

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.094122 Substance Use and Abuse Health Education
PURPOSE AND EFFECT: To establish procedures for school districts to plan and document delivery of required instruction related to Substance Use and Abuse Health Education for grades K-12 students.

SUBJECT AREA TO BE ADDRESSED: Health Education
RULEMAKING AUTHORITY: 1001.02(2)(n); 1003.42(2), FS.

LAW IMPLEMENTED: 1003.42, FS.

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

DATE AND TIME: July 12, 2019; 11:15 a.m. EDT.

PLACE:

<https://attendee.gotowebinar.com/register/6778072870046515211>.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Penny Taylor, Director, Healthy Schools, Bureau of Standards and Instructional Support; Penny.Taylor@fldoe.org or (850)245-9522. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Draft language will be available at <https://web02.fldoe.org/rules> prior to July 12th.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-42.300 Minimum Flows and Levels and Recovery and Prevention Strategies

PURPOSE AND EFFECT: This rule is being established pursuant to s. 373.042 and 373.0421, F.S. The rulemaking will establish minimum flows and levels for the upper and middle reaches of the Suwannee River and their associated priority springs, including four Outstanding Florida Springs. This will have the potential to impact consumptive use applicants and

permittees within the Suwannee River and St. Johns River Water Management Districts.

SUBJECT AREA TO BE ADDRESSED: The rulemaking will address the minimum flows and levels for the upper and middle reaches of the Suwannee River, and their associated priority springs, including four Outstanding Florida Springs. The rule will also establish prevention or recovery strategies, if applicable, as required by s. 373.0421, F.S.

RULEMAKING AUTHORITY: 373.026(7), 373.036(1)(d), 373.042, 373.0421, 373.043, 373.171, FS.

LAW IMPLEMENTED: 373.023, 373.026, 373.036(1)(d), 373.042, 373.0421, 373.086, 373.103, 373.171, 373.175, 373.223, 373.246, 373.250, 373.418, 373.451, 373.453, 373.703, 403.064, 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: Kristine Morris, Kristine.P.Morris@dep.state.fl.us or (850)245-3139.

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-37.055 Curriculum Requirements for Training Firefighter Recruits or Firefighters

PURPOSE AND EFFECT: The purpose of the amendment to Rule 69A-37.055, F.A.C., is to update the total number of hours required for each part of the firefighter training curriculum and update Parts I and II of the curriculum to reflect content changes made by the National Fire Protection Association.

SUBJECT AREA TO BE ADDRESSED: Curriculum Requirements for Training Firefighter Recruits or Firefighters
RULEMAKING AUTHORITY: 633.128(1)(a), (b), (2)(a), 633.408(1) FS.

LAW IMPLEMENTED: 633.128(1)(a), (b), 633.408 FS.

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

DATE AND TIME: Friday, July 12, 2019, 4:30 p.m.

PLACE: Boca Raton Resort and Beach Club, Amalfi Room, 501 El Camino Real, Boca Raton, Florida 33432

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mark Harper, telephone: (352)369-2858, email:

Mark.Harper@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Harper, Assistant Superintendent (please see contact information in paragraph above) 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 BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: **RULE TITLE:**
61-35.026 Florida Real Estate Appraisal Departmental Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to update Rule 61-35.026, F.A.C., to clarify existing language and revise and incorporate departmental forms.

SUMMARY: The proposed rulemaking amends Rule 61-35.026, F.A.C., to add forms, clarify existing language and revise and incorporate departmental forms.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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: 455.203, 455.213, 455.2178, 455.2179, F.S.

LAW IMPLEMENTED: 455.203, 455.213, 455.2178, 455.2179, 475.275, 475.615, 475.621, 475.623, 475.6221, 475.623, 475.6235, 475.6245, 475.630, 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: Allison McDonald, Executive Director, Florida Real Estate Appraisal Board, Department of Business and Professional Regulation, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801, (407)481-5662.

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.026 Florida Real Estate Appraisal Departmental Forms.

The following Florida Real Estate Appraisal forms can be obtained at www.myfloridalicense.com/dbpr/ or by contacting the Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, FL 32399-0790, (850)487-1395.

(1) Appraisal Management Companies –

(a) Persons applying to register an Appraisal Management Company (“AMC”) shall use Form DBPR FREAB 1, Application for Registering an Appraisal Management Company, effective ~~___ April 2012~~, adopted and incorporated by _____ reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01978>.

(b) Persons requesting to ~~renew~~, close ~~or~~ ~~;~~ change the address or name, ~~or request a duplicate license~~ shall submit to the Department a completed Form DBPR FREAB 2, Appraisal Management Company – Maintenance, effective ~~_ April 2012~~, adopted and incorporated by _____ reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01979>.

(c) Persons applying to add or remove an officer, director, general partner, manager, managing member, owner, or individuals who, directly or indirectly, owns or controls 10 percent or more of an ownership interest in the appraisal management company shall use Form DBPR FREAB 3, Appraisal Management Company – Amendment, effective ~~April 2012~~, adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01980>.

(d) Persons requesting to renew an AMC registration shall submit to the Department a completed Form DBPR FREAB 4, Appraisal Management Company – Renewal, effective _____, incorporated by _____ reference _____ herein, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(2) ~~Appraisers~~ ~~Appraisers~~ –

(a) Persons applying to become licensed as a Residential or General Appraiser shall use Form DBPR FREAB 10, Application for Initial Certification for Residential or General Appraiser, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01982>.

(b) Persons applying to become registered as a Trainee Appraiser shall use Form DBPR FREAB 11, Application for Appraiser Trainee Registration, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01984>.

(c) Persons applying by mutual recognition to become licensed as a Residential or General Appraiser and are currently licensed to practice real estate appraisal in another state shall use Form DBPR FREAB 12, Application for Out-of-State Certified Appraiser by Mutual Recognition, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01985>.

(d) Persons applying for a non-resident temporary practice permit shall use Form DBPR FREAB 13, Application for Non-resident Temporary Practice Permit, effective ~~___ July 2013~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 03051>.

(e) Persons requesting supervisory appraiser designation or termination shall use Form DBPR FREAB 14, Supervisor Designation/Termination Form, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01987>.

(f) Persons requesting a duplicate or address/name change of their appraiser license shall use Form DBPR FREAB 15, Appraiser License Maintenance Form, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01988>.

(g) Persons requesting a change of status of their appraiser license shall use Form DBPR FREAB 16, Appraiser Change of Status Form, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01989>.

(h) Persons applying to register or remove an additional business location shall use Form DBPR FREAB 17, Business/Firm Registration or Change Form, effective ~~April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01990>.

(i) Persons requesting to change a business location name or business location address shall use Form DBPR FREAB 18, Change Business/Firm Information Form, effective ~~___ April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01991>.

(j) Persons applying to become licensed as a Appraiser Instructor shall use Form DBPR FREAB 19, effective ~~April 2012~~, is adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX 01992>.

(k) Persons who are appraiser applicants submitting to the Department an appraisal experience log shall complete Form DBPR RE-2300, Appraisal Experience Log, effective _____, incorporated by reference herein, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(3) Education –

(a) Any individual, organization, or business entity requesting an education course approval shall submit to the Department a completed Form DBPR FREAB 20, Education Course Approval Application, effective _____, incorporated by reference _____ herein, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(b) Any individual, organization, or business entity seeking to apply as an education provider shall submit to the Department a completed Form DBPR FREAB 21, Education Provider Approval Application, effective _____, incorporated by reference _____ herein, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(c) Any person seeking to apply as an education course instructor shall submit to the Department a completed Form DBPR FREAB 22, Request for Instructor Evaluation, effective _____, incorporated by reference herein, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority [455.203](#), ~~455.2035~~, [455.213](#), [455.2178](#), [455.2179](#) FS. Law Implemented [455.203](#), [455.213](#), [455.2178](#), [455.2179](#), [455.275](#), [475.615](#), [475.621](#), [475.6221](#), [475.623](#), [475.6235](#), [475.6245](#), [475.630](#) FS. History–New 12-23-12, Amended 9-25-13,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Allison McDonald, Executive Director, Florida Real Estate Appraisal Board, Department of Business and Professional Regulation, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801, (407)481-5662.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 29, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 24, 2019

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.: RULE TITLE:
 5C-3.004 Cattle or Bison
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 85, May 1, 2019 issue of the Florida Administrative Register.

5C-3.004 Cattle or Bison.

- (1) through (2) No change.
- (3) Other Requirements and Limitations.
- (a) through (b) No change.

(c) Commuter Herd Agreement is an official document issued by participating states, which is used in lieu of an Official Certificate of Veterinary Insection (OCVI). All Official Individual Identification requirements and interstate disease testing requirements must be met. A Commuter Herd Agreement ~~must~~ may be applied for by owners of Florida-origin cattle by submitting a completed Commuter Herd Agreement FDACS-09264 Rev. ~~06/19 04/18~~ to: Florida Department of Agriculture and Consumer Services, Division of Animal Industry, Cattle Programs Office, 2232 North East Jacksonville Road, Ocala, Florida 34470; Fax: (352)620-7212; Email: CattleForms@FreshFromFlorida.com. Commuter Herd Agreement FDACS-09264 Rev. ~~06/19 04/18~~ is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxx>.

~~1. Commuter Herd Agreement application must provide:~~

- ~~a. Premises Identification Number and full physical address for Florida Ppremises; and~~
- ~~b. Premises Identification Number and full physical address for out of state Ppremises in participating states of Alabama, Georgia, or Mississippi;~~
- ~~c. Herd owner signature and contact information including phone number.~~

~~2. Signature indictaes that herd owner agrees to comply with all identification and disease testing requirements of both states for interstate movement;~~

~~3. Commuter Herd Agreement is valid for twelve (12) months and participants must reapply following the procedures referenced in paragraph 5C-3.004(3)(c) F.A.C.; and~~

~~4. Commuter Herd Agreement requires approval of the State Veterinarian of both participating states.~~

(d) Testing Requirements.

- 1. through 2. No change.
- 3. Trichomoniasis Testing
- a. through b. No change.

c. Bulls eighteen (18) months of age and older, moving under a Commuter Herd Agreement, FDACS-09264, Rev. ~~06/19 04/18~~, are to be accompanied by proof of a negative annual Trichomoniasis Approved Test within twelve (12) months of movement. The following statement shall be on the accompanying Owner-Shipper Statement: "All herd bulls over eighteen (18) months of age are tested annually for Trichomoniasis and all herd bull additions are tested negative prior to commingling. The bull(s) included in this shipment have not commingled with Trichomoniasis positive bulls or cows exposed to Trichomoniasis positive bulls".

(4) No change.

Rulemaking Authority 570.07(23), 585.002(4), 585.08(2) FS. Law Implemented 570.07(15), 570.36(2), 585.08(1), (2)(a), 585.145(1), (2), 585.16 FS. History—Amended 3-22-63, 8-20-64, 9-23-65, 7-25-66, 11-15-67, 3-1-68, 3-12-70, 7-1-70, 9-1-72, 4-5-77, 7-1-79, 7-1-80, 9-30-80, 8-9-81, 9-14-82, 6-26-83, 2-5-85, Formerly 5C-3.04, Amended 9-6-89, 3-23-94, 6-4-95, 12-12-04, 5-24-10, Amended _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
 59G-4.028 Behavioral Health Assessment Services
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 218, November 7, 2018 issue of the Florida Administrative Register.

The Florida Medicaid Behavioral Health Assessment Services Coverage Policy has been changed as follows:

Section 1.0, Introduction, now reads:

Florida Medicaid provides behavioral health community support services to promote recovery from behavioral health disorders or cognitive symptoms by improving the ability of recipients to strengthen or regain skills necessary to function successfully.

Section 2.0, Eligible Recipient, No Change.

Subsection 2.2, now reads:

Who Can Receive:

Florida Medicaid recipients requiring medically necessary behavioral health community

support services that have a mental health diagnosis and exhibit one of the following

symptoms:

Psychiatric

Behavioral or cognitive

Addictive behavior

Clinical conditions severe enough to cause significant impairment in day-to-day functioning

Section 3.0, Eligible Provider

Subsection 3.1, General Criteria, No Change.

Subsection 3.2, Who Can Provide now reads:

All providers that deliver behavioral health assessment services must be either employed or contracted with a community behavioral health agency. The following providers can deliver all services specified in section 4.0:

- Community behavioral health agencies that employ or contract with practitioners who perform services under the supervision of a treating practitioner
- Practitioners licensed in accordance with Chapters 458 or 459, F.S.
- Psychiatric advanced practice registered nurses licensed in accordance with Chapter 464, F.S.

The following providers can deliver all services specified in section 4.0 except for psychiatric evaluations and psychiatric reviews of records

- Practitioners licensed in accordance with Chapters 490 or 491, F.S.

The following providers can deliver brief behavioral health status examinations, in-depth assessments, and bio-psychosocial evaluations and participate on treatment teams

- Master's level certified addiction professionals

The following providers can deliver in-depth assessments and bio-psychosocial evaluations and participate on treatment teams:

- Certified addiction professionals
- Master's level practitioners

The following providers can deliver bio-psychosocial evaluations and participate on treatment teams:

- Bachelor's level practitioners

Providers delivering limited functional assessments using the Functional Assessment Rating Scale (FARS) or Children's Functional Assessment Rating Scale (C-FARS) must hold certification from the Department of Children and Families.

Section 4.0, Coverage Information

Section 4.1, General Criteria, No Change.

Section 4.2, Specific Criteria now reads:

Florida Medicaid covers the following in accordance with the Healthcare Common Procedure Coding System and the applicable Florida Medicaid fee schedule, or as specified in this

policy. Recipients residing in a nursing facility, reimbursed on a per diem basis, can receive behavioral health assessment services reimbursed under this benefit.

4.2.1 Bio-psychosocial Evaluation

Bio-psychosocial evaluations describe biological, psychological, and social factors that contribute to a recipient's need for services and include brief mental health status examinations and preliminary service recommendations.

Bio-psychosocial evaluations must provide information on the following:

- Biological factors
- Diagnostic impressions
- Mental health status examinations
- Presenting problems
- Psychological factors
- Social factors
- Summary of findings
- Treatment recommendations or plans

Master's level, bachelor's level certified addiction professionals, or treating practitioners must review bio-psychosocial evaluations completed by bachelor's level practitioners and include a statement that concurs with the findings or provides alternative recommendations.

4.2.2 Brief Behavioral Health Status Examination

Brief behavioral health status examinations consist of brief clinical, psychiatric, diagnostic, or evaluative interviews to assess behavioral stability or treatment status. An examination is required prior to the development of a recipient's treatment plan. Brief behavioral health status examinations must provide information on the following:

- Diagnostic formulation
- Mental health status
- Purpose of the exam
- Summary of findings
- Treatment recommendations or plans

Brief behavioral health status examinations are not required prior to the development of a recipient's treatment plan when a bio-psychosocial evaluation or in-depth assessment had been completed during the previous six months.

4.2.3 In-depth Assessment

In-depth assessments gather information to establish or support a diagnosis, provide the basis for developing or modifying a treatment plan, and developing discharge criteria.

In-depth assessments for recipients ages seven and older must provide information on the following:

- Personal history that includes the following:
 - Alcohol and other drug use

- Educational analysis
- Identifying information
- Legal involvement
- Medical information
- Resources and strengths
- Traumatic experiences
- Recipient's perception of problems, needs, or symptoms
- History of treatment that includes the following:
 - Acute care treatment
 - Desired services and goals from the recipient's viewpoint
 - Inpatient behavioral health treatment
 - Mental health status examinations
 - Psychiatric treatment and psychotropic medication information
 - Therapy and counseling
 - Treatment recommendations or plans

In-depth assessments for recipients under the age of seven must include the following:

- Clinical interview with the primary caretaker and observation of the caretaker and recipient
- Developmental and medical history that includes the following:
 - Developmental milestones
 - History of the mother's pregnancy and delivery
 - Past and current medical conditions
 - Family functioning, cultural and communication patterns, and current environmental conditions and stressors
 - Family psychosocial and medical history
 - Observation and assessment of the recipient's affective, language, cognitive, motor, sensory, self-care, and social functioning
- Presenting symptoms and behaviors

In-depth assessments for new patients must be administered to recipients for one of the following reasons:

- Another type of assessment is insufficient for providing a comprehensive evaluation for treatment planning.
- Recipient is high risk

In-depth assessments for established patients must be administered to recipients for one of the following reasons:

- Recipient has received outpatient treatment with unsuccessful results and may require more intensive services.
- Recipients identified as high utilizers of behavioral health services.

In-depth assessments require completion of an integrated summary that evaluates history and assessment information collected and provides the following:

- Diagnosis
- Discharge criteria

- Evaluation of past intervention efficacy
- Service needs

4.2.4 Limited Functional Assessment

Limited functional assessments consist of the following:

- American Society for Addiction Medicine Patient Placement Criteria (ASAM PPC-2R)
- Children's Functional Assessment Rating Scale (C-FARS)
- Functional Assessment Rating Scale (FARS)
- Other functional assessment required by the Department of Children and Families

4.2.5 Psychiatric Evaluation

Psychiatric evaluations consist of comprehensive evaluations that investigate a recipient's clinical status and include the following:

- Establishment of a therapeutic doctor-patient relationship
- Gather accurate data to formulate a diagnosis
- Initiation of an effective treatment plan

Psychiatric evaluations must include information on the following:

- Alcohol and other drug abuse history
- Diagnostic formulation
- History of presenting illnesses or problems
- Mental health status examination
- Personal strengths
- Presenting problems
- Psychiatric, physical, medication, and trauma history
- Relevant personal and family medical history
- Summary of findings
- Treatment recommendations or plans

Psychiatric evaluations must occur at the onset of illness and can be utilized following an extended hiatus, marked change in mental status, or admission to an inpatient setting due to psychiatric illness.

Psychiatric evaluations are not necessary for recipients diagnosed with an organic brain disorder unless a change in mental status requires an evaluation.

4.2.6 Psychiatric Review of Records

Psychiatric reviews of records consist of reviewing the following to evaluate and plan recipient care:

- Clinical and psychological evaluation data for diagnostic use
- Psychiatric reports
- Psychometric or projective tests

Psychiatric reviews of records must include a written report or progress note to be included in the recipient's clinical record.

4.2.7 Psychological Testing

Psychological testing consists of the assessment, evaluation, and diagnosis of the recipient's mental status or psychological condition through the use of standardized testing methodologies.

Psychological testing must be administered to recipients for one of the following reasons:

- Extended hiatuses, marked changes in mental status, or assessing for admission or readmission to a psychiatric inpatient setting
- Onset of illness or suspected illness when a recipient first presents for treatment
- To obtain additional information needed to evaluate treatment or make a diagnosis

4.2.8 Treatment Plan Development

Treatment plans include individualized, structured, and goal-oriented schedules of services with measurable objectives that promote the maximum reduction of a recipient's disability and restoration to the best possible functional level. Plans must address a recipient's primary and secondary diagnoses and be consistent with assessments.

Treatment teams that are recipient-centered must develop treatment plans that consistent with a recipient's identified strengths, abilities, needs, and preferences.

Treatment plans must include the following:

- Amount, frequency, and duration of each service for the six-month duration of the treatment plan
- Providers may not specify that services will be provided "as needed" or within a given range.
- Dated signature of the recipient or recipient's guardian if the recipient is under the age of 18
- Diagnoses consistent with assessment
- Discharge criteria
- Individualized and strength-based goals that are appropriate to each recipient
- List of services to be provided
- Measurable objectives with target completion dates listed for each goal
- Treating practitioner statement that services are medically necessary
- Treatment team member signatures

Treatment plans become effective on the date of the treating practitioner's signature. Florida Medicaid reimburses for services provided within 45 days of the signature.

Providers may use addendums to modify treatment plans when significant changes have not occurred. Addendums can add or modify services and must be signed by the treating practitioner and recipient.

4.2.9 Treatment Plan Review

Treatment plan reviews occur once per six months or when significant changes occur and consist of the treatment team and recipient reviewing the goals, objectives, and services to determine whether they continue to be appropriate for the recipient's needs and progress.

Treatment plan reviews must consist of the following:

- Dated signature of the recipient or recipient's guardian if the recipient is under the age of 18
- Diagnosis and justification for changes in diagnosis
- Findings
- Recipient's progress toward meeting individualized goals, objectives, and discharge criteria
- Recommendations
- Treating practitioner statement that services are medically necessary
- Treatment team member signatures
- Updates to aftercare plan

Treatment teams must document activities, notations of discussions, findings, conclusions, and modifications. If a recipient does not meet treatment goals, the treatment team must provide justification if it makes no changes.

4.3, Early and Periodic Screening, Diagnosis, and Treatment, No Change.

5.0, Exclusion

5.1, General Non-Covered Criteria, No Change.

5.2, Specific Non-Covered Criteria

Florida Medicaid does not cover the following as part of this service benefit:

- Activities performed to maintain and review records for facility utilization, continuous quality improvement, recipient eligibility status processing, and staff training purposes
- Behavior analysis assessments or reassessments on the same day as behavioral health assessments
- Bio-psychosocial evaluation for the same recipient after an in-depth assessment has been completed, unless there is a documented change in the recipient's status and additional information must be gathered to modify the recipient's treatment plan
- Brief behavioral assessment on the same day that a psychiatric evaluation, biopsychosocial assessment, or in-depth assessment has been completed
- Case management services
- Services provided to a recipient on the day of admission into the Statewide Inpatient Psychiatric Program (SIPP); however, community behavioral health services are reimbursable on the day of discharge
- Services rendered to individuals residing in an institution for mental diseases

- Services rendered to institutionalized individuals, as defined in 42 CFR 435.1009
 - Travel time
- 6.0, Documentation
- 6.1, General Criteria, No Change
- 6.2, Specific Criteria, now reads:
 Providers must maintain the following in the recipient’s file:
 Record of a mental health diagnosis from a licensed practitioner
 Daily progress notes that list each service and activity provided
- 7.0, Authorization through 8.0, Reimbursement, No Change.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.029 RULE TITLE: Behavioral Health Medication Management Services.

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 218, November 7, 2018 issue of the Florida Administrative Register.

The Florida Medicaid Behavioral Health Medication Management Services Coverage Policy has been changed as follows:

Section 1.0, Introduction now reads:

Florida Medicaid provides behavioral health medication management (BHMM) including medication assisted treatment in conjunction with psychiatric evaluations, counseling, and behavioral therapies for a comprehensive treatment approach to behavioral health and substance use disorders.

Subsection 1.1, through subsection 1.4, No change.

Section 2.0, Eligible Recipient, No change.

Section 3.0, Eligible Provider

Subsection 3.1, General Criteria, No change.

Subsection 3.2, Who Can Provide now reads:

All providers that deliver behavioral health medication management services must be either employed or contracted with a community behavioral health agency. Programs that deliver medication assisted treatment must be licensed by the state and certified by the Federal Substance Abuse and Mental Health Services Administration. The following providers can deliver medication assisted treatment, medication management, medical procedures, medical screenings, and alcohol and other drug screening specimen collection:

- Practitioners licensed in accordance with Chapters 464, 458, or 459, F.S. and working within the scope of their practice. The following providers can deliver medication assisted treatment, medical procedures, and alcohol and other drug screening specimen collection:

Medical assistants certified in accordance with Chapter 458, F.S. and working under the supervision of a physician
 The following providers can only deliver alcohol and other drug screening specimen collection:

- Bachelor’s level practitioners
- Certified addiction professionals
- Certified behavioral health technician
- Certified psychiatric rehabilitation practitioner
- Certified recovery peer specialist
- Certified recovery support specialist
- Master’s level certified addiction professionals
- Master’s level practitioners
- Substance abuse technician

Section 4.0, Coverage Information

Section 4.1, General Criteria, No change.

Section 4.2, Specific Criteria now includes:

4.2.1 Behavioral Health-Related Medical Services

Florida Medicaid covers the following behavioral health-related medical services:

- Alcohol and other drug screening specimen collection
- Medical procedures directly related to a behavioral health disorder or for monitoring the effects of psychotropic medication that include the following:

- Administering injections
- Specimen collection for medication management
- Taking of vital signs
- Medical screenings that must consist of a face-to-face physical examination, brief health history, and decision-making of low complexity. Screenings must include the following:

Addressing medication concerns

Brief mental health status assessment

Planning for follow-ups as necessary

Taking of vital signs

- Addressing medication concerns
- Brief mental health status assessment
- Planning for follow-ups as necessary
- Taking of vital signs

4.2.2 Medication Assisted Treatment

Medication assisted treatment for opioid addiction must be delivered under the supervision of a physician or psychiatrist. Providers must deliver the service in accordance with Rule 65D-30.014, F.A.C.

- Providers may prescribe take-home methadone doses after 30-days of treatment.
- Take-home doses require documentation of the recipient participating in a methadone maintenance regimen.

4.2.3 Medication Management

Medication management consists of discussing indications and contraindications for treatment, risks, and management strategies with the recipient or responsible persons in addition to review of the following:

- Current medication usage
- Prior pharmacy interventions

- Relevant laboratory test results
- Recipients residing in a nursing facility, reimbursed on a per diem basis, can receive medication management reimbursed under this benefit.
- Subsection 4.3, Early and Periodic Screening, Diagnosis, and Treatment, No change.
- Section 5.0, Exclusion
- Subsection 5.1, General Non-Covered Criteria, No Change.
- Subsection 5.2, Specific Non-Covered Criteria now includes:
- Case management services
- Section 6.0, Documentation through 8.0, Reimbursement, No change.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.031 Behavioral Health Community Support Services

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 218, November 7, 2018 issue of the Florida Administrative Register.

The Florida Medicaid Behavioral Health Community Support Services Coverage Policy has been changed as follows:

Section 1.0, Introduction, now reads:
Florida Medicaid provides behavioral health community support services to promote recovery from behavioral health disorders or cognitive symptoms by improving the ability of recipients to strengthen or regain skills necessary to function successfully.

Subsection 1.1, through Subsection 1.4, No Change.

Section 2.0, Eligible Recipient

Subsection 2.1, General Criteria, No Change.

Subsection 2.2 Who Can Receive now reads:
Florida Medicaid recipients requiring medically necessary behavioral health community support services that have a mental health diagnosis and exhibit the following symptoms:

- Addictive behavior
- Behavioral or cognitive
- Clinical conditions severe enough to cause significant impairment in day-to-day functioning
- Psychiatric

Subsection 2.3, Coinsurance and Copayments, No Change.

Section 3.0, Eligible Provider

Subsection 3.1, General Criteria, No Change.

Subsection 3.2, Who Can Provide now reads:
All providers that deliver behavioral health support and rehabilitative services must be either employed or contracted with a community behavioral health agency. Psychosocial

rehabilitation and clubhouse services must be rendered by one of the following:

- Bachelor’s level practitioners
- Certified addictions professionals
- Certified behavioral health technicians
- Certified psychiatric rehabilitation practitioners
- Certified recovery peer specialists
- Certified recovery support specialists
- Master’s level certified addictions professionals
- Practitioners licensed in accordance with Chapters 490 or 491, F.S. and working within their scope of practice
- Substance abuse technicians - Substance abuse technicians can only deliver psychosocial rehabilitation services

Section 4.0, Coverage Information

Subsection 4.1, General Criteria, No Change.

Subsection 4.2, Specific Criteria now reads:

Florida Medicaid covers up to 1,920 units per recipient, per fiscal year of behavioral health community support services. The combined totals of units for both services per recipient, per fiscal year cannot exceed 1,920. Units of psychosocial rehabilitation services count against units of clubhouse services and vice versa.

4.2.1 Psychosocial Rehabilitation Services

Psychosocial rehabilitation services restore a recipient’s skills and abilities necessary for independent living through the following activities:

- Development and maintenance of necessary daily living skills
- Food planning and preparation
- Money management
- Maintenance of the living environment
- Training in appropriate use of community services

Psychosocial rehabilitation services combines daily medication use, independent living and social skills training, housing services, pre-vocational and transitional employment rehabilitation training, social support, and network enhancement to recipients and their families. Psychosocial rehabilitation services must assist the recipient with the following:

- Eliminating or compensating for functional deficits and interpersonal and environmental barriers
- Restoring social skills for independent living and life management

Psychosocial rehabilitation services can include the following to facilitate cognitive and socialization skill necessary for functioning in a work environment and maintaining independence:

- On-the-job training and support
- Job development on behalf of the recipient

- Job matching
- Work readiness assessments

Psychosocial rehabilitation services must concentrate on the amelioration of symptoms and restoring functional capabilities. They can be provided in a facility, home, or community setting. Psychosocial rehabilitation services can be delivered to groups that do not exceed 12.

4.2.2 Clubhouse Services

Clubhouse services provide structured, community-based services delivered in a group setting that utilize behavioral, cognitive, or supportive interventions to improve a recipient’s potential for establishing and maintaining social relationships and obtaining occupational or educational achievements. Clubhouse services consist of social, educational, pre-vocational and transitional employment rehabilitation utilized to assist the recipient with the following:

- Eliminating functional, interpersonal, and environmental barriers
- Facilitating cognitive and socialization skills necessary for functioning in a work environment
- Restoring social skills for independent living and effective life management

Clubhouses services are rehabilitative and utilize a wellness model to restore independent living skills. They must be delivered in a group setting that cannot exceed 12. Florida Medicaid recipients must be at least 16 years old to receive Clubhouse services.

Section 4.3, Early and Periodic Screening, Diagnosis, and Treatment, No Change.

Section 5.0, Exclusion

Subsection 5.1, General Non-Covered Criteria, No Change.

Section 5.2, Specific Non-Covered Criteria now reads:

Florida Medicaid does not cover the following as part of this service benefit:

- Babysitting or child care services
- Case management
- Services provided to a recipient on the day of admission into the Statewide Inpatient
- Psychiatric Program
- Services rendered to individuals residing in an institution for mental diseases
- Services rendered to institutionalized individuals, as defined in 42 CFR 435.1009
- Transportation
- Travel time

6.0 Documentation

6.1, General Criteria, No Change.

6.2, Specific Criteria, now reads:

Providers must maintain the following in the recipient’s file:

- Daily progress notes that list each service and activity provided
 - Record of a mental health diagnosis from a licensed practitioner
- Section 7.0 Authorization through Section 8.0, Reimbursement, No Change.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.052 RULE TITLE: Behavioral Health Therapy Services
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 218, November 7, 2018 issue of the Florida Administrative Register.

The Florida Medicaid Behavioral Health Therapy Services Coverage Policy has been changed as follows:

Section 1.0, Introduction, through Section 2.0, Eligible Recipient, No change.

Section 3.0, Eligible Provider

Subsection 3.1, General Criteria, No change.

Subsection 3.2, Who Can Provide now reads:

The following providers can deliver all services specified in section 4.0

- Practitioners licensed in accordance with Chapters 458, or 459, F.S.
- Psychiatric advanced practice registered nurses licensed in accordance with Chapter 464, F.S.

The following providers can deliver individual and group therapy services:

- Master’s level certified addiction professionals
- Master’s level practitioners
- Practitioners licensed in accordance with Chapters 490 or 491, F.S.

The following providers can only deliver group therapy services:

- Bachelor’s level practitioners
- Certified addiction professionals

The following providers can only deliver brief group medical therapy:

- Psychiatric nurses licensed in accordance with Chapter 464, F.S.

Section 4.0, Coverage Information

Subsection 4.1, General Criteria, No change.

Subsection 4.2, Specific Criteria now reads:

Florida Medicaid covers behavioral health therapy services, including documentation, education, and referrals, in

accordance with the applicable Florida Medicaid fee schedule, or as specified in this policy. All therapy services must consist of insight oriented, cognitive behavioral, or supportive therapy interventions.

4.2.1 Brief Individual Medical Psychotherapy

Brief individual medical psychotherapy must assist the recipient with achieving the following:

- Maximizing behavioral self-control
- Reducing maladaptive behaviors related to a behavioral health disorder
- Restoring normalized functioning and appropriate interpersonal and social relationships

Recipients residing in a nursing facility, reimbursed on a per diem basis, can receive brief individual medical psychotherapy services reimbursed under this benefit.

4.2.2 Brief Group Medical Therapy

Brief group medical therapy consists of continuing medical diagnostic evaluation and drug management to assist the recipient with achieving the following:

- Maximizing behavioral self-control
- Reducing maladaptive behaviors
- Restoring normalized functioning, reality orientation, and emotional adjustment

Groups may include participants who are not Medicaid eligible and must be between two and 10 participants.

4.2.3 Individual and Family Therapy

Individual and family therapy services may include the recipient, the recipient’s family, or a combination of both. When the recipient is not present, the services must always focus on the recipient.

Recipients residing in a nursing facility, reimbursed on a per diem basis, can receive individual and family therapy services reimbursed under this benefit.

4.2.4 Group Therapy

Group therapy services delivered to individuals and their families can include the following in addition to therapy:

- Education related to the recipient’s behavioral health issues
- Guidance on how to assist the recipient
- Sharing of clinical information

Groups may include participants who are not Medicaid eligible and must be between two and 15 participants.

Subsection 4.3, Early and Periodic Screening, Diagnosis, and Treatment, No change.

Section 5.0, Exclusion

Subsection 5.1, General Non-Covered Criteria, No change.

Subsection 5.2, Specific Non-Covered Criteria now includes:

- Behavior analysis services
- Case management services
- Childcare programs for developmental delays, preschool, or enrichment programs
- Non-therapy related interactions (e.g., socializing)
- Services for a recipient receiving any 24-hour a day Florida Medicaid-funded residential
 - or institutional service
- Services for a recipient residing in an institution for mental diseases
- Services rendered to institutionalized individuals as defined in 42 CFR 435.1009
- Travel time

Section 6.0, Documentation

Subsection 6.1, General Criteria, No change.

Subsection 6.2, Specific Criteria now reads:

Providers must maintain the following documentation in the recipient’s file:

- Daily progress notes that address each service provided
- Documentation of approved services on the treatment plan developed and maintained in accordance with Rule 59G-4.028, F.A.C.

Section 7.0, Authorization through Section 8.0, Reimbursement, No change.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-14.013 Mandatory Standardized Informed Consent for Medical Marijuana; Required Documentation for Comparable Medical Conditions

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 95, May 15, 2019 issue of the Florida Administrative Register.

Following publication of the Notice, written comments were received by the staff of the Joint Administrative Procedures Committee with regard to form DH-MQA-5026, which is incorporated by reference in the rule. Based upon those concerns, the Board, at its meeting held on June 26, 2019, voted to make changes to the form. The changes are as follows:

On page 6 Part B, Respiratory Health shall now read “Exposures to tobacco smoke and household air pollution consistently ranks among the top risk factors not only for respiratory disease burden but also for the global burden of disease. Given the known relationships between tobacco smoking and multiple respiratory conditions, one could hypothesize that long-term cannabis smoking leads to similar

deleterious effects of respiratory health, and some investigators argue that cannabis smoking may be even more harmful than that of tobacco smoking.”

On page 6 Part B, Cognitive and Psychosocial Development, the last sentence of the introductory paragraph shall now read “As a result, cannabis and other substance use during this period may incur relatively greater interference in neural, social, and academic functioning compared to late developmental periods (e.g. adulthood).”

On page 6 Part B, Cognitive and Psychosocial Development, the bullet language stating that “There is limited evidence of a statistical association between sustain abstinence from cannabis use and impairments in the cognitive domains of learning, memory, and attention” shall be deleted.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

Section IV Emergency Rules

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12AER18-06 Florida Sales Tax Credit Scholarship Program

SUMMARY: Notice of Renewal of Emergency Rule 12AER18-06, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone: (850)717-7082.

THE FULL TEXT OF THE EMERGENCY RULE IS:

The Department of Revenue (“Department”) hereby provides notice of renewal of Emergency Rule 12AER18-06, Florida Sales Tax Credit Scholarship Program, as adopted on July 1, 2018, noticed in the Florida Administrative Register on June 25, 2018, Vol. 44/123, and noticed for renewal in the Florida Administrative Register on December 20, 2018, Vol. 44/246. On October 31, 2018, the Department published a Notice of Rule Development for Rule 12A-1.109, F.A.C., pursuant to Section 120.54(3)(a)1., F.S. Proposed Rule 12A-1.109, if adopted, would address the same topic as Emergency Rule 12AER18-06. The Legislature expressly authorized in Section

49, Chapter 2018-6, L.O.F., the promulgation of an emergency rule by the Department to provide forms and instructions on this topic for a period of 6 months and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules. Therefore, pursuant to Section 120.54(4)(c)1., F.S., Emergency Rule 12AER18-06, F.A.C., is renewed.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 7/1/2019

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8ER19-1 Standard of Care for Office Surgery
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Board of Medicine (hereinafter the “Board”) has statutory authority to set standards of practice and care for various practice settings. Pursuant to this authority, the Board has promulgated rules setting forth standards of practice and care for office surgery settings where cosmetic surgeries are commonly performed.

During recent years gluteal fat grafting, commonly referred to in marketing literature and the media as the “Brazilian Butt Lift,” has become a popular cosmetic procedure in Florida and around the world. It is a procedure, commonly performed in office surgery facilities, where a surgeon removes fat from an unwanted area such as the abdomen or thighs and inserts the fat into the patient’s buttocks to enlarge and recontour the buttocks. Unfortunately, this procedure has been connected to numerous patient deaths.

This matter first came to the full Board’s attention through disciplinary action taken against a physician who performed gluteal fat transfers in an office surgery facility that resulted in multiple adverse incidents including patient deaths. There was also a Department of Health emergency restriction order precluding a physician from performing gluteal fat transfers pending outcome of final agency action. Both physicians performed gluteal fat transfers that resulted in patient injuries and deaths.

The Board has also reviewed medical journal articles and practice advisories that found a higher mortality rate associated with gluteal fat grafting than with any other aesthetic surgical procedure. The first such journal entry titled Report on Mortality from Gluteal Fat Grafting: Recommendations from the ASERF Task Force was published online in the Aesthetic Surgery Journal on March 21, 2017. It reported the result of a survey conducted of 692 surgeons who performed 198,857 gluteal fat grafting procedures throughout their careers. The

surgeons reported 32 fatalities from pulmonary fat emboli and 103 nonfatal pulmonary fat emboli. They further reported that the practice of injecting fat into the deep muscle resulted in a significantly increased rate of fatal and nonfatal pulmonary fat emboli.

On January 31, 2018, the American Society of Plastic Surgeons published a Gluteal Fat Grafting Advisory from the Inter-Society Gluteal Fat Grafting Task Force. The Task Force, made up of the American Society of Plastic Surgeons (ASPS), the American Society for Aesthetic Plastic Surgery (ASAPS), the International Society of Aesthetic Plastic Surgeons (ISAPS), the International Society of Plastic & Regenerative Surgeons (ISPRES) and the International Federation for Adipose Therapeutics and Science (IFATS), analyzed deaths from gluteal fat grafts and found that a death rate of approximately 1/3,000 patients is the highest for any aesthetic surgical procedure. The Task Force also found that all the autopsies of deceased gluteal fat grafts patients revealed fat in the gluteal muscles, fat beneath the muscles, damage to the superior or inferior gluteal vein, massive fat emboli in the heart and/or lungs, and two instances of deaths or injuries with fat only in the subcutaneous space.

The January 31, 2018, advisory was followed up by another on July 11, 2018, also from American Society of Plastic Surgeons, wherein the Inter-Society Gluteal Fat Grafting Task Force reported that deaths from gluteal fat grafting procedures continue to be reported wherein the cause of death is uniformly from fatal fat embolism caused by fat entering the venous circulation associated with injury to the gluteal veins. The Task Force further found that in every gluteal fat graft patient who has died, at autopsy, fat was seen within the gluteal muscle.

The findings from the aforementioned advisories and journal article were reinforced by the testimony and comments of interested parties that attended the Joint Board of Medicine and Board of Osteopathic Medicine Surgical Care/Quality Assurance Committee meeting on June 6, 2019, where the Board discussed and considered a rule setting forth a standard of care for gluteal fat grafting. Representatives from the Florida Medical Association, the Florida Society of Plastic Surgeons both supported proposed rule language setting forth a standard of care for gluteal fat grafting that prohibits the insertion of fat into a patient's buttocks that crosses the superficial gluteal fascia. Gary M. Brownstein, M.D., F.A.C.S., a plastic surgeon, Chief Executive Officer of the American Association for Accreditation of Ambulatory Surgery Facilities, Inc. (AAAASF) and Chair of AAAASF's board, also supported the proposed rule and clearly stated that inserting fat beneath the gluteal fascia is likely to cause harm and even death to patients. The Board does not believe that an outright ban on gluteal fat grafts is necessary, but it does believe that continuing to allow gluteal fat grafts that include intramuscular or submuscular

injections of fat would present an immediate danger to the health, safety and welfare of Florida's patients. Accordingly, the Board, by emergency rule, establishes a standard of care for gluteal fat grafts that allows the injection of fat into the subcutaneous space. The crossing of the superficial gluteal fascia, however, will be prohibited as well as intramuscular or submuscular injections of fat. The Board is of the opinion that its actions are a measured regulatory approach that protects Florida's patients while maintaining the availability of this popular aesthetic surgical procedure.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used for the promulgation of this emergency rule is fair under the circumstances. The Board of Medicine first raised the possibility of developing this rule at its April, 2019, board meeting. At that time the Board instructed legal counsel to draft proposed language and asked staff to have it placed on the agenda for the June, 2019, meeting of the Joint Board of Medicine and Board of Osteopathic Medicine Surgical Care/Quality Assurance Committee (Joint Committee). The matter was noticed and placed on the agenda for the Joint Committee and the agenda was published approximately two weeks prior to the meeting. Interested parties such as the Florida Medical Association and the Florida Society of Plastic Surgeons were well aware of the situation and its representatives even submitted draft proposed rules to the Board's legal counsel in advance of the Joint Committee meeting.

"Brazilian Butt Lifts" have also been well covered by the media since as early as May, 2016. Extensive coverage has been provided by local and national media of instances where patients suffered injuries, both fatal and non-fatal, when undergoing gluteal fat grafts. It is safe to say that this issue has been on the public radar for some time as well of that of the medical profession.

It is clear that persons and entities interested in this issue were well aware of the Board's intention to address the standard of care for gluteal fat grafts at its June, 2019, meeting. They were put on notice through formal board action and through the extensive media coverage of the issue. The public was given ample opportunity to participate in the rulemaking process and did so at the properly noticed Joint Committee meeting. Given such, it is clear that the procedure employed by the board to promulgate this emergency rule was fully transparent and fair under the circumstances.

SUMMARY: The proposed emergency rule amendment clarifies the standard of care for gluteal fat grafting.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B8ER19-1 (64B8-9.009) Standard of Care for Office Surgery. Nothing in this rule relieves the surgeon of the responsibility for making the medical determination that the office is an appropriate forum for the particular procedure(s) to be performed on the particular patient.

- (1) No change.
- (2) General Requirements for Office Surgery.
- (a) through (e) No change.

(f) Standard of Care for Gluteal Fat Grafting. When performing gluteal fat grafting procedures, fat may only be injected into the subcutaneous space and must never cross the superficial gluteal fascia. Intramuscular or submuscular fat injections are prohibited.

(f) through (o) subparagraphs renumbered as (g) through (p) No change.

- (3) through (6) No change.

Rulemaking Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(v), 458.351 FS. History—New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07, 9-3-07, 3-25-10, 8-6-12, 11-22-12, 1-9-13, 3-3-13, 7-22-14, 4-6-15, 9-4-16, 5-22-17, 6-23-17, 9-4-17, 5-7-18, 7-2-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

DEPARTMENT OF HEALTH**Board of Osteopathic Medicine**

RULE NO.: RULE TITLE:

64B15ER19-1 Standard of Care for Office Surgery

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Board of Osteopathic Medicine (hereinafter the “Board”) has statutory authority to set standards of practice and care for various practice settings. Pursuant to this authority, the Board has promulgated rules setting forth standards of practice and care for office surgery settings where cosmetic surgeries are commonly performed.

During recent years gluteal fat grafting, commonly referred to in marketing literature and the media as the “Brazilian Butt Lift,” has become a popular cosmetic procedure in Florida and around the world. It is a procedure, commonly performed in office surgery facilities, where a surgeon removes fat from an unwanted area such as the abdomen or thighs and inserts the fat into the patient’s buttocks to enlarge and recontour the buttocks. Unfortunately, this procedure has been connected to numerous patient deaths.

This matter first came to the full Board of Medicine’s attention through disciplinary action taken against a physician who performed gluteal fat transfers in an office surgery facility that resulted in multiple adverse incidents including patient deaths. There was also a Department of Health emergency restriction order precluding a physician from performing gluteal fat transfers pending outcome of final agency action. Both physicians performed gluteal fat transfers that resulted in patient injuries and deaths. The Board of Osteopathic Medicine has reviewed the relevant Final Order and an Administrative Complaint involving these physicians that resulted in patient injuries and death.

The Board has also reviewed medical journal articles and practice advisories that found a higher mortality rate associated with gluteal fat grafting than with any other aesthetic surgical procedure. The first such journal entry titled Report on Mortality from Gluteal Fat Grafting: Recommendations from the ASERF Task Force was published online in the Aesthetic Surgery Journal on March 21, 2017. It reported the result of a survey conducted of 692 surgeons who performed 198,857 gluteal fat grafting procedures throughout their careers. The surgeons reported 32 fatalities from pulmonary fat emboli and 103 nonfatal pulmonary fat emboli. They further reported that the practice of injecting fat into the deep muscle resulted in a significantly increased rate of fatal and nonfatal pulmonary fat emboli.

On January 31, 2018, the American Society of Plastic Surgeons published a Gluteal Fat Grafting Advisory from the Inter-Society Gluteal Fat Grafting Task Force. The Task Force, made up of the American Society of Plastic Surgeons (ASPS), the American Society for Aesthetic Plastic Surgery (ASAPS), the International Society of Aesthetic Plastic Surgeons (ISAPS), the International Society of Plastic & Regenerative Surgeons (ISPRES) and the International Federation for Adipose Therapeutics and Science (IFATS), analyzed deaths from gluteal fat grafts and found that a death rate of approximately 1/3,000 patients is the highest for any aesthetic surgical procedure. The Task Force also found that all the autopsies of deceased gluteal fat grafts patients revealed fat in the gluteal muscles, fat beneath the muscles, damage to the superior or inferior gluteal vein, massive fat emboli in the heart and/or lungs, and two instances of deaths or injuries with fat only in the subcutaneous space.

The January 31, 2018, advisory was followed up by another on July 11, 2018, also from American Society of Plastic Surgeons, wherein the Inter-Society Gluteal Fat Grafting Task Force reported that deaths from gluteal fat grafting procedures continue to be reported wherein the cause of death is uniformly from fatal fat embolism caused by fat entering the venous circulation associated with injury to the gluteal veins. The Task

Force further found that in every gluteal fat graft patient who has died, at autopsy, fat was seen within the gluteal muscle.

The findings from the aforementioned advisories and journal article were reinforced by the testimony and comments of interested parties that attended the Joint Board of Medicine and Board of Osteopathic Medicine Surgical Care/Quality Assurance Committee meeting on June 6, 2019, where the Board discussed and considered a rule setting forth a standard of care for gluteal fat grafting. Representatives from the Florida Medical Association, the Florida Society of Plastic Surgeons both supported proposed rule language setting forth a standard of care for gluteal fat grafting that prohibits the insertion of fat into a patient's buttocks that crosses the superficial gluteal fascia. Gary M. Brownstein, M.D., F.A.C.S., a plastic surgeon, Chief Executive Officer of the American Association for Accreditation of Ambulatory Surgery Facilities, Inc. (AAAASF) and Chair of AAAASF's board, also supported the proposed rule and clearly stated that inserting fat beneath the gluteal fascia is likely to cause harm and even death to patients. The Board does not believe that an outright ban on gluteal fat grafts is necessary, but it does believe that continuing to allow gluteal fat grafts that include intramuscular or submuscular injections of fat would present an immediate danger to the health, safety and welfare of Florida's patients. Accordingly, the Board, by emergency rule, establishes a standard of care for gluteal fat grafts that allows the injection of fat into the subcutaneous space. The crossing of the superficial gluteal fascia, however, will be prohibited as well as intramuscular or submuscular injections of fat. The Board is of the opinion that its actions are a measured regulatory approach that protects Florida's patients while maintaining the availability of this popular aesthetic surgical procedure.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used for the promulgation of this emergency rule is fair under the circumstances. The Board of Medicine first raised the possibility of developing this rule at its April, 2019, board meeting. At that time the Board of Medicine instructed legal counsel to draft proposed language and asked staff to have it placed on the agenda for the June, 2019, meeting of the Joint Board of Medicine and Board of Osteopathic Medicine Surgical Care/Quality Assurance Committee (Joint Committee). The matter was noticed and placed on the agenda for the Joint Committee and the agenda was published approximately two weeks prior to the meeting. Interested parties such as the Florida Medical Association and the Florida Society of Plastic Surgeons were well aware of the situation and its representatives even submitted draft proposed rules to the Board's legal counsel in advance of the Joint Committee meeting.

"Brazilian Butt Lifts" have also been well covered by the media since as early as May, 2016. Extensive coverage has been provided by local and national media of instances where patients suffered injuries, both fatal and non-fatal, when undergoing gluteal fat grafts. It is safe to say that this issue has been on the public radar for some time as well of that of the medical profession.

It is clear that persons and entities interested in this issue were well aware of the Board's intention to address the standard of care for gluteal fat grafts at its June, 2019, meeting. They were put on notice through formal board action and through the extensive media coverage of the issue. The public was given ample opportunity to participate in the rulemaking process and did so at the properly noticed Joint Committee meeting. Given such, it is clear that the procedure employed by the board to promulgate this emergency rule was fully transparent and fair under the circumstances.

SUMMARY: The proposed emergency rule amendment clarifies the standard of care for gluteal fat grafting.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B15ER19-1 (64B15-14.007) Standard of Care for Office Surgery. Nothing in this rule relieves the surgeon of the responsibility for making the medical determination that the office is an appropriate forum for the particular procedure(s) to be performed on the particular patient.

(1) No change.

(2) General Requirements for Office Surgery.

(a) through (e) No change.

(f) Standard of Care for Gluteal Fat Grafting. When performing gluteal fat grafting procedures, fat may only be injected into the subcutaneous space and must never cross the superficial gluteal fascia. Intramuscular or submuscular fat injections are prohibited.

(f) through (m) subparagraphs renumbered as (g) through (n) No change.

(3) through (6) No change.

Rulemaking Authority 459.005, 459.015(1)(z), 459.026 FS. Law Implemented 459.015(1)(g), (x), (z), (aa), 459.026 FS. History—New 11-29-01, Amended 2-23-03, 11-2-05, 6-4-09, 8-30-10, 3-20-13, 10-3-13, 12-11-14, 5-24-15, 11-10-15, 5-31-16, 10-4-16, 9-10-17, 5-17-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: That on June 19, 2019, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner’s Name: Richard Abbott – File Tracking No. 19-4300

Date Petition Filed: May 31, 2019

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:
 Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:
 June 4, 2019

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Michael Bench, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, x. 2298, water.variances@watermatters.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: that on June 14, 2019, the Southwest Florida Water Management District received a Notice of Withdrawing Petition for Variance from Petitioner.

Petitioner’s Name: John O’Keefe– File Tracking No. 19-4301

Date Petition Filed: June 7, 2019

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:
 Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:
 June 12, 2019

General Basis for Agency Decision: Petitioner voluntarily filed a Notice of Withdrawing Petition for Variance.

A copy of the Order or additional information may be obtained by contacting: NA

A copy of the Notice of Withdrawal may be obtained by contacting: Michael Bench, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, x. 2298, water.variances@watermatters.org. (T2019021-2)

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on June 13, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from Grand Villa of Clearwater. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on June 18, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from WESTMINSTER OAKS. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on June 18, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from WESTMINSTER TOWERS. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting American Eagle Titusville, LLC d/b/a, Crescent Wood, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/31/2019, and noticed in FAR Volume 45, Number 116. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting ISFL Deerwood Place Jacksonville, LLC d/b/a Deerwood Place, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 04/08/2019, and noticed in FAR Volume 45, Number 70. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Lifespace Communities, Inc. d/b/a, Abbey Delray Health Center, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/15/2019, and noticed in FAR Volume 45, Number 101. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Cresthaven East, LLC, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/16/2019, and noticed in FAR Volume 45, Number 106. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Emeritus Corporation d/b/a Brookdale Northdale, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/20/2019, and noticed in FAR Volume 45, Number 110. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting South Oaks Assisted Living Home, LLC, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/28/2019, and noticed in FAR Volume 45, Number 114. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Azalea Opco, LLC d/b/a, Azalea Gardens Assisted Living, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/29/2019, and noticed in

FAR Volume 45, Number 114. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting ARHC TVTITFL01 TRS, LLC d/b/a, Addington Place of Titusville, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/31/2019, and noticed in FAR Volume 45, Number 114. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Finnish-American Rest Home, Inc., d/b/a Finnish-American Village, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/30/2019, and noticed in FAR Volume 45, Number 114. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Juniper Michael Limited Partnership, d/b/a Juniper Village at Naples, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/31/2019, and noticed in FAR Volume 45, Number 114. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Haven House ALF, LLC d/b/a Haven House of Ocala, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/16/2019, and noticed in FAR Volume 45, Number 106. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Seaside Manor of Ormond Beach, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/16/2019, and noticed in FAR Volume 45, Number 106. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Grand Court ALF, LLC, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/16/2019, and noticed in FAR Volume 45, Number 115. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 06/18/2019, the Department issued a Final Order granting Riverfront Acquisition I, d/b/a, Residence at Bay Vue, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 05/17/2019, and noticed in FAR Volume 45, Number 106. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on June 25, 2019, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for BRANDON REGIONAL HOSPITAL at 119 Oakfield Dr., Brandon, FL. Petitioner seeks an emergency variance of the requirements of Rules 2.8.2.1 and 2.8.5.1, ASME A17.1, 2013 edition, as adopted by Rule 61C-5.001, Florida Administrative Code that requires no foreign equipment be located in the machine room which poses a significant 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 2019-121).

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-21.027 HC General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On June 27, 2019, the Florida Housing Finance Corporation issued an order granting the variance from subsection 67-21.027(1) and paragraph 67-21.003(1)(b) F.A.C. for Vineland Landings Partners, Ltd., to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had

demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on May 9, 2019 and notice of the receipt of petition was published on May 14, 2019 in Vol. 45, Number 94, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

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: Wednesday, July 10, 2019, 1:30 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 Highway 301 N, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Well Drillers Advisory Committee (WDAC) Meeting. Some members of the District's Governing Board may also attend the meeting.

A copy of the agenda may be obtained by contacting: teri.rhodes@watermatters.org, 1(800)836-0797 (FL only), or 1(813)985-7481, ext. 4476.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: SWFWMD Human Resources, 1(800)423-1476 (FL only), or (352)796-7211, ext. 4702.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, July 8, 2019, 1:30 p.m., Big Cypress Basin Board Meeting

PLACE: Collier County Board of County Commissioners Chambers 3299 Tamiami Trail East, 3rd Floor, Naples, FL 34112

GENERAL SUBJECT MATTER TO BE CONSIDERED: Big Cypress Basin Board to discuss and consider activities

impacting the Big Cypress Basin of the South Florida Water Management District.

A copy of the agenda may be obtained by contacting: Lisa Koehler, (239)263-7615, Ext. 7603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lisa Koehler, (239)263-7615, Ext. 7603.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, July 8, 2019, 12:00 Noon, Loxahatchee River Preservation Initiative Meeting

PLACE: Jupiter Emergency Operations Center, 3133 Washington Street, Jupiter FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss and consider LRPI business, including current and future projects and activities.

A copy of the agenda may be obtained by contacting: Nestor Garrido, Office of Everglades Policy & Coordination, SFWMD, 3301 Gun Club Rd., West Palm Beach, FL 33406, (561)682-6908, ngarrido@sfwmd.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 5 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).

For more information, you may contact: Nestor Garrido, Office of Everglades Policy & Coordination, SFWMD, 3301 Gun Club Rd., West Palm Beach, FL 33406, (561)682-6908, ngarrido@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 11, 2019, 5:30 p.m. – 6:30 p.m. ET

PLACE: This meeting is online via webinar and requires a telephone for audio. To join the webinar, please use the following link and webinar ID: <https://attendee.gotowebinar.com/register/2022951161624243> 203 United States (Toll-free): 1(877)309-2071, Access Code: 929-265-823. If you have any difficulty accessing the teleconference, please call the Florida Center’s main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Public Reporting & Transparency Subcommittee of the Pediatric Cardiac Technical Advisory Panel (PCTAP) to which all interested parties are invited. The purpose of this meeting is to discuss the Public Reporting & Transparency component of the PCTAP.

A copy of the agenda may be obtained by contacting: The agenda will be posted on the Agency website seven (7) days prior to the meeting: <http://ahca.myflorida.com/SCHS/PCTAP/meetings.shtml>.

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: Jess Hand, Florida Center for Health Information and Transparency at Jessica.Hand@ahca.myflorida.com or (850)412-3750. 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: Jess Hand, Florida Center for Health Information and Transparency at Jessica.Hand@ahca.myflorida.com or (850)412-3750.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NOS.:RULE TITLES:

59C-1.002 Definitions

59C-1.008 Certificate of Need Application Procedures

The Agency for Health Care Administration announces a hearing to which all persons are invited.

DATE AND TIME: July 3, 2019, 8:30 a.m. – 10:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: **AMENDED HEARING NOTICE:** The Agency is amending the hearing notice published in Vol. 45/No. 116 in the Florida Administrative Register. This hearing will include a conference line for participants to dial in. Interested parties that would like to join the hearing by phone can do so by using a call-in number. The conference number is 1(888)585-9008, the conference room number is 476-211-242.

A copy of the agenda may be obtained by contacting: Marisol Fitch, Certificate of Need, 2727 Mahan Drive, Mail Stop 28, Tallahassee, FL 32308-5407, (850)412-4346, Marisol.Fitch@ahca.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 3 days before the workshop/meeting by contacting: Marisol Fitch, Certificate of Need, 2727 Mahan Drive, Mail Stop 28, Tallahassee, FL 32308-5407, (850)412-4346, Marisol.Fitch@ahca.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).

DEPARTMENT OF HEALTH

Board of Dentistry

The Department of Health, Board of Dentistry announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 16, 2019, 1:00 p.m. ET

PLACE: 1(888)585-9008 when prompted, enter conference room number 599196982#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a Rules Committee Meeting.

A copy of the agenda may be obtained by contacting: visiting www.floridasdentistry.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: (850)245-4474. 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: (850)245-4474.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 1, 2019, 8:00 a.m.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee

meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 1, 2019, 10:00 a.m.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the

Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public

rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 1, 2019, immediately following the Council on Physician Assistants meeting or soon thereafter.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 1, 2019, immediately following the Surgical Care/Quality Assurance Committee meeting or soon thereafter.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.gov/meeting-information/>.

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

agency at least 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine –Full Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 2, 2019, 8:00 a.m.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board. Meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at

<https://flboardofmedicine.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Council on Physician Assistants announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 1, 2019, 1:00 p.m. or soon thereafter.

PLACE: Hyatt Regency- Coral Gables, 50 Alhambra Plaza, Coral Gables, Florida 33134. The hotel phone number (305)262-1000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. The hotel website is: <https://www.hyatt.com/en-US/hotel/florida/hyatt-regency-coral-gables/coral>, the public rate is \$119 per night and the hotel public block deadline is Thursday, July 25 by close of business. Contact the hotel for this rate at (305)441-1234.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Opticianry

The Department of Health, Board of Opticianry, announces a CANCELLATION of the telephonic meeting which was published in the Florida Administrative Register on May 17, 2019 in volume 45/97.

DATE AND TIME: October 25, 2019, 12:00 Noon ET

PHONE NUMBER: 1(888)585-9008 when prompted, enter conference room # 744 - 469 - 610

PURPOSE: To conduct general board business.

A copy of the agenda may be obtained by visiting www.floridasopticianry.gov. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at (850)245-4292 at least one week prior to meeting date.

DEPARTMENT OF HEALTH

Board of Opticianry

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

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

PLACE: The Westin Fort Lauderdale Beach Resort, 321 North Fort Lauderdale Beach Blvd., Fort Lauderdale, FL 33304

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general board business.

A copy of the agenda may be obtained by contacting: www.floridasopticianry.gov. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact the Board Office by phone at (850)245-4292 at least one week prior to the meeting date.

DEPARTMENT OF HEALTH

Board of Optometry

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

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

PLACE: 1(888)585-9008, 136-103-141

GENERAL SUBJECT MATTER TO BE CONSIDERED: 45/118: TELEPHONE CONFERENCE CANCELLED/THIS MEETING IS IN-PERSON: MEETING LOCATION

Hilton Gardens Inn Orlando at Sea World, 6850 West Boulevard, Orlando, Florida 32821

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

For more information, you may contact: Anthony.Spivey@flhealth.gov.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: July, 16, 2019, 12:00 Noon

PLACE: Florida Fish and Wildlife Conservation Commission, Bryant Building Auditorium, 620 South Meridian Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Boating Infrastructure Grant Program (BIGP) will meet to score applications for submission to the U.S. Fish and Wildlife Service for evaluation and funding.

A copy of the agenda may be obtained by contacting: For a copy of the agenda and to obtain additional information, email BIGP@myfwc.com or call (850)488-5600.

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, (850)488-6411. If you are hearing or speech impaired, please contact the FWC by calling (850)488-9542. 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).

AREA AGENCY ON AGING FOR NORTH FLORIDA

The Area Agency on Aging for North Florida, Inc. (d/b/a Advantage Aging Solutions) announces a hearing to which all persons are invited.

DATE AND TIME: July 11, 2019, 10:00 a.m., Central Time

PLACE: Jackson County Senior Citizens Center, 2931 Optimist Drive, Marianna, Florida 32448

GENERAL SUBJECT MATTER TO BE CONSIDERED: Advantage Aging Solutions will host a public hearing to discuss our Area Plan on Aging for 2020-2022 and inform participants about the Older Americans Act (OAA) services we provide directly. These programs include: A Matter of Balance, Enhance Wellness, Program to Encourage Active, Rewarding Lives for Seniors (PEARLS), Arthritis Foundation's Walk with Ease, Diabetes Empowerment Education Program (DEEP), and Powerful Tools for Caregivers and Screening/Assessment for the National Family Caregiver Support Program. Participants will be provided the opportunity to make comments.

A copy of the agenda may be obtained by contacting: Lisa Bretz at lisab@aaanf.org.

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

For more information, you may contact: Lisa Bretz at lisab@aaanf.org.

AREA AGENCY ON AGING FOR NORTH FLORIDA

The Area Agency on Aging for North Florida, Inc.(d/b/a Advantage Aging Solutions) announces a public meeting to which all persons are invited.

DATE AND TIME: July 16, 2019, 10:00 a.m.

PLACE: Gadsden Senior Center, 79 LaSalle Lefall Drive, Quincy, Florida 32351

GENERAL SUBJECT MATTER TO BE CONSIDERED: Advantage Aging Solutions will host a public hearing to discuss our Area Plan on Aging for 2020-2022 and inform participants about the Older Americans Act (OAA) services we provide directly. These programs include: A Matter of Balance, Enhance Wellness, Program to Encourage Active, Rewarding Lives for Seniors (PEARLS), Arthritis Foundation's Walk with Ease, Diabetes Empowerment Education Program (DEEP), and Powerful Tools for Caregivers and Screening/Assessment for the National Family Caregiver Support Program. Participants will be provided the opportunity to make comments.

A copy of the agenda may be obtained by contacting: Lisa Bretz at lisab@aaanf.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lisa Bretz at lisab@aaanf.org. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lisa Bretz at lisab@aaanf.org.

FLORIDA VIRTUAL SCHOOL

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

DATE AND TIME: Monday, July 1, 2019, 11:00 a.m.

This notice updates the conference line in previous published notice on 6/25/19 Notice ID: 2202999 VOL. 45/123

PLACE: By telephone: Call Toll Free: 1(888)378-4398; Conference Line Number: 936994

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If 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: For more information, you may contact: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net.

FLORIDA SPORTS FOUNDATION

The Florida Sports Foundation, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: August 23, 2019, 9:00 a.m.

PLACE: 347 Don Shula Drive, Miami Gardens, FL 33056, Ross Board Room

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Quarterly Board of Directors meeting.

A copy of the agenda may be obtained by contacting:
jhightower@flsports.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: jhightower@flsports.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact:
jhightower@flsports.com.

Section VII

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

NONE

Section VIII

**Notice of Petitions and Dispositions
Regarding the Validity of Rules**

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

NONE

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

NONE

Section IX

**Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

PASCO COUNTY BOARD OF COUNTY
COMMISSIONERS

RSQ-KW-19-074 MORRIS BRIDGE ROAD AT CHANCEY
ROAD INTERSECTION IMPROVEMENTS

NOTICE OF INVITATION FOR BID: The Pasco County Board of County Commissioners, Purchasing Department is soliciting formal, competitive, sealed bids from contractors for bid number RSQ-KW-19-074, Morris Bridge Road at Chancey Road Intersection Improvements; Closing 07/30/2019 at 1:00 p.m. More information at www.BidNetDirect.com.

PASCO COUNTY BOARD OF COUNTY
COMMISSIONERS

IFB-KW-19-151 OLD PASCO ROAD AND QUAIL
HOLLOW BOULEVARD INTERSECTION
IMPROVEMENTS

NOTICE OF INVITATION FOR BID: The Pasco County Board of County Commissioners, Purchasing Department is soliciting formal, competitive, sealed bids from contractors for bid number IFB-KW-19-151, Old Pasco Road and Quail Hollow Boulevard Intersection Improvements; Closing 07/30/2019 at 1:45 p.m. More information at www.BidNetDirect.com.

**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, June 21, 2019 and 3:00 p.m., Thursday, June 27, 2019.

Rule No.	File Date	Effective Date
5J-4.004	6/21/2019	7/11/2019
5J-4.014	6/21/2019	7/11/2019
5J-6.005	6/21/2019	7/11/2019
5J-6.016	6/21/2019	7/11/2019
5J-9.002	6/21/2019	7/11/2019
5J-9.006	6/21/2019	7/11/2019
5J-12.002	6/21/2019	7/11/2019
5J-13.002	6/21/2019	7/11/2019
5J-13.003	6/21/2019	7/11/2019
5J-15.001	6/21/2019	7/11/2019
5J-17.007	6/21/2019	7/11/2019
5J-17.021	6/21/2019	7/11/2019
5J-17.085	6/21/2019	7/11/2019
40D-8.624	6/27/2019	7/17/2019
61B-35.001	6/24/2019	7/14/2019
62-730.020	6/26/2019	6/26/2019
62-730.021	6/26/2019	6/26/2019
62-730.030	6/26/2019	6/26/2019
62-730.160	6/26/2019	6/26/2019
62-730.170	6/26/2019	6/26/2019
62-730.180	6/26/2019	6/26/2019
62-730.181	6/26/2019	6/26/2019
62-730.183	6/26/2019	6/26/2019
62-730.185	6/26/2019	6/26/2019
62-730-.220	6/26/2019	6/26/2019
64B8ER19-1	6/27/2019	6/27/2019
64B8-41.001	6/27/2019	7/17/2019
64B15ER19-1	6/27/2019	6/27/2019
67-21.001	6/21/2019	7/11/2019
67-21.002	6/21/2019	7/11/2019
67-21.0025	6/21/2019	7/11/2019

67-21.003	6/21/2019	7/11/2019
67-21.004	6/21/2019	7/11/2019
67-21.0045	6/21/2019	7/11/2019
67-21.006	6/21/2019	7/11/2019
67-21.007	6/21/2019	7/11/2019
67-21.008	6/21/2019	7/11/2019
67-21.009	6/21/2019	7/11/2019
67-21.010	6/21/2019	7/11/2019
67-21.013	6/21/2019	7/11/2019
67-21.014	6/21/2019	7/11/2019
67-21.015	6/21/2019	7/11/2019
67-21.017	6/21/2019	7/11/2019
67-21.018	6/21/2019	7/11/2019
67-21.019	6/21/2019	7/11/2019
67-21.025	6/21/2019	7/11/2019
67-21.026	6/21/2019	7/11/2019
67-21.027	6/21/2019	7/11/2019
67-21.028	6/21/2019	7/11/2019
67-21.029	6/21/2019	7/11/2019
67-21.030	6/21/2019	7/11/2019
67-21.031	6/21/2019	7/11/2019
67-48.001	6/21/2019	7/11/2019
67-48.002	6/21/2019	7/11/2019
67-48.004	6/21/2019	7/11/2019
67-48.007	6/21/2019	7/11/2019
67-48.0072	6/21/2019	7/11/2019
67-48.0075	6/21/2019	7/11/2019
67-48.009	6/21/2019	7/11/2019
67-48.0095	6/21/2019	7/11/2019
67-48.010	6/21/2019	7/11/2019
67-48.0105	6/21/2019	7/11/2019
67-48.013	6/21/2019	7/11/2019
67-48.014	6/21/2019	7/11/2019
67-48.015	6/21/2019	7/11/2019
67-48.017	6/21/2019	7/11/2019
67-48.018	6/21/2019	7/11/2019
67-48.019	6/21/2019	7/11/2019
67-48.020	6/21/2019	7/11/2019
67-48.0205	6/21/2019	7/11/2019
67-48.022	6/21/2019	7/11/2019
67-48.023	6/21/2019	7/11/2019

67-48.027	6/21/2019	7/11/2019
67-48.028	6/21/2019	7/11/2019
67-48.029	6/21/2019	7/11/2019
67-48.030	6/21/2019	7/11/2019
67-48.031	6/21/2019	7/11/2019
67-48.040	6/21/2019	7/11/2019
67-48.041	6/21/2019	7/11/2019
68-1.003	6/27/2019	7/17/2019
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-3.009	12/5/2018	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment updates language regarding Florida Cancer Hospital Reimbursement Methodology for services outlined in the State Plan. This amendment to the State Plan will have a federal fiscal impact of \$10,306 for federal fiscal year (FFY) 2018-19 and \$30,917 FFY 2019-20. The effective date for this amendment will be January 1, 2019.

Interested parties may contact the following staff for further information:

Brooke Yowell, Bureau of Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4287 or by e-mail at: Brooke.Yowell@ahca.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by subsection 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 27, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Milana Gedeon, C.N.A., Certificate # CNA 289357. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 27, 2019, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Caitlyn Rose Johnson, L.P.N., License # PN 5204276. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On June 27, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Peter Richard Barski, R. Ph., License No. # PS 34970. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

Fiscal Year 2018/2019 Methadone Needs Assessment

RULE NO.: RULE TITLE:

65D-30.014 Standards for Medication-Assisted Treatment for Opioid Use Disorders

In accordance with Rule 65D-30.014, F.A.C., the Department has published the results of its methadone medication-assisted treatment needs assessment for fiscal year 2018-2019. Interested parties are directed to submit a letter of intent to

apply for Methadone Medication-Assisted Treatment licensure to the Regional Office of Substance Abuse and Mental Health where need has been determined via mail or hand-delivery by 5:00 p.m. E.T. on July 9, 2019.

Letters of intent should include name of interested party/provider, county/counties of interest, fiscal year of the needs assessment to which the provider is responding to and the number of awards the firm is applying for per county identified in the needs assessment. Interested parties must state if they are seeking to fill the need for programs serving indigent, pregnant, and Medicaid recipients or will not. By July 16, 2019, interested parties will receive correspondence from the regional office regarding the next steps in the process.

For more information, please go to the Office of Substance Abuse and Mental Health webpage: <https://www.myflfamilies.com/service-programs/samh/substance-abuse.shtml>, or by clicking on the document titles below:

1. Full Needs Assessment
2. Needs Assessment At-A-Glance
3. Data Used in Methodology
4. Resources

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

Availability of Alligator Farm Permits

RULE NOS.:RULE TITLES:

68A-25.004 Regulations Governing the Operation of Alligator Farms

68A-25.031 Regulations Governing Alligator Egg and Hatchling Collections on Lands Not Included in Alligator Management Programs

Pursuant to paragraph 68A-25.004(2)(f), F. A. C., the Florida Fish and Wildlife Conservation Commission announces the availability of two Alligator Farm Permits granting a farmer the eligibility to participate in the collection of alligator hatchlings from the wild as provided in Rule 68A-25.031, F.A.C.

Persons wishing to apply for an available permit shall do so in writing within 30 days of publication of the notice in the Florida Administrative Register. Only persons licensed as alligator farmers pursuant to Section 379.3751, F.S., may apply, and only one application per person will be accepted. Written applications and questions concerning the permit, or the application process may be addressed to: Dwayne Carbonneau, Fish and Wildlife Commission, 1239 SW 10th Street., Ocala, FL 34471, (352)732-1225.

The HGM Alligator Farm Program Coordinator will assign the available permit based on a random drawing of qualified applicants at 1239 SW 10th Street., Ocala, FL 34471 at least 31 days after the date of this publication.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

NOTICE OF RATIFICATION

RULE NO.: RULE TITLE:

69L-3.009 Injuries that Qualify as Grievous Bodily Harm of a Nature that Shocks the Conscience
 Rule 69L-3.009, F.A.C., ratified by 2019-139, Laws of Florida, became effective on June 25, 2019.

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

Office of Financial Regulation

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

June 28, 2018

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

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

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

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., July 17, 2019):

APPLICATION TO ORGANIZE A SUCCESSOR INSTITUTION

Application to Establish a Successor Institution:

IFB Interim Bank, Miami, Florida

Received: June 26, 2019

APPLICATION TO MERGE

Constituent Institutions: International Finance Bank, Miami, Florida and IFB Interim Bank, Miami, Florida

Resulting Institution: International Finance Bank, Miami, Florida

With Title: International Finance Bank

Received: June 26, 2019

Distribution: (Publication Not Required)

Federal Deposit Insurance Corporation, Atlanta, GA

Federal Reserve Bank of Atlanta, Atlanta, GA

Comptroller of the Currency, Atlanta, GA

William G. Berg

Alejandro Safie, CFO

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.
