

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

NONE

**Section II**  
**Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

RULE NOS.:	RULE TITLES:
5J-17.007	Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States
5J-17.021	Applications for Licensure: Education
5J-17.048	Reinstatement of Null and Void License
5J-17.070	Fees
5J-17.085	Survey Review

**PURPOSE AND EFFECT:** These rule changes are intended to amend, modernize and streamline the rules that govern the profession of surveying and mapping in the state of Florida. These proposed changes are necessary as Chapter 472 has been amended and these rule modifications reflect those amendments. These rules provide guidance to applicants seeking a military waiver of an initial or renewal registration fee and amend the waiver of fees for military members and their spouses to align with the statutory changes. Also, the proposed changes will provide clarification on acceptable verification of education, will restructure the continuing education requirements of those seeking reinstatement of null and void licenses and incorporate Department forms, and will streamline the survey review process.

**SUMMARY:** The Board of Professional Surveyors and Mappers (Board) proposes the following rules pursuant to its rulemaking authority: Rules 5J-17.007, 5J-17.021, 5J-17.048 and 5J-17.085, F.A.C..

The Department of Agriculture and Consumer Services (Department) proposes the following rule pursuant to its rulemaking authority: Rule 5J-17.070, F.A.C.

If adopted, the proposed language will amend and update the waiver of fees for military members and their spouses to align with changes in statute; they will provide clarification on what is deemed acceptable verification of education; they will restructure the continuing education requirements of those seeking reinstatement of null and void licenses so that the education may be taken after the Board reviews the reinstatement request; they will provide guidance to applicants seeking a military waiver of an initial or renewal registration

fee; and they will amend the time period probationers are given to submit their survey lists from 120 days to 90 days, thus streamlining the survey review process.

**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: These changes are to comply with corresponding changes to Chapter 472, F.S., related to military waivers. These rule changes waive particular fees for active military and their spouses and restructure the process for reinstatement of null and void license to be more cost effective for applicants. In addition, these changes will streamline, clarify, and restructure the rules that govern the profession, and remove obsolete language or repeal rules created by those changes. There are no anticipated increased regulatory costs associated with these changes. Additionally, no interested party submitted additional information regarding the economic impact.

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

**RULEMAKING AUTHORITY:** 472.008, 472.011, 472.013, 472.016(2), 472.019, 472.0202(6)(b), 472.027 FS.

**LAW IMPLEMENTED:** 472.005, 472.011, 472.013, 472.015, 472.016(2), 472.019(2), 472.0202(6)(b), 472.023, 472.027, 472.0351 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Jenna L. Harper, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3674.

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

5J-17.007 Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States. Spouses of members of the United States Armed Forces of the ~~United States~~ are exempt from licensure renewal provisions, but only in cases of absence from the state because of their spouses' duties with the United States Armed Forces. Copies of the military orders requiring the change in duty station must be sent

to the Board office in order to qualify for the exemption. Upon receipt of the military orders by the Board office confirming exemption eligibility, the spouse’s license will be placed on inactive status with no fee required. Reactivation of the inactive license will not require payment of the fee set forth in rule 5J-17.070, F.A.C. The license will remain in inactive status for up to two renewal cycles at which time the licensee must either renew this exemption, before expiration, by submitting a current set of orders establishing eligibility for the exemption or reactivate the license. The licensee may reactivate the license by submitting an application for change of status from inactive to active and will not be required to pay the fee set forth in rule 5J-17.070, F.A.C., nor be required to comply with any rules setting conditions for reactivation of licensure, including continuing education requirements imposed by section 455.271(10), F.S. If a license is not reactivated nor the exemption renewed by the expiration date, the license shall become delinquent. Reactivation of the delinquent license will not require payment of the fee set forth in rule 5J-17.070, F.A.C. Rulemaking Authority 472.016(2) FS. Law Implemented 472.016(2) FS. History–New 6-17-04, Formerly 61G17-1.020, Amended\_\_\_\_\_.

5J-17.021 Applications for Licensure: Education.

(1) No change.

(2) To meet the educational requirements, an applicant who completed a non-ABET accredited program must have:

(a) No change.

(b) Completed a bachelor’s degree, its equivalent, or higher in surveying and mapping or a similar titled program, including, but not limited to, geomatics, geomatics engineering, and land surveying that meets the following criteria:

1. through 3. No change.

4. Thirty (30) minimum semester credits of surveying and mapping courses including but not limited to measurement theory, survey graphics, adjustments, cartography, photogrammetry, geodesy, computations, GIS theory, legal principles, survey practice, boundary surveying, topographic mapping, route surveying, construction surveying, subdivision design, geodetic surveying, and GIS applications; and,

5. Coverage of at least five (5) of seven (7) surveying and mapping science areas, which are: (1) field surveying instruments and methods, (2) land boundary principles, (3) photogrammetric mapping and image interpretation and remote sensing, (4) surveying calculation and data adjustments, (5) geodetic coordinates, (6) cartographic representation, projections, and map production, and (7) geographic information systems; ~~and~~,

(3) No change.

(4) To verify the applicant’s education the applicant shall provide the Board an official transcript submitted directly from the college or university, or a National Council of Examiners

for Engineering and Surveying (NCEES) Record submitted directly from NCEES.

(5)(4)The Board shall make the final decision regarding qualifications of programs and shall determine whether an applicant shall be approved for admittance to the examination or for licensure by endorsement.

Rulemaking Authority 472.008, 472.013 FS. Law Implemented 472.005, 472.013 FS. History–New 9-7-93, Amended 5-30-95, 10-1-97, 5-17-00, 11-2-00, 2-5-01, Formerly 61G17-3.0021, Amended 11-13-17, 7-15-18,\_\_\_\_\_.

5J-17.048 Reinstatement of Null and Void License.

(1) An applicant seeking reinstatement of a license which has become null and void shall submit to the Board a “Board of Professional Surveyors and Mappers Request for Determination of Eligibility to Apply for a Reinstatement of Null and Void License”, FDACS-10067, 01/19, hereby incorporated by reference. Copies of the form may be obtained from the Board office or online at:[http://www.flrules.org/Gateway/reference.asp?No=Ref-\\_\\_\\_\\_\\_](http://www.flrules.org/Gateway/reference.asp?No=Ref-_____); ~~a Florida Surveyor and Mapper application for reinstatement of a null and void surveyor and mapper license in which the applicant shall:~~

(a) Pay a non refundable application fee of \$125.00

(b) ~~(a)~~ Answer questions regarding the applicant’s education, ~~employment~~, and criminal history;

(c) ~~(b)~~ No change.

(e) ~~Submit a written statement regarding whether or not the applicant has completed one (1) continuing education credit in surveying and mapping related courses or seminars for each month that the applicant’s license was delinquent in accordance with the continuing education requirements of rule 5J-17.041, F.A.C., within twenty four (24) months prior to the applicant’s submission of his or her application for reinstatement of a null and void license;~~

(d) ~~Submit evidence of completion of all continuing education requirements for twenty four (24) months prior to the applicant’s application for reinstatement of his or her null and void license in accordance with rule 5J-17.042, F.A.C., to demonstrate that the applicant has satisfied all continuing education requirements;~~

(e) through (i) redesignated (d) through (h) No change.

(2) If the Board determines the applicant is eligible to apply for a reinstatement of licensure the applicant shall submit to the Board a “Board of Professional Surveyors and Mappers Application For Reinstatement of Null and Void License”, FDACS-10052, Rev 01/19, hereby incorporated by reference. Copies of the form may be obtained from the Board office or accessed \_\_\_\_\_ online \_\_\_\_\_ at: [http://www.flrules.org/Gateway/reference.asp?No=Ref-\\_\\_\\_\\_\\_](http://www.flrules.org/Gateway/reference.asp?No=Ref-_____) Pay a non refundable application fee of \$125.00.

(a)(3) No change.

(b) Submit a written statement of when the applicant's surveyor and mappers license was last active and in good standing with the Board;

(c) Answer questions regarding the applicant's criminal history;

(d) Submit a copy of the final order from the Board approving the applicant's eligibility to apply for a reinstatement of a null and void license;

(e) Submit evidence in accordance with rule 5J-17.042, F.A.C. of completion of one (1) continuing education credit in surveying and mapping related courses or seminars for each month that the applicant's license was delinquent.

(3) The applicant's license shall not be reinstated until the requirements of subsection (2) have been satisfied and the Board issues a final order reinstating the applicant's license.

Rulemaking Authority 472.008, 472.0202(6)(b), 472.027 FS. Law Implemented 472.0202(6)(b), 472.027 FS. History--New 6-20-06, Formerly 61G17-10.001, Amended 5-11-15, 7-15-18,\_\_\_\_\_.

5J-17.070 Fees.

(1) through (19) No change.

(20) Pursuant to section 472.015(3)(b), F.S., the following persons are eligible for a waiver of the initial registration fee: ~~a~~An honorably discharged veteran of the United States Armed Forces, the spouse or surviving spouse of such a veteran, a current member of the United States Armed Forces who has served on active duty, the spouse of such a member, the surviving spouse of a member if the member died while serving on active duty, or a business entity that has a majority ownership held by such a veteran or spouse or surviving spouse. ~~requesting a~~ Persons seeking a fee waiver of the initial registration fee pursuant to section 472.011(1), F.S., shall submit complete FDACS-10991, Military Veteran Fee Waiver Request, 10/18 10/16, incorporated by reference in rule 5J-26.001, F.A.C., ~~An applicant requesting a fee waiver shall submit a completed Military Veteran Fee Waiver Request and provide~~ all required supporting documentation at the time the applicant submits their initial applications referenced in subsection (1).

Rulemaking Authority 472.011, 472.019 FS. Law Implemented 472.011, 472.015, ~~472.011~~, 472.019(2), 472.023 FS. History--New 1-5-95, Amended 4-2-98, 7-27-00, 6-20-06, Formerly 61G17-8.0011, Amended 11-13-17,\_\_\_\_\_.

5J-17.085 Survey Review.

(1) A probationer submitting surveys for review shall:

(a) Provide the Board with a list of all signed and sealed surveys, which shall contain a minimum of three (3) surveys, that have been performed by the probationer, for or without compensation, within 90 120 days of the date of the final order. The survey list submitted by the probationer shall contain each survey's project name and/or number, the client name (if

available), the date of the survey and the type of survey performed.

(b) through (d) No change.

(2) through (4) No change.

Rulemaking Authority 472.008 FS. Law Implemented 472.0351 FS. History--New 12-25-95, Amended 10-1-97, 5-17-99, 2-23-05, 6-20-06, Formerly 61G17-9.007, Amended 10-17-12, 11-13-17,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Surveyors and Mappers and Amy Topol, Director, Division of Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Surveyors and Mappers and Commissioner of Agriculture Nicole Fried

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: Board of Surveyors and Mappers on January 24, 2019; Department of Agriculture and Consumer Services on March 21, 2019.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2018

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NOS.: RULE TITLES:

59A-3.065

Definitions

59A-3.278

Rehabilitation, Psychiatric and Substance Abuse Programs

PURPOSE AND EFFECT: The Agency is proposing to amend these rules to add clarifying language and requirements related to psychiatric, substance abuse, and comprehensive medical rehabilitation services per Laws of Florida Chapter 2018-24.

SUMMARY: Section 395.1055, F.S. tasks the Agency with licensure requirements for psychiatric, substance abuse, and comprehensive medical rehabilitation services within hospitals. Existing hospital rules and the proposed rules address all licensure requirements: quality of care, nurse staffing, physician staffing, physical plant, equipment, emergency transportation, and data reporting standards. In addition, the Agency is addressing an existing rule review by the Joint Administrative Procedures Committee.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described

herein: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 395.003, 395.1055, 408.036 FS.

LAW IMPLEMENTED: 395.1023, 395.1055, 408.036 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 22, 2019, 2:30 p.m. – 4:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn at (850)412-4359 or email at Jessica.Munn@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

#### 59A-3.065 Definitions.

In addition to definitions contained in chapters 395 and 408, part II, F.S., the following definitions shall apply specifically to hospitals, as used in rules 59A-3.065-.310, F.A.C.:

(1) “Advanced Practice Registered Nurse” or “APRN” means a person licensed in the State of Florida under the provisions of chapter 464, F.S. to practice professional nursing and certified in advanced or specialized nursing practice.

(2) “Agency” means the Agency for Health Care Administration (AHCA).

(3) “Ambulatory care” means the delivery of care pertaining to non-emergency, adult, adolescent, and pediatric outpatient encounters, whether performed through the clinical departments of the hospital or an organized ambulatory

program which is included as a component of the licensed hospital, regardless of the physical location of such services.

(4) “At or near the Time of Death” means that point in time in the care of the patient at which the procedures have begun for the determination and certification of brain death as defined under the provisions of section 382.009, F.S., or cardiorespiratory (cardiac) death as defined under the provisions of rule 59A-3.065, F.A.C.

(5) “Brain Death” means the determination of death under provisions of section 382.009, F.S., where there is irreversible cessation of the functioning of the entire brain, including the brain stem.

(6) “Cardiorespiratory Death” means the cessation of life which is manifested by the loss or absence of spontaneous heart beat and breathing.

(7) “Child abuse or neglect” means harm, pursuant to section 39.01(35)(32), F.S., or threatened harm to a child’s physical or mental health or welfare by the acts or omissions of a parent, adult household member, or other person responsible for the child’s welfare, or, for purposes of reporting requirements, by any person.

(8) “Continuous” means available at all times without cessation, breaks or interruption.

(9) “Dentist” means a doctor of dentistry legally authorized to practice under chapter 466, F.S.

(10) “Designee or Requester” means a person or organization identified, designated, and delegated by the hospital administrator to carry out the provisions of this chapter and the responsibilities mandated by section 765.522, F.S., and to make the request to the patient or next of kin for the donation of organs, tissues and eyes.

(11) “Diagnostic imaging” means those ionizing and non-ionizing radiological procedures, including but not limited to x-rays, and computerized tomographic scanning, requiring the supervision and expertise of a physician with appropriate training or experience.

(12) “District Medical Examiner” means a physician who fills a position defined according to the provisions of section 406.06, F.S.

(13) “Donation” means the free and voluntary gift of one or more organs, tissues or eyes for the purpose of medical research or transplant surgery.

(14) “Donor” means a person from whom organs, tissues or eyes have been surgically removed for the purpose of transplantation.

(15) “Emergency Medical Technician (EMT)” means any person who is certified as an EMT pursuant to chapter 401, F.S.

(16) “Eye bank” means a public or private entity which is involved in the retrieval, processing or distribution of human eye tissue for transplantation and certified pursuant to section 765.541, F.S. Funeral homes or direct disposers engaged solely

in the retrieval of eye tissue are not considered an eye bank for these purposes.

(17) "Facilities" means those objects, including physical plant, equipment and supplies, necessary for providing required services.

(18) "General hospital" as defined in section 395.002(10), F.S., means any facility which meets the provisions of subsection (29) and which regularly makes its facilities and services available to the general population.

(19) "Governing body" means the individual, agency, group or corporation appointed, elected, or otherwise designated, in which the ultimate responsibility and authority for the conduct of the hospital is vested.

(20) "Health professional" means a person specifically licensed to practice a health profession, or a person specifically trained to practice one or more aspects of a health profession by a school or program officially recognized by this State or accredited by a national accrediting organization.

(21) "Inpatient beds" means accommodations with supporting services for patients who are admitted by physician order with the expectation that the patient would stay in excess of 24 hours and occupy a bed.

(22) "Intensive residential treatment programs for children and adolescents" or "intensive residential treatment facilities" or "IRTF" means a specialty hospital restricted to providing intensive residential treatment programs for children and adolescents as defined in section 395.002(15), F.S.

(23) "Licensed practical nurse" means one who is currently licensed in the state of Florida to practice practical nursing as defined in chapter 464, F.S.

(24) "Long term care hospital" means a general hospital which:

(a) Meets the provisions of section 395.002(12), F.S.;

(b) Has an average length of inpatient stay greater than 25 days for all hospital beds; and,

(c) Meets the provisions of subsection 59C-1.002(28), F.A.C.

(25) "Medical Examiner's Case" means any death occurring in the State and which is defined according to the provisions of section 406.11, F.S.

(26) "Nursing services" means those services pertaining to the curative, restorative, and preventive aspects of nursing care that are performed or supervised by a registered professional nurse under the direction of a physician.

(27) "On duty" means personnel within the hospital, appropriately dressed, continuously alert and responsive to patient needs.

(28) "Operating room suite" means a room, or set of physically contiguous rooms located on the same floor, used primarily for the purpose of performing operations and other

physically invasive procedures on patients, as well as rooms for surgical supply and disinfecting.

(29) "Organ" means a body part such as a heart, kidney, pancreas, liver, or lung that requires vascular reanastomosis.

(30) "Organ Procurement Organization" means a public or private entity designated as an OPO by the Secretary of the U.S. Department of Health and Human Services (HHS) which is engaged in the process of recovering organs for the purposes of transplantation and certified pursuant to section 765.541, F.S.

(31) "Organized medical staff" means a formal organization of physicians and other health professionals approved by the governing body with the delegated responsibility to provide for the quality of all medical care, and other health care as appropriate, provided to patients, for planning for the improvement of that care, and for the ethical conduct and professional practices of its members. Nothing herein shall be construed to preclude a governing body from restricting membership on the organized medical staff to only those disciplines required to be included by Florida law.

(32) "Paramedic" means any person who is certified as a paramedic pursuant to chapter 401, F.S.

(33) "Pharmacist" means one who is licensed under chapter 465, F.S., and engages in the practice of the profession of pharmacy.

(34) "Physician" means a doctor of medicine or osteopathy legally authorized to practice under the provisions of chapter 458 or 459, F.S.

(35) "Physician Assistant" or "PA" means a person who is licensed to perform medical services delegated by the supervising physician pursuant to chapter 458 or 459, F.S.

(36) "Podiatrist" means a person legally authorized to practice podiatry under chapter 461, F.S.

(37) "Potential Donor" means any person approaching death or who has died in a Florida hospital and is deemed medically acceptable according to the medical standards of the affiliated OPO, tissue bank or eye bank for organ, tissue, or eye donation.

(38) "Premises" means those buildings, beds, and facilities located at the main address of the licensee and all other buildings, beds, and facilities for the provision of hospital care located in such reasonable proximity to the main address of the licensee as to appear to the public to be under the dominion and control of the licensee.

(39) "Provisional accreditation" means a determination by a hospital accrediting organization that substantial standards compliance deficiencies exist in a hospital.

(40) "Provisional license" means a restricted license issued to a hospital which does not meet requirements for a standard license, but is in compliance with the pertinent statutes and rules.

(41) "Psychiatric hospital" means a Class III specialty hospital primarily restricted to treating persons whose sole diagnosis, or in the event of more than one diagnosis, the principal diagnosis, ~~as defined in the Diagnostic and Statistical Manual of Mental Disorders is a psychiatric disorder, is a mental illness as defined in section 394.455(28), F.S. rule 59C-1.040, F.A.C.~~

(42) "Qualified medical person" means for the purposes of section 395.1041, F.S., the licensed individual responsible for the operation of the emergency services area during the time of a transfer.

(43) "Quality improvement program" means a program of ongoing activities designed to objectively and systematically evaluate the quality of patient care and services, pursue opportunities to improve patient care and services, and resolve identified problems which applies standards of patient care to evaluate the quality of the hospital's performance.

(44) "Registered dietitian" means one who meets the standards and qualifications established by the Commission on Dietetic Registration of the Academy of Nutrition and Dietetics and is currently registered with the Academy of Nutrition and Dietetics.

(45) "Registered professional nurse" means one who is currently licensed in the State of Florida to practice professional nursing as defined in chapter 464, F.S.

(46) "Rehabilitation hospital" means a Class III specialty hospital in which an organized program of integrated intensive care services is provided by a coordinated multidisciplinary team to patients with severe physical disabilities, as defined under ~~rule paragraph 59C-1.039(2)(d)(e), F.A.C.~~

(47) "Routine Inquiry Form" means a reporting document developed by the hospital that is used to indicate that a request for donation of organs, tissues, or eyes was made.

(48) "Rural hospital" means a general hospital which meets the definition of section 395.602(2)(b)(e), F.S.

(49) "Selected Infectious Diseases" means Acquired Immunodeficiency Syndrome; anthrax; syphilis in an infectious stage; diphtheria; disseminated vaccinia; Hansen's disease; hepatitis A; hepatitis B; hepatitis non-A, non-B; Legionnaire's disease; malaria; measles; meningococcal meningitis; plague; poliomyelitis; psittacosis; pulmonary tuberculosis; Q fever; rabies; rubella; typhoid fever.

(50) "Special care unit" means a unit designated to provide acute care services, with a concentration of qualified professional staffing and supportive resources, to patients requiring extraordinary care on a concentrated and continuous 24-hour basis. Special care units include, but are not limited to burn, cardiac, cardiovascular surgery, neonatal, respiratory, renal care provided in the hospital, but not including ambulatory units, spinal injury units, trauma and multipurpose

special care units, operating room suite, including medical-surgical intensive care or any combination of the above.

(51) "Substance abuse hospital" means a Class III specialty hospital primarily restricted to treating persons whose sole diagnosis, or in the event of more than one diagnosis, the principal diagnosis is substance abuse, as defined in section 397.311(46), F.S. ~~the Diagnostic and Statistical Manual of Mental Disorders is a substance abuse disorder defined under paragraph 59C-1.041(2)(u), F.A.C.~~

(52) "Tissue" means any non-visceral or non-vascularized collection of similar cells and their associated intercellular substances. There are four generally accepted basic body tissues:

- (a) Epithelium (including corneal tissue);
- (b) Connective tissues including blood, bone and cartilage;
- (c) Muscle; and,
- (d) Nerve tissue.

(53) "Tissue Bank" means a public or private entity certified pursuant to section 765.541, F.S., which is involved in at least one of the following activities:

- (a) Procuring, processing, storing or distributing viable or nonviable human tissues to clinicians who are not involved in the procurement process;
- (b) Procuring, processing, and storing human tissues in one institution and making these tissues available to clinicians in other institutions; or
- (c) Procuring, processing, and storing human tissues for individual depositors and releasing these tissues to clinicians at the depositor's request.

(54) "Transplantation" means the surgical grafting or implanting in its entirety or in part one or more tissues or organs taken from another person.

Rulemaking Authority 395.1055 FS. Law Implemented 395.1023, 395.1055 FS. History—New 9-4-95, Formerly 59A-3.201, Amended 10-16-14,\_\_\_\_\_.

59A-3.278 Rehabilitation, Psychiatric and Substance Abuse Programs.

(1) All rehabilitation, psychiatric, and substance abuse programs provided by hospitals shall provide to the patient:

- (a) An evaluation upon referral;
- (b) Establishment of goals;
- (c) Development of a plan of treatment, including discharge planning, in coordination with the referring individual and rehabilitation staff, and after discussion with the patient and family;
- (d) Regular and frequent assessment, performed on an interdisciplinary basis, of the patient's condition and progress, and of the results of treatment;
- (e) Maintenance of treatment and progress records; and,

(f) At least a quarterly assessment of the quality and appropriateness of the care provided.

(2) When any rehabilitation activity, psychiatric or substance abuse treatment is provided from outside the hospital, the source shall be available whenever needed for patient care, meet all safety requirements, abide by all pertinent rules and regulations of the hospital and medical staff, and document the quality assurance measures to be implemented.

(3) The scope of services offered, and the relationship of the rehabilitation, psychiatric or substance abuse program to other hospital units, as well as all supervisory relationships within the program, shall be defined in writing. Responsibility for the performance of clinical services also shall be clearly defined. Delegation of authority within the program shall be specified in job descriptions and in organizational plans. Written policies and procedures to guide the operation of the rehabilitation program shall be developed and reviewed at least annually, revised as necessary, dated to indicate the time of last revision, and enforced.

(4) There shall be a current written plan of care for each patient receiving rehabilitative, psychiatric or substance abuse services. The plan shall state the diagnosis, and problem list when appropriate, pertinent to the rehabilitation or treatment process; precautions necessitated by the patient's general medical condition or other factors; the short-term and long-term goals of the treatment program; and require monthly or more frequent review of the patient's progress. The medical record and the written plan shall evidence a team approach, with participation of the professional and administrative staffs, the patient, and, as appropriate, the patient's family. The medical record shall document the written instructions given to the patient and the family concerning appropriate care after discharge from the hospital.

(5) The rehabilitation, psychiatric or substance abuse program must have notes and log records that are separately identified from the other admission and discharge records in the hospital in which it is located, and are separately retrievable.

(6) The beds assigned to the program must be physically separate from and not commingled with beds not included in the unit. Rehabilitation, psychiatric or substance abuse programs and beds may be located on the same floor as other programs or beds.

(7) All rehabilitation, psychiatric, and substance abuse programs must have a protocol in place for the emergency transportation of medically necessary transfers. The protocol shall include transfer to the geographically closest hospital with the service capability, unless another prior arrangement is in place or the geographically closest hospital is at capacity. In addition to meeting the requirements of subsections (1) through (6) of this section, rehabilitation programs provided by hospitals must place responsibility for the medical direction of

~~the rehabilitation program on a physician member of the organized medical staff who, on the basis of training, experience and interest, is knowledgeable in the rehabilitation services offered. Unless otherwise permitted by law, rehabilitation services shall be initiated by a physician. The written request for services shall include reference to the diagnosis or problems for which treatment is planned.~~

(8) Information on specifications, operation and maintenance of all equipment used in rehabilitation, psychiatric, and substance abuse programs shall be maintained. All equipment shall be operated according to manufacturer's specifications, and a preventive and corrective maintenance program on such equipment shall be conducted and recorded.

~~(9)(8) In addition to meeting the requirements of subsections (1) (6) of this section, P~~psychiatric; ~~and or~~ substance abuse ~~rehabilitation~~ programs provided by hospitals shall meet at least the following additional standards:

~~(a) The program, unit, service or similarly titled part shall treat only those patients whose primary reason for admission was a diagnosis contained in the third edition of the American Psychiatric Association Diagnostic and Statistical Manual.~~

~~(a)(b) The program, unit, service or similarly titled part shall have medical direction by a~~ an appropriately qualified practitioner, including a physician who is certified by the American Board of Psychiatry and Neurology or is eligible for examination by the Board or similar specialty board recognized by the American Osteopathic Association, a clinical psychologist, or a licensed physician with postgraduate training and experience in the diagnosis and treatment of nervous and mental disorders.

~~(b)(c) The program, unit, service or similarly titled part shall furnish, through qualified personnel, psychological services, social work services, psychiatric nursing, occupational therapy, and recreational therapy, as appropriate to the needs of the patient.~~

~~(c)(d) The program, unit, service or similarly titled part shall have a charge nurse who is a registered professional nurse qualified in psychiatric or mental health nursing.~~

(10)(9) Rehabilitation programs provided by hospitals must place responsibility for the medical direction of the rehabilitation program on a physician member of the organized medical staff who, on the basis of training, experience and interest, is knowledgeable in the rehabilitation services offered. Unless otherwise permitted by law, rehabilitation services shall be initiated by a physician. The written request for services shall include reference to the diagnosis or problems for which treatment is planned. In addition to the medical direction required in subsection (7), Overall supervision and administration of the following specialty rehabilitation programs may be provided by staff with the following credentials:

(a) Physical Therapy – A qualified physical therapist who shall be a graduate of a physical therapy program approved by a nationally recognized accrediting body or have documented equivalent training or experience, and shall meet all ~~any~~ current requirements for licensure under Chapter 486, F.S. ~~or registration, and shall be currently competent in the field.~~

(b) Occupational Therapy – A qualified occupational therapist who shall be a graduate of an occupational therapy program approved by a nationally recognized accrediting body; or shall currently hold certification by the American Occupational Therapy Association as an Occupational Therapist, Registered; or shall have documented equivalent training or experience; and shall meet all current requirements for licensure under Chapter 468, Part IV, F.S.

(c) Speech Pathology and Audiology – A qualified speech-language pathologist or audiologist who shall hold the Certificate of Clinical Competence or a Statement of Equivalence in either speech pathology or audiology issued by the American Speech-Language-Hearing Association, or have documented equivalent training or experience; and shall meet all current requirements for licensure under Chapter 468, Part II, F.S.

(d) Rehabilitation Nursing – A professionally qualified licensed registered nurse who shall have documented training in rehabilitation nursing and at least one year of rehabilitation nursing experience.

(e) Vocational or Educational Rehabilitation – A qualified individual who shall be a graduate of vocational rehabilitation program at the graduate level, or have documented equivalent training or experience.

(f) Comprehensive Medical Rehabilitation – A qualified physician who shall be a member of the organized professional staff and who is certified, or eligible for examination, either by the American Board of Physical Medicine and Rehabilitation or by a specialty related to rehabilitation.

~~(11)(40)~~ Nothing in this section shall be construed to prevent a hospital from providing rehabilitation, psychiatric or substance abuse programs to its patients. However, no hospital shall have rehabilitation, psychiatric, intensive residential treatment program, or substance abuse beds unless it has obtained a valid certificate of need as required by Section 408.031 through 408.045, F.S., and meets the requirements of this section.

Rulemaking Authority 395.003, 395.1055, 408.036 FS. Law Implemented 395.1055, 408.036 FS. History–New 9-4-95, Formerly 59A-3.229. Amended, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jack Plagge

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 03/14/2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 10/02/2018

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.:           RULE TITLE:

59A-3.246           Licensed Programs

PURPOSE AND EFFECT: The Agency proposes to update hospital rule to align with recently revised requirements in s. 395.1055, F.S. Revisions will update language and clarify requirements.

SUMMARY: The Agency proposes to update hospital rule to align with recently revised statutory requirements. Section 395.1055, F.S. tasks the Agency with adding licensure requirements for transplant programs within hospitals.

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

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

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

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

RULEMAKING AUTHORITY: 395.1055, 395.3038, 408.036, 408.0361 FS.

LAW IMPLEMENTED: 395.1055, 395.1065, 395.3038, 408.0361 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 22, 2019, 10:30 a.m. - 12:00 p.m.

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



Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn at (850)412-4359 or email at Jessica.Munn@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-3.246 Licensed Programs.

(1) Adult Diagnostic Cardiac Catheterization Program. All licensed hospitals that establish adult diagnostic cardiac catheterization laboratory services under section 408.0361, F.S., shall operate in compliance with the most recent guidelines of the American College of Cardiology/American Heart Association regarding the operation of diagnostic cardiac catheterization laboratories. Hospitals are considered to be in compliance with American College of Cardiology/American Heart Association guidelines when they adhere to standards regarding staffing, physician training and experience, operating procedures, equipment, physical plant, and patient selection criteria to ensure patient quality and safety. The applicable guideline is the *2012 American College of Cardiology Foundation/Society for Cardiovascular Angiography and Interventions Expert Consensus Document on Cardiac Catheterization Laboratory Standards Update. J Am Coll Cardiol 2012; 59:2221-305* (2012 ACC/SCAI Guidelines) which is hereby incorporated by reference and effective at adoption. The copyrighted material is available for public inspection at the Agency for Health Care Administration, Hospital and Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, FL 32308 and the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399. A copy may be obtained from Elsevier Inc, Reprint Department by email at reprints@elsevier.com or online at <https://www.sciencedirect.com/>. Aspects of the guideline related to pediatric services or outpatient cardiac catheterization in freestanding non-hospital settings are not applicable to this rule. All such licensed hospitals shall have a department, service or other similarly titled unit which shall be organized, directed and staffed, and integrated with other units and departments of the hospitals in a manner designed to assure the provision of quality patient care.

(a) through (i) No change.

(j) Emergency Services.

1. All hospitals providing adult diagnostic cardiac catheterization program services, except hospitals licensed as a Level II adult cardiovascular services provider, shall have written transfer agreements developed specifically for diagnostic cardiac catheterization patients with one or more hospitals licensed as a Level II adult cardiovascular services provider. Written agreements must be in place with a ground ambulance service capable of advanced life support and Intra-Aortic Balloon Pump (IABP) transfer. Agreements may include air ambulance service, but must have ground ambulance backup. A transport vehicle must be on-site to begin transport within ~~30~~ 20 minutes of a request and have a transfer time within 60 minutes. Transfer time is defined as the number of minutes between the recognition of an emergency as noted in the hospital's internal log and the patient's arrival at the receiving hospital. Transfer and transport agreements must be reviewed and tested once every 6 months, with appropriate documentation maintained, including the hospital's internal log or emergency medical services data.

2. Patients at high risk for diagnostic catheterization complications shall be referred for diagnostic catheterization services to hospitals licensed as a Level II adult cardiovascular services provider. Hospitals not licensed as a Level II adult cardiovascular services provider must have documented patient selection and exclusion criteria and provision for identification of emergency situations requiring transfer to a hospital with a Level II adult cardiovascular services program. Documentation indicating the manner in which this requirement will be met shall be available for the Agency's review.

(k) through (m) No change

(2) through (5) No change

(6) Organ transplant programs. Licensure designations for organ transplant programs include heart, intestines, kidney, liver, lung, pancreas and islet cells, and bone marrow. Separate designations are required for adult and pediatric programs. Bone marrow programs must have separate designations for autologous and allogeneic programs. Licensure for multi-organ transplant programs such as heart-lung must apply for each licensure designation by age group and must meet program-specific requirements separately.

(a) A hospital issued a certificate of need to establish one or more organ transplant programs must request and obtain the corresponding licensure designation(s) by submitting written notification to the Agency's Hospital and Outpatient Services Unit prior to scheduling its first transplant procedure in each program.

(b) In addition to the definitions contained in Rule 59A-3.065, F.A.C., the following definitions shall apply to this subsection:

1. "Bone Marrow Transplantation" means human blood precursor cells administered to a patient to restore normal

hematological and immunological functions following ablative or nonablative therapy with curative or life-prolonging intent. Human blood precursor cells may be obtained from the patient in an autologous transplant or from a medically acceptable related or unrelated donor, and may be derived from bone marrow, circulating blood, or a combination of bone marrow and circulating blood.

2. "Pediatric Patient" means a patient under the age of 15 years. Pediatric transplant programs at a Medicaid designated transplant center may perform transplants for patients under the age of 21. In case of conflict between provisions in this rule, the provision of this subsection shall prevail.

4. "Research Hospital" means a hospital which devotes clearly defined space, staff, equipment, and other resources for research purposes and has documented teaching affiliations with an accredited school of medicine in Florida or another state.

5. "Research Program" means an organized program that conducts clinical trial research, collects treatment data, assesses outcome data, and publishes statistical reports showing research activity and findings.

7. "Teaching Hospital" means any hospital which the Secretary of the Agency for Health Care Administration has determined meets the conditions specified in Section 408.07(44), F.S.

8. "Transplantation Program" means the offering of administrative, surgical, and support services by a hospital through which one or more types of organ transplants are provided to one or more patients; and the offering of some or all phases of bone marrow transplantation.

(c) All hospitals providing organ transplant services must meet and maintain the general and program-specific service requirements. Hospitals providing organ transplant services for heart, intestines, kidney, liver, lung, or pancreas and islet cells must:

1. Be a member of the Organ Procurement and Transplantation Network (OPTN);

2. Have a written agreement with an Organ and Tissue Procurement Organization (OPO) licensed under chapter 765, F.S.; and

3. Have equipment for cooling, flushing, and transporting organs. If cadaveric transplants are performed, equipment for organ preservation through mechanical perfusion is required. This requirement may be met through an agreement with an OPO.

(d) All hospitals providing any organ transplant service must have:

1. An age-appropriate (adult or pediatric) intensive care unit which includes facilities for prolonged reverse isolation when required;

2. A clinical review committee for evaluation and decision-making regarding the suitability of a transplant candidate;

3. Services and facilities for inpatient and outpatient care, available on a 24-hour basis, for the patient's chronic illness prior to transplantation, during transplantation, and in the post-operative period;

4. Policies and procedures for patient care specifying patient selection criteria for patient management and evaluation during the pre-hospital, in-hospital, and immediate post-discharge phases of the program;

5. Detailed therapeutic and evaluative procedures for the acute and long-term management of each patient and the management of common complications;

6. A program for the education and training of staff regarding the special care of transplantation patients;

7. Education services including home and hospital programs to minimize interruption in the patient's school education;

8. A program for the education of patients, their families and the patient's primary care physician regarding post-operative and post-discharge care for transplantation patients; and

9. Clinical and pathology laboratory services meeting the requirements in Rule 59A-3.242(1), F.A.C. Services may be provided directly as a hospital service or by contract to meet the needs of the patients. CLIA certified specialties must include Histocompatibility for transplant services, Microbiology, Chemistry, Hematology, Immunohematology (blood bank), and Histopathology with the capability of studying and promptly reporting the patient's response to the organ transplantation surgery, and analyzing appropriate biopsy material;

(e) All hospitals providing organ transplant services must meet the following staffing requirements:

1. A staff of physicians licensed pursuant to chapters 458 or 459, F.S. with expertise in caring for age-appropriate patients with end-stage disease requiring organ transplantation. The physicians shall be members of the organized medical staff and have medical specialties or sub-specialties appropriate for the type of transplant program. Each transplant program shall have a designated physician member of the organized medical staff, meeting the education, training, certification, and experience qualifications required by the hospital's governing board or delegated committee, to serve as:

a. The program director, responsible for the day-to-day administration of the transplant program;

b. The primary transplant physician, responsible for providing and coordinating the pre- and post-transplantation care of patients; and

c. The primary transplant surgeon, responsible for providing and coordinating the transplantation surgical services.

2. A staff of registered professional nurses, including advanced practice registered nurses, if applicable, with experience in the care of chronically ill patients and their families;

3. A registered professional nurse or other licensed clinician approved by the program director to serve as clinical transplant coordinator;

4. Maintain contractual agreements with consultants who have expertise in immunohematology and are capable of meeting the unique needs of transplant patients on a long-term basis;

5. A pharmacist with expertise in the pharmacological needs of transplant patients;

6. A registered dietician with expertise in the nutritional needs of transplant patients;

7. A staff of respiratory therapists with expertise in the needs of transplant patients; and,

8. A staff of social workers, psychologists, psychiatrists, and other individuals skilled in performing comprehensive psychological assessments, counselling patients and families of patients, providing assistance with financial arrangements, and making arrangements for use of community resources.

(f) Liver, lung, pancreas and islet cells, intestines, multi-organ, and bone marrow programs, excluding bone marrow programs for adults providing autologous transplants only, are limited to a teaching or research hospital with training programs relevant to the transplant program.

1. Lung, pancreas and islet cells, intestines, and multi-organ transplant programs must have interactive programs of basic and applied research in organ failure, transplantation, immunoregulatory responses, and related biology.

2. Bone marrow programs, excluding bone marrow programs for adults providing autologous transplants only, must have an ongoing research program that is integrated either within the hospital or by written agreement with a bone marrow transplantation center operated by a teaching hospital. The program must include outcome monitoring and long-term patient follow-up.

3. Bone marrow programs for adults providing only autologous transplants may be established at

a. Teaching hospitals;

b. Research hospitals; or

c. Community hospitals with a research program or affiliated with a research program. The research program may be integrated within the hospital, by written agreement with a bone marrow transplant center operated by a teaching hospital, or by an agreement with an outpatient provider with a research program. Under the agreement, the outpatient research program

may perform one or more of the following outpatient phases of bone marrow transplantation: blood screening tests, mobilization of stem cells, stem cell rescue, chemotherapy, and reinfusion of stem cells.

(g) Heart transplant programs must maintain:

1. A cardiologist member of the organized medical staff meeting the age appropriate education, training, and certification requirements as established by the program director;

2. An anesthesiologist member of the organized medical staff meeting the age appropriate education, training, and certification requirements as established by the program director, and experienced in both open heart surgery and heart transplantation; and

3. A single occupancy isolation room in an age-appropriate intensive care unit.

(h) Liver transplant programs must maintain:

1. Staff trained in liver transplantation and in the care of patients with hepatic diseases; and

2. The following available in the hospital or by contract:

a. A department of gastroenterology, including clinics and procedure rooms;

b. Radiology services to provide complex biliary procedures, including transhepatic cholangiography, portal venography and arteriography; and

c. A patient convalescent unit for monitoring patient's progress post-discharge.

(i) Kidney transplant programs must maintain:

1. A nephrologist member of the organized medical staff meeting the age appropriate education, training, and certification requirements as established by the program director;

2. An anesthesiologist member of the organized medical staff meeting the age appropriate education, training, and certification requirements as established by the program director, and experienced in kidney transplantation;

3. Nursing staff experienced in nursing care of patients with permanent kidney failure;

4. Inpatient renal dialysis available onsite at all times, including a separate pediatric dialysis unit if pediatric patients are served;

5. Outpatient services, including renal dialysis services and ambulatory renal clinic services; and

6. Ancillary services, including nutritional, radiologic, and nursing services capable of monitoring and support during dialysis and assisting with educating the patient in home care vascular access and home dialysis management, when applicable.

(j) Pediatric kidney transplant programs must meet the following additional requirements:

1. The program director must be board certified or eligible in pediatric nephrology;

2. The head nurse of the dialysis unit must have special training and expertise in pediatric dialysis;

3. The nurse to patient ratio in the pediatric dialysis unit must be 1:1;

4. The registered dietician must have expertise in nutritional needs of children with chronic renal disease; and

5. The radiology service must have specialized equipment for obtaining x-rays on pediatric patients.

(k) Bone marrow programs for pediatric patients must meet the following common requirements:

1. The program director must have formal training in pediatric bone marrow transplantation, and shall be board certified as a hematologist or oncologist with experience in the treatment and management of pediatric acute oncological cases involving high dose chemotherapy or high dose radiation therapy;

2. Nursing staff must be dedicated full time to the program and have experience with the care of critically ill immunosuppressed patients;

3. The transplantation team must have expertise in hematology, oncology, immunologic diseases, neoplastic diseases, including hematopoietic and lymphopoietic malignancies, and non-neoplastic disorders;

4. An interdisciplinary team must direct permanent follow-up care of the bone marrow transplantation patients, including the maintenance of immunosuppressive therapy and treatment of complications;

5. A radiation therapy division, under the direction of a board certified radiation oncologist, must be available onsite and capable of sub-lethal x-irradiation, bone marrow ablation, and total lymphoid irradiation; and

6. Pediatric inpatient post-transplantation care must be provided in a laminar air flow room; or in a single occupancy room with positive pressure, reverse isolation procedures, and terminal high efficiency particulate aerosol filtration on air blowers. This unit can be part of a program that also manages patients with leukemia or similar disorders.

(l) In addition to paragraph (k) above, bone marrow programs providing allogeneic transplants to pediatric patients must have:

1. A pediatric convalescent facility to provide a temporary residence for patients during the prolonged convalescence;

3. A pediatric outpatient unit for close supervision of discharged patients;

3. An onsite laboratory equipped for the evaluation and cryopreservation of bone marrow; and

4. A laboratory equipped to handle studies including the use of monoclonal antibodies, if this procedure is employed by the hospital, T-cell depletion, and separation of lymphocyte and

hematological cell subpopulations and their removal for prevention of graft versus host disease. This requirement may be met through contractual arrangements.

(m) Bone marrow programs for adults must meet the following common requirements:

1. The program director must have formal training in bone marrow transplantation and be a board certified hematologist or oncologist with experience in the treatment and management of adult acute oncological cases involving high dose chemotherapy or high dose radiation therapy. The hospital's governing board may appoint a board eligible hematologist or oncologist with at least one year of experience performing autologous bone marrow transplants to serve as program director if transplants are limited to autologous transplantations;

2. Nursing staff must be dedicated full time to the program and have experience with the care of critically ill immunosuppressed patients;

3. An interdisciplinary transplantation team with expertise in hematology, oncology, immunologic diseases, neoplastic diseases, including hematopoietic and lymphopoietic malignancies, and non-neoplastic disorders shall direct permanent follow-up care of the bone marrow transplantation patients, including the maintenance of immunosuppressive therapy and treatment of complications;

4. Adult inpatient post-transplantation care must be provided in a laminar air flow room or in a single occupancy room with positive pressure, reverse isolation procedures, and terminal high efficiency particulate aerosol filtration on air blowers. This unit can be part of a program that also manages patients with leukemia or similar disorders; and

5. A radiation therapy division, under the direction of a board certified radiation oncologist, must be available onsite and capable of sub-lethal x-irradiation, bone marrow ablation, and total lymphoid irradiation.

(n) In addition to paragraph (m) above, bone marrow programs providing allogeneic transplants to adults must have:

1. A laboratory equipped to handle studies including the use of monoclonal antibodies, if this procedure is employed by the hospital, T-cell depletion, and separation of lymphocyte and hematological cell subpopulations and their removal for prevention of graft versus host disease. This requirement may be met through contractual arrangements;

2. An onsite laboratory equipped for the evaluation and cryopreservation of bone marrow;

3. An adult convalescent facility to provide a temporary residence for patients during the prolonged convalescence; and

4. An adult outpatient unit for close supervision of discharged patients.

(o) Bone marrow programs providing allogeneic transplants may also provide autologous transplants without

separate licensure as an autologous bone marrow transplant program.

(p) Each licensed organ transplant program must perform a minimum of 10 transplants per year averaged over 2 years. Hospitals providing adult and pediatric programs must meet the minimum volume requirement for each age group separately.

(q) Hospitals with licensed organ transplant programs must include organ transplant utilization data with the quarterly data submission required under section 395.1055 and chapter 408, part I, F.S.

Rulemaking Authority 395.1055, 395.3038, 408.036, 408.0361 FS. Law Implemented 395.1055, 395.1065, 395.3038, 408.0361 FS. History—New 8-15-18, Formerly 59A-3.2085(13), 59A-3.2085(14), 59A-3.2085(15), 59A-3.2085(16), 59A-3.2085(17), 59A-3.2085(81), Amended, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jack Plagege  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mary C. Mayhew  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 03/20/2019  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 11/08/2018

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

RULE NO.:        RULE TITLE:  
59A-3.249        Neonatal Intensive Care Units  
PURPOSE AND EFFECT: The Agency proposes to create a section in hospital rules to align with recently revised statutory requirements.

SUMMARY: Section 395.1055, F.S. tasks the Agency with adding requirements for neonatal intensive care services within hospitals. The proposed rule will address quality of care, nurse staffing, physician staffing, physical plant, equipment, emergency transportation, and data reporting standards.

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

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

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

Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 395.1055, FS.

LAW IMPLEMENTED: 395.1055, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 22, 2019, 9:00 a.m. – 10:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn at (850)412-4359 or email at Jessica.Munn@ahca.myflorida.com.

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

59A-3.249 Neonatal Intensive Care Units.

(1) The licensee of a hospital issued a certificate of need to establish Level II or Level III Neonatal Intensive Care services must apply for licensure of the Neonatal Intensive Care Unit (NICU) beds by submitting a hospital licensure application as specified in subsection 59A-3.066(2), F.A.C. A Level II NICU must have and maintain at least 10 beds and a Level III NICU must have and maintain at least 15 beds, except hospitals verified as a trauma center pursuant to s. 395.4001(15), F.S. may have and maintain a Level III NICU of at least 5 beds.

(a) A hospital must have a minimum of 1,000 births per year averaged over 2 years to have and maintain a Level II NICU.

(b) Hospitals currently licensed as a Level II NICU and having a minimum of 1,500 births during the previous 12 months may apply for licensure as a Level III NICU. Hospitals must maintain a minimum of 1,500 births per year averaged over the previous 2 years to maintain licensure as a Level III NICU.

(2) In addition to the definitions contained in Rule 59A-3.065, F.A.C., the following definitions shall apply to this section:

(a) “Complex Neonatal Surgery” means any surgical procedure performed upon a neonate by a practitioner credentialed to perform surgical procedures licensed under the provisions of Chapters 458 or 459, F.S., which is associated with entry into or traversing a body cavity, such as the abdomen, thorax, or cranium, with a requirement for either general anesthesia or conscious sedation. Such procedures shall only be performed in hospitals licensed under the provisions of Chapter 395, F.S., providing licensed Level III Neonatal Intensive Care Services.

(b) “Neonatal Care Services” means the aspect of perinatal medicine pertaining to the care of neonates. Hospitals providing neonatal care are classified according to the intensity and specialization of the care that can be provided.

1. “Level I Neonatal Services” means well-baby care services, which include sub-ventilation care, intravenous feedings, and gavage to neonates. Level I Neonatal Services do not include ventilator assistance except for resuscitation and stabilization. Upon beginning ventilation, the hospital shall implement a patient treatment plan which shall include the transfer of the neonate to a Level II or Level III Neonatal Intensive Care Service at such time that it becomes apparent that ventilation assistance will be required beyond the neonate’s resuscitation and stabilization. The hospital shall establish a triage procedure to assess the need for transfer of obstetrical patients to hospitals with Level II or Level III Neonatal Intensive Care Services prior to their delivery where there is an obstetrical indication that resuscitation will be required for their neonates. Hospitals that do not have licensed Level II or Level III NICU beds may only perform Level I neonatal services.

2. “Level II Neonatal Intensive Care Services” means services that include the provision of ventilator services, and at least 6 hours of nursing care per day. Level II services shall be restricted to neonates of 1,000 grams birth weight and over with the following exception. Ventilation may be provided in a hospital with Level II Neonatal Intensive Care Services for neonates of less than 1,000 grams birth weight only while waiting to transport the neonate to a hospital with Level III Neonatal Intensive Care Services. All neonates of 1,000 grams birth weight or less shall be transferred to a hospital with Level III Neonatal Intensive Care Services. Neonates weighing more than 1,000 grams requiring one or more of the Level III services, as defined by this rule, shall be transferred to a hospital with Level III Neonatal Intensive Care Services. If a hospital with a Level III Neonatal Intensive Care Service refuses to accept the transfer of the patient, the hospital with the Level II Neonatal Intensive Care Service will be found in compliance with this subparagraph upon a showing of continuous good faith

effort to transfer the patient as documented in the patient’s medical record. Hospitals that are licensed for Level II NICU beds, but not Level III NICU beds may perform only Level I Neonatal Services and Level II Neonatal Intensive Care Services as defined by this rule.

3. “Level III Neonatal Intensive Care Services” means services that include the provision of continuous cardiopulmonary support services, 12 or more hours of nursing care per day, complex neonatal surgery, neonatal cardiovascular surgery, pediatric neurology and neurosurgery, and pediatric cardiac catheterization. Hospitals with Level III Neonatal Intensive Care Services may perform all neonatal care services. A hospital providing Level III Neonatal Intensive Care Service that does not provide treatment of complex major congenital anomalies that require the services of a pediatric surgeon, or pediatric cardiac catheterization and cardiovascular surgery shall enter into a written agreement with a hospital providing Level III Neonatal Intensive Care Services in the same or nearest service area for the provision of these services. All other services shall be provided at each hospital with Level III Neonatal Intensive Care Services.

(c) “Neonatal Intensive Care Unit Bed” or “NICU bed” means a patient care station within a Level II or Level III NICU that includes an incubator or other moveable or stationary devices supporting the ill neonate. Level II and Level III NICU beds shall be listed separately on a hospital’s license.

1. “Level II NICU Bed” means a patient care station within a neonatal intensive care unit with the capability of providing Neonatal Intensive Care Services to ill neonates of 1,000 grams birth weight or over, and that is staffed to provide at least 6 hours of nursing care per neonate per day, and that has the capability of providing ventilator assistance, and the services as defined in subparagraph (2)(b)2., of this rule.

2. “Level III NICU Bed” means a patient care station within a neonatal intensive care unit with the capability of providing Neonatal Intensive Care Services to severely ill neonates regardless of birth weight, and which is staffed to provide 12 or more hours of nursing care per neonate per day, and the services as defined in subparagraph (2)(b)3., of this rule.

(d) “Service area” means a district as defined in Section 408.032(5), F.S.

(3) Quality of Care Standards for Level II and Level III Neonatal Intensive Care Services.

(a) Each Level II and Level III NICU must be directed by a neonatologist or a group of neonatologists who are members of the organized medical staff of the hospital without limited privileges and provide 24-hour coverage, and who are either board certified or board eligible in neonatal-perinatal medicine.

1. Each hospital with a Level III NICU must have a pediatric cardiologist, who is either board certified or board

eligible in pediatric cardiology, available for consultation at all times.

2. Each Class I hospital with a Level III NICU must have a board-certified obstetrician who is qualified by training, experience, or special competence certification in maternal-fetal medicine as a member of the organized medical staff without limited staff privileges.

(b) The nursing staff in Level II and Level III NICUs must be under the supervision of a head nurse with experience and training in neonatal intensive care nursing. The head nurse must be a registered professional nurse. At least one-half of the nursing personnel assigned to each work shift in Level II and Level III NICUs must be registered professional nurses.

1. The nurse to neonate ratio must be at least 1:4 in a Level II NICU at all times. At least one-half of the nurses must be registered professional nurses.

2. The nurse to neonate ratio must be at least 1:2 in a Level III NICU at all times. At least one-half of the nurses must be registered professional nurses.

3. Nurses in a Level II or Level III NICU must be trained to administer cardio-respiratory monitoring, assist in ventilation, administer I.V. fluids, provide pre-operative and post-operative care of patients requiring surgery, manage patients being transported, and provide emergency treatment of conditions such as apnea, seizures, and respiratory distress.

(c) Each hospital with a Level II or Level III NICU must have at least one certified respiratory care therapist with expertise in the care of neonates available at all times. There must be at least one respiratory therapy technician for every four patients receiving assisted ventilation.

(d) Each hospital with a Level II or Level III NICU must provide:

1. On-site, on a 24-hour basis, x-ray, obstetric ultrasound, and clinical laboratory services. Clinical laboratory services must include blood gas analysis, and have the capability to perform microstudies;

2. Anesthesia services available on an on-call basis within 30 minutes;

3. A dietician or nutritionist to provide information on patient dietary needs and to provide the patient's family instructions or counseling regarding the appropriate nutritional and dietary needs of the patient after discharge;

4. Social services to patients' families, including family counseling and referral to appropriate agencies for services. Children potentially eligible for the Medicaid, Children's Medical Services, or Developmental Services Programs shall be referred to the appropriate eligibility worker for eligibility determination;

5. Intervention services for patients identified as being at high risk for developmental disabilities to include

developmental assessment, intervention, and parental support and education; and

6. Interdisciplinary staff responsible for discharge planning in accordance with hospital policies and procedures as specified in Rule 59A-3.254(2), F.A.C.

(e) Each Level II and Level III NICU bed shall have:

1. An incubator and radiant warmer;

2. One heated humidifier and oxyhood;

3. One respiration or heart rate monitor;

4. One resuscitation bag and mask;

5. One infusion pump; and

6. At least one portable suction device.

(f) Each Level II and Level III NICU must have available on demand:

1. At least one oxygen analyzer for every three beds;

2. At least one non-invasive blood pressure monitoring device for every three beds;

3. At least one ventilator for every three beds;

4. An EKG machine with printout capability;

5. Transcutaneous oxygen monitoring equipment; and

6. Continuous blood pressure measurement.

(g) In addition to the above, each Level III NICU must have on demand availability of devices capable of measuring continuous arterial oxygenation in the patient.

(h) Hospitals with a Level II NICU only must have a transfer agreement with a hospital with a Level III NICU located in the same or nearest service area.

(i) Hospitals with a Level II or Level III NICU must have, directly or by contract, an emergency 24-hour neonatal transportation system as defined by the Department of Health in Rule 64J-1.006, F.A.C.

(j) Hospitals with a Level II or Level III NICU must comply with the Agency requirements for data submission as authorized under section 395.1055 and Chapter 408, Part I, F.S.

(k) Nothing in this section shall be construed to prevent a hospital from providing neonatal care services to its patients. However, no hospital shall have neonatal intensive care unit beds unless it has obtained a valid certificate of need as required by section 408.031 through 408.045, F.S.; and meets the requirements of Rule 59A-3.080, F.A.C. as evidenced by approval issued by the Agency's Office of Plans and Construction.

Rulemaking Authority 395.1055, FS. Law Implemented 395.1055, FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jack Plagge

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Mary C. Mayhew

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: 03/20/2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAR: 10/02/2018

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

NONE

**Section IV**  
**Emergency Rules**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005 Duration of Validity

NOTICE IS HEREBY GIVEN that on March 4, 2019, the Construction Industry Licensing Board, received a petition for variance or waiver filed by Daniel Torres. Petitioner is seeking a variance or waiver of Rule 61G4-16.005, Florida Administrative Code, that requires for the purpose of certification, a passing grade shall be valid only for a period of four (4) years from the date of the most recently passed portion of the exam.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395, or by electronic mail to Donald.Shaw@myfloridalicense.com. Comments on this petition should be filed with the Construction Industry Licensing Board within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005 Duration of Validity

NOTICE IS HEREBY GIVEN that on January 24, 2019, the Construction Industry Licensing Board, received a petition for variance or waiver filed by Christina Bock. Petitioner is seeking a variance or waiver of Rule 61G4-16.005, Florida Administrative Code, that requires for the purpose of

certification, a passing grade shall be valid only for a period of four (4) years from the date of the most recently passed portion of the exam.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395, or by electronic mail to Donald.Shaw@myfloridalicense.com. Comments on this petition should be filed with the Construction Industry Licensing Board within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on March 21, 2019, the BOARD OF ACCOUNTANCY, received a petition for variance or waiver filed by Blanca M. Aquino, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code. The Rule states that candidates must pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

RULE NO.: RULE TITLE:

62D-5.058 Grant Administration

NOTICE IS HEREBY GIVEN that on March 27, 2019, the Florida Department of Environmental Protection, received a petition for waiver pursuant to Section 120.542, F.S., from Petitioner, City of Starke, Florida. The petition requests a waiver from paragraph 62D-5.058(7)(a), F.A.C., which requires projects using grant funds from the Florida Recreation Development Assistance Program be completed three years from the start of the state's fiscal year in which the funds were appropriated. The petition has been assigned OGC No. 19-0253.

A copy of the Petition for Variance or Waiver may be obtained by contacting: La'Shae Grice, Department of Environmental Protection, 3800 Commonwealth Blvd., Tallahassee, FL 32399-3000; telephone: (850)245-2501; email: Lashae.Grice@floridadep.gov during normal business hours,



8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

Division of Historical Resources

The Division of Historical Resources announces a public meeting to which all persons are invited.

DATE AND TIME: April 4, 2019, 1:30 p.m. to conclusion.

PLACE: Mission San Luis 2100 West Tennessee Street, 2nd Floor, Kislak Classroom, Tallahassee, Florida 32304

Joining Via Teleconference: 1(888)585-9008 & Passcode/Conference Room 648769445 #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Friends of Florida History CSO. The Finance and Investment committee will meet at 1:30 p.m. followed by the full board meeting at 2:00 p.m.

A copy of the agenda may be obtained by contacting: Carol Bryant-Martin at (850)245-6449 or carol.bryant-martin@dos.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 48 hours before the workshop/meeting by contacting: Carol Bryant-Martin at (850)245-6449 or carol.bryant-martin@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carol Bryant-Martin at (850)245-6449 or carol.bryant-martin@dos.myflorida.com.

### DEPARTMENT OF LAW ENFORCEMENT

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

DATES AND TIMES: Tuesday, April 9, 2019, 8:30 a.m. – 6:00 p.m., Wednesday, April 10, 2019, 8:30 a.m. – 5:00 p.m.

PLACE: BB&T Center, Chairman’s Club, 1 Panther Parkway, Sunrise, FL 33323, Use Gate 5 and park in Lot B.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The above meeting is held to convene members of the Marjory Stoneman Douglas High School Public Safety Commission.

A copy of the agenda may be obtained by contacting: A copy of the Commission meeting agenda will be posted when available on the following website: <http://www.fdle.state.fl.us/MSDHS/Meetings>.

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: Office of Policy Development and Planning, Jennifer Miller at (850)410-8321 or e-mail at JenniferMiller2@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

### DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: April 4, 2019, 4:00 p.m. – 6:00 p.m.

PLACE: Community Full Gospel Church, 12664 Mud Lake Road, Glen St. Mary, FL 32040

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) invites you to attend a public meeting to discuss the proposed plans for the Clet Harvey Road Bridge over Turkey Creek, Financial Project ID: 436331-1 and the Clet Harvey Road Bridge over Mud Lake Swamp, Financial Project ID: 436330-1. The FDOT is conducting a Project Development & Environment (PD&E) Study to replace the Clet Harvey Road Bridges over Turkey Creek and Mud Lake Swamp in Baker County, Florida. The proposed improvements recommend replacing the existing one lane timber bridge with a one lane concrete bridge.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the FDOT pursuant to 23 U.S.C. § 327 and a Memorandum of Understanding dated March 14, 2016 and executed by the Federal Highway Administration and FDOT.

Public participation is sought without regard to race, color, religion, sex, age, national origin, disability or family status.

A copy of the agenda may be obtained by contacting: Aja Stoppe, Project Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874. Email: aja.stoppe@dot.state.fl.us

Phone (386)961-7521 or 1(800)749-2967, extension 7521.

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: Aja Stoppe, Project Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874. Email: aja.stoppe@dot.state.fl.us.

Phone (386)961-7521 or 1(800)749-2967, extension 7521. 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 HIGHWAY SAFETY AND MOTOR VEHICLES**

The DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2019, 1:00 p.m. – 2:00 p.m., ET  
 PLACE: Neil Kirkman Building, Conference Room B-202, 2900 Apalachee Parkway, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to receive an update on Phase 1 of the Motorist Modernization Program. System functionality and requirements will also be presented to the group for consideration and input.

**AGENDA**

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- IV&V Update
- Stakeholder Outreach Update
- Policy and Decisions Review
- MM Phase I Program Update
- Financial Review
- Project Updates
- Communications Update
- Q&A
- Adjourn

Please join the meeting from your computer, tablet or smartphone: <https://global.gotomeeting.com/join/630034677>

You can also dial in using your phone: United States: 1(646)749-3129, United States (toll-free): 1(877)309-2073, Access Code: 630-034-677, Audio PIN: Shown after joining the meeting

A copy of the agenda may be obtained by contacting: The agenda is included above.

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: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100. 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 HIGHWAY SAFETY AND MOTOR VEHICLES**

The DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2019, 2:30 p.m. – 4:00 p.m., ET

PLACE: Neil Kirkman Building, Conference Room B-202, 2900 Apalachee Parkway, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to discuss and provide guidance & recommendations on Phase 2 of the Motorist Modernization Program.

**AGENDA**

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- IV&V Update
- Stakeholder Outreach Update
- Policy and Decisions Review
- MM Phase II Program Update
- Financial Review
- Project Updates
- Communications Update
- Q&A
- Adjourn

Please join the meeting from your computer, tablet or smartphone: <https://global.gotomeeting.com/join/630034677>

You can also dial in using your phone: United States: 1(646)749-3129, United States (toll-free): 1(877)309-2073.

Access Code: 630-034-677, Audio PIN: Shown after joining the meeting

A copy of the agenda may be obtained by contacting: The agenda is included above.

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: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100. 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).

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Gubernatorial Fellows Program announces a public meeting to which all persons are invited.

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

PLACE: The Capitol

GENERAL SUBJECT MATTER TO BE CONSIDERED: General program updates and the board will vote on agenda items.

A copy of the agenda may be obtained by contacting: Kim Bane, [Kim.bane@eog.myflorida.com](mailto:Kim.bane@eog.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 24 hours before the workshop/meeting by

contacting: Kim Bane, Kim.bane@eog.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).

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: Kim Bane, Kim.bane@eog.myflorida.com.

**REGIONAL PLANNING COUNCILS**

**South Florida Regional Planning Council**

The South Florida Regional Planning Council and the City of Dania Beach announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 10, 2019, 5:00 p.m. – 7:00 p.m.

PLACE: NW Conference Room, City of Dania Beach City Hall, 100 W Dania Beach Blvd, Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the City of Dania Beach and the new state statute of Peril of Flood. This meeting will discuss the implications of sea level rise, and storm surge as it pertains to best management practices to reduce flood risk and redevelop following a flood. Additionally, this meeting will allow the public to voice comments regarding the subject matter.

A copy of the agenda may be obtained by contacting: by writing to the South Florida Regional Planning Council,

1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020.

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: by writing to the South Florida Regional Planning Council,

1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020.

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: by writing to the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

The Agency for Health Care Administration announces a telephone conference call to which all persons are invited.

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

PLACE: Conference Call #: 1(888)585-9008, Conference Room #: 998-518-088

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governor's Panel on Excellence in Long-Term Care will be meeting to review applications received for consideration for the Gold Seal Award. Other business as needed may also be discussed.

A copy of the agenda may be obtained by contacting: Jacquie Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 33, Tallahassee, FL 32308, email: LTCStaff@ahca.myflorida.com.

For more information, you may contact: Jacquie Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 33, Tallahassee, FL 32308, email: LTCStaff@ahca.myflorida.com.

**NAVIGATION DISTRICTS**

**West Coast Inland Navigation District**

The West Coast Inland Navigation District announces a public meeting to which all persons are invited.

DATE AND TIME: Friday April 5, 2019, 10:00 a.m.

PLACE: Venice City Hall, 401 W. Venice Avenue, Venice, FL 34285

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda may be obtained by contacting: WCIND, 200 E. Miami Avenue, Venice, FL 34285

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, May 7, 2019, 10:00 a.m.

PLACE: Telephone conference number: 1(888)585-9008, participant code: 564 952 647

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness Committee of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Wednesday, May 8, 2019, 12:00 Noon; Thursday, May 9, 2019, 8:30 a.m.; Friday, May 10, 2019, 8:30 a.m.

**PLACE:** Hutchinson Island Marriott, 555 NE Ocean Blvd, Stuart, FL 34996, (772)225-3700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business, disciplinary and committee meetings of the Board

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

The Board of Pilot Commissioners Pilotage Rate Review Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** April 29, 2019, 9:00 a.m. ET

**PLACE:** Hyatt Place Orlando Airport, 5435 Forbes Place, Orlando, FL 32812

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the Pilotage Rate Review Committee, including Petitions for Hearing in the Matter of Application for Change in Rates of Pilotage for Port Everglades, and related motions, and any other business of the of the Pilotage Rate Review Committee.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

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: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. 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 Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, April 16, 2019, 8:30 a.m.

**PLACE:** Hilton University of Florida Conference Center, 1714 SW 34th Street, Gainesville, FL 32607

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Building Commission will review and decide on Accessibility Waiver Applications and review, take up, and consider other matters that appear on the Commission’s agenda. Specifically, the Commission will address:

Accessibility Waiver Applications: (Accessibility Advisory Council Report)

1. Jason St-Fleur, Esq. – Waiver 368 - 152 NE 167 Street, Suite 300, North Miami Beach 33162
2. Ultrafast Systems – Waiver 303 - 8330 Consumer Court, Sarasota 34240
3. Zayco Offices – Waiver 366 - 2523 Hershel Street, Jacksonville 32204

Petitions for Declaratory Statement:

1. DS 2019-007 by Derek Wiechmann of City of Ocala Growth Management Building Division
2. DS 2019-014 by Allen Finfrock of Finfrock DMC

A copy of the agenda may be obtained by contacting: Thomas Campbell as set forth below or on the Commission website.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Mr. Thomas Campbell, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772 or call (850)487-1825, refer to [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Fenestration Water Resistance Workgroup, announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 16, 2019 at the conclusion of the Florida Building Commission Meeting

PLACE: Hilton University of Florida Conference Center, 1714 SW 34th Street, Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Workgroup Business

A copy of the agenda may be obtained by contacting: Thomas Campbell, as set forth below or on the Commission website.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)717-1838, fax: (850)414-8436. 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: Thomas Campbell, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-528.310 Underground Injection Control: Draft Permit

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

DATE AND TIME: Friday, May 3, 2019, 10:00 a.m. – 12:00 Noon.

PLACE: City of St. Petersburg Water Resources Department, 1650 Third Avenue North, St. Petersburg, Florida 33713.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To obtain public comments on the draft injection well permit for the City of St. Petersburg, who applied on November 15, 2018, for a permit to operate one injection well (File No. 036855-021-UO/1M, WACS ID No. 47045). The project is located at the Southwest Water Reclamation Facility (WRF), 3800 – 54th Avenue South, St. Petersburg, Florida 33705, and will consist of operation of one nonhazardous Class I injection well with total depth of 1,120 feet below land surface (bls). Class I well IW-4 is to be used for disposal of domestic effluent receiving a minimum of secondary treatment with high level disinfection from the Southwest WRF and the City’s Master Reuse System. During the public comment period provided in Rule 62-528.315, Florida Administrative Code (F.A.C.), any interested person may submit written comments on the draft permit. All comments shall be considered in making the final decision and shall be answered as provided in Rule 62-528.330, F.A.C.

A copy of the agenda may be obtained by contacting: Douglas Thornton, DEP, 2600 Blair Stone Road, MS 3530, Tallahassee, Florida 32299-2400, phone (850)245-8666.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Bureau of Personnel Services at (850)245-2511. 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: Douglas Thornton, DEP, 2600 Blair Stone Road, MS 3530, Tallahassee, Florida 32299-2400, phone (850)245-8666.

#### FISH AND WILDLIFE CONSERVATION COMMISSION

##### Freshwater Fish and Wildlife

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

DATE AND TIME: Thursday, April 11, 2019, 7:00 p.m.

PLACE: Gilchrist County Board of County Commissioners Meeting Facility, 210 South Main Street, Trenton, FL 32693

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comment regarding considerations for FWC's ten-year Management Plan for the FWC Lead Managed Portions of Bell Ridge Longleaf Wildlife and Environmental Area (BRLWEA).

This hearing is being held EXCLUSIVELY for discussion of the DRAFT Bell Ridge Longleaf WEA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development visit our proposed rule changes page: <http://myfwc.com/about/rules-regulations/changes/>.

A copy of the agenda may be obtained by contacting: A Management Prospectus for Bell Ridge Longleaf WEA and copy of the agenda is available upon request from the Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600. Telephone: (850)487-9767 or by e-mail at [Lance.Jacobson@myfwc.com](mailto:Lance.Jacobson@myfwc.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 14 days before the workshop/meeting by contacting: Diana Kilgore, (850)487-7063, [Diana.kilgore@myfwc.com](mailto:Diana.kilgore@myfwc.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: Diana Kilgore, (850)487-7063, [Diana.kilgore@myfwc.com](mailto:Diana.kilgore@myfwc.com).

#### DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: April 9, 2019, 9:00 a.m. – 12:00 Noon

PLACE: 2450 Shumard Oak Boulevard, Tallahassee, Florida 32399; Building 1, Room 1220 & 1221

GENERAL SUBJECT MATTER TO BE CONSIDERED: Representative Agency Workgroups are designed to review and discuss draft designs for specific business process groupings. The topic of this meeting will be Revenue Accounting and Accounts Receivables.

A copy of the agenda may be obtained by contacting: The Florida PALM website; <https://www.myfloridacfo.com/floridapalm/agency/meetings-workshops/>.

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: Jenifer Hartsfield at (850)410-9025 or [FloridaPALM@myfloridacfo.com](mailto:FloridaPALM@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).

For more information, you may contact: [FloridaPALM@myfloridacfo.com](mailto:FloridaPALM@myfloridacfo.com).

#### DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: April 10, 2019, 9:00 a.m. – 12:00 Noon

PLACE: 2450 Shumard Oak Boulevard, Tallahassee, Florida 32399; Building 1, Room 1220 & 1221

GENERAL SUBJECT MATTER TO BE CONSIDERED: Representative Agency Workgroups are designed to review and discuss draft designs for specific business process groupings. The topics of this meeting will be Cash Management.

A copy of the agenda may be obtained by contacting: The Florida PALM website; <https://www.myfloridacfo.com/floridapalm/agency/meetings-workshops/>.

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: Jenifer Hartsfield at (850)410-9025 or [FloridaPALM@myfloridacfo.com](mailto:FloridaPALM@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).

For more information, you may contact: [FloridaPALM@myfloridacfo.com](mailto:FloridaPALM@myfloridacfo.com).

**WILLIAM W. "BILL" HINKLEY CENTER FOR SOLID AND HAZARDOUS WASTE MANAGEMENT**

The Hinkley Center for Solid and Hazardous Waste Management announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Wednesday, May 15, 2019, 8:00 a.m. – 4:00 p.m., Thursday May, 16, 2019, 8:00 a.m. – 4:00 p.m., Friday, May 17, 2019, 9:00 a.m. – 12:00 Noon

**PLACE:** Hyatt Place Orlando/Lake Buena Vista, 8688 Palm Pkwy, Orlando, FL 32836

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** May 15, 2019 and May 16, 2019 The Hinkley Center Research Selection Committee will meet to hear research presentations from principal investigators who submitted proposals and were selected to present their proposals in person.

May 17, 2019 The Hinkley Center Advisory Board will meet. The chair of the Research Selection Committee will present the principal investigators and their research that the Research Selection Committee is recommending for funding. Additionally, the Advisory Board will discuss new/old business, and they vote to approve new research.

A copy of the agenda may be obtained by contacting: John Schert, jschert@ufl.edu, (352)392-6264.

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: John Schert, jschert@ufl.edu, (352)392-6264. 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: John Schert, jschert@ufl.edu, (352)392-6264.

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**FLORIDA VIRTUAL SCHOOL**

The FLVS Foundation announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** April 2, 2019, 9:00 a.m.

**PLACE:** conference line (407)513-7117

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FLVS Foundation Marketing & Communications Committee Meeting

A copy of the agenda may be obtained by contacting: Stephanie Evans, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at sevans@flvs.net.

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: Stephanie Evans, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at sevans@flvs.net.

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**FLORIDA VIRTUAL SCHOOL**

The Florida Virtual School announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Wednesday, March 27, 2019, 2:00 p.m.

**PLACE:** Call in Number: 1(888)585-9008; Conference Room Number: 459-491-727#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** UPDATED CONFERENCE LINE NUMBER

Call in Number: 1(888)585-9008; Conference Room Number: 459-491-727#, Original Notice ID# 21663609

A copy of the agenda may be obtained by contacting: Stephanie Evans, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at sevans@flvs.net.

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: Stephanie Evans, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at sevans@flvs.net.

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**KIMLEY-HORN AND ASSOCIATES, INC.**

The Osceola County announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, April 11, 2019, 5:30 p.m. – 7:00 p.m.

**PLACE:** Osceola County Administrative Building, Commission Chambers (4th Floor), 1 Courthouse Square, Kissimmee, FL 34741

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Osceola County is conducting a Project Development and Environment (PD&E) Study for Neptune Road from Partin Settlement Road to US 192 in Osceola County (PS Number: 18-9905-DG, FPID Number: 445415-1).

The PD&E Study involves developing and evaluating alternatives to widen the existing roadway and adding a median from Partin Settlement Road to Old Canoe Creek Road. This Alternatives Public Meeting is being conducted to give interested persons an opportunity to discuss with the staff the alternatives that are being considered. Please visit the project website for more information at [www.ImproveNeptuneRoad.com](http://www.ImproveNeptuneRoad.com).

A copy of the agenda may be obtained by contacting: Mr. Joshua DeVries, AICP, Director of Planning/Senior Planner, Osceola County Department of Transportation and Transit, 1 Courthouse Square, Kissimmee, Florida 34741, (407)742-7813 (telephone), or via email at [Josua.DeVries@osceola.org](mailto:Josua.DeVries@osceola.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: Mr. Joshua DeVries at (407)742-7813 or by e-mail at [Josua.DeVries@osceola.org](mailto:Josua.DeVries@osceola.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: Mr. Joshua DeVries, AICP, Director of Planning/Senior Planner, Osceola County Department of Transportation and Transit, 1 Courthouse Square, Florida 34741, (407)742-7813 (telephone), or via email at [Josua.DeVries@osceola.org](mailto:Josua.DeVries@osceola.org) or visit the project website at [www.ImproveNeptuneRoad.com](http://www.ImproveNeptuneRoad.com).

**INFINITE SOURCE COMMUNICATIONS GROUP, LLC**  
The Florida Department of Transportation announces a hearing to which all persons are invited.

**DATE AND TIME:** Wednesday, April 10, 2019, 5:00 p.m. – 7:00 p.m.

**PLACE:** American Legion Post 333, 2 Seagate Boulevard, Key Largo, FL 33037

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) District Six will hold a Public Hearing for a roadway safety improvement project along State Road (SR) 5/US 1/Overseas Highway and Laguna Avenue, in Monroe County. The project identification number is 250629-5-52-01. The Public Hearing will be held at, at the American Legion Bicentennial Post 333, 2 Seagate Boulevard, Key Largo, FL 33037 from 5:00 p.m. – 7:00 p.m. Wednesday, April 10, 2019. A formal presentation will start at 5:30 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Community Outreach Specialist, Rodolfo Roman at (305)470-5477, email: [Rodolfo.Roman@dot.state.fl.us](mailto:Rodolfo.Roman@dot.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Hong Benitez, P.E. at (305)470-5219 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: [Hong.Benitez@dot.state.fl.us](mailto:Hong.Benitez@dot.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: [Rodolfo.Roman@dot.state.fl.us](mailto:Rodolfo.Roman@dot.state.fl.us).

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

### DEPARTMENT OF MANAGEMENT SERVICES

#### Commission on Human Relations

NOTICE IS HEREBY GIVEN that the Florida Commission on Human Relations has received the petition for declaratory statement from Elias Makere on March 20, 2019. The petition seeks the agency's opinion as to the applicability of paragraph 120.57(1)(l), Fla. Stat. as it applies to the petitioner.

The petitioner requests a declaration of what the Florida Commission on Human Relations deems to be "competent substantial evidence" in an employment discrimination case which revolves around a work-related exam.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Tammy Barton, Clerk of the Commission, 4075 Esplanade Way, Suite 110, Tallahassee, FL 32399, [tammy.barton@fchr.myflorida.com](mailto:tammy.barton@fchr.myflorida.com), (850)488-7082.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Board of Accountancy

#### NOTICE OF DISPOSITION OF PETITION FOR DECLARATORY STATEMENT

Notice is hereby given that the Board of Accountancy hereby states that the petition filed on March 7, 2019, by Kenneth R. Hart, Esq., on behalf of Antonio L. Argiz, C.P.A., P.A., ("Argiz PA") seeking the Board's interpretation of Section 473.309, Florida Statutes, has been withdrawn. The Notice of Petition for Declaratory Statement published in Vol. 45, No. 54 of the March 19, 2019, issue of the Florida Administrative Register.

The person to be contacted regarding this petition is Voloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Board of Accountancy

NOTICE IS HEREBY GIVEN that BOARD OF ACCOUNTANCY has received the petition for declaratory statement from Kenneth R. Hart, Esq., on behalf of Antonio L. Argiz C.P.A., P.A., ("Argiz PA") filed on March 18, 2019. The petition seeks the agency's opinion as to the applicability of Section 473.309, F.S. as it applies to the petitioner.



Petitioner inquires whether the transfer of 49% of the stock in Argiz PA to an irrevocable trust based on the circumstances outlined in the petition will comply with Section 473.309, F.S. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice. A copy of the Petition for Declaratory Statement may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607 or by telephoning (352)333-2505.

**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**

FLORIDA SHERIFFS ASSOCIATION  
Tires & Related Services  
FLORIDA SHERIFFS ASSOCIATION  
2617 MAHAN DRIVE  
TALLAHASSEE, FLORIDA 32317-2519  
Invitation to Bid

Bid FSA19-TRS21.0  
Bid Number: FSA19-TRS21.0  
Bid Title: Tires& Related Services  
Workshop April 5, 2019, 10:00 a.m. ET  
Mandatory Pre-Bid Meeting April 11, 2019, 10:00 a.m. ET  
Sealed Bids Due: May 10, 2019, 5:00 p.m. ET  
Public Bid Opening: May 13, 201, 10:00 a.m. ET  
Location of Bid Opening: Florida Sheriffs Association, 2617 Mahan Drive, Tallahassee, FL 32308  
The Florida Sheriffs Association invites interested vendors, including tire manufacturer representatives to submit responses in accordance with these solicitation documents. The Florida Sheriffs Association will serve as the Contract Administrator in the solicitation process and the administration of the resulting contract. The purpose of this bid is to establish a thirty-three (31) month contract, beginning June 3, 2019 and ending February 28, 2022, with manufacturers and manufacturer's authorized representatives for the purchase of tires and related services.

All prospective bidders are required to attend the mandatory Pre-Bid Meeting or dial in via conference call.

The Workshop and Pre-Bid Meeting will be held at FSA and conference call options are available.

Conference call number: 1(800)920-7487

Participant ID: 6849541#

ADVERTISEMENT

Tires and Related Services

FLORIDA SHERIFFS ASSOCIATION

BID NUMBER: FSA19-TRS21.0

The Florida Sheriffs Association invites interested bidders to submit bid proposals for tires and related services.

This contract shall be awarded to the lowest and best responsive bidder by manufacturer and specification.

Bidder warrants by virtue of bidding it is submitting a firm bid and the prices quoted in their bid response will be good for an evaluation period of sixty (60) calendar days from the date of bid opening unless otherwise agreed to by the FSA.

Bidders are hereby advised that the Florida Sheriffs Association reserves the right to reject any and all bids, or separate portions thereof, and to waive any irregularity, technicality or omission if the FSA determines that doing so will serve in the FSA's best interest. The FSA may also reject any bid not submitted in the manner specified by the solicitation documents.

By: Craig Chown, Cooperative Purchasing Program Manager

SOUTH FLORIDA COMMUNITY CARE NETWORK

Notice of Change - Request for Proposal for Transportation Services for Medicaid Members

On September 7, 2018, South Florida Community Care Network, LLC d/b/a Community Care Plan (CCP) issued a Request for Proposal (RFP) for Transportation Services for

Medicaid Members which was published in Volume 44/175 of the Florida Administrative Register, and subsequently amended on October 1, 2018 (Vol. 44/191), October 4, 2019 (44/194), October 18, 2018 (Vol. 44/204), and November 28, 2018 (Vol. 44/230).

CCP hereby notices the following schedule changes relating to the Request for Proposal:

The expected award date of the RFP is June 14, 2019.

The contract for transportation services to CCP Medicaid members will begin on July 1, 2019.

CCP reserves the right to accept or reject, in whole or in part and for any reason whatsoever, any and all responses to the Request for Proposal and to waive any formalities in the response process.

**Section XII  
Miscellaneous**

**DEPARTMENT OF STATE**

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, March 21, 2019 and 3:00 p.m., Wednesday, March 27, 2019.

Rule No.	File Date	Effective Date
61K1-3.043	3/26/2019	4/15/2019
64B1-4.0015	3/21/2019	4/10/2019
64B8-51.002	3/27/2019	4/16/2019
64B9-2.022	3/25/2019	4/14/2019
64B9-2.017	3/25/2019	4/14/2019
68A-12.002	3/27/2019	7/1/2019
68A-12.003	3/27/2019	7/1/2019
68A-12.004	3/27/2019	7/1/2019
68A-13.003	3/27/2019	7/1/2019
68A-13.008	3/27/2019	7/1/2019
68A-15.004	3/27/2019	7/1/2019
68A-15.062	3/27/2019	7/1/2019
68A-15.064	3/27/2019	7/1/2019
68A-15.065	3/27/2019	7/1/2019
68A-17.004	3/27/2019	7/1/2019
68A-17.005	3/27/2019	7/1/2019
69I-25.001	3/20/2019	4/9/2019
69I-25.002	3/20/2019	4/9/2019
69I-25.003	3/20/2019	4/9/2019

69O-137.001	3/22/2019	4/11/2019
69O-138.001	3/22/2019	4/11/2019
69O-203.201	3/22/2019	4/11/2019
69O-203.202	3/22/2019	4/11/2019
69O-203.203	3/22/2019	4/11/2019
69O-203.204	3/22/2019	4/11/2019
69O-203.205	3/22/2019	4/11/2019
69O-203.210	3/22/2019	4/11/2019
69O-238.001	3/22/2019	4/11/2019
69O-238.002	3/22/2019	4/11/2019

**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	**/**/*****

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Atlantic Coast Exotics, LLC for the establishment of ICON low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Icon EV, LLC intends to allow the establishment of Atlantic Coast Exotics, LLC d/b/a Ace of Carts as a dealership for the sale of low-speed vehicles manufactured by ICON EV, LLC (line-make ICON) at 4880 Southeast Federal Highway, Stuart, (Martin County), Florida 34997, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Atlantic Coast Exotics, LLC d/b/a Ace of Carts are dealer operator(s): Rock Rotundo, 4880 Southeast Federal Highway, Stuart, Florida 34997, principal investor(s): Rock Rotundo, 4880 Southeast Federal Highway, Stuart, Florida 34997.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, ICON EV, LLC, 8503 East Adamo Drive, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Custom Cart Connection, LLC for the establishment of ICON low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that ICON EV, LLC intends to allow the establishment of Custom Cart Connection, LLC as a dealership for the sale of low-speed vehicles manufactured by ICON EV, LLC (line-make ICON) at 3133 Fortune Way, Suite 1, Wellington, (Palm Beach County), Florida 33414, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Custom Cart Connection, LLC are dealer operator(s): Christopher Maass, 3133 Fortune Way, Suite 1, Wellington, Florida 33414-8785; principal investor(s): Christopher Maass, 3133 Fortune Way, Suite 1, Wellington, Florida 33414-8785.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, ICON EV, LLC 8503 East Adamo Drive, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Ferman Sunshine Motors, Inc. for the establishment of VOLV vehicles

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volvo Car USA LLC, intends to allow the relocation of Ferman Sunshine Motors, Inc., d/b/a Ferman Volvo Cars of Tarpon Springs as a dealership for the sale of Volvo vehicles (line-make VOLV) from its current location at 43530 U.S. Highway 19 North, Tarpon Springs, (Pinellas County), Florida 34689, to a proposed location at 31420 U.S. Highway 19 North, Palm Harbor, (Pinellas County), Florida, 34684. Volvo Car USA, LLC intends to engage in business with Ferman Sunshine Motors, Inc., d/b/a Ferman Volvo Cars of Tarpon Springs on or after March 1, 2020 assuming that no protest is filed.

The name and address of the dealer operator(s) and principal investor(s) of Ferman Sunshine Motors, Inc., d/b/a Ferman Volvo Cars of Tarpon Springs are dealer operator(s): Preston L. Farrior, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Laura F. Farrior, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Stephen B. Straske, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Janice F. Straske, 1306 West Kennedy Boulevard, Tampa, Florida 33606, James L. Ferman, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Cecelia D. Ferman, 1306 West Kennedy Boulevard, Tampa, Florida 33606, principal investor(s): Preston L. Farrior, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Laura F. Farrior, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Stephen B. Straske, 1306 West Kennedy Boulevard, Tampa, Florida 33606, James L. Ferman, 1306 West Kennedy Boulevard, Tampa, Florida 33606, Cecelia D. Ferman, 1306 West Kennedy Boulevard, Tampa, Florida 33606.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Robert R. Allen, Volvo Car USA LLC, 315 Sigma Drive, Summerville, South Carolina 29486.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

##### Division of Motor Vehicles

Fields PAG, Inc. d/b/a Jaguar North Orlando for the establishment of JAGU vehicles

##### Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to approve the establishment of a Jaguar dealership Fields PAG, Inc., d/b/a Jaguar North Orlando. Pursuant to the Dealer Handbook, Part III, Section H, Special Licensing Requirements – Franchised Motor Vehicle Dealer Applicants, subsection 320.642(1), Florida Statutes, and Rule 15C-7.004 FAC, as a dealership for the sale of Jaguar vehicles (line-make JAGU). Fields PAG, Inc., d/b/a Jaguar North Orlando will commence doing business at the facility to be located at 199 South Lake Destiny Road, Orlando, Florida 32810-6288, Jaguar Land Rover North America, LLC intends to commence doing business with Jaguar North Orlando at the Dealership on or after January 1, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Fields Pag Inc are dealer operator(s): John R. Fields, 111 North Beach Road, Hobe Sound, Florida 33455-2129; principal investor(s): John R. Fields, 111 North Beach Road, Hobe Sound, Florida 33455-2129, Daniel M. Fields, 440 Henkel Circle, Winter Park, Florida 32789-5126, Jerome Ipjian, 3254 Brookdale Lane, Northbrook, Illinois 60062-7502, Ryan Fields, 3116 Gregory Street, Madison, Wisconsin 53711-1819,

Randolph Fields, 745 French Avenue, Winter Park, Florida 32789-5023, John Mantione, 360 Cortland Avenue, Winter Park, Florida 32789-3930, Dave McCulloch, 305 South Basswood Road, Lake Forest, Illinois 60045-2808, Kari Fields, 390 Evening Shade Lane, Hendersonville, North Carolina 28792-2042, Tamara Fields 3156 Deer Fern Court, Arcata, California 95521-8210.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 100 Jaguar Land Rover Way, Mahwah, New Jersey 07495-1100.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

##### Division of Motor Vehicles

Gary Dale Ellis, d/b/a Coastal Cars & Carts for the establishment ICON low speed vehicles

##### Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that ICON EV, LLC, intends to allow the establishment of Gary Dale Ellis, d/b/a Coastal Cars & Carts as a dealership for the sale of low-speed vehicles manufactured by ICON EV, LLC (line-make ICON) at 106 Estes Place, Panama City Beach, (Bay County), Florida 32413, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Gary Dale Ellis, d/b/a Coastal Cars & Carts are dealer operator(s): Gary Ellis, 106 Estes Place, Panama City Beach, Florida 32413-2122, principal investor(s): Gary Ellis, 106 Estes Place, Panama City Beach, Florida 32413-2122.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, ICON EV, LLC, 8503 East Adamo Drive, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

MAR MAX, Inc. for the establishment of ICON low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that ICON EV LLC intends to allow the establishment of Mar Max, Inc., as a dealership for the sale of low-speed vehicles manufactured by ICON EV LLC (line-make ICON) at 33746 Eiland Boulevard, Zephyrhills, (Pasco County), Florida 33542, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Mar Max, Inc. are dealer operator(s): Robert Maxon, 37746 Eiland Boulevard, Zephyrhills, Florida 33542; principal investor(s): Robert Maxon, 37746 Eiland Boulevard, Zephyrhills, Florida 33542.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, ICON EV LLC 8503 East Adamo Drive, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Outdoor Toys and Accessories for the establishment of YNGF vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pasando Resources, Inc., intends to allow the establishment of Outdoor Toys and Accessories, as a dealership for the sale of motorcycles manufactured by Sanmen County Yongfu Machine Co., Ltd. (line-make YNGF) at 2839 Jefferson Street, Marianna, (Jackson County), Florida 32448, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Outdoor Toys and Accessories are dealer operator(s): Lamar Ferrell, 2839 Jefferson Street, Marianna, Florida 32448, principal investor(s): Lamar Ferrell, 2839 Jefferson Street, Marianna, Florida 32448.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Firas Abunabah, Pasando Resources, Inc., 9300 Harwin Drive, Suite C, Houston, Texas 77036.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Wildar, Inc. d/b/a Wildar Golf Carts and Trailers for the establishment of ICON low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that ICON EV LLC intends to allow the establishment of Wildar, Inc., d/b/a Wildar Golf Carts and Trailers as a dealership for the sale of low-speed vehicles manufactured by ICON EV LLC (line-make ICON) at 3500 South US Highway 1, Fort Pierce, (St Lucie County), Florida 34982, on or after April 29, 2019.

The name and address of the dealer operator(s) and principal investor(s) of Wildar, Inc., d/b/a Wildar Golf Carts and Trailers are dealer operator(s): William Huston, 3500 South US Highway 1, Fort Pierce, Florida 34982-6616, principal investor(s): William Huston, 3500 South US Highway 1, Fort Pierce, Florida 34982-6616.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, ICON EV LLC 8503 East Adamo Drive, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on March 22, 2019 pursuant to subsection 408.036(3), Florida Statutes:

ID # E190005

District: 4-3 (St. Johns County)

Facility/Project: Westminster St. Augustine

Applicant: Westminster Pines, Inc.

Project Description: Transfer seven community nursing home beds from Wesley Manor, Inc. d/b/a Westminster Woods on Julington Creek to Westminster Pines, Inc. d/b/a Westminster St. Augustine

Proposed Project Cost: \$0

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

Notice of Florida Building Code Binding Interpretation

RULE NO.: RULE TITLE:

61G20-4.002 Florida Accessibility Code for Building Construction

NOTICE IS HEREBY GIVEN THAT the Binding Interpretation Panel has issued a binding interpretation pursuant to Section 553.775, Florida Statutes, submitted by Creative World Schools Three Oaks LLC, and accepted by BOAF on March 4, 2019. The following is a summary of the interpretation:

Issue: Does Section 604.8.1.7 of the FACBC mandate the requirement to provide a lavatory within a single user toilet room as it specifically relates to the Creative World School Project in which there are single user toilet rooms serving the following rooms/spaces that are designed only with a toilet and the lavatory is located outside of the toilet room in a daycare center serving Toddlers, and children Two to Four years old?

Answer: Section 604.8.1.7 of the FACBC does not require the lavatory to be within the single user toilet room for facilities that are serving children up to 12 years old, and the lavatory can be located outside of the toilet room to meet the specific programmatic needs of the facility.

A copy of the Interpretation may be obtained from [https://floridabuilding.org/bi/bi\\_bind\\_interp\\_srch.aspx](https://floridabuilding.org/bi/bi_bind_interp_srch.aspx), or by contacting the Codes and Standards section at (850)487-1824.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

City of Marianna

The Florida Department of Environmental Protection (DEP) has determined that the City of Marianna’s project involving modifications to their wastewater treatment plant to allow the system to become a regional septage receiving facility is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$5,557,000. The project may qualify for a Clean Water State Revolving Fund loan comprised of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Tim Banks, SRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2969 or emailing to timothy.banks@dep.state.fl.us.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On March 26, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Kaianna M. Gerencser, P.M.D., Certificate # PMD 17224. 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 March 26, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Thomas G. Sprys, R.N., License # RN 9352772. 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 Physical Therapy Practice

Notice of Emergency Action

On March 26, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Camille Antoinette Marie Cain, P.T., License # PT 21821. 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.

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.