an electronic visual display to produce a paper output that contains the contest titles and the voter's selections,

and may also contain, but not be limited to, a barcode or other machine-readable optical label containing the voter's selections. A hybrid voting system may be designed to read the vote targets or selections or the machine-readable optical label on the paper output.

(i) "Tabulation" means the act of a tabulator (e.g., optical scanner) counting the voter selections for candidates or ballot measures. The tabulator scans the voter selections on a ballot or paper output from a hybrid voting system and determines the vote count for the candidate or ballot measure.

(j) "Voted Ballot" means a ballot as defined above, which has been cast by an elector.

(k) "Voting device" means any apparatus by which votes are registered electronically.

(l) "Voting system" means a method of casting and processing votes that functions wholly or partly by use of electromechanical or electronic apparatus or by use of marksense ballots or paper outputs from a hybrid voting system and includes, but is not limited to, the procedures for casting and processing votes and the programs, operating manuals, supplies, printouts, and other software necessary for the system's operation.

(3) FILING OF SECURITY PROCEDURES.

(a) Within 45 days of the effective date of this rule, each supervisor of elections shall certify the date of the most current version of the county's minimum security procedures on file with the Division of Elections or submit the most current version accompanied by a cover letter and the date the procedures were last revised.

(b) For any subsequent revision to the security procedures, the supervisor of elections must submit the revision no later than 45 days prior to the early voting period in the election in which the revision will first take effect. For those elections that do not have an early voting period, the supervisor must submit the revision no later than 45 days prior to Election Day in the election in which the revision will first take effect. The supervisor shall include a statement describing which part of the procedures previously filed have been revised.

(c) In the event of an emergency situation or other unforeseen circumstance in which a supervisor of elections has to make a change to the security procedures within the 45-day period before the early voting period for an upcoming election, the supervisor of elections shall submit the change to the Division of Elections no later than 5 days after the change is made. The supervisor shall document any changes to include the reasons why such changes were necessary.

(4) REVIEW OF SECURITY PROCEDURES.

The Division of Elections shall conduct a review of any submitted or revised security procedures to determine if they meet the minimum requirements set forth in subsection (5) this rule.

(a)1. Except as provided in paragraph (b), the Division of Elections shall complete its review of the security procedures or revisions thereto within 30 days of receipt and notify the supervisor of elections as to the results of the review within 5 days thereafter as to whether the procedures or revisions comply with subsection (5).

2. If the Division finds that the procedures are incomplete and do not otherwise comply with subsection (5), the Division shall notify the supervisor in writing and include in the notice to the supervisor the specific provisions that were found to be incomplete or otherwise did not comply with subsection (5). No later than 30 days from the date of notice, the supervisor shall provide the required information and documentation to bring the procedures into compliance. Within 10 days from receiving the required information from the supervisor or from the end of the 30-day period, whichever occurs first, the Division shall issue a notice of compliance or continued noncompliance, whichever is applicable.

3. If the Division is unable to complete its review within the 30-day time frame, the Division shall temporarily approve the procedures or revisions until such time as the review is completed. The Division shall notify the supervisor of elections of the temporary approval.

(b)1. Within the first quarter of an odd-numbered year during which the Division of Elections conducts biennial review of supervisors of elections' county security procedures pursuant to Section 101.015(4)(b), F.S., the Division shall notify each supervisor of elections that the Division will begin its review based on the version certified last by the supervisor, or the last revision on file, whichever occurred last.

2. No later than 15 days of such notice, the supervisor shall recertify the version on file as the most current version to be reviewed or submit and certify any update or replacement as the latest revision or replacement, respectively to the procedures on file.

3. The Division shall complete its review no later than 90 days of beginning the review of a supervisor's county security procedures. Within 5 days of completing its review the Division shall notify the supervisor as to whether its county security procedures comply with subsection (5).

4. If the Division finds that the procedures are incomplete and do not otherwise comply with subsection (5), the Division shall also list in the notice to the supervisor the specific provisions that were found to be incomplete or otherwise did not comply with subsection (5). No later than 30 days from the date of notice, the supervisor shall provide the required information and documentation to bring the procedures into compliance. If the supervisor is unable to do so within the 30 days, the supervisor shall provide within that same timeframe, a status report and a plan including timeline for completing or bringing the procedures into compliance. No later than 10 days

from the receipt of the supervisor's response, the Division shall issue a notice of compliance or continued noncompliance, whichever is applicable.

~~(e) Upon approval of the security procedures by the Division, the supervisor shall submit to the Division a copy of the approved version of the procedures that has all confidential and exempt information redacted from the procedures, along with the statutory citations for each redaction contained in the document. The supervisor shall submit the redacted copy within 15 days of notification by the Division of the approval.~~

(5) STANDARDS FOR SECURITY PROCEDURES.

(a) Staffing and facilities' security. The security procedures shall have a description of the supervisor of elections' organization and physical facilities' security. The security procedures shall address chain of custody procedures and security measures to protect at all times the integrity of the voting systems, election materials, and ballots.

(b) Election schedule template. The security procedures shall include one or more schedule templates for each type of election. A schedule template need not be prepared for a municipal election. The supervisor shall provide the template to the Division of Elections at least 90 days prior to each regularly scheduled election and within 20 days of the date a special election is scheduled. The supervisor is not required to provide a previously submitted schedule template before an election unless changes have been made since the prior submission; however, any changes to a schedule template must be submitted in a revised security procedure within the time period specified in paragraph (3)(b). The election schedule template shall contain the following:

1. A list of all tasks necessary to conduct the election; and,
2. The legal deadline, where applicable, or tentative date each task is to be completed.

(c) Ballot preparation. The security procedures shall describe the steps necessary to ensure that the ballot contains the proper races, candidates and issues for each ballot variation and that the ballots can be successfully tabulated. The ballot preparation procedures shall, at a minimum, contain the following:

1. Assignment of unique marks or other coding necessary for identifying ballot variations or precincts;
2. Verification that unique marks or other coding necessary for tabulation are correct; and,
3. Description of method to verify that all ballots and ballot variations are accurately prepared and printed.

(d) Filing of election information. The supervisor of elections shall file with the Division of Elections a copy of the information used within the election management system to define the tabulation and reporting instructions for each election regardless of filings for prior elections. The filing shall, at a minimum, include the following:

1. A copy of the election database used to define the election; and,

2. If the election definition is created by an individual who is not an employee of the supervisor of elections, the information shall include a statement by the person who created the election database and definition. The person coding the election shall sign the election coding statement using Form DS-DE 132.

(e) Preparation and configuration of tabulation system.

1. The procedures relating to the preparation and configuration of the tabulation system shall, at a minimum, include the following:

- a. Description of tests for all electronic or electromechanical voting systems after conclusion of maintenance and programming, including Americans with Disabilities Act (ADA) capable voting devices, early voting devices, precinct voting devices, and vote-by-mail voting devices, and the procedures for verification of correctness; ~~and,~~

- b. Description of securing the tabulation systems; ~~and -~~

- c. Description of securing any electronic media.

2. The security procedures shall describe the test materials utilized and the voting system tests performed prior to the conduct of the public logic and accuracy tests.

(f) Public logic and accuracy test. The security procedures for use with electronic and electromechanical voting systems shall, at a minimum, describe the following aspects of logic and accuracy testing of all automatic tabulating equipment publicly tested as required by Section 101.5612, F.S.:

1. Each component of the test performed including the test materials utilized for early voting devices, precinct voting devices, and vote-by-mail voting devices.

2. Ballot test decks and their preaudited results.

3. The procedures for sealing, securing, and retaining the programs, ballots, test results, other test materials, and records of proceedings.

(g) Pre-election steps for voting systems. The security procedures for use with voting devices shall include a description of the process to seal and secure the voting devices on Election Day and daily during the early voting period. This description shall include:

1. The process for identifying electronic media type such as memory packs, compact flash cards, PC Cards or PCMCIA cards, and any instrument used to activate a voting machine.

This activity shall include:

- a. The process to create and maintain an inventory of all electronic media.

- b. The chain of custody process and procedure for identifying, documenting, handling, and tracking electronic media from the point of collection or transfer from their storage location, through election coding, through the election process, to their final post-election disposition and return to storage.

This electronic media must be given the same level of attention that one would give to official ballots.

c. The process for ensuring that electronic media being prepared for an election is free of malicious software.

2. The establishment and maintenance of a secured location for storing the electronic media when not in use, for coding an election, for creating the election media, for transferring and installing the election media into the voting device, and for storing these devices once the election parameters are loaded. This process shall ensure that:

a. No election media is left unattended or in an unsecured location once it has been coded for an election. Where applicable, coded election media must be immediately loaded into the relevant voting device, logged, and made secure or must be placed in a secured and controlled environment and inventoried.

b. Each election media is sealed in its relevant voting device or container utilizing one or more uniquely identified tamper-resistant or tamper-evident seals. A combined master tracking log of the voting device, the election media, and the seal(s) must be created and maintained. For election media that are device independent (for example, voter card encoders) these devices must be stored in a secured, sealed container and must also be identified on the master tracking log.

c. A procedure is created and maintained for tracking the custody of these voting devices once these devices are loaded with an election definition. The chain of custody must specifically provide for the identifying, documenting, handling, and tracking of such devices from the point of loading to final post-election disposition. These voting devices must be given the same level of attention that one would give to official ballots.

3. A recovery plan that is to be followed should there be any indication of a security breach in the accountability and chain of custody procedures. Any indication of a security breach must be confirmed by more than one individual.

4. A training plan for relevant election officials, staff, and temporary workers that addresses these security procedures and the relevant work instructions.

(h) Ballot distribution. Where marksense ballots or paper outputs from a hybrid voting system are used, including on Election Day and during the early voting period, the security procedures shall, at a minimum, include the following:

1. Description of how the number and variations of ballots required by each precinct is determined;

2. Description of the method for securing the ballots; and,

3. Description of the process for distributing the ballots to precincts, to include an accounting of who distributed and who received the ballots, the date, and how they were checked.

(i) Distribution of precinct equipment. The security procedures shall describe the steps necessary for distributing voting system equipment to the precincts.

(j) Election Board duties.

1. The security procedures when marksense ballots or paper outputs from a hybrid voting system, including provisional ballots are used shall, at a minimum, include the following Election Board duties on Election Day and during the early voting period:

a. Verification that the correct number of ballots were received, and that they are the proper ballots for that precinct;

b. Checking the operability or readiness of the voting devices;

c. Checking and sealing the ballot box;

d. Description of how unscanned and spoiled ballots are handled;

e. Description of how write-in and provisional ballots are handled;

f. Accounting of vote-by-mail ballots from a drop-off location; and,

g. Accounting for all ballots and paper outputs from a hybrid voting system after the polls close.

2. The security procedures for use with voting devices shall, at a minimum, include the following Election Board duties:

a. Verification of the identification numbers, seal numbers, and protective counter numbers, if available, of precinct tabulation and/or voting devices;

b. Checking the operability or readiness of the voting device;

c. Verification that all counters except protective counters are set at zero on each voting device;

d. Securing a printed record from each voting device, if applicable;

e. Checking the correctness of the ballot;

f. Preparing voting devices for voting;

g. Verification when ~~other than~~ electronic or other means are used to track a voter during the voting process that the correct number of voter authorization slips were received;

h. Checking and sealing the voter authorization slips container(s) if voter authorizations slips were used;

i. Handling write-in ballots;

j. Handling voting system malfunctions;

k. Securing voting machines at the close of the polls (including the close of each early voting day) to prevent further voting;

l. Accounting for all voter authorization slips received if voter authorization slips were used; and,

m. Recording and verifying the votes cast.

(k) Transport of ballots and/or election materials. The security procedures shall describe the steps necessary to ensure a complete written record of the chain of custody of ballots, paper outputs from a hybrid voting system, and election materials from ballot generation, ballot delivery, on Election Day, and during the early voting period and until the election is certified. The procedures and shall include:

1. A description of the method and equipment used to transport all ballots, paper outputs from a hybrid voting system, and/or election materials.

2. A method of recording the names of the individuals who transport the ballots and/or election materials from one site to another and the time they left the sending site.

3. A method of recording the time the individuals who transport the ballots, paper outputs from a hybrid voting system, and/or election materials arrived at the receiving site and the name of the individual at the receiving site who accepted the ballots, paper outputs from a hybrid voting system, and/or election materials.

4. A description of the process to create and maintain a secured location for storing and transporting voting devices once the election definitions are loaded. This description shall include procedures that are to be used at locations outside the direct control of the supervisor of elections, such as overnight storage at a polling location or early voting site. This description shall include:

a. A process for creating and maintaining an inventory of these items for each storage location, for each election. These voting devices must be given the same level of attention that one would give to official ballots.

b. A chain of custody process that specifically provides for the identifying, documenting, handling, and tracking of such voting devices from the point of storage to transfer to final disposition or when the voting devices have been left unattended for any length of time. Particular attention must be given to the integrity of the tamper-resistant or tamper-evident seals. These voting devices must be given the same level of attention that one would give to official ballots.

5. A recovery plan that is to be followed should there be any indication of a security breach in the accountability and chain of custody procedures. The plan must address inadvertent damage to any seals or accountability/chain of custody documentation errors. These plans must be developed in a manner that enhances public confidence in the security and integrity of the election. Any indication of a security breach, documentation errors, or seal damage must be confirmed by more than one individual.

6. A training plan for relevant election officials, staff, and temporary workers that address these security procedures and the relevant work instructions.

(l) Receiving and preparing voted ballots. The security procedures shall describe the process of receiving and preparing paper outputs from a hybrid voting system and voted ballots, including provisional ballots, election data and memory devices to include, at a minimum, the following:

1. Verification that all of the ballot containers are properly secured and accounted for and that the seal numbers are correct;

2. Verification that the ballot container(s) for each precinct contain paper outputs from a hybrid voting system, unused ballots, and voted ballots including provisional ballots, unscanned ballots, spoiled ballots and write-in ballots as shown to exist on the forms completed by each election board for that purpose;

3. Inspection of the marksense ballots or paper outputs from a hybrid voting system to identify those that must be duplicated or upon which voter intent is unclear, thus requiring a determination by the Canvassing Board. A record shall be kept of which marksense ballots or paper outputs from a hybrid voting system are submitted to the Canvassing Board and the disposition of those marksense ballots or paper outputs; and,

4. Description of the process for duplicating, ~~and~~ recording and storing the voted marksense ballots or paper outputs from a hybrid voting system which are damaged or defective.

(m) Tabulation of vote.

1. ~~For the security procedures for use with polling locations and central sites, the security procedures~~ shall describe each step of a ballot tabulation, including on Election Day and daily during the early voting period and shall include, at a minimum, the following:

a. Counting and reconciliation of voted marksense ballots or paper outputs from a hybrid voting system;

b. Processing, tabulation and accumulation of voted ballots and election data;

c. Processing and recording of all write-in and provisional ballots;

d. The process for handling unreadable ballots;

e. Backup and recovery of tabulated results and voting system programs for electronic or electromechanical voting systems; and f. The procedure for public viewing of the accumulation process and access to results.

2. Security procedures shall describe each step of ballot tabulation during the early voting period.

3. The security procedures for use in the precincts on Election Day shall include procedures that describe each step of ballot tabulation to include, at a minimum, the following:

a. Printing of precinct results and results from individual tabulating devices;

b. Processing and recording of write-in votes;

c. Endorsing the precinct results by the Election Board;

d. Posting a copy of precinct results;

e. Transport of precinct results to central or regional site;

f. Consolidation of precinct and provisional ballot results; and,

g. The process for public viewing of the accumulation process and access to results.

4. The procedures for resolving discrepancies between the counted ballots and voted ballots and any other discrepancies found during the accumulation process shall be described.

(n) Electronic access to voting systems. Security procedures shall identify all methods of electronic access to the vote tabulation system including on Election Day and daily during the early voting period. The procedures for authorizing electronic access and specific functions, and specifying methods for detecting, controlling and reporting access to the vote tabulation system shall be identified, and shall additionally include:

1. A document that defines the procedure that ensures that default or vendor supplied passwords, encryption keys, or other identifier have been changed. This activity must ensure that:

a. Access control keys/passwords are maintained in a secured and controlled environment. The individual(s) with access to these items must be delineated.

b. Changes to the encryption keys and passwords are at the discretion of the supervisor of elections. This discretionary authority should not be delegated. The individual(s) that implement a change to the encryption keys and/or passwords must have this “authorization to change” responsibility.

c. The degree of access is maintained within the election management system and/or equipment. This applies where a voting system can limit an individual’s access to certain menus, software modules, or other component.

2. A procedure that governs access to any device, election media, or election management system with a requirement to use an encryption key.

3. A procedure that governs the process of ensuring all media used on the voting system is free of malicious software.

4. A training plan for relevant election officials, staff, and temporary workers that address these security procedures and the relevant work instructions.

(o) Vote-by-mail ballot handling. The security procedures shall include procedures that describe vote-by-mail ballot handling to include, at a minimum, the following:

1. Description of process for determining and verifying vote-by-mail ballot variations;

2. Description for process to assure voters are issued the proper vote-by-mail ballot;

3. Description of process for receipt of vote-by-mail ballots by mail or other methods permitted by law and the security measures in place to ensure safekeeping and timely receipt by the supervisor of elections.

4. Process for precluding voters from voting at the polls and casting a ~~an~~ vote-by-mail ballot;

5. Process for opening valid vote-by-mail ballots in preparation for tabulation;

6. Process for recording the receipt of all vote-by-mail ballots, to include regular vote-by-mail ballots, State write-in ballots and Federal write-in ballots and determining which ones should be counted if more than one per voter is received; ~~and,~~

7. Security measures for transporting, collecting, and storing blank and voted vote-by-mail ballots and related materials prior to and after an election, including but not limited to physical security, chain of custody, secured access, and monitoring; ~~and~~

8. Description of the method for ensuring the physical security, chain of custody, secured access, and monitoring of vote-by-mail drop boxes placed at the main office of the supervisor of elections, branch office of the supervisor, and at each early voting site, or at any other site staffed by an employee of the supervisor’s office or a sworn law enforcement officer that would otherwise qualify as an early voting site under section. 101.657(1).

(p) Ballot security. The security procedures shall describe ballot accountability and security beginning with their receipt from a printer or manufacturer until such time as they are destroyed. The procedures ~~for each location including on Election Day and during the early voting period~~ shall describe physical security, identify who has authorized access and identify who has the authority to permit access to each location including on Election Day and during early voting, and any other site used as a secure vote-by-mail drop box location.

(q) Voting system maintenance and storage.

1. The security procedures shall describe the maintenance and testing performed on all components of the system to assure that it is in proper working order and is within manufacturer’s operating specifications including on Election Day and during the early voting period. Procedures shall also describe storage and nonoperational maintenance of all voting devices.

2. If the supervisor of elections has installed any type of antivirus software on the election management system’s computing equipment, the security procedures shall provide a description of the software, the timeframe for updating the software, and the method to update the software.

3. The security procedures shall describe the chain of custody and the process to send, receive, conduct acceptance testing and secure all components of the voting system sent offsite to vendors for repair or maintenance.

(r) Post-election audit. The security procedures shall include, at a minimum, the following:

1. Description of the method for the random selection of the races and precincts for a manual audit or automated independent audit, or both.

2. Description of the method for the random selection in the event that municipal or other local elections are held on the

same day and the Canvassing Board certifies the elections, if applicable.

3. Description of the method to determine the ballot count segregated by ballot type of the random selection.

4. Description of the method to ensure the public does not interfere or otherwise disturb the audit.

5. Description of the method for determining the security of ballots, paper outputs from a hybrid voting system, chain of custody controls, protocols for authorized access, and secure storage of ballots and paper outputs from a hybrid voting system, that may be used in an audit.

(6) FORM. Form DS-DE 132 (eff. 01/16), (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06149>), entitled "Election Coding Statement," is hereby incorporated by reference and available by searching the rule online at the Florida Administrative Code's website at: <https://www.flrules.org>. Form DS-DE 132 is also available as follows:

(a) Online at the Division of Elections' website at: <https://www.dos.myflorida.com/elections/forms-publications/forms/>, or

(b) By request to ~~and available from~~ the Division of Elections, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-0250, or by contact at (850)245-6200, ~~or by download from the Division's webpage at: <http://election.myflorida.com/forms/index.shtml>.~~ Rulemaking Authority 20.10(3), 97.012(1), 101.015 FS. Law Implemented 101.015(4) FS. History—New 5-27-85, Formerly 1C-7.15, 1C-7.015, Amended 8-28-93, 11-24-04, 4-1-16, _____.

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
 1S-2.030 Vote-by-Mail Ballots for Absent Stateside Uniformed Services and Overseas Voters

PURPOSE AND EFFECT: The changes to the rule are to conform to statutory changes in Chapter 2019-162, Laws of Florida, effective July 1, 2019. The changes focus on sections of the new law that require additional instructions be sent to vote-by-mail ballot voters regarding the new signature cure deadline, new signature update deadline, notice regarding returning the ballot in time to be canvassed and counted, elicitation of more contact information from voters for signature deficiency notification, and returning ballots to vote-by-mail secure drop boxes.

SUBJECT AREA TO BE ADDRESSED: Vote-by-Mail Ballots for Absent Stateside Uniformed Services and Overseas Voters.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 101.697, F.S.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.6923, 101.6952, 101.697, F.S.

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

DATE AND TIME: August 27, 2019, 2:00 p.m.

PLACE: Heritage Hall, Department of State, 500 South Bronough Street, 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 3 days before the workshop/meeting by contacting: Candice Edwards at (850)245-6536 or candice.edwards@dos.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Colleen O'Brien at (850)245-6519 or colleen.obrien@dos.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1S-2.030 Vote-by-Mail Ballots for Absent Stateside Uniformed Services and Overseas Voters.

(1) Application. This rule applies solely to the request, delivery and return of vote-by-mail ballots for uniformed services voters who are absent stateside and overseas voters as defined in section 97.021, F.S.

(2) Requests. A request for a vote-by-mail ballot shall be submitted in accordance with section 101.62(1), F.S. In addition to the information required by section 101.62(1), F.S., the request for a vote-by-mail ballot must also include the following information:

(a) The voter's requested method of delivery for the blank vote-by-mail ballot (by mail or electronic means such as fax, email or online).

(b) The corresponding destination, whichever is applicable, to either mail, transmit the blank ballot or communicate how to access the blank ballot electronically by some other means:

1. For mail delivery: An applicable out-of-county mailing address or other deliverable overseas mailing address.

2. For fax delivery: A fax number and an applicable out-of-county address or overseas address (only for purposes of affirming absence from the county or the United States), or affirmation of overseas location.

3. For email or online delivery: An e-mail address and an applicable out-of-county address or overseas address (only for purposes of affirming absence from the county or the United States), or affirmation of overseas location.

(3) Processing requests. When a supervisor receives a vote-by-mail ballot request from an absent stateside uniformed services or overseas voter, the supervisor shall:

(a) Verify the information provided to determine if the voter is a qualified and registered voter for the election.

(b) Provide, in accordance with the timeframes in section 101.62, F.S., the appropriate vote-by-mail ballot, the instructions for voting and returning the ballot, and the Voter's Certificate by the means requested by the voter in subsection (2).

(c) Record the receipt date of the request, the date and manner the vote-by-mail ballot was made available to the voter, and the corresponding delivery destination or manner the blank ballot was provided to the voter.

(d) Ensure that the Supervisor of Elections' office transmitting and receiving equipment is in a secure location with access limited to the supervisor's employees and that the vote-by-mail ballot is sent directly to the specified delivery destination requested by the voter. It is the voter's responsibility to ensure the security of the receiving equipment (e.g. facsimile machine or computer).

(4) Return of Voted Vote-by-Mail Ballot.

(a) An overseas voter has the option to return the voted ballot and signed certificate by mail, by fax, in person or through someone else on behalf of the voter pursuant to the ballot instructions in subsection (8)(7). If the overseas voter returns the ballot by fax, the ballot and Voter's Certificate must be sent directly to the fax number provided by the Supervisor of Elections or to a fax number provided by Federal Voting Assistance Program of the Department of Defense.

(b) An absent stateside uniformed services voter may return the voted ballot and signed Voter's Certificate only by mail, in person or have it returned in person by someone else pursuant to the ballot instructions in subsection (8)(7).

(c) No voted vote-by-mail ballot returned by email shall be counted. A voted ballot by fax from an absent stateside uniformed voter shall not be counted.

(5) Deadline to Return Vote-by-Mail Ballot.

(a) To be accepted and counted, a voted vote-by-mail ballot from an absent stateside uniformed services voter must be received by the Supervisor of Elections no later than 7 P.M., 7:00 p.m. election day in the time zone for the county in which the voter is registered.

(b) Overseas voters casting ballots in a presidential preference primary or general election are allowed a 10-day extension. The ballot must be postmarked or dated no later than election day and received by the Supervisor of Elections of the county in which the voter is registered no later than 10 days after election day.

(6) Voter's Certificate. The Voter's Certificate for vote-by-mail ballots to all absent stateside uniformed services and overseas voters shall be substantially as follows:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate.

VOTER'S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that ~~I am~~:

Print Name

The information on this form is true, accurate, and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for conviction for perjury.

1. I am on active duty in A member of the Uniformed Services or Merchant Marine ~~on active duty~~; or I am an eligible spouse or I am outside the U.S.; and,

2. I am a U.S. citizen, at least 18 years of age (or will be by the date of the election), and ~~I am~~ eligible to vote in the requested jurisdiction; and,

3. I am not disqualified to vote due to having ~~have not~~ been convicted of a felony; or other disqualifying offense, nor have I ~~or~~ been adjudicated mentally incompetent; or if so, my voting rights have been reinstated; and,

4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the United States, except the jurisdiction cited in this voting form. ~~U.S.~~

In voting, I have marked and sealed this my ballot in private and have not allowed any person to observe the marking of this ~~the~~ ballot, except ~~for~~ those authorized to assist voters under State and ~~or~~ Federal law. ~~I have not been influenced.~~

~~My signature and date below indicate when I completed this document.~~

~~The information on this form is true and complete to the best of my knowledge.~~

~~I understand that a material misstatement of fact in completion of this document may constitute grounds for conviction for perjury.~~

Signed: _____ Date: _____

_____/_____/_____

Voters'
Signature

Date (MM/DD/YYYY)

Email _____ address:

Home Phone No.: _____

Mobile Phone No.: _____

(7) Secrecy Envelope or Sleeve. The secrecy envelope or sleeve, or if the blank ballot was delivered to the voter other than by mail or in person, a separate sheet, must include the following message in bold font: **In order for your vote-by-mail ballot to count, your supervisor of elections must receive your ballot by the applicable deadline stated in your ballot instructions. If you wait to return your ballot, your vote might not count. To prevent this from occurring, please return your voted ballot as soon as possible.**

(8) Ballot Instructions. The instructions to be sent with the vote-by-mail ballot to all absent stateside uniformed services and overseas voters shall substantially contain the following statements:

INSTRUCTIONS

READ THESE INSTRUCTIONS CAREFULLY BEFORE
MARKING BALLOT
VERY IMPORTANT

(a) **Very Important.** In order to ensure that your vote-by-mail ballot will be counted, complete, sign, date and return the ballot and Voter’s Certificate as soon as possible to the Supervisor of Elections of the county in which you are registered. It must be received no later than 7:00 p.m. on election day in the time zone for the county in which you are registered. **Overseas voter only:** If you are casting a ballot in a presidential preference primary or general election, a 10-day extension applies, provided your vote-by-mail ballot is postmarked or dated no later than election day and received no later than 10 days after the election by the Supervisor of Elections of the county in which you are registered to vote. Note that the later you return your ballot, the less time you will have to cure any signature deficiencies, which is authorized until 5 p.m. on the 2nd day after the election.

(b) Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

(c) Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to “Vote for One” candidate and you vote for more than one candidate, your vote in that race will not be counted.

(d) Sign and date the Voter’s Certificate. If you do not sign or date the Certificate, your ballot may not count. If your signature on the Voter’s Certificate does not match your signature on record, your ballot will not count. The signature on file at the time the supervisor of elections in the county in which your precinct is located receives your vote-by mail ballot is the signature that will be used to verify your signature on the voter’s certificate. If you need to update your signature for this election, ~~you must~~ send your signature update on a voter

registration application to your Supervisor of Elections so that it is received before ~~your vote-by-mail ballot is received~~ ~~vote-by-mail ballots are canvassed~~ ~~which could start as early as 15 days before election day.~~

(e) Mail, deliver, or have delivered the completed mailing envelope with the voted vote-by-mail ballot and the Voter’s Certificate. To mail or have your voted vote-by-mail ballot and Voter’s Certificate delivered to the Supervisor of Elections:

1. Place your marked ballot in the secrecy envelope or sleeve provided to you. If the ballot was provided to you other than by mail, use an unmarked envelope as a secrecy envelope. Seal the envelope. Do not seal the Voter’s Certificate in the secrecy envelope or sleeve with the ballot.

2. Insert the secrecy envelope or sleeve or unmarked envelope into a separate mailing envelope or the provided return envelope. Completely fill out the Voter’s Certificate on the back of that mailing envelope. Or if you received the ballot and certificate other than by mail, place the completed Voter’s Certificate in a separate mailing envelope. Clearly mark the mailing envelope “Vote-by-Mail Ballot Enclosed.”

3. Mail the ballot to the Supervisor of Elections. If using your own envelope: To mail your ballot free of postage, use the template and printing instructions provided at the following link:

<https://www.fvap.gov/eo/overview/materials/forms>~~http://www.fvap.gov/eo/overview/materials/forms~~

Otherwise, provide sufficient postage. **The completed mailing envelope can be delivered to the office of the supervisor of elections of the county in which your precinct is located or dropped off at an authorized secure drop box, available at each voting location.** If you are an overseas voter, be sure you include your overseas address on the return envelope.

(f) If you are an overseas voter, you have the option to fax your vote-by-mail ballot and Voter’s Certificate. Fax your voted ballot and signed and dated certificate to the Supervisor of Elections at (fax phone number) or to a fax number provided by the Federal Voting Assistance Program (FVAP) of the Department of Defense. If faxing your ballot and certificate to FVAP, ensure FVAP has sufficient time to get the ballot and certificate to the Supervisor of Elections by the 7:00 p.m. or 10-day deadline, whichever is applicable. If you fax your voted ballot, you will be voluntarily waiving your right to a secret ballot.

(g) Voted ballots returned by regular electronic mail (email) will not be counted. A voted ballot returned by fax from an absent stateside uniformed services voter will not be counted.

(h) **Felony Notice** ~~Felony Notice~~. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address,

or under any other circumstances making your ballot false or fraudulent.

(9)(8) Processing Returned Vote-by-Mail Ballots and Cure Affidavits.

(a) For each voted vote-by-mail ballot and if applicable, corresponding signature cure affidavit received, the Supervisor of Elections must record the date of receipt and the manner of return. The supervisor shall attach each affidavit and identification received to the corresponding vote-by-mail ballot mailing envelope.

(b) Upon receipt by mail of a voted vote-by-mail ballot in an envelope other than a vote-by-mail ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing envelope to determine if the Voter’s Certificate is enclosed. If the Voter’s Certificate is not enclosed, the secrecy envelope or sleeve containing the ballot shall not be opened and the envelope shall be marked “Rejected as Illegal.” If the Voter’s Certificate is enclosed, the Voter’s Certificate shall be reviewed and processed in accordance with section 101.68, F.S., including notifying the voter, as soon as is practicable, about a signature deficiency on the voter certificate.

(c) Upon determination by the canvassing board that the voter was eligible to vote, the ballot shall be processed as other vote-by-mail ballots. If the ~~returned~~ vote-by-mail ballot was originally faxed or, emailed to the voter, or the voter accessed the ballot electronically by some other means, the returned ballot shall be removed from the envelope and duplicated pursuant to section 101.5614, F.S., so that it can be processed through the tabulating equipment.

(d) Upon receipt by fax of a voted vote-by-mail ballot from an overseas voter, the Supervisor of Elections shall enclose the ballot in an envelope and seal it in order to preserve secrecy. The Voter’s Certificate and any corresponding signature cure affidavit, and identification, shall be attached to the envelope, reviewed, and processed in accordance with Section 101.68, F.S. Upon a determination by the canvassing board that the voter was eligible to vote, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

(10)(9) Confidentiality. The Supervisor of Elections and the supervisor’s staff shall take the steps necessary to keep the voted vote-by-mail ballots received by fax as confidential as possible.

Rulemaking Authority 20.10(3), 97.012(1), 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.6923, 101.697 FS. History- New 5-27-02, Amended 11-26-03, 9-13-04, 9-6-07, 7-1-12, 3-20-14, _____.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.: RULE TITLES:

65C-41.003 Eligibility Requirements
65C-41.0031 Supervised Living Arrangement

PURPOSE AND EFFECT: The Department intends to amend rules 65C-41.003 and 65C-41.0031, F.A.C., to permit reliance on documentation in the young adult’s case file in determining his or her ability to participate in qualifying activities and to specify the health care professionals who may provide documentation of inability to participate. Additionally, the Department intends to remove language that prohibits a young adult from sharing housing with his or her parents as a supervised living arrangement while in extended foster care.

SUBJECT AREA TO BE ADDRESSED: Extended Foster Care

RULEMAKING AUTHORITY: 39.012, 39.0121, FS.

LAW IMPLEMENTED: 39.6251, FS.

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

DATE AND TIME: August 29, 2019, 2:00 p.m. – 3:30 p.m.

PLACE: (1) Attending in person at Florida Department of Children and Families, 1317 Winewood Boulevard, Bldg. 1, Room 301G, Tallahassee, FL 32399-0700.

(2) Via conference call, Dial 1(888)585-9008, Code: 764-921-413

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: 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: Jodi Abramowitz. Jodi can be reached at Jodi.Abramowitz@myflfamilies.com or (850)717-4470.

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

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-18.001	Definitions
5J-18.0011	Standards Adopted
5J-18.0012	Bureau of Fair Rides Inspection Forms
5J-18.002	Application for Annual Permit, USAID Number
5J-18.003	Qualified Inspectors
5J-18.004	Nondestructive Testing of Amusement Rides
5J-18.005	Request for Inspections, Reinspections
5J-18.0051	Inspection Standards
5J-18.009	Inspections by Owner or Manager
5J-18.012	Fees
5J-18.0127	Enforcement Actions and Administrative Penalties
5J-18.014	Training of Managers, Attendants, and Maintenance Persons
5J-18.0142	Reporting of Accidents and Mechanical, Structural or Electrical Defects
5J-18.015	Regulation of Go-Kart Tracks and Similar Vehicles
5J-18.016	Regulation of Water Parks
5J-18.024	Exempt Nonmotorized or Human Powered Amusement Rides

PURPOSE AND EFFECT: The purpose of this rulemaking is to update ASTM standards; modernize forms; increase requirements for the review of operations manuals, maintenance and training records; strengthen rules for oversight of qualified inspectors and professional engineers; increase department monitoring and requirements for non-destructive testing; strengthen scheduling requirements; remove the option for weekend inspections for late requests; increase training for industry employees involved in maintenance, set-up and inspections of rides; increase record keeping to assist in monitoring of repairs, maintenance and inspections; increase fees to cover costs of inspection program and update penalties to address new requirements.

SUMMARY: Amend rules to update ASTM standards and department forms; increase requirements at time of permit to include scheduling requirements; increase fees for the inspection program; update program requirements pertaining to inspection, maintenance and repairs of amusement rides.

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 rules update adopted ASTM standards; update department forms for purposes of clarity and efficiency; revise department forms to be consistent with proposed changes to rule text; increase fees for the inspection program in accordance with paragraph 616.242(8)(a), Florida Statutes; update program requirements pertaining to inspection, maintenance and repairs of amusement rides. According to the department's economic analysis, the adverse impact or potential regulatory costs of the proposed rules do not exceed any of the criteria established in paragraph 120.541(2)(a), Florida Statutes. The department relied upon information in the Fair Rides database regarding the number of amusement ride owners operating in Florida on an annual basis and the number and types of amusement rides inspected and permitted in Florida every year to determine the estimated impacts of the proposed additional training requirements and fee increases. The department relied upon the American Society for Testing and Materials (ASTM) website to determine approximate costs of the proposed updates to standards incorporated by reference. The department determined that none of the proposed rules referenced above will have an adverse impact on small business, and none of the proposed rules is likely to directly or indirectly increase the regulatory costs in Florida in excess of \$200,000.00 in the aggregate within one year after implementation. Section 120.54(3)(b)1., Florida Statutes. Additionally, no interested party submitted additional information regarding the economic impact.

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: 616.165, 616.242(3)(q), (4), (4)(b), (4)(c), (5), (6), (7), (8), (10), (10)(b), (11), (13), (14), (15), (16) FS.

LAW IMPLEMENTED: 616.001, 616.241, 616.242, (4), (4)(b), (5), (6), (7), (8), (10), (11), (14), (15), (16), (18), (19) FS.

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

DATE AND TIME: August 15, 2019, 2:30 p.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Orchid Room 1 & 2, Lake Mary, FL 32746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Michelle Faulk at (850)410-3838. 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: Michelle Faulk, Bureau of Fair Rides Inspection, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, phone (850)410-3838.

THE FULL TEXT OF THE PROPOSED RULE IS:

5J-18.001 Definitions.

The definitions in sections 616.001 and 616.242(3), F.S., and the following definitions shall apply:

(1) through (3) No change.

(4) Super Amusement Ride – Means an amusement ride which, because of its design, size, passenger capacity, restraint system or operating characteristics, requires an extensive or extraordinary amount of inspection time to assure compliance with requirements of law and rule, when compared with kiddie or non-kiddie amusement rides. The following amusement rides, and all like rides are classified as super amusement rides.

Amusement Ride Manufacturer	Amusement Ride Name
<u>AK Rides</u>	<u>Swing Tower, Starflyer, Skyflyer</u>
Allen Hershell	Flying Bobs
Arrow Dynamics	Flume Ride
Bertazzon	Super Himalaya, <u>Swing Carousel</u>
Blackmon Engineering	Vertical Accelerator
Bruno Rixen	Cable Water Ski, Knee Ski
Bungee Adventure	Ejection Seat, Ripline
Chance Rides	Century Wheel, Giant Wheel, Chaos, Falling Star, Gentle Giant, Gondola Wheel, Inverter, Slingshot, Sky Wheel, Flying Bobs, Alpine Bobs, Thunderbolt, Rock-n-Roll, Music Fest, Himalaya
Cosmont	Jaguar Express
Euro Rides	Double Shock, Shock Wave
FarFabri/Fabbri	Backlash, Banzi, Bonzai, Crazy Dance, Evolution, Flipper, Footloose, Force 10, Megadrops, Space Loop
Funtime	Ejection Seat
Funtime Handles	Slingshot, <u>Orlando Starflyer</u>
Future Amusements	Wild Thang
Gravity Works	Blender, Ejection Seat, Skyscraper

Harper & Parsons	Vertical Accelerator
Heinrich Mack	Runaway Trains, See Sturm Bahn, Raupen Bahn, Polar Express, Cortina Bob
Inta Fair Holland	Giant Wheel
Huss Heiner	1001 Nachts, Enterprise, Pirate, Pirate Ship, Rainbow, Top Spin, Tornado
Intamin Inc.	Island In the Sky, Parachute Ride, <u>Orlando Eye</u> <u>Galaxy Coaster, Zyclon</u>
<u>Interpark</u>	Devastator
K.T. Emmitt	Twister
K.T. Enterprises	Fireball, Wild Claw, <u>Tango, Space Port, Cyclops, Freakout, Speed, Inversion, Super Spin, Experience, Sky Swing, Fun Factory, Hurricane, Khaos, Air Raid, Hydra</u>
K.M.G.	Ring of Fire, Superloop, Fireball
Larson/Hi Roller Mfg/LMC	Wild Claw
Leap of Faith	Music Express
Majestic Rides Mfg.	Giant Wheel, Gondola Wheel
MCL Park	Space Roller, <u>Fighter</u>
Modail	Giant Wheel, Gondola Wheel
Mulligan Enterprises	Sky Lift, Sky Ride, Sky Glider
O.D. Hopkins	Shuttle Launch Experience
Oceaneering International	Roller Coaster
Philadelphia Toboggan	Looping Roller Coaster, Zyclon
Pinfari	Nitro Alley Dragster
Pro Drag LLC	Explorer, Log Flume, White Water, Niagra Flume, Roc-N-Rapids, White Water Flume, Wild River, Himalaya, Bee Bop Express, Polar Express
Reverchon	Human Slingshot
Rides R Us	Double Shot Towers, Snow Shot, Space Shot, <u>Screamin Swing</u>
S & S Power	Roller Coaster
Schiff	Dopple Loop, Log Flume, Wildcat Coaster, Swiss Bobs, <u>Enterprise</u>
Schwarzkopf	Moonraker, Mark I, Gondola Wheel, Pirate Ship, Hang 10
S.P.C.	Sky Coaster
Sky Fun I	<u>I Fly Sky Venture</u>
Sky Venture	Crazy Flip, Dream Machine, Drop of Fear, Extacy, Flip N Out, G Force, Star Force, Wild River
Soriani Moser	Raft, Wind Shear

Technical Park Dream Wheel, Extreme, Street Fighter, Street Fighter 360, High Energy, Ciclone, Vortex, Chaos, Fly Surf, Pegasus, Delusion, Stinger, Hyperloop, S.F. Revolution

The Joseph Co. Vertical Accelerator

Top Fun Terminator

Tivoli Force 10, Spinout, Orbitor, Predator, Scorpion, Typhoon

Tower Specialties Ricky’s Rocket, Vertical Accelerator

Universal Sky Ride

Widsom/WMI Gravitron/Starship type amusement rides; Stampede

Winkler Swing Tower, Starflyer, Skyflyer

Zierer Flitzer, Racing Flitzer, Wave Swinger

Zamperla Energy Storm, Mixer, Power Surge, Turbo Force, Windstorm Roller Coaster, Wave Swinger

Multiple Elevated Go Kart Tracks

Manufacturers

Multiple High Speed Go-Kart Tracks

Manufacturers

Multiple Waterslides (same platform, multiple slides)

Multiple Zipline/Aerial Adventure Courses

Manufacturers Ropes Course Structures

Rulemaking Authority 616.165, 616.242(4)(b) FS. Law Implemented 616.001, 616.242 FS. History–New 9-15-92, Amended 9-21-93, 2-23-94, 2-14-99, 1-22-02, Formerly 5F-8.001, Amended 7-5-16, _____.

5J-18.0011 Standards Adopted.

The following standards, materials and practices are hereby adopted and incorporated by reference. Copies of the following publications incorporated in subsections (1) through (7), may be obtained from the sources associations referenced below and are available for public inspection during regular business hours at the Florida Department of Agriculture and Consumer Services, Division of Consumer Services, Bureau of Fair Rides Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500. Posting of the following materials referenced in subsections (1) through (7) on the internet for purposes of public examination would violate federal copy right law.

(1) ASTM International Committee F-24 on Amusement Rides and Devices Designation.

(a) through (e) No change.

(f) F2007-1842 “Standard Practice for Design, Manufacture, and Operation of Concession Go-Karts and Facilities.”

(g) F2137-1846 “Standard Practice for Measuring the Dynamic Characteristics of Amusement Rides and Devices.”

(h) through (o) No change.

(p) F2974-1948 “Standard Practice for Auditing Amusement Rides and Devices.”

(q) No change.

(r) F3133-1846 “Standard Practice for Classification, Design, Manufacture, Construction, Maintenance, and Operation of Stationary Wave Systems.”

(s) through (t) No change.

The above referenced F-24 Committee standards are compiled by ASTM International in the 2018 Annual Book of ASTM Standards, Volume 15.07. A copy of this publication or the individual standards can be obtained by contacting ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959; Phone (610)832-9500; www.astm.org.

(2) through (8) No change.

Rulemaking Authority 616.165, 616.242(4) FS. Law Implemented 616.242(4) FS. History–New 2-14-99, Amended 10-2-07, 5-30-10, Formerly 5F-8.0011, Amended 7-5-16, 7-27-17, 5-2-19, _____.

5J-18.0012 Bureau of Fair Rides Inspection Forms.

The following forms are hereby incorporated by reference. Copies of these publications may be obtained from the Division of Consumer Services, Bureau of Fair Rides Inspection at 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500 or online as indicated below.

Form Number	Revised	Title
FDACS 03401	01/09	Invoice
FDACS 03419	12/09	Amusement Ride Inspection Report
FDACS 03420	12/09	Water Park Amusement Ride Inspection Report
FDACS 03421	12/09	Go kart Amusement Ride Inspection Report (Track)
FDACS 03422	01/09	Go kart Amusement Ride Inspection Report (Vehicle)
FDACS 03423	12/09	Bungy Jump Inspection Report
FDACS 03424	07/19 02/17	Fair Rides Owner’s Daily Inspection Report (Carnival Type), http://www.flrules.org/Gateway/reference.asp?No=Ref-08430
FDACS 03425	07/19 02/17	Fair Rides Owner’s Daily Inspection Report (Water Park), http://www.flrules.org/Gateway/reference.asp?No=Ref-08468
FDACS 03426	07/19 02/17	Fair Rides Owner’s Daily Inspection Report (Go-kart Track/Vehicle), http://www.flrules.org/Gateway/reference.asp?No=Ref-08469

FDACS 03427 07/19 ~~02/17~~ Fair Rides Owner’s Daily Inspection Report (Bungy), <http://www.flrules.org/Gateway/reference.asp?No=Ref-08470>

FDACS 03428 07/19 ~~04/09~~ Fair Rides Written Accident Report <http://www.flrules.org/Gateway/reference.asp?No=Ref-09932>

~~FDACS 03429 06/18 Request for Inspection or Reinspection <http://www.flrules.org/Gateway/reference.asp?No=Ref-09932>~~

FDACS 03430 07/19 ~~04/09~~ Fair Rides Mechanical, Structural or Electrical Defect Report <http://www.flrules.org/Gateway/reference.asp?No=Ref-08471>

FDACS 03431 07/19 ~~02/17~~ Fair Rides Employee Training Record, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08472>

FDACS 03432 01/09 ~~Amusement Ride Annual Permit Application~~

FDACS 03433 07/19 ~~04/09~~ Fair Rides Affidavit of Compliance and Nondestructive Testing <http://www.flrules.org/Gateway/reference.asp?No=Ref-08472>

FDACS 03434 02/17 Affidavit of Annual Inspection for Exempt Facilities, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08472>

FDACS 03435 07/19 Fair Rides Request for Inspection or Re-Inspection & Annual Permit Application <http://www.flrules.org/Gateway/reference.asp?No=Ref-08472>

FDACS 03436 07/19 Fair Rides Release Notice <http://www.flrules.org/Gateway/reference.asp?No=Ref-03685>

FDACS 03437 07/19 Fair Rides Stop Operation Order <http://www.flrules.org/Gateway/reference.asp?No=Ref-03685>

FDACS 03545 12/09 ~~Stop Operation Order~~

FDACS 03546 12/09 ~~Out of Service Tag~~

FDACS 03550 11/13 ~~Inspection Certificate, <http://www.flrules.org/Gateway/reference.asp?No=Ref-03685>~~

FDACS 03557 02/09 Fair Rides Immediate Final Order

FDACS 03558 02/09 Fair Rides Immediate Final Order Release

Rulemaking Authority 616.165, 616.242(4), (5), (6), (7), (10), (11), (14), (15), (16) FS. Law Implemented 616.242(4), (5), (6), (7), (10), (11), (14), (15), (16) FS. History–New 2-14-99, Amended 5-30-05, 10-2-07, 5-30-10, Formerly 5F-8.0012, Amended 2-26-14, 7-27-17, 10-14-18,_____.

5J-18.002 Application for Annual Permit, USAID Number.

(1) The owner of an amusement ride shall make ~~written~~ application to the department for an annual permit for each amusement ride in accordance with section 616.242(5), F.S., on department form FDACS 03435, Fair Rides Request for Inspection or Re-Inspection & Annual Permit Application, 07/19, as incorporated by reference in rule 5J-18.0012, F.A.C. FDACS 03432, Amusement Ride Annual Permit Application.

(a) The following documents shall be on file with the department or accompany the written application:

1. Manufacturer’s ride operations manual, including all bulletins concerning safety, operation or maintenance of the amusement ride.
2. Amusement ride operating document specified in section 5.1 of ASTM International F770-18, as incorporated by reference in rule 5J-18.0011, F.A.C.
3. Maintenance checklist for each ride. Checklist shall be in accordance with ASTM International F770-18, as incorporated by reference in rule 5J-18.0011, F.A.C.

(2) The current Affidavit of Compliance required by section 616.242(4), F.S., shall be submitted with the written application for an annual permit on department form FDACS 03433, Fair Rides Affidavit of Compliance and Nondestructive Testing, Rev. 07/19, as incorporated by reference in rule 5J-18.0012, F.A.C.

(3) The current Affidavit of Nondestructive Testing required by section 616.242(6)(a), F.S., shall be submitted with the written application for an annual permit on department form FDACS 03433, Fair Rides Affidavit of Compliance and Nondestructive Testing, Rev. 07/19, as incorporated by reference in rule 5J-18.0012, F.A.C., unless the amusement ride is exempt pursuant to Section 616.242(6)(d), F.S.

(4) The request for inspection required by section 616.242(5)(b)6., F.S., shall be submitted on department form FDACS 03435 Fair Rides Request for Inspection or Re-Inspection & Annual Permit Application, 07/19, as incorporated by reference in rule 5J-18.0012, F.A.C. FDACS 03429, Request for Inspection or Reinspection, with the written application for an annual permit.

(5) No change.

Rulemaking Authority 616.165, 616.242(5) FS. Law Implemented 616.242 FS. History–New 9-15-92, Amended 2-23-94, 2-14-99, 5-30-05, Formerly 5F-8.002, Amended _____.

5J-18.003 Qualified Inspectors.

(1) Each person seeking to perform amusement ride inspections as a Qualified Inspector (QI) for an insurance underwriter and execute the FDACS 03433, Fair Rides Affidavit of Compliance and Nondestructive Testing, 07/19, as incorporated by reference in rule 5J-18.0012, F.A.C., required for the annual permit shall provide the department the following documents and information:

(a) through (d) No change.

(e) When a Qualified Inspector possesses the requisite qualifications the department will provide the applicant a qualified inspector number designating that person as a qualified inspector for the purpose of executing the Affidavit of Compliance and Nondestructive Testing required for the annual permit. The qualified inspector number shall be used when executing the required affidavits. The qualified inspector number issued by the department to a qualified inspector shall be valid for one year, so long as the applicant possesses the qualifications required by section 616.242(3)(q)(4), F.S.

(f) No change.

(g) A sponsor or an attendee of any school or seminar that concerns, or is reasonably related to, amusement ride inspection or ride safety may request consideration as an educational program which meets the requirements of this rule by contacting the Bureau Chief, Bureau of Fair Ride Inspections, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500; Phone: (850)410-3838; FAX: (850)410-3797; or by email to FairRides@FreshFromFlorida.com.

(2) No change.

(3) The QI or PE shall perform inspections on all inspection points identified in the manufacturer's manual, manufacturer's inspection bulletins and ride operations manual.

(4) The QI or PE shall review the maintenance documentation of the ride when determining if additional Nondestructive Testing is required.

(5) When a QI or PE no longer possesses the qualifications required by section 616.242(3)(q)(4), F.S., that person shall immediately notify the department, and shall cease to act as a qualified inspector.

Rulemaking Authority 616.165, 616.242(3)(q), (5) FS. Law Implemented 616.242 FS. History—New 9-15-92, Amended 2-23-94, 2-14-99, 10-10-01, 5-30-05, 10-2-07, Formerly 5F-8.003, Amended

5J-18.004 Nondestructive Testing of Amusement Rides.

(1) In accordance with the requirements of section 616.242(6), F.S., Nondestructive testing of amusement rides shall be conducted on all inspection points identified in accordance with the requirements of section 616.242(6), F.S., including all relevant bulletins and shall be reported to the department for each amusement ride by the Qualified Inspector

or PE on department form FDACS-03433, Fair Rides Affidavit of Compliance and Nondestructive Testing, Rev. 07/19 04/09, incorporated by reference rule 5J-18.0012, F.A.C.

(2) through (3) No change.

(4) The department shall require additional nondestructive testing following repairs on components found to contain defects or that have resulted in failure or present serious risk of injury to patrons.

Rulemaking Authority 616.165, 616.242(4), (6) FS. Law Implemented 616.242(4)(b), (6) FS. History—New 9-15-92, Amended 9-21-93, 2-23-94, 2-14-99, 5-30-05, Formerly 5F-8.004, Amended 2-22-18, 10-14-18.

5J-18.005 Request for Inspections, Reinspections.

(1) All requests for inspection or reinspection by the department shall be submitted to the Bureau of Fair Rides Inspection, in writing, on department form FDACS 03435 Fair Rides Request for Inspection or Re-Inspection & Annual Permit Application Rev. 07/19 FDACS 03429, Request for Inspection or Reinspection, Rev. 06/18, incorporated by reference in rule 5J-18.0012, F.A.C., ~~in accordance with the requirements of section 616.242(7), F.S.~~ All requests for inspection or reinspection will be scheduled in the order received.

(2) through (3) No change.

(4) After a request for inspection is received by the department and an inspection of the amusement ride is not needed by the owner requesting the inspection, that owner shall cancel the request for inspection in writing at least three one working days prior to the scheduled date of the inspection. If an owner fails to timely cancel a request for inspection or upon arrival rides are not ready for inspection, the department shall assess a failure to cancel fee as provided by rule 5J-18.012, F.A.C. If an owner cancels a late inspection request, a failure to cancel fee as provided by rule 5J-18.012, F.A.C., shall be assessed.

(5) through (7) No change.

(8) If the department returns to an amusement ride while still on site during the scheduled event inspection to reinspect an amusement ride for failure to pass any department inspection, the department shall assess a reinspection fee as provided by rule 5J-18.012, F.A.C.

(9) Reinspections will not be conducted on weekends or state holidays.

(10) Separate requests for inspection on devices with the same USAID numbers, at the same event locations during the same or consecutive dates will not be accepted.

(11) Event location changes for inspection requests must be requested at least three business days prior to the requested inspection date. If an owner requests an event location change less than three business days prior to the requested inspection date, a late inspection request fee shall be assessed as provided

by rule 5J-18.012, F.A.C. Event location changes will be granted based on inspection staff availability.

~~(12)(8)~~—If an amusement ride meets the requirements of section 616.242, F.S., and this rule, the department shall affix to the amusement ride an Inspection Certificate, upon completion of all required inspections.

~~(13)(9)~~—Where a manufacturer has not determined nor specified the capacity of a kiddie ride the Department will determine the capacity as follows:

(a) A Department Inspector will count the number of carrier units or tubs per ride. The number of carrier units or tubs per ride is based on the manufacturer's intended configuration of the ride in order to make it fully operational. Upon inspection of a ride if evidence exists that indicates the ride has been altered from the original manufacturer's configuration by removing carrier units or tubs, then the ride must be inspected by a professional engineer in accordance with section 616.242(12), F.S. Arbitrary reduction of carrier units by operators ~~is~~ are not permitted.

(b) No change.

Rulemaking Authority 616.165, 616.242(7) FS. Law Implemented 616.241, 616.242 FS. History—New 9-15-92, Amended 2-23-94, 2-14-99, 11-4-02, 5-30-05, Formerly 5F-8.005, Amended 10-14-18,

5J-18.0051 Inspection Standards.

(1) Each owner or designee, as specified in subsections 5J-18.014(2) and (3), F.A.C., must indicate that each amusement ride meets the requirements of section 616.242(11), F.S., and is ready for operation prior to inspection by the department.

(2) For temporary amusement rides, the owner or designee trained on the maintenance, installation and operation of the ride must be present during installation and inspection by the department.

(3) For a newly installed permanent ride, the owner or designee trained on the maintenance, installation and operation of the ride must be present during installation and inspection by the department.

(4) For previously permitted permanent rides, the owner or designee trained on the maintenance and operation of the ride must be present during inspection by the department.

~~All amusement ride inspections shall be recorded by the inspector and reported to the department on the applicable department form: FDACS 03419—Amusement Ride Inspection Report; FDACS 03420—Water Park Amusement Ride Inspection Report; FDACS 03421—Go Kart Amusement Ride Inspection Report (Track); FDACS 03422—Go Kart Amusement Ride Inspection Report (Vehicle); FDACS 03423—Bungy Jump Inspection Report.~~

Rulemaking Authority 616.165, 616.242(11) FS. Law Implemented 616.242 FS. History—New 9-21-93, Amended 2-23-94, 2-14-99, 5-30-05, Formerly 5F-8.0051, Amended _____.

5J-18.009 Inspections by Owner or Manager.

(1) Prior to opening on each day of operation and prior to any inspection by the department the owner or

manager of each amusement ride shall inspect and test the amusement ride in accordance with the requirements of section 616.242(15), F.S., and record the inspection on the applicable department, form FDACS-03424, Rev. 07/19 02/47, Fair Rides Owner's Daily Inspection Report (Carnival Type); FDACS-03425, Rev. 07/19 02/47, Fair Rides Owner's Daily Inspection Report (Water Park); FDACS-03426, Rev. 02/17, 07/19 02/47, Fair Rides Owner's Daily Inspection Report (Go Kart Track and Vehicle); FDACS-03427, Rev. 07/19 02/47, Fair Rides Owner's Daily Inspection Report (Bungy). In lieu of the forms referenced in this section and incorporated by reference in rule 5J-18.0012, F.A.C., the owner or manager may request approval of an alternative form by submitting the form to the department by email to FairRides@FreshFromFlorida.com, by fax to (850)410-3797, or by mail to Bureau of Fair Rides Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500. The department shall approve the alternative form for use if the alternative form includes, at a minimum, all information required on the applicable department form. Upon approval, an alternative form may be used to document daily inspections as required by section 616.242(15), F.S.

(2) Inspections shall be consistent with inspection programs outlined in ASTM F770-18, as incorporated by reference in rule 5J-18.0011, F.A.C. to include inspections and testing of the following, at a minimum:

(a) Proper operation of all carriers, to include restraint devices and latches;

(b) Entrance, exits, stairways and ramps;

(c) Loading/unloading areas;

(d) Communication devices used for operations;

(e) Safety devices;

(f) Braking systems;

(g) Fencing and guarding of amusement devices;

(h) Structural integrity for rust and corrosion, cracks, and other abnormalities;

(i) Safety signage;

(j) Operational test of amusement ride; and,

(k) Any additional specifications outlined by the manufacturer. Inspection documentation shall be reviewed and approved by the owner or designee, as specified in subsections 5J-18.014(2) and (3), F.A.C.

(3) The owner or manager shall implement a program of maintenance based on manufacturer recommendations and ASTM F770-18, as incorporated by reference in rule 5J-18.0011, F.A.C. This program of maintenance shall include a checklist with the following information, at a minimum:

(a) Frequency of preventative maintenance on components of the ride;

(b) Preventative maintenance assignments for all persons conducting maintenance;

(c) Frequency of lubrication;

(d) Wear tolerances deemed necessary by the manufacturer;

(e) Operational testing and minimum intervals on when to perform;

(f) Specifications for replacement fasteners and torque requirements; and,

(g) Nondestructive testing criteria and methodology.

Maintenance documentation shall be reviewed and approved by the owner or designee, as specified in subsections 5J-18.014(2) and (3), F.A.C.

(4) Records describing inspection results and maintenance work performed shall be maintained for a minimum of four years unless the required inspection/maintenance interval is greater than four years, in which case the most recent documented inspection results shall be maintained and must be made available immediately upon request.

(5) Inspection and maintenance records for a period of six months prior to inspection by the department must be made available immediately upon request.

(6) Records of major modifications shall be maintained for the life of the ride and must be made available immediately upon request.

Rulemaking Authority 616.165, 616.242(15) FS. Law Implemented 616.242 FS. History—New 9-15-92, Amended 2-23-94, 2-14-99, 5-30-05, 5-30-10, Formerly 5F-8.009, Amended 7-27-17, _____.

5J-18.012 Fees.

The following fees are adopted:

(1) Annual permit for any amusement ride:	\$500.00 430.00
(2) Annual permit for any Bungy jump:	\$500.00
(3) Inspection fee for each inspection of a kiddie amusement ride:	\$45.00 35.00
(4) Inspection fee for each inspection of a non-kiddie amusement ride:	\$90.00 70.00
(5) Inspection fee for each inspection of a super amusement ride:	\$175.00 140.00
(6) Inspection fee per go kart, in addition to the track inspection fee:	\$10.00 7.00
(7) Reinspection fee (return to site):	\$500.00
(8) Reinspection fee (remain on-site)	\$100.00
(9)(8) —Fee to replace a lost U.S. Amusement Identification (USAID) plate:	\$100.00

(10)(9) —Fee per amusement ride for late inspection request:	\$100.00
(11)(10) —Fee per amusement ride for failure to cancel inspection request:	\$100.00
(12)(11) —Additional fee per amusement ride for inspection on weekend or state holiday:	\$75.00

Rulemaking Authority 616.165, 616.242(7), (8), (13) FS. Law Implemented 616.242(8) FS. History—New 9-15-92, Amended 2-23-94, 5-27-96, 9-23-97, 2-14-99, 3-21-00, 12-4-00, 1-22-02, 5-30-05, Formerly 5F-8.012, _____.

5J-18.0127 Enforcement Actions and Administrative Penalties.

(1) No change.

(2) The department will enforce compliance with Chapter 616, F.S., and this rule chapter by issuing an administrative complaint, notice of noncompliance, a stop operation order, ~~out of service tag~~, or an immediate final order for violations of Chapter 616, F.S., and this rule chapter.

(3) Stop Operation Orders. A stop operation order is necessary to effectuate the statutory duties of the Department in the interest of public health, safety, and welfare and is necessary to promote patron safety in the design, construction, assembly, disassembly, maintenance, and operation of amusement rides in Florida. A stop operation order will be used to prohibit the operation of an amusement ride that fails to comply with the requirements of Chapter 616, F.S., or this rule chapter. Once the amusement ride is in compliance with the requirements of Chapter 616, F.S., and this rule chapter, the stop operation order shall be released by the department using form FDACS 03436, Fair Rides Release Notice, 07/19, incorporated by reference in rule 5J-18.0012, F.A.C.

(4) through (5) No change.

(6) Aggravating and Mitigating Factors. The department will consider aggravating and mitigating factors in determining penalties for violations of chapter 616, F.S., and this rule chapter. The factors shall be applied against each single count of the listed violation. If a notice of noncompliance is issued for an initial violation, a second violation within a three-year period shall result in a fine of at least \$250, not to exceed \$2,500. Both aggravating and mitigating factors, if present shall be applied against each single count of the listed violation regardless of whether the violation is a minor violation or a major violation as described in subsection (9), below.

(a) Aggravating factors shall include:

1. through 8. No change

9. ~~Whether~~ Whether the violation resulted from negligence or an intentional act.

(b) Mitigating factors shall include:

1. Any documented efforts by the violator at rehabilitation.

2. Intentional actions of another party prevented the violator from complying with the applicable laws or rules.

3. Substantiated financial hardship.

4. Acts of God or nature that impair the ability of the violator to comply with chapter 616, F.S., or this chapter.

~~5. The violation has a low risk of, or did not result in, harm to the public health, safety, or welfare.~~

6. through 8. Renumbered 5. through 7. No change.

~~8. 9.~~ If a repeat violation, ~~whether~~ three years ~~have~~ passed since the prior violation.

(9) Penalties.

(a) No change.

(b) Minor Violations. Minor violations shall result in the imposition of an administrative fine against the owner of the amusement ride of \$250 per violation, per day. For the purposes of this rule, the following violations shall be considered minor violations:

1. through 5. No change.

6. Failure to maintain the required operations manual written in the English language for amusement devices that are not included in subparagraphs 4. or 5. of this paragraph.

~~7.~~6. Failure to report an accident as required by section 616.242, F.S.

~~8.~~7. Failure to prominently display required signage at the entrance of each amusement ride.

(c) Major Violations. Major violations shall result in the imposition of an administrative fine against the owner of the amusement ride of \$1,000 per violation, per day or suspension of the owner's permit or inspection certificate for not more than one year or revocation the owner's permit or inspection certificate or any combination thereof. For the purposes of this rule, the following violations shall be considered major violations due to their high potential for consumer harm:

1. through 18. No change.

19. Operating in violation of any requirement set forth in rule 5J-18.0152, F.A.C.

20. Failure to timely correct a violation as directed in a notice of correction.

Rulemaking Authority 616.165, 616.242(4) FS. Law Implemented 616.242(4)(b), (18), (19) FS. History—New 5-30-10, Formerly 5F-8.0127, Amended 7-27-17, _____.

5J-18.014 Training of Managers, Attendants, and Maintenance Persons.

(1) The owner or manager shall maintain the record of employee training required by section 616.242(16), F.S., on department form FDACS-03431, Rev. 07/19 02/17, Fair Rides Employee Training Record. In lieu of form FDACS-03431 as incorporated by reference in rule 5J-18.0012, F.A.C., the owner or manager may request approval of an alternative form by submitting the form to the department by email to

FairRides@FreshFromFlorida.com, by fax to (850)410-3797, or by mail to Bureau of Fair Rides Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500. The department shall approve the alternative form for use if the alternative form includes, at a minimum, all information required on the applicable department form. Upon approval, an alternative form may be used to document employee training as required by section 616.242(16), F.S.

(2) In order to facilitate safe installation and operation, and in addition to the requirements of subsections 616.242(5) and (6), F.S., any owner applying for a permit to operate an amusement ride must demonstrate competency by holding a valid National Association of Amusement Ride Safety Officials (NAARSO) certification, or a valid Amusement Industry Manufacturers and Suppliers International (AIMS) inspection or maintenance certification, or certification from another professional organization that meets or exceeds the certification requirements set forth above unless a professional organization does not exist for the type of amusement device(s) operated by the owner.

(3) In lieu of holding the qualifications listed in subsection (2), the owner may designate a representative who meets the requirements set forth therein.

(4) Training shall be consistent with training programs outlined in ASTM F770-18, as incorporated by reference in rule 5J-18.0011, F.A.C., to include the following, at a minimum:

(a) Description of the amusement device and its normal operations;

(b) Instructions on proper operations of the amusement ride;

(c) Specific manufacturer instructions or requirements;

(d) Specific employee duties and responsibilities;

(e) General safety procedures;

(f) Emergency procedures;

(g) Environmental considerations for operation;

(h) Guidelines regarding patron admission.

Rulemaking Authority 616.165, 616.242(4), (16) FS. Law Implemented 616.242(16) FS. History—New 7-31-94, Amended 2-14-99, 5-30-05, 5-30-10, Formerly 5F-8.014, Amended 7-27-17, _____.

5J-18.0142 Reporting of Accidents and Mechanical, Structural or Electrical Defects.

(1) Accidents shall be reported to the department in accordance with section 616.242(14), F.S. Accidents shall be reported in writing on department form FDACS 03428, Fair Rides Written Accident Report, Rev. 07/19, incorporated by reference in rule 5J-18.0012, F.A.C.

(2) No change.

(3) Mechanical, Structural or Electrical defects shall be reported to the department, in writing, in accordance with

section 616.242(14), F.S., on department form FDACS 03430, Fair Rides Mechanical, Structural or Electrical Defect Report, Rev. ~~07/1904/09~~, incorporated by reference in rule 5J-18.0012, F.A.C.

Rulemaking Authority 616.165, 616.242(4)(b) FS. Law Implemented 616.242(14) FS. History—New 2-14-99, Amended 5-30-05, Formerly 5F-8.0142, Amended 7-5-16.

5J-18.015 Regulation of Go-Kart Tracks and Similar Vehicles.

(1) through (3) No change.

(4) Operations.

(a) through (f) No change.

(g) Helmets must be provided for all patrons desiring to use them. Each helmet must meet or exceed Federal Motor Vehicle Safety Standard 218, section 571.218, Title 49, Code of Federal Regulations, incorporated by reference in rule 5J-18.0011, F.A.C. A copy of this material may be obtained by writing to Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 or the Division of Consumer Services, Bureau of Fair Rides Inspection at 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, or may be accessed online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-08484>.

(h) through (p) No change.

(q) Owners or attendants shall prohibit operations of go-karts by patrons under the influence of drugs or alcohol.

(5) Vehicle Requirements. In addition to the other requirements found in this chapter:

(a) through (p) No change.

(q) Owners shall provide all vehicles with safety restraints for each patron and roll bars unless the manufacturer specifically prohibits the use of such devices~~the vehicle meets the specification of the manufacturer and the go kart track's insurance carrier insures the vehicle without safety restraints and roll bars.~~

(6) No change.

(7) Fire Protection.

(a) Owners shall provide fully charged ABC dry chemical fire extinguishers having a minimum ~~ten~~ five pound capacity.

(b) Owners shall provide fire extinguishers located within ~~7075 feet-~~ of every section of the track and at least one fire extinguisher shall be kept next to the refueling area and one at the passenger loading area. The fire extinguishers shall be easily accessible and mounted off the ground.

(c) through (e) No change.

(8) Refueling.

(a) No change.

~~(b) As a point of information, the Department of Environmental Regulation regulates aboveground fuel storage tanks and underground fuel storage tanks.~~

~~(b) (e)~~ No Smoking signs must be posted next to the refueling dispenser.

(9) No change.

Rulemaking Authority 616.165, 616.242(4), (15) FS. Law Implemented 616.242 FS. History—New 12-6-93, Amended 2-14-99, 5-30-10, Formerly 5F-8.015, Amended 7-27-17,_____.

5J-18.016 Regulation of Water Parks.

~~(1) Purpose.~~

~~(a)~~ This section establishes specific requirements for water related amusement rides in addition to the general requirements contained in this chapter in order that water related amusement rides erected permanently or temporarily in the state are operated and maintained in accordance with section 616.242, F.S.

~~(b) As a point of information, the Florida Department of Health approves design and construction of water parks and regulates water quality public health and safety in accordance with chapter 514, F.S., and chapter 64E-9, F.A.C.~~

~~(c) The Florida Department of Agriculture and Consumer Services regulates and inspects water parks for compliance with section 616.242, F.S., and the rules promulgated thereunder.~~

(2) through (8) No change.

Rulemaking Authority 616.165, 616.242(4)(c) FS. Law Implemented 616.242(4) FS. History—New 12-6-93, Amended 2-14-99, 5-30-10, Formerly 5F-8.016, Amended 7-27-17, 5-2-19,_____.

5J-18.024 Exempt Nonmotorized or Human Powered Amusement Rides.

The following amusement rides, and those of comparable construction or function, are exempt from permitting and inspection by the department pursuant to section 616.242(10)(b), F.S., because they are nonmotorized or human powered.

(1) through (8) No change.

(9) Pump and spin" ride or other comparable equipment, which is mounted in a stationary position and is manually spun by patrons pumping the ride's handles.

(10) "Renaissance Carousel" ride or other comparable equipment, in which the operator walks in a circular motion pulling the carriers around the ride center.

(11) "Rocking Swing" ride or other comparable equipment, in which the carrier moves in a front to back motion by the physical effort of the operator.

(12) "Joust" ride or other comparable equipment, in which the carrier travels along a designated course after physical effort is exerted by the operator.

Rulemaking Authority 616.165, 616.242(4)(b), (10)(b) FS. Law Implemented 616.242 FS. History—New 10-10-01, Amended 5-30-05, Formerly 5F-8.024, Amended 10-14-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michelle Faulk, Senior Management Analyst II
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Nicole Fried
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 05, 2019
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 17, 2019

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0181
RULE TITLE: Specialization Requirements for Certification in Guidance and Counseling (Grades PK-12) - Specialty Class Beginning July 1, 1990

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 45 No. 150, August 2, 2019 Florida Administrative Register has been continued from August 21, 2019 to September 20, 2019.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.035
RULE TITLE: Specialization Requirements for Certification in School Social Worker (Grades PK-12) - Specialty Class

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 45 No. 144, July 25, 2019 Florida Administrative Register has been continued from August 21, 2019 to September 20, 2019.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: 65C-45.004
RULE TITLE: Summary, Recommendations, and Process for Submission of Initial Licensure

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 153, August 7, 2019 issue of the Florida Administrative Register. The title at the top of the notice is corrected to match the title in the body of the notice. The correct title is "Summary, Recommendation, and Process for Submission of Initial Licensure."

Section IV
Emergency Rules

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: 59A-36.025
RULE TITLE: Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 17, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Larkin Community Hospital II, LLC d/b/a Floridian Gardens Assisted Living Facility to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011142. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: 59A-36.025
RULE TITLE: Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 26, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Country Comfort Care, Inc. to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011733. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 26, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Country Comfort Care II, Inc. to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011740. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 26, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Presbyterian Retirement Communities, Inc. d/b/a Westminster Manor of Bradenton to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011764. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@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 July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Brynwood Health and Rehabilitation Center, to implement the

Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019012135. 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-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Harborchase of Gainesville, LLC, d/b/a Harborchase of Gainesville to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011916. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 2, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Emeritus Corporation d/b/a Brookdale Sunrise to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012321. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 29, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Lifespace Communities, Inc. d/b/a Abbey Delray to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011863. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Harborchase of Vero Beach, LLC d/b/a Harborchase of Vero Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011936. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 29, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Merrill Gardens, L.L.C. to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011851. Any interested person or other agency may submit written comments on the petition within 14 days

after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Bay Breeze Senior Living and Rehabilitation Center to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012008. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 5, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Woodlands Village to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012303. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Grand Boulevard Health and Rehabilitation Center to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012041. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SH Lake Howard, LLC d/b/a Lake Howard Heights to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012074. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SL Carlisle, LLC d/b/a The Carlisle Palm Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012076. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care

Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from ARHC HBTPAFL01 TRS, LLC d/b/a The Estate at Hyde Park to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012080. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Prime Care One, LLC, d/b/a Harborchase of Venice to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011940. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SL

Mangrove, LLC d/b/a Mangrove Bay to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012081. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SL Atrium, LLC d/b/a The Atrium at Boca Raton, and Boca Raton SA Tenant OPCO, LLC d/b/a The Atrium at Boca Raton to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012083. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from CHT Harborchase TRS Tenant Corp., d/b/a Harborchase of Villages Crossing to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011927. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care

Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SL Presidential, LLC d/b/a Presidential Place, and Hollywood SA Tenant OPCO, LLC d/b/a Presidential Place to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012085. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 31, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SL Sterling, LLC d/b/a Sterling Aventura, and Aventura SA Tenant OPCO, LLC d/b/a Sterling Aventura to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012087. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from HR Sarasota Operator, LLC d/b/a Harborchase of Sarasota to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011933. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from SH Marsh Landing, LLC d/b/a The Cove at Marsh Landing to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012177. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Harborchase of Coral Springs, LLC, d/b/a Harborchase of Coral Springs to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011928. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care

Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Summerville 7, LLC d/b/a Waterside Landing to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012181. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Summerville 15, LLC d/b/a Brookdale West Boynton Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012184. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from American

Eagle Titusville, LLC d/b/a Crescent Wood to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012183. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 2, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Emeritus Corporation d/b/a Brookdale Sunrise to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012321. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Harborchase Tenant Services, LLC d/b/a Harborchase to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011937. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 30, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Silverstone Harborchase PBG Operating, LLC, d/b/a Harborchase of Palm Beach Gardens to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019011913. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on August 2, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from ESC-New Port Richey LLC d/b/a Brookdale Oakridge to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019012243. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 2, 2019, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Day's Inn and Suites at 2900 N Monroe Street, Tallahassee, FL. Petitioner seeks an emergency variance of the

requirements of ASME A17.3, Section 3.11.3 as adopted by Rule 61C-5.001, Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW 2019-149).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On July 25, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from American Airlines Inc. located in Miami. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Petition for this variance was published in Vol. 45/145 on July 26, 2019. The Order for this Petition was signed and approved on August 6, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sinks are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on August 7, 2019, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine 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 Propana's Lunch Truck 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 14 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.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on July 17, 2019, the Board of Massage Therapy, received a petition for variance and waiver filed by Dr. Aaron Nickamin. Although no specific rule or statute is mentioned in the petition, it appears he is requesting a variance and waiver of paragraph 480.041(1)(c). F.S., regarding examination requirements of a massage therapist. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, or by electronic mail - kama.monroe@flhealth.gov.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.023 Housing Credits General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On August 6, 2019, the Florida Housing Finance Corporation issued an order granting the variance from subsection 67-48.023(2) F.A.C. for HTG Addison, LLC, to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on June 17, 2019 and notice of the receipt of petition was published on June 19, 2019 in Vol. 45, Number 119, F.A.R. A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

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

DATE AND TIME: August 15, 2019, 1:00 p.m.

PLACE: Department of Education, Turlington Building, 325 West Gaines Street, Room 1703, Tallahassee, Florida 32399-0400.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting was originally noticed for August 14th and has been changed to the 15th. The Special Facilities Construction Committee will consider and rank requests for special facilities construction funding for the 2020 legislative session, pursuant to subsection 1013.64(2), Florida Statutes. Proposed projects include: Bradford County School District - proposed new pre-kindergarten through Grade 7 school; Baker County School District - proposed new kindergarten through Grade 5 elementary school; and Levy County School District - proposed new middle-high school.

A copy of the agenda may be obtained by contacting: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Suite 814, Tallahassee, Florida 32399-0400, (850)245-0405.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: August 14, 2019, 3:00 p.m.

PLACE: Florida Dept. of Transportation, Burns Bldg. Room 314, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Work Zone Safety Subcommittee of the Florida Greenbook Advisory Committee to developing guidance for future editions of the Florida Greenbook.

A copy of the agenda may be obtained by contacting: Meeting agendas are available by contacting Mary Anne Koos, Special Projects Coordinator, Florida Department of Transportation, 605 Suwannee St. MS 90, Tallahassee, FL 32399, maryanne.koos@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Mary Anne Koos, maryanne.koos@dot.state.fl.us, or (850)414-4321. 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: Mary Anne Koos, maryanne.koos@dot.state.fl.us, or (850)414-4321.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: September 9, 2019, 2:00 p.m. ET

PLACE: The Northwest Florida Water Management District, 81 Water Management Drive, Havana, FL 32333.

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a public opening is hereby noticed within the timeline for Invitation to Bid (ITB) 19B-011, WILLIFORD SPRING HURRICANE REPAIR PROJECT.

A MANDATORY PRE-BID CONFERENCE AND TOUR will be held at the Williford Spring Recreation Area on Tuesday, August 20, 2019, from 10:00 a.m. - 12:00 p.m. Central Time (CT). Prospective respondents to the ITB must attend the Mandatory pre-bid Conference and tour to be considered.

A copy of the agenda may be obtained by contacting: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nfwwater.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 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. 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: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nwfwater.com.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Friday, August 16, 2019, 9:30 a.m.

PLACE: 9300 County Road 234, Micanopy, FL (DEP Maintenance Yard)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ribbon cutting and site visit to the Prairie Creek Diversion Structure Replacement Project. To RSVP by Monday, August 12 and for additional information use the contact information listed below.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Teresa Monson at tmonson@sjrwmd.com or (904)730-6258.

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: Civil Rights Coordinator at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Thursday, September 5, 2019, 10:00 a.m.

PLACE: 925 5th St. SW, Vero Beach, FL, 32962

GENERAL SUBJECT MATTER TO BE CONSIDERED: Celebration of the completion of the Osprey Acres Stormwater Park and Nature Preserve. This project will drastically reduce the amount of nutrient pollutants that reach the Indian River Lagoon while preserving over 60 acres of pristine native habitat and creating 17 acres of aquatic habitat for fish and waterfowl. To RSVP by August 22 and for additional information use the contact information listed below.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board.

A copy of the agenda may be obtained by contacting: Indian River County, Attention Alexis Peralta at aperalta@ircgov.com or (772)226-1565.

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: Civil Rights Coordinator at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Nursing

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

DATE AND TIME: August 20, 2019, 1:30 p.m.

PLACE: Toll Free Number: 1(888)585-9008, 275-112-502

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

A copy of the agenda may be obtained by contacting: <https://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.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 1B Committee(Okaloosa/Walton) *REVISED* announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2019 meeting (Published 1/14/2019 Vol. 45/09) has been Cancelled

PLACE: Twin Cities Hospital Wellness Center, 2190 Highway 85 North, Niceville, FL 32578

GENERAL SUBJECT MATTER TO BE CONSIDERED: N/A
A copy of the agenda may be obtained by contacting: N/A

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 16, 2019, 8:30 a.m.

PLACE: 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Development Committee will discuss the agency's fund development.

A copy of the agenda may be obtained by contacting: N/A
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Jennifer Lebron at jlebron@cilorlando.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

INDEPENDENT COLLEGES AND UNIVERSITIES OF FLORIDA

The Florida Higher Educational Facilities Financing Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 14, 2019, 1:00 p.m. – 2:00 p.m.

PLACE: The Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, and by teleconference at 1(800)719-7514 Conference Code 596984

GENERAL SUBJECT MATTER TO BE CONSIDERED: A.

Consideration of Appointment of New Executive Director

B. Consideration of Approval of Prior Meeting Minutes

C. Consideration of the application of Florida Institute of Technology for the financing and refinancing of certain higher educational facilities in the State of Florida, conduct of a public hearing with respect thereto, and consideration of a resolution expressing the Authority's preliminary approval for the issuance of the Florida Institute of Technology Series 2019 Bonds in an aggregate principal amount of not to exceed \$115,000,000 to be loaned to the Florida Institute of Technology for the following purposes: (a) costs of financing or refinancing the acquisition or construction of or otherwise improvements to higher educational facilities located on, adjacent to or proximate to the main campus of the Borrower, the main address of which is 150 W. University Boulevard, Melbourne, Florida 32901 (the "Campus"), and which Campus is bounded by Babcock Street, Edgewood Drive, Country Club Road and West Florida Avenue, including without limitation (i) an approximately 61,100 square foot biomedical facility, (ii) the 382-bed, three building student housing facility known as Harris Village, (iii) the 84, four-bedroom units within a seven building student housing facility known as Columbia Village, (iv) student housing located on the northern and eastern portions of the Campus, (v) campus dining facilities, including without limitation a campus food service facility with attached 270-space structured parking facility, (vi) student recreational and sport facilities, including without limitation the student centers, including the Homer R. Denius Student Center, the Charles and Ruth Clemente Center for Sports and Recreation, athletic fields and landscaping, soccer field improvements and aquatic center, (vii) buildings throughout the Campus,

including without limitation laboratory venting and HVAC systems in and renovating the F.W. Olin Physical Sciences Building, and renovating the Edwin A. Link Building, the F.W. Olin Life Sciences Building, the Jerome P. Keuper Administration Building, George M. Skurla Hall and the Frueauff Energy Research Building, (viii) the acquisition of real property for the development of Borrower's higher educational facilities, (ix) software and hardware associated with the implementation and installation of an administrative information system, (x) laboratory equipment for teaching and research purposes and (xi) parking facilities, (b) costs of financing or refinancing the acquisition or construction of or otherwise improvements to (i) a student housing facility consisting of 60 five-bedroom units, known as Panther Bay Apartments Student Housing and Greek Village, located at 1540 Skippers Way, Palm Bay, Florida 32905 and (ii) the Applied Research Laboratory at 328 W. Hibiscus Boulevard, Melbourne, Florida 32919, and (c) costs incidental thereto and costs of financing and refinancing thereof, capitalized interest, any required debt service reserves, and issuance costs related to the Bonds. All of the financed and refinanced facilities described above are or will be owned by the Borrower.

D. Conduct of public hearing on the issuance of bonds for the Florida Institute of Technology as described above.

E. Consideration of Inducement Resolution for the issuance of bonds for Florida Institute of Technology as described above.

F. Any other matters that may come before the Authority.

A copy of the agenda may be obtained by contacting: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188. 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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY

The Hardee County Economic Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: August 20, 2019, 8:30 a.m.

PLACE: 412 West Orange Street, Room 102, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Applicants will do their presentations.

A copy of the agenda may be obtained by contacting: Sandy Meeks 1(863)773-9430.

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: Sandy Meeks 1(863)773-9430. 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: Sandy Meeks, 1(863)773-9430.

WALTON COUNTY HEALTH DEPARTMENT

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

DATE AND TIME: August 15, 2019, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various board information

A copy of the agenda may be obtained by contacting: Patricia Hall, (850)892-8040 x 6237.

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: Patricia Hall, (850)892-8040 x 6237. 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: Patricia Hall, (850)892-8040 x 6237.

FLORIDA VIRTUAL SCHOOL

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

DATE AND TIME: August 21, 2019, the meeting will commence at the conclusion of the State Board of Education Meeting, 9:00 a.m.

PLACE: Broward College, 111 E. Las Olas Blvd., Room 1208, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Board of Trustees and all matters to be considered will pertain to the day-to-day operations of the school.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net or via Board Docs website:

<https://go.boarddocs.com/fla/flvs/Board.nsf/vpublic?open>.

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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net.

FLORIDA VIRTUAL SCHOOL

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

DATE AND TIME: September 20, 2019, August 21, 2019, the meeting will commence at the conclusion of the State Board of Education Meeting, 9:00 a.m.

PLACE: KIPP Jacksonville, 1440 North McDuff Avenue, Jacksonville, Florida 32254

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Board of Trustees and all matters to be considered will pertain to the day-to-day operations of the school.

A copy of the agenda may be obtained by contacting: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net or via Board Docs website:

<https://go.boarddocs.com/fla/flvs/Board.nsf/vpublic?open>.

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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net.

FLORIDA TELECOMMUNICATIONS RELAY, INC.

The Florida Telecommunications Relay, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 15, 2019, 10:00 a.m.

PLACE: 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Meeting

A copy of the agenda may be obtained by contacting: James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301, jforstall@ftri.org (850)270-2641.

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 24 hours before the workshop/meeting by contacting: James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301, jforstall@ftri.org (850)270-2641. 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: James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301, jforstall@ftri.org (850)270-2641.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

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

DATE AND TIME: August 27, 2019, 10:00 a.m. (ET)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include the 2020 reinsurance program, reinsurer financial strength ratings, and commutation matters

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

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

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

DATE AND TIME: August 27, 2019, 11:00 a.m. (ET)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include the preliminary 2020 Business Plan & Forecast, service provider audit results, disaster recovery matters, and report on operations.

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

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

University of Florida

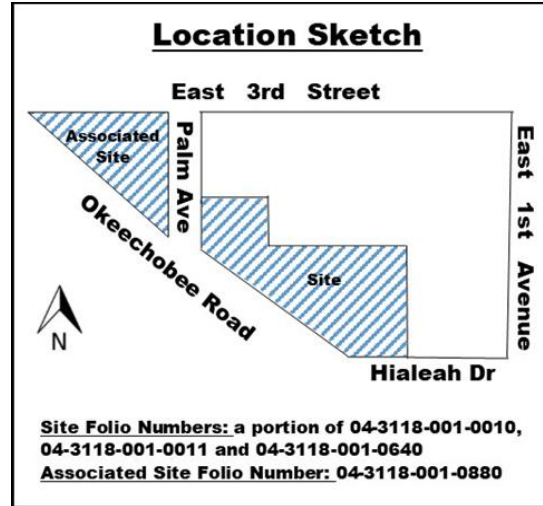
Notice of Invitation to Bid

University of Florida Procurement Services will receive sealed bids for ITB20KO-117, Chilled Water Pipe Replacement – Dental Science Building Floors 8, 9 and 10, on September 11, 2019, 3:00 p.m. at 971 Elmore Drive, Gainesville, FL. Mandatory pre-bid meeting will be held August 19, 2019, 10:30 a.m. at the North Elevators on the 10th floor of the Dental Science Building, 1395 Center Drive, Gainesville, FL. Vendor questions and requests for clarification are due on August 27, 2019, 5:00 p.m.. All questions can be directed to Karen Olitsky, Procurement Agent III, at kolitsk@ufl.edu. For bid documents and other information visit <https://procurement.ufl.edu/vendors/schedule-of-bids/>.

CITY OF HIALEAH

Notice of Receipt of Unsolicited Proposal for construction of multi-family workforce housing, related parking improvements and redevelopment of an associated site for public park use NOTICE IS HEREBY GIVEN that the City of Hialeah, Florida (the "City"), a municipal corporation of the State of Florida, has received an unsolicited proposal for a qualifying public-private partnership project in accordance with Section 255.065, Florida Statutes, for construction of new multi-family workforce housing to be developed and operated on real property owned by the City (the "Site"), related parking improvements to serve the new workforce housing units, and redevelopment and improvement of an associated site (the

"Associated Site") for public park use (collectively, the "Project"). The Site is approximately 2.21 acres and currently serves as surface parking for the Palm Center Apartments. The Associated Site is known as Triangle Park, a public park of approximately 1.86 acres. The Site and Associated Site are shown below.



In accordance with section 255.065, Florida Statutes, the City requests and will accept alternative proposals for the Project. A more complete description of the Project, the schedule for considering proposals and related information is set forth in City Request for Proposals No. 2018-19-8500-00-002 (the "RFP"). Copies of the RFP are available at <https://www.hialeahfl.gov/Bids.aspx> and in the City's Purchasing Department located at 501 Palm Avenue (4th Floor), Hialeah, Florida 33010, (305)883-5865. The deadline for submitting proposals is 3:00 p.m. on Thursday October 3, 2019. Any proposal received after that deadline will be returned unopened and will not be considered.

The City will consider entering into a comprehensive public-private partnership agreement with the successful proposer (the "P3 Partner") pursuant to which the P3 Partner will (i) lease the Site from the City for purposes of constructing and operating workforce housing facilities thereon, (ii) provide related parking improvements, and (iii) redevelop and improve the Associated Site for public park uses.

The City reserves the right to reject any or all proposals, and to negotiate a comprehensive public-private partnership agreement with the Proposer whose proposal best serves the interests of the City. Nothing contained herein shall be interpreted as an obligation or binding agreement by the City regarding the Project. All proposals received in response to this Notice will become the property of the City of Hialeah and will not be returned. Such proposals and related information shall be subject to applicable provisions of Section 255.065, Florida Statutes and Florida public records laws.

J. KOKOLAKIS CONTRACTING, INC.

Request for Proposals – 16-C-00028 McKay Bay Solid Waste Transfer Station Replacement

Kokolakis Contracting hereby solicits Sealed Bids from qualified subcontractors or firms for the construction of a new 53,000 sqft transfer station with a 30,000 sqft tipping floor and underground commercial loading tunnel. Also included is a 5,600 sqft two-story masonry employee / administration building. Site structures include a cast-in-place citizen drop-off area, MSE retaining walls and cast-in-place retaining walls. The following Trade Packages are included in this Request for Bids:

01 B	Material Testing	08 B	Windows & Storefront	12 B	Recessed Walk-off Mats
01 C	Surveying	08 C	Translucent Wall Systems	13 A	Pre-engineered Metal Building Turnkey
02 B	Relocation of Owner Materials	08 D	Overhead Coiling Doors	13 E	Truck Scales
03 A	Cast-in-place Concrete	09 A	Stucco	14 A	Hydraulic Elevator
03 B	MSE Walls	09 B	Drywall	21 A	Fire Sprinkler System & Fire Booster Pump
03 C	Concrete Topping	09 C	Tile	22 A	Plumbing
03 D	Prefabricated Concrete Attendant Building	09 D	Acoustical Ceilings	23 A	HVAC & Exhaust Systems
04 A	Masonry	09 E	Resilient Flooring	26 A	Electrical & Structured Cabling
05 A	Structural & Misc. Steel	09 F	Resinous (Epoxy) Flooring	31 A	Site Work
05 B	Light-Gauge Metal Trusses	09 G	Paint	32 A	Landscaping & Irrigation
05 C	Aluminum Stairs & Railings	10 A	Specialties	32 B	Temporary & Permanent Fence

06 A	Cabinets & Countertops	10 B	Signs	32 C	Landfill Gas Monitoring System
07 A	Standing Seam Metal Roof	10 D	Aluminum Canopies	32 D	Rigid Inclusion Ground Improvement
07 B	Waterproofing & Joint Sealants	11 C	Loading Dock Accessories	41 A	Knuckleboom Cranes
08 A	Doors, Frames & Hardware	12 A	Window Blinds		

Construction Manager Point of Contact: Contact Kokolakis Contracting, Jenny Sanchez, Preconstruction Manager at (727)942-2211 or jsanchez@jkokolakis.com with any questions regarding this project.

Payment and Performance Bond: Bidders with a bid of \$100,000 or more shall be able to provide a 100% Payment & Performance Bond prior to commencement of work. Additionally, all Bidders with work associated with the envelope, structure and MEP shall provide a 100% Payment and Performance Bond prior to commencement of work regardless of contract amount.

A NON-MANDATORY Prebid meeting will be held on September 10, 2019, 1:00 p.m. The Pre-Bid meeting will be held at the existing McKay Bay Transfer Station 107 N 34th Street, Tampa, FL 33605. Further details regarding location of the pre-bid meeting will be announced at a later date.

Sealed Bids will be received at the office of Kokolakis Contracting, 202 East Center Street, Tarpon Springs, FL 34689 at 2:00 p.m. on October 1, 2019. Sealed bids may be opened in front of the Owner but will not be opened or read publicly.

Drawings and specifications will be issued via SmartBid on or about September 2, 2019. Please contact Jenny Sanchez at jsanchez@jkokolakis.com to obtain documents prior to September 2nd.

Kokolakis Contracting and the City of Tampa endeavor to maximize participation of Woman, Minority-owned Business Enterprises and Disadvantaged Business Enterprises in their projects. Each bidder should strive to meet or exceed the minimum percentage goals established. Kokolakis Contracting will comply with the City of Tampa’s Equal Business Opportunity Program and Procedures.

No bidder may withdraw his bid within a period of one hundred and eighty (180) days after the actual date of opening thereof.

The Construction Manager reserves the right to waive any formalities, technicalities, or irregularities in; or reject any or all bids; or to re-advertise for bids and award or refrain from awarding the Contract for the work.

Kokolakis Contracting, on behalf of the City of Tampa, in accordance with the provisions of Section 287.133, Florida Statutes shall affirm that “A person of affiliate who has been placed on the convicted Vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, any may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for CATEGORY TWO for a period of 36 months from the date of being placed on the convicted vendor list.”

Kokolakis Contracting is an Equal Opportunity Employer and complies with all local and federal regulations relative to nondiscrimination on the grounds of race, color, age, religion, sex, handicap or national origin. Reference Article 29 of the CM Agreement between the City of Tampa and Kokolakis Contracting.

SENIOR FRIENDSHIP CENTERS

Invitation to Bid

Senior Friendship Centers is requesting competitive bids from food service management companies registered with the Florida Department of Health/Child Care Food Program for Adult meals to be served to disabled and elderly adults participating in adult day care services, bit to include Older Americans Act congregate, and frozen meals throughout Desoto, Charlotte, Lee and Sarasota counties.

Delivered meals are required five (5) days per week. All interested bidders may send their Letter of Intent to terling@friendshipcenters.org before 3:00 p.m. on August 15, 2019. Bidder's package from Senior Friendship Centers will be emailed to those with LOI's on file on or around August 16, 2019.

All interested bidders will be required to submit ten hot sample meals (five of each meal required) and two frozen meals (one of each meal required) for taste testing prior to the bid opening. Requirements are outlined in the ITB packet.

All bids must be received by 3:00 p.m., September 13, 2019 in a sealed envelope addressed to "Invitation to Bid", Senior Friendship Centers, Attention: Debra Bragg, 5272 Summerlin Commons Way, #603, Fort Myers, FL 33907.

Bids will be opened publicly at 9:00 a.m., September 16, 2019 at 5272 Summerlin Commons Way, #603, Fort Myers, FL 33907.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 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., Thursday, August 1, 2019 and 3:00 p.m., Wednesday, August 7, 2019.

Rule No.	File Date	Effective Date
5C-16.001	8/5/2019	8/25/2019
5C-16.021	8/5/2019	8/25/2019
61G15-18.005	8/6/2019	8/26/2019
61G18-30.002	8/6/2019	8/26/2019
64B7-24.016	8/5/2019	8/25/2019

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

Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment adds language regarding Non-Emergency Transportation Services for services outlined in the State Plan. This amendment to the State Plan will have no federal fiscal impact for federal fiscal year (FFY) 2019-20 and FFY 2020-21. The effective date for this amendment will be October 1, 2019.

Interested parties may contact the following staff for further information: Matt Brackett, Bureau of Medicaid Policy, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4242 or by e-mail at: Matt.Brackett@ahca.myflorida.com.

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

Office of Financial Regulation

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

August 8, 2019

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel's Office
Tallahassee, Florida 32314-8050		The Fletcher Building, Suite 118
Phone: (850)410-9889		101 East Gaines Street
Fax: (850)410-9663		Tallahassee, Florida 32399-0379
		Phone: (850)410-9889

In accordance with the Americans with Disabilities Act, persons with disabilities needing a special accommodation to participate in this proceeding should contact the Agency Clerk no later than seven (7) days prior to the filing deadline or proceeding, at the Office of Financial Regulation, The Fletcher Building, Suite 118, 101 East Gaines Street, Tallahassee, Florida 32399-0379, Phone: (850)410-9889, or by Email: agency.clerk@flofr.com.

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., August 29, 2019):

APPLICATION FOR A NEW TRUST COMPANY

Applicant and Proposed Location: Southeast Trust Company LLC, 129 S. Kentucky Avenue, Lakeland, Florida 33801

Correspondent: John P. Greeley, 255 South Orange Avenue, Suite 1200, Orlando, Florida 32801

Received: August 5, 2019

Distribution: (Publication Not Required)

Federal Deposit Insurance Corporation, Atlanta, GA

Federal Reserve Bank of Atlanta, Atlanta, GA

Comptroller of the Currency, Atlanta, GA

William G. Berg

John P. Greeley

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.