

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.:      RULE TITLE:  
64B7-27.100    Fees

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to review the fees.

SUBJECT AREA TO BE ADDRESSED: The fees.

RULEMAKING AUTHORITY: 456.013(2), 456.025(1), 456.036(7), (8), 456.065(3), 480.035(7), 480.044 FS.

LAW IMPLEMENTED: 456.013(2), 456.025(1), (10), 456.036(4), 456.065(3), 480.043(7), 480.044 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kama Monroe, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3253.

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

**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:      RULE TITLE:  
68A-6.007      Elephant Rides

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to clarify rule language and increase public safety of elephant rides. The effect of the proposed rule amendment will be clarified application requirements, improved enforcement, and increased public safety.

SUBJECT AREA TO BE ADDRESSED: Subject area covered in the proposed rules includes the regulations governing elephant rides.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bridget McDonnell, Assistant General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

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

## Section II

### Proposed Rules

**DEPARTMENT OF LEGAL AFFAIRS**

**Division of Victim Services and Criminal Justice Programs**

RULE NOS.:	RULE TITLES:
2A-2.002	Victim Compensation Claims
2A-2.013	Property Claims
2A-2.014	Domestic Violence Relocation Assistance
2A-2.015	Sexual Battery Relocation Assistance
2A-2.016	Human Trafficking Relocation Assistance
2A-2.017	Forms

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify documentation requirements and procedures for claims filed pursuant to the Crimes Compensation Act.

SUMMARY: The proposed rule amendments are intended to clarify changes regarding documentation, filing and reporting requirements

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory

Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

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

RULEMAKING AUTHORITY: 960.045(1)(b), 960.13(9)(b) FS.

LAW IMPLEMENTED: 960.065, 960.07, 960.12, 960.13, 960.15, 960.16, 960.17, 960.18, 960.195, 960.198 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Crum, Chief of Victim Compensation, Department of Legal Affairs, PL- 01, The Capitol, Tallahassee, FL 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

#### 2A-2.002 Victim Compensation Claims.

(1) Application. An application for victim compensation should be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, FL 32399-1050 or faxed to (850)414-6197 or (850)414-5779; or emailed to VCIntake@myfloridalegal.com, or submitted via the department's web-portal located at <https://vanext.myfloridalegal.com/>. The application entitled BVC100 Bureau of Victim Compensation Claim Form is incorporated in subsection 2A-2.017(1), F.A.C. The application must include the following information:

(a) through (i) No change.

(j) Crime information:

1. through 2. No change.

3. Whether the crime was reported within 120 ~~72~~ hours after the occurrence,

4. through 7. No change.

(k) through (m) No change.

(2) Documentation.

(a) through (d) No change.

(e) Required information:

1. No change.

2. Report from proper authorities, or form BVC430 Law Enforcement Information Reporting Form, which is incorporated in subsection 2A-2.017(9), F.A.C., documenting that:

a. through c. No change.

d. The crime was reported to the proper authorities within the required timeframe ~~72 hours in which from the time~~ the incident was known to have occurred.

3. through 6. No change

(3) Reporting Time. For crimes occurring before October 1, 2019, the crime must be reported to the proper authority within 72 hours after the crime is known to have occurred. For crimes occurring on or after October 1, 2019, the crime must be reported to the proper authority within 120 hours after the crime is known to have occurred. When the crime was reported to the proper authorities beyond the ~~72-hour~~ reporting requirement, the victim/applicant must provide an explanation for the late reporting which demonstrates good cause for the delay. Alternatively, BVC103 Reporting Time Explanation Form, which is incorporated in subsection 2A-2.017(11), F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation.

(a) Good cause is demonstrated when the record shows the victim/applicant was unaware that a crime had occurred; the victim believed that the proper authorities had already been notified; the victim was not in the vicinity to report the incident to the proper authorities in the manner in which the proper authorities directed; there was no knowledge that a crime was committed prior to reporting the incident to the proper authorities; when the victim/applicant was not emotionally, mentally, or physically able to report the incident; when the victim/applicant believed that the proper authorities had been contacted and a report was filed; when the victim is/was a minor at the time of the incident; when the victim/applicant expressed feelings of shame, remorse, or embarrassment which prevented them from contacting the proper authorities; fear of retaliation or retribution by the offender, the offender's family, or the offender's acquaintances which was communicated to the proper authorities; or when a language or cultural barrier precludes effective communication with the proper authorities.

4) Filing Time. For crimes occurring before October 1, 2019, applications must be received within one year after the crime; the crime related death of the victim or intervenor; the date the death of the victim or intervenor is determined to be the result of a crime or within two years with good cause shown. For crimes occurring on or after October 1, 2019, applications must be received within three years after the crime; the crime related death of the victim or intervenor; the date the death of the victim or intervenor is determined to be the result of a crime or within five years with good cause shown. When a claim is received later than the filing time required, ~~one year after the crime and less than two years after the incident,~~ the victim/applicant must provide an explanation for the late filing which demonstrates good cause for the delay. Alternatively, BVC102 Filing Time Explanation Form, which is incorporated

in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written explanation.

(a) Good cause is demonstrated when the record shows the victim/applicant was pursuing other means of recourse; when the victim/applicant was not emotionally, mentally, or physically able to file the claim; when the victim/applicant was unaware that a compensation program exists; or when a language or cultural barrier hinders the access needed to timely file the claim ~~file the claim within one year of the date of crime.~~

(b) For crimes occurring before October 1, 2019, a victim who was under the age of 18 at the time of crime has one year or two years with good cause shown after turning 18 years of age for the department to receive their application. For crimes occurring on or after October 1, 2019, a victim who was under the age of 18 at the time of the crime has three years or five years with good cause shown after turning 18 years of age for the department to receive their application.

~~(c)~~(b) No explanation is acceptable for claims filed an adult filing a claim more than two years after the occurrence of the crime, unless section 960.07(2)(b) or (c), 960.07(3) or 960.07(4), F.S., applies.

(5) through (7) No change.

Rulemaking Authority 960.045(1), 960.13(9)(b) FS. Law Implemented 960.065, 960.07, 960.12, 960.13, 960.15, 960.16, 960.17, 960.18, 960.195, 960.198 FS. History—New 1-1-92, Amended 11-1-92, 9-13-94, 1-8-96, 6-25-96, 10-1-96, 9-24-97, 8-17-99, 2-3-00, 10-23-01, 5-13-03, 1-16-08, 7-1-10, 11-19-12, 10-1-14, 9-23-15, 2-29-16, 6-30-16, 10-29-17, 5-20-19, \_\_\_\_\_.

2A-2.013 Property Claims.

(1) An application for property loss shall be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, FL 32399-1050, faxed to (850)414-6197 or (850)414-5779; or emailed to VCIntake@myfloridalegal.com, or submitted via the department’s web-portal. The application entitled BVC100 Bureau of Victim Compensation Claim Form is incorporated in subsection 2A-2.017(1), F.A.C.

(2) through (3) No change.

(4) Reporting Time. For criminal or delinquent acts occurring before October 1, 2019, t~~The criminal or delinquent act must be reported to the proper authority law enforcement within 72 hours after the act is from the time that the event known to have occurred. For criminal or delinquent acts occurring on or after October 1, 2019, the act must be reported to the proper authority within 120 hours after the act is known to have occurred. When the act was is reported to the proper authorities beyond the reporting requirement later than 72 hours after the incident occurred, the victim/applicant must provide an explanation for the reporting delay which demonstrates good cause. Alternatively, BVC103 Reporting Time Explanation Form, which is incorporated in subsection 2A-2.017(11),~~

F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation. Acceptable explanations for good cause include:

(a) Good cause is demonstrated when the record shows the victim/applicant was unaware that a crime had occurred; the victim/applicant was pursuing other means of recourse; the victim was not in the vicinity to report the incident to the proper authorities in the manner in which the proper authorities directed; there was no knowledge that a criminal or delinquent act was committed prior to reporting the incident to the proper authorities; when the victim/applicant was not emotionally, mentally, or physically able to report the incident; when the victim/applicant believed that the proper authorities had been contacted and a report was filed; when the victim is/was a minor at the time of the incident; when the victim/applicant expressed feelings of shame, remorse, or embarrassment which prevented them from contacting the proper authorities; fear of retaliation or retribution by the offender, the offender’s family, or the offender’s acquaintances which was communicated to the proper authorities; or when a language or cultural barrier precludes effective communication with the proper authorities. The victim was not emotionally, mentally, or physically able to report the incident within 72 hours;

~~(b) The victim was in fear of the offender and this fear has been communicated to the proper authorities;~~

~~(c) The victim believed that the proper authorities had already been notified;~~

~~(d) The victim was not in the vicinity to report the incident to the proper authorities in the manner in which the proper authorities directed;~~

~~(e) There was no knowledge that a criminal or delinquent act was committed prior to reporting the incident to the proper authorities;~~

~~(f) The victim/applicant was pursuing other means of recourse, or~~

~~(g) The victim was physically unable to report the incident within 72 hours.~~

(5) Filing Time. For criminal or delinquent acts occurring before October 1, 2019, applications must be ~~When a claim is received within later than one year but less than two years with good cause shown after the crime.~~ For criminal or delinquent acts occurring on or after October 1, 2019, applications must be received within three years after the act that caused the property loss, or within five years with good cause shown. When a claim is received later than the filing time required, the victim/applicant must provide an explanation for the late filing demonstrating good cause for the delay. Alternatively, a BVC102 Filing Time Explanation Form, which is incorporated in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written explanation.

(a) No change.

(b) ~~No explanation is acceptable for claims A claim filed more than two years after the date of the criminal or delinquent act occurring before October 1, 2019, or five years after the date of the criminal or delinquent act occurring on or after October 1, 2019, unless section 960.07(3) or 960.07(4), F.S., applies. occurrence of the crime will be considered untimely.~~

(6) through (13) no change.

Rulemaking Authority 960.045(1)(b) FS. Law Implemented 960.195 FS. History—New 7-1-10, Amended 10-1-14, 2-29-16, 10-29-17, 5-20-19, \_\_\_\_\_.

#### 2A-2.014 Domestic Violence Relocation Assistance.

(1) To be eligible for domestic violence relocation assistance, the victim must contact and application must be made through a certified representative in the State of Florida at a domestic violence center, certified by the Florida Coalition Against Domestic Violence. The center must certify the application according to the requirements of section 960.198, F.S. A BVC106DV Domestic Violence Relocation Certification Worksheet must accompany the application BVC100 Bureau of Victim Compensation Claim Form for assistance. The application and certification forms shall be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, Florida 32399-1050; faxed ~~faxes~~ to (850)414-6197 or (850)414-5779 ~~5797~~ ~~or~~ (850)414-5880; emailed to VCIntake@myfloridalegal.com; or submitted via the department's web portal. Failure to submit a properly completed certification will result in denial of benefits. The application entitled BVC100 Bureau of Victim Compensation Claim Form is incorporated in subsection 2A-2.017(1), F.A.C. The BVC106DV Domestic Violence Relocation Certification Worksheet is incorporated in subsection 2A-2.017(2), F.A.C.

(2) No change

(3) Certification Application for relocation assistance must be received by the Office of the Attorney General, Bureau of Victim Compensation within 30 days immediately following the occurrence of the domestic violence offense to demonstrate there is an immediate need to relocate unless an exception set forth in subsection 2A-2.014(5), F.A.C. applies. ~~For a faxed certification to be timely submitted, the transmittal cover page must include the name of the victim and must bear a faxed date stamp that is within 30 days immediately following the domestic violence offense.~~

(4) Filing Time. For domestic violence crimes occurring before October 1, 2019, applications must be received within one year after the crime, or within two years with good cause shown. For domestic violence crimes occurring on or after October 1, 2019, applications must be received within three years after the crime, or within five years with good cause shown. When a claim is received later than the filing time, the

victim/applicant must provide an explanation for the late filing demonstrating good cause for the delay. Alternatively, BVC102 Filing Time Explanation Form, which is incorporated in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation. For a faxed application to be timely submitted, the transmittal cover page must include the name of the victim and must bear a faxed date stamp that is within 30 days immediately following the offense.

(a) Good cause is demonstrated when the record shows the victim/applicant was pursuing other means of recourse; when the victim/applicant was not emotionally, mentally, or physically able to file the claim; when the victim/applicant was unaware that a compensation program exists; or when a language or cultural barrier hinders the access needed to timely file the claim.

(b) A victim who was under the age of 18 at the time of crime has one year or two years with good cause shown after turning 18 years of age for the department to receive their application for crimes occurring before October 1, 2019. For crimes occurring on or after October 1, 2019, a victim who was under the age of 18 at the time of the crime has three years or five with good cause shown after turning 18 years of age for the department to receive their application.

(c) No explanation is acceptable for claims filed more than two years for crimes occurring before October 1, 2019, or five years after the occurrence for crimes occurring on or after October 1, 2019, unless section 960.07(3) or 960.07(4) F.S., applies.

(5) through (15) No change.

Rulemaking Authority 960.045(1)(b) FS. Law Implemented 960.198 FS. History—New 7-1-10, Amended 10-1-14, 2-29-16, 10-29-17, 5-20-19, \_\_\_\_\_.

#### 2A-2.015 Sexual Battery Relocation Assistance.

(1) To be eligible for sexual battery relocation assistance, the victim must contact and application be made through a certified representative in the State of Florida at a rape crisis center certified by the Florida Counsel Against Sexual Violence. A BVC106RS Sexual Battery Relocation Certification Worksheet from the rape crisis center must accompany the application BVC100 Bureau of Victim Compensation Claim Form for assistance. Failure to submit a properly completed certification worksheet will result in denial of benefits. The BVC100 Bureau of Victim Compensation Claim Form and BVC106RS Sexual Battery Relocation Certification Worksheet shall be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, FL 32299-1050; faxed to (850)414-6197 or (859)414-5779, emailed to VCIntake@myfloridalegal.com, or submitted via the department's web portal. Failure to submit

a properly completed certification will result in denial of benefits. The application entitled BVC100 Bureau of Victim Compensation Claim Form is incorporated in subsection 2A-2.017(1), F.A.C. The BVC106RS Sexual Battery Relocation Certification Worksheet is incorporated in subsection 2A-2.017(3), F.A.C.

(2) through (3) No change.

(4) Filing Time. For sexual battery crimes occurring before October 1, 2019, applications must be received within one year after the crime, or within two years after the crime with good cause shown. For sexual battery crimes occurring on or after October 1, 2019, applications must be received within three years after the crime, or within five years with good cause shown. When an application for relocation is received later than the filing time required ~~one year but less than two years after the crime~~, the victim/applicant must provide a good cause explanation for the late filing. Alternatively, BVC102 Filing Time Explanation Form, which is incorporated in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation.

(a) Good cause is demonstrated when the record shows the victim/applicant was pursuing other means of recourse; when the victim/applicant was not emotionally, mentally, or physically able to file the claim; when the victim/applicant was unaware that a compensation program exists; or when a language or cultural barrier hinders the access needed to timely file the claim. Acceptable explanations for good cause include:

~~1. The record shows the claimant was pursuing other means of recourse;~~

~~2. The victim did not know about the program;~~

~~3. The claimant was not emotionally, mentally, or physically able to file the claim within one year after the date of the crime; or~~

~~4. A language or cultural barrier exists which precluded accessibility to the application and/or certification.~~

(b) A victim who was under the age of 18 at the time of crime has one year or two years with good cause shown after turning 18 years of age for the department to receive their application for crimes occurring before October 1, 2019. For crimes occurring on or after October 1, 2019, a victim who was under the age of 18 at the time of the crime has three years or five with good cause shown after turning 18 years of age for the department to receive their application. No explanation is acceptable for an adult filing a claim more than two years after the occurrence of the crime under this section.

(c) No explanation is acceptable for claims filed more than two years after the occurrence for crimes occurring before October 1, 2019, or five years after the occurrence for crimes on or after October 1, 2019, unless section 960.07(3) or 960.07(4) F.S., applies.

(5) Reporting Time. For crimes occurring before October 1, 2019, the crime must be reported to the proper authority within 72 hours after the crime is known to have occurred. For crimes occurring on or after October 1, 2019, the crime must be reported to the proper authority within 120 hours after the crime is known to have occurred. When an application for relocation is received later than the filing time required, the victim/applicant must provide a good cause explanation for the late filing. Alternatively, BVC102 Filing Time Explanation Form, which is incorporated in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation. The incident must be reported to the proper authorities within 72 hours after the occurrence. Exceptions for good cause include:

(a) Good cause is demonstrated when the record shows the victim/applicant was unaware that a crime had occurred; the victim believed that the proper authorities had already been notified; the victim was not in the vicinity to report the incident to the proper authorities in the manner in which the proper authorities directed; there was no knowledge that a crime was committed prior to reporting the incident to the proper authorities; when the victim/applicant was not emotionally, mentally, or physically able to report the incident; when the victim/applicant believed that the proper authorities had been contacted and a report was filed; when the victim is/was a minor at the time of the incident; when the victim/applicant expressed feelings of shame, remorse, or embarrassment which prevented them from contacting the proper authorities; fear of retaliation or retribution by the offender, the offender's family, or the offender's acquaintances which was communicated to the proper authorities; or when a language or cultural barrier precludes effective communication with the proper authorities. The victim was not emotionally, mentally, or physically able to report the crime within 72 hours:

~~(b) The victim was in fear of the offender and this fear has been communicated to the proper authorities;~~

~~(c) The victim is a child under the age of 18;~~

~~(d) There was no knowledge that a crime was committed prior to reporting the incident to the proper authorities; or~~

~~(e) A language or cultural barrier exists which prevented the victim from reporting the incident to the proper authorities within 72 hours.~~

(6) through (13) no change.

Rulemaking Authority 960.045(1)(b) FS. Law Implemented 960.199 FS. History—New 11-19-12, Amended 10-1-14, 2-29-16, 5-20-19,

2A-2.016 Human Trafficking Relocation Assistance.

(1) To be eligible for human trafficking relocation assistance, the victim's need for assistance must be certified by a certified rape crisis center or domestic violence center

representative, except in cases that exceed the two-year filing requirement and are certified by a state attorney, or statewide or federal prosecutor who has jurisdiction over the crime. The BVC106HT Human Trafficking Relocation Certification Worksheet must accompany the application through (3) no change.

(2) through (3) No change.

(4) Certification Application for relocation assistance must be received by the Office of the Attorney General, Bureau of Victim Compensation within 45 days immediately following the crime or an identifiable threat by a human trafficking offender, as defined in section 787.06(3)(b), (d), (f), or (g), F.S., to demonstrate the victim is in need of urgent assistance to relocate.

(5) For a faxed certification application to be timely submitted, the transmittal cover page must bear a faxed date stamp that is within 45 days immediately following the crime or threat.

(6) through (8) no change.

(9) Filing Time. For human trafficking crimes occurring before October 1, 2019, applications must be received within one year after the crime, or within two years with good cause shown. For human trafficking crimes occurring on or after October 1, 2019, applications for relocation must be received within three years after the crime, or within five years with good cause shown. When an application for relocation is received later than the filing time required, one year after the crime and less than two years after the incident the victim/applicant must provide a good cause explanation for the delayed filing. Alternatively, BVC102 Filing Time Explanation Form, which is incorporated in subsection 2A-2.017(10), F.A.C., may be used by the victim/applicant in lieu of submitting other written good cause explanation. Acceptable explanations for good cause include:

(a) Good cause is demonstrated when the record shows the victim/applicant was pursuing other means of recourse; when the victim/applicant was not emotionally, mentally, or physically able to file the claim; when the victim/applicant was unaware that a compensation program exists; or when a language or cultural barrier hinders the access needed to timely file the claim, for obtaining financial assistance with relocation expenses;

(b) A victim who was under the age of 18 at the time of crime has one year or two years with good cause shown after turning 18 years of age for the department to receive their application for relocation for crimes occurring before October 1, 2019. For crimes occurring on or after October 1, 2019, a victim who was under the age of 18 at the time of the crime has three years or five years with good cause shown after turning 18 years of age. The victim did not know about the program;

(c) No explanation is acceptable for claims filed more than two years after the occurrence for crimes occurring before October 1, 2019, or five years after the occurrence for crimes occurring on or after October 1, 2019, unless section 960.07(3) 960.07(4)(a) or (b) F.S., or 2A-2.016(10), F.A.C. applies. The victim was not emotionally, mentally, or physically able to file the claim within one year after the date of the crime; or

~~(d) A language or cultural barrier exists which precluded accessibility to the application or certification.~~

(10) In cases that exceed the ~~two-year~~ filing requirement timeframe, the victim's need for urgent assistance must be verified in writing by a state attorney, or statewide or federal prosecutor who has jurisdiction over the crime. The verification must affirm that there is an active ongoing investigation, and that the victim needs to relocate from an unsafe environment due to the threat of future violence which is directly related to the human trafficking offense.

(11) By certifying the victim's need for relocation assistance using the BVC106HT Human Trafficking Relocation Certification Worksheet, the certified rape crisis center representative, certified domestic violence center representative, state attorney, or statewide prosecutor affirms the following:

(a) through (b) No change.

(c) The victim's urgent need to relocate results from the human trafficking crime, and that this certification is being completed within 45 days immediately following the crime, or an identifiable threat by a human trafficking offender, which has been communicated to proper authorities; or that it has been more than 45 days 2 years from the last date of the crime or identifiable threat and a the State Attorney, Statewide or Federal Prosecutor has determined the victim's need to relocate is due to the threat of future violence, and there is currently an active and ongoing investigation.

(d) through (j) No change.

(12) through (19) No change.

Rulemaking Authority 960.045(1)(b) FS. Law Implemented 960.07(1), 960.07(2), 960.13(1), 960.13(2), 960.13(3), 960.196, 960.199 FS. History—New 10-20-14, Amended 2-29-16, 5-20-19,

#### 2A-2.017 Forms

The Following Bureau of Victim Compensation forms can be obtained at [www.myfloridalegal.com](http://www.myfloridalegal.com) or by contacting the Office of the Attorney General, Bureau of Victim Compensation, PL-01 The Capitol, Tallahassee, FL 32399, (850)414-3300:

(1) Any person desiring to apply for Victim Compensation, Property Loss or relocation benefits shall submit a completed form BVC100, Bureau of Victim Compensation Claim Form revised (11/1907/45), adopted and incorporated by reference,

<https://www.flrules.org/Gateway/reference.asp?No=Ref-06417>.

(2) Any person applying for domestic violence relocation shall submit, via a certified domestic violence center, a completed form BVC106DV Domestic Violence Relocation Certification Worksheet revised (11/194/19), adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-10375>. This certification must be obtained from and completed by a certified domestic violence center representative that has been designated by the Office of the Attorney General to assist in the certification process.

(3) Any person applying for sexual battery relocation shall submit, via a certified rape crisis center, a completed form BVC106RS, Sexual Battery Relocation Certification Worksheet revised (11/194/19), adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-10379>. This certification must be obtained from and completed by a certified rape crisis center representative that has been designated by the Office of the Attorney General to assist in the certification process.

(4) Any person applying for human trafficking relocation shall submit, via a certified rape crisis or domestic violence center or state attorney, or statewide or federal prosecutor, a completed form BVC106HT, Human Trafficking Relocation Certification Worksheet revised (11/194/19), adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-10377>. This certification must be obtained from and completed by a certified domestic violence or rape crisis center representative that has been designated by the Office of the Attorney General to assist in the certification process or a state attorney, or statewide or federal prosecutor.

(5) through (8) No change.

(9) In lieu of a law enforcement reporting form or similar document from a proper authority that establishes a compensable crime occurred, a form BVC430 Law Enforcement Information Reporting Form revised (11/194/15), adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-06425> may be used. The form must be submitted by the Bureau of Victim Compensation directly to the appropriate law enforcement agency to be considered.

(10) In lieu of submitting a written explanation, any person desiring to submit an application for benefits more than 1 year, but less than 2 years, from the date of the crime, for crimes occurring before October 1, 2019, or for benefits more than 3 years but less than 5 years from the date of crime for crimes occurring on or after October 1, 2019, may submit form BVC102 Filing Time Explanation Form revised (11/194/15),

adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-06426>.

(11) In lieu of submitting a written explanation, any person applying for benefits who reported the crime more than 72 hours for crimes occurring before October 1, 2019, or more than 120 hours for crimes occurring on or after October 1, 2019, from the date of the discovery of the crime, may submit form BVC103 Reporting Time Explanation Form revised (11/194/15), adopted and incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-06427>.

(12) through (15) no change.

Rulemaking Authority 960.045(1) FS. Law Implemented 960.03, 960.05, 960.065, 960.07, 960.12, 960.13(5)(a), 960.15, 960.16, 960.17, 960.18, 960.195, 960.196, 960.198, 960.199 FS. History—New 2-11-16, Amended 10-29-17, 5-20-19, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michelle Crum, Chief of Victim Compensation  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Ashley Moody  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 15, 2019  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 11, 2019

**DEPARTMENT OF LEGAL AFFAIRS**

**Division of Victim Services and Criminal Justice Programs**

RULE NO.: RULE TITLE:

2A-3.002 Applicant and Payment Procedures

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify documentation requirements and procedures for claims filed pursuant to the Crimes Compensation Act.

SUMMARY: The proposed rule amendments are intended to clarify changes regarding documentation, filing and reporting requirements

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory

Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

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

RULEMAKING AUTHORITY: 960.045(1)(b), 960.13(9)(b) FS.

LAW IMPLEMENTED: 960.07, 960.12, 960.13, 960.15, 960.16, 960.17, 960.18, 960.195, 960.198, 960.199, 960.03, 960.196, 960.14 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Crum, Chief of Victim Compensation, Department of Legal Affairs, PL- 01, The Capitol, Tallahassee, FL 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-3.002 Applicant and Payment Procedures.

(1) The Bureau of Victim Compensation pays for medical expenses connected with the initial forensic physical examination of a victim of sexual battery as defined by section 794.011(h), F.S., or a lewd or lascivious battery or molestation as defined by section 800.04(4) or (5), F.S.

(2) through (3) No change.

(4) The claim form and invoice must be filed and received by the department within 120 days of the forensic examination. Corrections or technical defects on the in-claim form or invoice shall not result in a change to the original filing date for purposes of complying with the filing deadline. Failure to submit a properly completed claim form and invoice will result in denial of benefits.

(5) The claim form and invoice shall be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, FL 32399-1050; faxed to (850)414-6197 or (850)414-5779; or emailed to VCIntake@MyFloridaLegal.com, or submitted via the department’s web portal. The form BVC100SB, Sexual Battery Forensic Examination Claim Form revised 11/1940/15, is adopted and incorporated by reference at the following address: <http://www.flrules.org/Gateway/reference.asp?No=Ref-06144>.

A copy of said form can be obtained at [www.myfloridalegal.com](http://www.myfloridalegal.com) or by contacting the Office of the Attorney General, Bureau of Victim Compensation. ~~Failure to submit a properly completed claim form and invoice will result in denial of benefits.~~

(6) through (7)

(8) The claim form shall include the following:

(a) through (g) No change.

(h) Forensic facility information which includes the name of the facility where the examination was performed, the facility’s federal tax identification number, mailing address, ~~email address (if applicable)~~, and telephone number including the area code;

(i) Forensic examiner information which includes their name, title, and license number; ~~The name of another employee of the facility who was present at the time the examination was performed and shall henceforth be identified as the witness;~~

(j) Certification by the forensic examiner to affirm that the initial forensic physical examination for which the claim is based was performed for the purpose of collecting forensic evidence from the victim on the date identified using practices consistent with the established Adult and Child Sexual Assault Protocols; and, ~~The witness must attest to the fact that the examination was performed on the victim at the location identified;~~

(k) The signature of the forensic examiner and date of signature. ~~The signature of the witness and date of signature;~~

(l) Name, federal tax identification number, payment remittance address, email address, and telephone number of the medical provider seeking reimbursement;

(m) Medical provider billing representative’s name, title, acknowledgement from the representative that they have reviewed the medical records proving the examination occurred; and

(n) Affirmation from the medical provider’s billing representative that the information presented is correct and payment for services is outstanding.

(9) The itemized invoice shall be prepared using industry standard forms or on the provider’s letterhead. It must include the following:

(a) through (c) No change.

(d) ~~Examination D~~diagnostic codes for the encounter for examination and observation following alleged adult or child rape; child sexual abuse suspected/confirmed; adult sexual abuse suspected/confirmed; or seduction (V71.5), encounter for examination and observation following alleged rape (Z044), encounter for examination and observation following alleged adult rape (Z0441), encounter for examination and observation following alleged child rape (Z0442); and,

(e) No change.

(10) No change.

Rulemaking Authority 960.045(1) FS. Law Implemented 960.28 FS. History—New 11-1-92, Amended 9-13-94, 9-26-95, 6-19-96, 9-24-97, 2-3-00, 3-17-03, 1-16-08, 8-1-10, 12-24-15, \_\_\_\_\_.



NAME OF PERSON ORIGINATING PROPOSED RULE:  
Michelle Crum, Chief of Victim Compensation  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Attorney General Ashley Moody  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: October 15, 2019  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: September 11, 2019

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-6.053  
RULE TITLE: K-12 Comprehensive Research-Based Reading Plan

PURPOSE AND EFFECT: To align the requirements of the K-12 Comprehensive Reading Plan with current Florida Statutes. The effect will be to streamline the plan for districts and to put a greater emphasis on identifying students with a substantial reading deficiency, including those with conditions such as dyslexia, and providing appropriate interventions.

SUMMARY: This amendment aligns the rule with recent legislation including HB 7029, HB 7069, and HB 7055.

Significant changes include:

- Provides more specific guidance on how to identify students with substantial deficiencies in reading;
- directs the funding to prioritize instruction for students in K-3 with a substantial deficiency in reading;
- aligns to statute and ensures charter schools receive their proportionate share of the allocation and do not have to follow the reading plan;
- allows districts flexibility in the design of their Reading Coach model;
- ensures accurate reporting of required professional development; and
- specifies how districts will report how intensive reading interventions are provided by teachers who are certified or endorsed in reading.

**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: It is not anticipated that the proposed amendment will have any adverse impact on economic growth or business

competitiveness, or increase regulatory costs or any other factor listed in s. 120.541(2), F.S. and will not require legislative ratification. The Just Read, Florida! office is already reviewing, approving and monitoring the annual K-12 Comprehensive Reading Plan. This rule change does not add additional regulatory requirements and will not require legislative ratification.

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

RULEMAKING AUTHORITY: 1001.02, 1008.25, 1011.62, FS.

LAW IMPLEMENTED: 1001.215, 1008.25, 1011.62, FS.

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

DATE AND TIME: November 15, 2019, 9:00 a.m.

PLACE: Government Services Building, 1769 E. Moody Blvd, #2, Bunnell, FL 32110.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Myhre, Executive Director, Just Read, Florida! 325 West Gaines Street, Tallahassee, Florida 32399, (850)245-9699 Richard.Myhre@fldoe.org.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

6A-6.053 K-12 Comprehensive Evidence Research-Based Reading Plan.

(1) Annually, school districts shall submit a K-12 Comprehensive Evidence Research -Based Reading Plan for the specific use of the research-based reading instruction allocation in the format prescribed by the Department for review and approval by the Just Read, Florida! Office pursuant to section 1011.62, F.S. The K-12 Comprehensive Evidence Research -Based Reading Plan must accurately depict and detail the role of administration (both district and school level), professional development, assessment, curriculum, and instruction in the improvement of student learning of the English Language Arts Florida Standards (LAFS). This information must be reflected for all schools and grade levels; ~~including charter schools, alternative schools, and juvenile justice facilities.~~ The K-12 Comprehensive Evidence Research -Based Reading Plan must ensure that:

(a) Leadership at the district and school level is guiding and supporting the initiative;

(b) The analysis of data drives all decision-making;

(c) All intensive reading interventions must be delivered by a teacher who is certified or endorsed in reading. Professional development is systemic throughout the district and is targeted at individual teacher needs as determined by analysis of student

performance data and includes lesson study and professional learning communities;

(d) Measurable student achievement goals are established and clearly described; and,

(e) Evidence ~~Appropriate~~ research-based instructional materials comply with section 1011.67, F.S.; and ~~and strategies are used to address specific student needs.~~

(f) Supplemental instructional materials comply with section 1001.215(8), F.S.

(2) Research-Based Reading Instruction Allocation. Districts will submit a budget for the ~~K-12 Comprehensive Research-Based Reading Instruction Allocation Plan~~, including salaries and benefits, professional development costs, assessment costs, and programs/materials costs. In accordance with section 1008.25(3)(a), F.S., budgets must be prioritized for K-3 students with substantial deficiencies in reading identified in sub-paragraph (9)(c)5. of this rule. Budgets must be in accordance with the district approved plan.

(3) Reading Leadership Teams. Districts must describe in the plan the process the principal will use to form and maintain a Reading Leadership Team.

(4) Professional Development. The plan must make adequate provisions to require principals to:

(a) Provide the professional development required by section 1012.98(4)(b)11., F.S., which includes the training necessary to implement the multisensory reading intervention identified in paragraph (9)(c) of this rule ~~Target specific areas of professional development need based on assessment data and reflect those goals in the Individual Professional Development Plan (IPDP);~~

(b) Differentiate and intensify professional development for teachers based on progress monitoring data;

(c) Identify mentor teachers and establish model classrooms within the school;

(d) Ensure that time is provided for teachers to meet weekly for professional development including lesson study and professional learning communities; and,

(e) Provide teachers with the information contained in the K-12 Comprehensive Evidence ~~Research~~ -Based Reading Plan.

(5) Charter schools. Charter schools must utilize their proportionate share of the research-based reading allocation in accordance with sections 1002.33(7)(a)2.a., and 1008.25(3)(a), F.S. All intensive reading interventions specified by the charter must be delivered by a teacher who is certified or endorsed in reading. ~~be given the opportunity to participate in the district plan, but may opt not to participate. Charter schools that choose to participate in the plan must meet the requirements outlined in the District K-12 Comprehensive Research-Based Reading Plan; however, they may meet these requirements through methods that differ from those in the district plan. One plan must be submitted for each district that includes charter schools~~

that choose to participate. The district will maintain documentation of the following:

~~(a) District's offer of invitation to charter schools to participate in the plan;~~

~~(b) District's assurance that they will monitor charter schools for fidelity to the plan;~~

~~(c) Charter school's agreement to implement the plan with fidelity or charter school's decision not to participate; and,~~

~~(d) Charter school's agreement to be monitored by the school district for fidelity to the plan.~~

~~As with any school in the district, charter schools are subject to the district prioritization of funds based on school need and do not receive a set amount of funding through the reading allocation based upon their student enrollment. If the charter school declines to participate, the funds that would have been directed to the school remain in the district to serve low performing schools.~~

(6) Reading/Literacy Coaches.

~~(a) If the funding of reading/literacy coaches is part of the Research-Based Reading Instruction Allocation budget, district leadership must allocate resources to hire reading/literacy coaches must be assigned to for the schools determined to have the greatest need based on: student performance data.~~

~~1. Student performance data;~~

~~2. Experience and expertise of the administration and faculty in reading assessment, instruction, and intervention; and,~~

~~3. Receptiveness of administration and faculty to the coaching model.~~

~~(b) The district must ensure that the number of schools served by state, federal, or locally funded reading/literacy coaches is maintained or increased over the previous year and prioritized based on school need.~~

~~(c) Any reading/literacy coach who is funded through the Research-Based Reading Instruction Allocation in the Florida Education Finance Program (FEFP) as part of the K-12 Comprehensive Research-Based Reading Plan must be a full-time coach. Reading/literacy coaches who split their time between two (2) schools are considered full-time coaches.~~

~~(b)(d) Districts must use the Just Read, Florida! model or explain the evidence-based coaching model used in their district and how they will monitor the implementation and effectiveness of the coaching model—and assure. This must include how communication between the district, school administration, and the reading coach throughout the year will to address areas of concern.~~

~~(c)(e) All schools utilizing reading/literacy coaches must implement the Just Read, Florida! reading/literacy coach model is described below:~~

~~1. No change.~~

~~2. Coaches will:~~

a. through e. No change.

f. Work with teachers to ensure that ~~evidence research~~-based reading programs (comprehensive core reading programs, supplemental reading programs and comprehensive intervention reading programs) are implemented with fidelity;

g. through m. No change.

~~(f) While the reading coach must not be assigned a regular classroom teaching assignment, they are expected to work frequently with students in whole and small group instruction in the context of modeling and coaching in other teachers' classrooms.~~

~~(d)(g)~~ Minimum Qualifications. Reading/literacy coaches must have experience as successful classroom teachers. Coaches must exhibit knowledge of ~~evidence scientifically~~ based reading research, special expertise in quality reading instruction and infusing reading strategies into content area instruction, and data management skills. They must have a strong knowledge base in working with adult learners. Coaches must be excellent communicators with outstanding presentation, interpersonal, and time management skills. The coach must have a minimum of a bachelor's degree and advanced coursework or professional development in reading is required. The reading/literacy coach must be rated highly effective and be endorsed or K-12 certified in the area of reading, ~~or working toward that status by completing a minimum of two (2) reading endorsement competencies of sixty (60) in-service hours each or six (6) semester hours of college coursework in reading per year.~~

(7) District level monitoring of the District K-12 Comprehensive ~~Evidence Research~~ -Based Reading Plan Implementation. The plan must demonstrate adequate provisions for:

(a) Monitoring the level of implementation of the K-12 Comprehensive ~~Evidence Research~~ -Based Reading Plan at the school and classroom level, including an explanation of the data that will be collected, how it will be collected, and the frequency of review. Districts must also explain how concerns are communicated if it is determined that the K-12 Comprehensive ~~Evidence Research~~ -Based Reading Plan is not being implemented in a systematic and explicit manner, based on data to meet the needs of students.

(b) Ensuring that all instruction in reading is systematic and explicit, based on data, and uses an ~~evidence-~~ ~~research~~ based sequence of reading instruction and strategies to meet the needs of students at the school level and determining appropriate instructional adjustments.

(c) through (d) No change.

(e) Reporting of data elements as required by the K-12 Comprehensive ~~Evidence Research~~ -Based Reading Plan within the Automated Student and Staff Data Base System. These data elements include:

1. Student Enrollment in Reading Intervention;  
2. Reading Endorsement competency status for teachers;  
and

3. Reading Certification progress status for teachers; ~~and,~~  
4. ~~CAR PD or NGCAR PD status for teachers, in accordance with rule 6A 5.090, F.A.C.~~

(8) School-level monitoring of District K-12 Comprehensive ~~Evidence Research~~ -Based Reading Plan Implementation.

(a) through (b) No change.

(9) Assessment, Curriculum, and Instruction.

(a) Elementary schools must teach reading in a dedicated, uninterrupted block of time of at least ninety (90) minutes duration daily to all students. The reading block will include whole group instruction utilizing an ~~evidence research~~-based sequence of reading instruction (comprehensive core reading program) and small group differentiated instruction in order to meet individual student needs.

~~(b) A Comprehensive Core Reading Program (CCRP) must be taught as the major instructional tool for reading instruction. Districts are provided a performance based flexibility option which may exempt schools from the use of the CCRP. Districts implementing this flexibility must describe their plan for reading instruction, including the intervention for students reading below grade level in grades K-5 or K-6 as applicable. It is a district decision whether to implement the following performance based flexibility option. Elementary schools meeting all of the following criteria are not required to implement a Comprehensive Core Reading Program:~~

~~1. A current school grade of an A or B; and,~~

~~2. Ninety (90) percent of students meeting high standards in reading (a satisfactory or above score on the statewide English Language Arts assessment).~~

~~(c) It is a district decision whether to implement the following performance based flexibility option: For students in grades four and five scoring Level 4 or 5 on FCAT or above satisfactory on the statewide English Language Arts assessment, districts shall offer enrichment programs that include core content that continues to develop the child's literacy skills. These students are not required to receive instruction from a Comprehensive Core Reading Program, nor are they required to receive ninety (90) minutes of reading instruction.~~

~~(b)(d)~~ K-12 reading instruction will align with Florida's Formula for Success, 6+4+ii+iii, which includes six (6) components of reading: oral language, phonological awareness, phonics, fluency, vocabulary, and comprehension; four (4) types of classroom assessments: screening, progress monitoring, diagnosis, and summative assessment outcome measures; initial instruction (ii) including building considerations for background and content knowledge,

motivation, ~~and~~ the provision for print rich, explicit, systematic, scaffolded, and differentiated instruction, and ~~the reading/writing~~ in response to reading ~~connection~~; immediate, intensive intervention (iii): including extended time, targeted instruction based on student need, small group or one-on-one instruction flexible grouping, accommodations, and more frequent progress monitoring. Data from the results of formative assessments will guide differentiation of instruction and intervention in the classroom.

~~(e) Instructional Materials Charts:~~

~~1. Districts are required to submit Instructional Materials Charts that address all research based instructional materials used to provide reading instruction with a description of how they will be integrated into the overall instructional design:~~

- ~~a. Comprehensive Core Reading Programs (CCRP) — elementary school level only;~~
  - ~~b. Middle School Grades Developmental Reading Programs;~~
  - ~~c. Supplemental Intervention Reading Programs (SIRP);~~
  - ~~d. Comprehensive Intervention Reading Programs (CIRP);~~
- and,
- ~~e. Educational technology.~~

~~2. The instructional materials charts must also address the following:~~

- ~~a. Reading instructional minutes per day — elementary school level only;~~
- ~~b. Assessments listed by grade. Elementary — screening, progress monitoring, diagnostic, and outcome measure. Middle and High School — screening (including criteria for placement in extended time reading intervention), progress monitoring, diagnostic, and outcome measure.~~
- ~~c. Reading Intervention. Elementary — minutes per day, days per week, group size cap for intervention. Middle and High School — minutes per day, days per week, class size cap for reading intervention courses, and whether content area intervention is offered.~~

~~d. All charter schools and juvenile justice facilities must be listed within these charts. Districts must note which charter schools have opted out of the plan.~~

~~(f) The plan must demonstrate compliance with rule 6A-6.054, F.A.C., K-12 Student Reading Intervention Requirements.~~

~~(c)(g) Districts are required to develop Assessment/Curriculum Decision Trees to demonstrate how data assessment data from progress monitoring and other forms of assessment will be used to determine specific reading instructional needs and interventions for all students in grades K-12. The chart must include:~~

- ~~1. Name of assessment(s); screening, diagnostic, progress monitoring, local assessment data, statewide assessments, or teacher observations in use within the district. Pursuant to~~

section 1002.69, F.S., the Florida Kindergarten Readiness Screener (FLKRS) must be used as a component of identification for kindergarten students, and pursuant to section 1008.25(4)(a), F.S., the Florida Standards Assessment-English Language Arts (FSA-ELA) must be one of the components used for grades 3-12;

2. Targeted audience (grade level);

3. Performance criteria used for decision-making for each instrument listed in sub-paragraph (9)(c)1. of this rule at each grade level. Districts must explicitly state the criteria used by the district to identify K-3 students with a substantial deficiency in reading accordance with section 1008.25(5)(a), F.S. District-selected performance criteria must identify students at a proportional rate compared to district performance on statewide assessments such as FLKRS and FSA-ELA;

4. Assessment/curriculum connection; and;

5. An explanation of how instruction will be modified for students who have not responded to a specific level of reading intervention with the initial intensity (time and group size) provided. This must include specific criteria for when a student is identified to receive intensive reading interventions by a teacher who is certified or endorsed in reading and how the intensive reading interventions are provided. Districts must identify the multisensory intervention provided to students in grade K-3 who have a substantial deficiency in reading.

Rulemaking Authority 1001.02(2), 1011.62, 1008.25 FS. Law Implemented 1001.215, 1011.62, 1008.25 FS. History—New 6-19-08, Amended 4-21-11, 2-17-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard Myhre, Executive Director, Just Read, Florida!

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 14, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 26, 2019

**AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing**

RULE NO.:           RULE TITLE:

59A-35.040       License Required; Display

PURPOSE AND EFFECT: The Agency proposes to amend Rule 59A-35.040, F.A.C., to strike Health Care Risk Managers and Clinical Laboratory provider types indicated in the rule as they are no longer regulated. Proposed changes will also strike language requiring providers to return a hard copy of a license to the Agency upon revocation or cancelation of said license.

SUMMARY: Rule 59A-35.040, F.A.C., outlines license requirements related to display and time frames for license changes requested by providers. The Agency proposes to

amend Rule 59A-35.040, F.A.C., to strike Health Care Risk Managers and Clinical Laboratory provider types indicated in the rule as they are no longer regulated. Proposed changes will also strike language requiring providers to return a hard copy of a license to the Agency upon revocation or cancelation of said license.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 408.819, FS.

**LAW IMPLEMENTED:** 408.804, 408.810, 408.813, FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** November 12, 2019, 2:00 - 3:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Kim Stewart, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS # 28A Tallahassee, Florida, 323087 or by phone (850)412-3492. 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:** Kim Stewart at (850)412-3492 or email at: Kimberly.Stewart@ahca.myflorida.com.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

59A-35.040 License Required; Display.

(1) No change.

(2) Any request to amend a license must be received by the Agency in advance of the requested effective date as detailed below. Requests to amend a license are not authorized until the license is issued.

(a) No change.

(b) Requests to change the address of record must be received by the Agency 21 to 120 days in advance of the requested effective date for the following provider types:

1. through 2. No change

~~3. Health Care Risk Managers, as provided under Chapter 395, Part I, F.S.;~~

4. through 9. renumbered 3. through 8. No change.

~~10. Clinical Laboratories, as provided under Chapter 483, Part I, F.S.;~~

11. through 12. renumbered 9. through 10 No change.

(c) No change.

(3) through (4) No change.

~~(5) The licensee shall return the license certificate to the Agency upon the rendition of a final order revoking, cancelling or denying a license, and upon the voluntary discontinuance of operation.~~

Rulemaking Authority 408.819 FS. Law Implemented 408.804, 408.810, 408.813 FS. History—New 7-14-10, Amended\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:**

Kim Stewart

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Mary C. Mayhew

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** 10/09/2019

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** 08/16/2019

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**

**RULE NO.:** RULE TITLE:

61N-2.022 Application for Restricted Prescription Drug Distributor – Health Care Entity Permit

**PURPOSE AND EFFECT:** To create a new rule to provide language and incorporate by reference, the Application for Permit as a Restricted Prescription Drug Distributor – Health Care Entity.

**SUMMARY:** The proposed rulemaking creates and incorporates by reference the Division of Drugs, Devices, and Cosmetics’ Application for Permit as a Restricted Prescription Drug Distributor – Health Care Entity, within the text of Proposed Rule 61N-2.022, F.A.C.

**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 economic review conducted by the agency.

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:** 499.01, 499.012, 499.05, 499.041 F.S.

**LAW IMPLEMENTED:** 499.01, 499.012, 499.0121, 499.041, 499.05, 559.79, F.S.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stephanie Prine, Government Operations Consultant, III, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1047; (850)717-1816; Stephanie.Prine@myfloridalicense.com.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

61N-2.022 Application for Permit as a Restricted Prescription Drug Distributor – Health Care Entity.  
A Restricted Prescription Drug Distributor – Health Care Entity Permit is required for a hospital or health care entity for the limited purpose of transferring prescription drugs among hospitals or other health care entities that are either: (1) under common control; or (2) members of a group purchasing organization; or (3) a warehouse or purchasing depot of a university to transfer prescription drugs to practitioner or non-practitioner researchers for university sponsored research conducted in accordance with Section 1004.22, F.S. An applicant wishing to obtain a Restricted Prescription Drug Distributor – Health Care Entity Permit shall submit a complete application to the department on Form DBPR-DDC-207, Application for Permit as a Restricted Prescription Drug

Distributor – Health Care Entity, effective September 2019, incorporated herein by reference.  
<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>, together with the appropriate fees. A copy of Form DBPR-DDC-207, Application for Permit as a Restricted Prescription Drug Distributor – Health Care Entity, can be obtained at <https://www.myfloridalicense.com> or by contacting the Department of Business and Professional Regulation, Division of Drugs, Devices and Cosmetics at 2601 Blair Stone Road, Tallahassee, Florida 32399-1047, (850) 717-1800.  
Rulemaking Authority 499.01, 499.012, 499.05, 499.041 F.S. Law Implemented 499.01, 499.012, 499.0121, 499.041, 499.05, 559.79 F.S. History–New

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Walter Copeland, Division Director

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Halsey Beshears, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** October 9, 2019

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** February 26, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**

**RULE NO.:** 61N-2.023 **RULE TITLE:** Application for Restricted Prescription Drug Distributor – Institutional Research Permit

**PURPOSE AND EFFECT:** To create a new rule to provide language and incorporate by reference, the Application for Permit as a Restricted Prescription Drug Distributor – Institutional Research.

**SUMMARY:** The proposed rulemaking creates Rule 61N-2.023, F.A.C., and incorporates by reference the Division of Drugs, Devices and Cosmetics’ Application for Permit as a Restricted Prescription Drug Distributor – Institutional Research, within the rule text.

**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 economic review conducted by the agency.

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: 499.01, 499.012, 499.05, 499.041, FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.0121, 499.041, 499.05, 559.79, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stephanie Prine, Government Operations Consultant III, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1047; (850)717-1816; Stephanie.Prine@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61N-2.023 Application for Permit as a Restricted Prescription Drug Distributor – Institutional Research.

A Restricted Prescription Drug Distributor – Institutional Research Permit is required for a licensed pharmacy of a university to transfer prescription drugs to practitioner or non-practitioner researchers for university sponsored research conducted in accordance with Section 1004.22, F.S., as set forth in rule 61N-1.023(6), F.A.C. An applicant wishing to obtain a Restricted Prescription Drug Distributor – Institutional Research Permit shall submit a complete application to the department on Form DBPR-DDC-212, Application for Permit as a Restricted Prescription Drug Distributor – Institutional Research, effective September 2019, incorporated herein by reference.

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, together with the appropriate fees. A copy of Form DBPR-DDC-212, Application for Permit as a Restricted Prescription Drug Distributor – Institutional Research, can be obtained at <https://www.myfloridalicense.com> or by contacting the Department of Business and Professional Regulation, Division of Drugs, Devices and Cosmetics at 2601 Blair Stone Road, Tallahassee, Florida 32399-1047, (850) 717-1800. Rulemaking Authority 499.01, 499.012, 499.05, 499.041 FS. Law Implemented 499.01, 499.012, 499.0121, 499.041, 499.05, 559.79 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Walter Copeland, Division Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 9, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 26, 2016

## DEPARTMENT OF HEALTH

### Board of Podiatric Medicine

RULE NO.: RULE TITLE:

64B18-14.009 Minor Violations; Notices of Compliance

PURPOSE AND EFFECT: The amendment updates those violations which may be considered by the Department to be minor violations and for which a notice of noncompliance may be issued for a first-time offense.

SUMMARY: The proposed amendment modifies the rule to be consistent with the language of the laws implemented and to include the failure of podiatric x-ray assistants to report a change in certification status to the supervising podiatric physician.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.072(3), 456.073, 461.005 FS.

LAW IMPLEMENTED: 456.073 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-14.009 Minor Violations; Notices of Noncompliance.

(1) Through (2) No Change.

(3) A notice of noncompliance in lieu of other actions is authorized only if the violation is not a repeat violation and only if there is only one violation. If there are multiple violations, then the Department may not issue a notice of noncompliance, but must prosecute the violation under the other provisions of Section 456.073, F.S. There is only one exception to the prohibition against use of a notice of noncompliance when there is more than one violation. A notice of noncompliance may be issued to a registered dispensing practitioner for a first time violation of one or more of the violations listed in subsection (4), paragraphs ~~(k), (f), (g)~~, (l), (m), and (n), ~~(o), and (p)~~, if there is not evidence of diversion.

(4) The Board hereby establishes the following as minor violations which the Department may act upon by issuing notices of noncompliance for an initial offense:

(a) Through (e) No Change.

(f) Failure of a certified x-ray assistant to notify the supervising podiatric physician(s) of any changes to their certification status prior to continuing to perform the duties of a certified podiatric x-ray assistant, contrary to Rule 64B18-24.003, F.A.C. Failing to, before dispensing any drug, give the patient a written prescription and orally or in writing advise the patient that the prescription may be filled in the practitioner's office or at any pharmacy, in violation of Section 465.027(2)(c), F.S. This applies to dispensing practitioners only.

~~(g) Dispensing medication without proper labeling, contrary to the provisions of Section 893.05(2), F.S., and Rule 64B16.28.108, F.A.C. This applies to dispensing practitioners only.~~

~~(g)(h) For a practitioner who is not required to register as a dispensing practitioner, failing to dispense drugs in the manufacturer's labeled packaged with the practitioner's name, patient's name, and the date dispensed or, if such drugs are not dispensed in the manufacturer's labeled package, failing to dispense the medication in a container which bears the~~

following information: practitioner's name; patient's name; date dispensed; name and strength of the drug; and directions for use, contrary to Section 465.0276, F.S.

~~(h)(i) Failing to properly store medications which require refrigeration, contrary to Rule 64B16-28.104, F.A.C.~~

~~(i)(j) Failing to remove outdated medications from stock, contrary to Rule 64B16-28.110, F.A.C.~~

~~(j)(k) Failing to have proper labeling on all stock medications, contrary to Section 499.007, F.S.~~

~~(k)(l) Failing to post the generic drug sign, contrary to Section 465.025(7), F.S. This applies to dispensing practitioners only.~~

~~(l)(m) Failing to initial and date all controlled substances dispensed and all refills thereof, contrary to Section 893.04(1)(c)6., F.S. This applies to dispensing practitioners only.~~

~~(m)(n) Filling controlled substance prescriptions which do not have the patient's address on them, contrary to Section 893.04(1)(c)1., F.S. This applies to dispensing practitioners only.~~

~~(n)(o) Filling controlled substance prescriptions which do not have the practitioner's DEA number on them, contrary to Section 893.04(1)(c)2., F.S. This applies to dispensing practitioners only.~~

~~(p) Using a computer system, but failing to maintain a daily hard copy printout of controlled substances initialed and dated by the practitioner and failing to assure that the computer information is readily retrievable, contrary to subsection 64B16 28.119(5), F.A.C. This applies to dispensing practitioners only.~~

~~(o)(q) Failing to maintain records relating to controlled substances in a readily retrievable form, contrary to Section 893.07(4), F.S., and 21 C.F.R. §1304.04.~~

~~(p)(r) Failing to dispense medication in a childproof container, contrary to 16 C.F.R. §1700.14a(10).~~

(5) No change.

Rulemaking Authority 456.072(3), 456.073, 461.005 FS. Law Implemented ~~120.695~~, 456.073 FS. History—New 4-1-91, Formerly 21T-14.009, 61F12-14.009, Amended 2-25-96, 6-17-97, Formerly 59Z-14.009, Amended 8-8-99, 10-7-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Podiatric Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 4, 2019



**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: RULE TITLE:  
 64B18-24.003 Reporting Requirement for Certified Podiatric X-Ray Assistants.

PURPOSE AND EFFECT: The new rule protects the public by keeping the supervising podiatric physician informed of the certification status of x-ray assistants working under their supervision.

SUMMARY: The proposed new rule informs podiatric x-ray assistants that they need to update their podiatric physician supervisor of any changes in status of the x-ray assistant's certification.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 461.005, 461.0135 FS.

LAW IMPLEMENTED: 461.0135 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-24.003 Reporting Requirement for Certified Podiatric X-Ray Assistants.

(1) A certified podiatric x-ray assistant shall immediately notify his or her supervising podiatric physician(s) of any change in certification status, including:

(a) Any final disciplinary action taken by the Department that revokes, suspends, or places on probation the x-ray assistant's certification;

(b) Refusal by the Department to renew the x-ray assistant's certification; or

(c) Expiration of the certification due to failure to renew by the expiration date.

(2) The certified podiatric x-ray assistant shall notify the supervising podiatric physician(s) prior to continuing to perform the duties of a certified podiatric x-ray assistant.

Rulemaking Authority 461.005, 461.0135 FS. Law Implemented 461.0135 FS. History—New.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Podiatric Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 4, 2019

**Section III  
 Notice of Changes, Corrections and  
 Withdrawals**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:  
 59A-35.110 Reporting Requirements; Electronic Submission

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 180, September 16, 2019 issue of the Florida Administrative Register.

The previous summary of statement of estimated regulatory costs and legislative ratification was incomplete and should read as thus:

**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 a SERC is not required and that no legislative ratification pursuant to subsection 120.541(3), F.S. is required based upon the Agency’s review of information at the time of analysis and the preparation of a checklist for each rule to determine the need for the creation of a SERC.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Agency has determined that no SERC is required and that no legislative ratification pursuant to subsection 120.541(3), F.S. is required based upon the Agency’s review of information at the time of analysis and the preparation of a checklist for each rule to determine the need for the creation of a SERC.

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.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of State Employees’ Insurance**

RULE NO.: RULE TITLE:  
60P-1.003 Definitions

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 191, October 1, 2019 issue of the Florida Administrative Register.

These rules are expected to require legislative ratification, based upon a new statutory provision. During the 2019 Legislative Session, subsection 110.123(3)(h)2.d., Florida Statutes, was amended to provide that the department shall submit the rules to the President of the Senate and the Speaker of the House of Representatives for ratification no later than 30 days before the 2020 Regular Session of the Legislature. The rules may not take effect until ratified by the Legislature.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of State Employees’ Insurance**

RULE NOS.: RULE TITLES:  
60P-2.002 Eligibility and Enrollment  
60P-2.003 Changes in Coverage

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 191, October 1, 2019 issue of the Florida Administrative Register.

These rules are expected to require legislative ratification, based upon a new statutory provision. During the 2019

Legislative Session, subsection 110.123(3)(h)2.d., Florida Statutes, was amended to provide that the department shall submit the rules to the President of the Senate and the Speaker of the House of Representatives for ratification no later than 30 days before the 2020 Regular Session of the Legislature. The rules may not take effect until ratified by the Legislature.

**Section IV  
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on September 4, 2019, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for Jasper SOFI LLC, dba Jasper Miami at 701 & 747 4th Street, Miami-Beach, FL. Petitioner seeks a variance of the requirements of paragraph 61C-1.004 (2)(a), Florida Administrative Code that requires public bathroom facilities in the lobby of a hotel which poses a significant hardship. Any interested person may file comments within 14 days of the publication of this notice with Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011 (VW 2019-176).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cindy Ross, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. [dhr.rules@myfloridalicense.com](mailto:dhr.rules@myfloridalicense.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 October 8, 2019, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for BRFL Associates, LLC dba Holiday Inn Express Brandon at 510 Grand Regency Blvd, Brandon, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Sections 2.2.2.3 and 2.2.2.5, as adopted by Rule 61C-5.001, Florida Administrative Code that requires a drain or

sump pump 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 2019-177).

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. [ahr.elevators@myfloridalicense.com](mailto:ahr.elevators@myfloridalicense.com).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On October 15, 2019, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from Elder Planning Income Concepts LLC d/b/a Coca Cola Bottling Plant of Ocala, filed September 10, 2019, and advertised on September 16, 2019 in Vol. 45, No. 180, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rules 3.3.2 and 3.11.1(a)(2), ASME A17.3, 1996 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires platform guards and car emergency signaling devices because the Petitioner has not demonstrated that the purpose of the underlying statute has been met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2019-164).

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that on October 07, 2019, the Department of Environmental Protection, received a petition for waiver from Marilyn Wambold. The petition requested a variance/waiver of the \$500.00 deductible requirement for the Abandoned Tank Restoration Program from Rule 62-769.800, F.A.C., which is required when a site is eligible for state funding under the Abandon Tank Restoration Program. The facility is located at 7920 Garden Drive N, St. Petersburg, FL 33710, Parcel # 13-31-15-09738-001-0060. The petition has been assigned OGC # 19-1624 and File No. 529101624.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Monica Brady, (850)245-8844, [Monica.J.Brady@floridadep.gov](mailto:Monica.J.Brady@floridadep.gov), Department of Environmental Protection, 2600 Blairstone Road, MS 4575, Tallahassee, FL 32399; during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Statewide Task Force on Opioid Abuse to Combat Florida’s Substance Abuse Crisis announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 25, 2020, 1:00 p.m. until conclusion

PLACE: Cabinet Meeting Room– Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Task Force Business

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas at [Rachel.Kamoutsas@myfloridalegal.com](mailto:Rachel.Kamoutsas@myfloridalegal.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Rachel Kamoutsas at [Rachel.Kamoutsas@myfloridalegal.com](mailto:Rachel.Kamoutsas@myfloridalegal.com) by telephone at (850)245-0140.

DEPARTMENT OF LEGAL AFFAIRS

The Statewide Task Force on Opioid Abuse to Combat Florida’s Substance Abuse Crisis announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 24, 2020, 1:00 p.m. until conclusion

PLACE: Manatee Memorial Hospital, The Auditorium, 206 Second Street East, Bradenton, FL 34208

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Task Force Business

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com by telephone at (850)245-0140.

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DEPARTMENT OF LEGAL AFFAIRS

The Statewide Task Force on Opioid Abuse to Combat Florida's Substance Abuse Crisis announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 21, 2019, 2:00 p.m. until conclusion

PLACE: St. Leo University, Board Room, 33701 State Rd. 52, St. Leo, FL 33574

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Task Force Business

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com by telephone at (850)245-0140.

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DEPARTMENT OF LEGAL AFFAIRS

The Statewide Task Force on Opioid Abuse to Combat Florida's Substance Abuse Crisis announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 17, 2019, 10:00 a.m. until conclusion

PLACE: Miami Dade College, Wolfson Campus, Chapman Conference Center Room, 3210- Bldg 3, 2nd Floor, 300 NE 2nd Avenue, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Task Force Business

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com by telephone at (850)245-0140.

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DEPARTMENT OF LEGAL AFFAIRS

The Statewide Task Force on Opioid Abuse to Combat Florida's Substance Abuse Crisis announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 10, 2020, 1:00 p.m. until conclusion

PLACE: Seminole County Sheriff's Office, Professional Development Center, 2772 Depot Ave., Sanford, FL 32773

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Task Force Business

A copy of the agenda may be obtained by contacting: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Rachel Kamoutsas at Rachel.Kamoutsas@myfloridalegal.com by telephone at (850)245-0140.

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**DEPARTMENT OF LEGAL AFFAIRS**

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** October 27, 2019, 1:30 p.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The 4th Quarterly Meeting of 2019 of the Florida Commission on the Status of Women

**DATE AND TIME:** November 12, 2019, 10:00 a.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Awards & Recognition Committee

**DATE AND TIME:** November 14, 2019, 10:00 a.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Essay Contest Task Force

**DATE AND TIME:** November 14, 2019, 2:00 p.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Annual Report Committee

**DATE AND TIME:** November 19, 2019, 10:00 a.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Public Outreach Committee

**DATE AND TIME:** November 19, 2019, 4:00 p.m.

**PLACE:** Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Public Policy Committee

**NOTE:** In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050 PHONE: (850)414-3300, FAX: (850)921-4131

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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050 PHONE: (850)414-3300, FAX: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050 PHONE: (850)414-3300, FAX: (850)921-4131.

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**STATE BOARD OF ADMINISTRATION**

The Florida Commission on Hurricane Loss Projection Methodology announces two public meetings to which all persons are invited.

**DATES AND TIMES:** Tuesday, October 29, 2019, 9:00 a.m. (ET) to conclusion of the meeting; Wednesday, October 30, 2019, 9:00 a.m. (ET) to conclusion of the meeting

**PLACE:** Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, Florida 32308. Persons in the U.S. wishing to participate by telephone may dial 1(888)585-9008 and enter conference code (973)664-296. Persons outside the U.S. wishing to participate by telephone should contact Donna Sirmons at the number or email listed below for the conference telephone number.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion and adoption of the 2019 hurricane standards, acceptability process, and Hurricane Standards Reports of Activities. Other business of the Commission may also be considered.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, donna.sirmons@sbafla.com, (850)413-1349.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Donna Sirmons at the email or number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: Tuesday, November 19, 2019, 9:00 a.m.  
 PLACE: SWFWMD, 7601 Highway 301 North, Tampa, FL, 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 Note: Change of Date. Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lori.Manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4606 (Ad Order EXE0700).

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: Tuesday, November 5, 2019, 1:00 p.m.  
 PLACE: SWFWMD, 7601 US Highway 301 North, Tampa FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 Public Supply Advisory Committee meeting: To discuss committee business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of committee and Governing Board members

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lauren.Vossler@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x 4400(Ad Order EXE0701).

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: Tuesday, November 5, 2019, 10:00 a.m.  
 PLACE: SWFWMD, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 Industrial Advisory Committee meeting: To discuss committee business. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of committee and Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lauren.Vossler@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4400 (Ad OrderEXE0702).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Board of Veterinary Medicine

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

DATE AND TIME: Tuesday, November 5, 2019, 2:00 p.m.

PLACE: Teleconference: 1(888)585-9008, Conference Room: 148-951-924, followed by #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: New board member training.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. 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: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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#### DEPARTMENT OF HEALTH

##### Board of Chiropractic Medicine

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

DATE AND TIME: November 8, 2019, 8:30 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure and discipline.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 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).

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: Anthony.Spivey@flhealth.gov.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 25, 2019, 8:30 a.m.

PLACE: Department of Children and Families office, 2295 Victoria Avenue, conference room 307, Ft. Myers

GENERAL SUBJECT MATTER TO BE CONSIDERED: on-going Lee County Community Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Jones

For more information, you may contact: Stephanie Jones, (239)895-0257.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Refugee Services

The Southwest Florida (SWFL) Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 6, 2019, 1:00 p.m. – 3:00 p.m.

PLACE: Department of Children and Families – Room 307, 2295 Victoria Ave., Ft. Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Southwest Florida Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Janet Blair at 1(813)545-1716 or David Draper at (407)317-7335.

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: Janet Blair at 1(813)545-1716 or David Draper at (407)317-7335. 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: Janet Blair at 1(813)545-1716 or David Draper at (407)317-7335.

**DEPARTMENT OF FINANCIAL SERVICES**

Division of Workers' Compensation

The DEPARTMENT OF FINANCIAL SERVICES announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 30, 2019, 2:00 p.m.

PLACE: Room 116, Larson Bldg., 200 E. Gaines St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Division of Workers' Compensation announces a public meeting of the Three-Member Panel to which all persons are invited. The public meeting has been convened to facilitate the Three-Member Panel's consideration of the following items:

- \*Three-Member Panel 2019 Draft Biennial Report
- \*Annual approval of maximum reimbursement allowances.

A copy of the agenda may be obtained by contacting: The Division of Workers' Compensation will publish the agenda and meeting packet for the Panel's October 30, 2019 meeting on the Division's website under "Notices" (<http://www.myfloridacfo.com/Division/WC/noticesRules.htm>).

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: Vicky Fletcher at (850)413-4185. 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: Andrew Sabolic at (850)413-1628.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

The FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 1, 2019, 10:00 a.m.

PLACE: Department of Economic Opportunity, Caldwell Building, 107 E. Madison Street, Room 114, Tallahassee, Florida 32399

Tele-conference Number: 1(888)585-9008, Conference Code: 717-433-638

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Economic Opportunity (DEO) is seeking one or more public or nonprofit entities to administer the Weatherization Assistance Program (WAP) in Indian River,

Okeechobee, St. Lucie, Martin, Calhoun and Liberty counties. Entities interested in contracting with DEO to provide these services should be present at this public meeting in order to be informed of the qualifications, application requirement, and deadline for submitting applications.

Pursuant to 10 CFR §440.15, selection of an entity, or entities, will be based on entities' experience and performance in weatherization or housing renovation activities, experience in assisting eligible low-income persons in the applied for geographic area to be served, and capacity to undertake a timely and effective weatherization program. Preference will be given to community action agencies (CAAs) or other public or nonprofit entities which have, or are currently administering, an effective WAP or program under title II of the Economic Opportunity Act of 1964, as revised. Program effectiveness will be evaluated by consideration of the following factors:

- (1) the extent to which past or current program achieved or is achieving weatherization goals in a timely fashion;
- (2) the quality of work performed (as evidenced by past monitoring and performance reports, if any);
- (3) the number, qualifications and experience of the staff members of the program;
- (4) the ability to secure volunteers, training participants and public service employment workers; and
- (5) past and present, as applicable, compliance with program administration and financial management requirements.

DEO will review the submitted applications and make a decision regarding each applicant's eligibility to provide WAP services. DEO staff will prepare recommendations for subsequent consideration and approval or disapproval by DEO's Executive Director.

A copy of the agenda may be obtained by contacting: Mr. Azhar Mahboob, Community Program Manager, Weatherization Assistance Program, Florida Department of Economic Opportunity, 107 East Madison Street, MSC 400, Tallahassee, Florida 32399-4120, phone: (850)717-8456, fax: (850)488-2488, email: [Azhar.Mahboob@deo.myflorida.com](mailto:Azhar.Mahboob@deo.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mr. Azhar Mahboob, Community Program Manager, Weatherization Assistance Program, Florida Department of Economic Opportunity, 107 East Madison Street, MSC 400, Tallahassee, Florida 32399-4120, phone: (850)717-8456, fax: (850)488-2488, email: [Azhar.Mahboob@deo.myflorida.com](mailto:Azhar.Mahboob@deo.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).



FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOC., INC.

The Florida Workers' Compensation Insurance Guaranty Assoc. Board announces a public meeting to which all persons are invited.

DATE AND TIME: November 19, 2019, 9:30 a.m.

PLACE: Renaissance Orlando Airport Hotel, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to discuss the general business of the Association. The agenda will include but not limited to: Minutes, Receiver's Report, Legal, Operations, Claims, Financial, and Investment and Audit Committee reports. It will also include an assessment update and board elections.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. 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).

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOC., INC.

The Florida Workers' Compensation Insurance Guaranty Assoc. Investment Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 19, 2019, 8:30 a.m.

PLACE: Renaissance Orlando Airport Hotel, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Investment Committee will meet to discuss the general business of the Association. The agenda will include but not limited to: Minutes, Investment Report and review of the Investment Policy.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Claudia Manchester, In Re: Southporte One at Jonathan's Landing Condominium Association, Inc., Docket No. 2019051007. The petition seeks the agency's opinion as to the applicability of subparagraph 718.112(2)(d)2. as it applies to the petitioner.

Whether the statutory limit of eight consecutive years includes years of service prior to the effective date of the amendment to subparagraph 718.112(2)(d)2., Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)488-1631; lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: Nick DuVal, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI  
Notices Regarding Bids, Proposals and  
Purchasing

NONE

Section XII  
Miscellaneous

**DEPARTMENT OF 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., Friday, October 11, 2019 and 3:00 p.m., Thursday, October 17, 2019.

Rule No.	File Date	Effective Date
6A-1.094123	10/17/2019	11/6/2019
59A-11.024	10/17/2019	11/6/2019
59C-2.100	10/17/2019	11/6/2019
60S-2.017	10/14/2019	11/3/2019
61G4-12.010	10/14/2019	11/3/2019
61H1-28.0011	10/14/2019	11/3/2019
61H1-33.003	10/14/2019	11/3/2019
64B1-1.003	10/14/2019	11/3/2019
64B1-6.006	10/14/2019	11/3/2019

64B1-7.004	10/14/2019	11/3/2019
64B1-9.003	10/14/2019	11/3/2019
64B1-9.006	10/14/2019	11/3/2019
64B8-51.001	10/14/2019	11/3/2019
68A-9.002	10/16/2019	11/5/2019
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Aquaculture

**FLORIDA AQUACULTURE REVIEW COUNCIL CALL FOR STATEMENTS OF INTEREST 2021-22**

The Florida Aquaculture Review Council announces a Call for Statements of Interest to perform aquaculture research and development projects during fiscal year 2021-22. Statements of Interest will be reviewed by the Council and selected investigators will be invited to submit full proposals. The source of funding for projects will be a State of Florida Legislative appropriation. No dollar amount is currently set aside for aquaculture projects. Funding for projects selected by the Council is not guaranteed.

The Council has identified specific applied research topics and requires post-project transfer of technology or results to Florida aquaculturists. The full Call for Statements of Interest (including research topics and submission instructions) can be found [www.FDACS.gov/content/download/63235/file/2021-22\\_ARC\\_Call-for-Statements-of-Interest\\_FINAL.pdf](http://www.FDACS.gov/content/download/63235/file/2021-22_ARC_Call-for-Statements-of-Interest_FINAL.pdf) at:

The deadline for submitting a completed Statement of Interest is December 13, 2019, 5:00 p.m. (local time). Late or incomplete submissions will not be accepted. Questions and completed applications should be directed to Dr. Marcy Cockrell, Division of Aquaculture, 600 S. Calhoun St, Suite 217, Tallahassee, Florida 32399, (850)617-7600, or [Marcy.Cockrell@FDACS.gov](mailto:Marcy.Cockrell@FDACS.gov).

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.

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