

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0071 Fiscal Reporting Dates

PURPOSE AND EFFECT: To revise forms ESE 348, Report of Financial Data to the Commissioner of Education, and ESE 145, Superintendent’s Annual Financial Report. The effect is that districts will have updated annual financial reporting forms. SUBJECT AREA TO BE ADDRESSED: Annual financial reporting submission procedures.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1011.01(3)(a), 1011.60(1), (5), FS.

LAW IMPLEMENTED: 1011.01(3)(a), 1011.60(1), (5), FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399-0400, (850)245-0351. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.03321 Specialization Requirements for Certification in Social Science (Grades 6-12) - Academic Class

PURPOSE AND EFFECT: The proposed amendment to this rule will add philosophy to the list of degree majors that will satisfy the specialization requirements for certification in Social Science 6-12. The effect will be that a greater number of teacher candidates will be eligible for certification in this subject area,

resulting in a broader pool of candidates for schools and districts to hire from.

SUBJECT AREA TO BE ADDRESSED: Certification in Social Science 6-12.

RULEMAKING AUTHORITY: 1001.02, 1012.55, 1012.56, F.S.

LAW IMPLEMENTED: 1001.02, 1012.54, 1012.55, 1012.56, F.S.

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

DATE AND TIME: August 21, 2020, 10 a.m. EDT

PLACE: https://teams.microsoft.com/l/meetup-join/19%3ameeting_MTIwODk2MDktNDM3NS00ZDVmLWFhYjYtZDBlNTkyZmYzNmRh%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22aefc432-c003-45cf-8ce8-cbb987811391%22%7d.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Daniel Moore, Bureau Chief, Bureau of Educator Certification daniel.moore@fldoe.org. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

DEPARTMENT OF EDUCATION

Postsecondary Reciprocal Distance Education Coordinating Council

RULE NO.: RULE TITLE:

6N-1.008 Appeals

PURPOSE AND EFFECT: Establish an appellate process for institutions denied participation or renewal in Florida State Authorization Reciprocity Agreement (FL-SARA).

SUBJECT AREA TO BE ADDRESSED: Appeals for institutions denied participation or renewal in FL-SARA

RULEMAKING AUTHORITY: 1000.35(10), FS.

LAW IMPLEMENTED: 1000.35(3), (5)-(7), FS.

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

DATE AND TIME: August 25, 2020, 9:00 a.m.

PLACE: Virtually via GoTo Meeting at: <https://www.gotomeet.me/DOEStaff/postsecondary-reciprocal-distance-education-coordi>

You can also dial in using your phone.

United States: +1 (312) 757-3121

Access Code: 816-595-317

Join from a video-conferencing room or system.

Dial in or type: 67.217.95.2 or inroomlink.goto.com

Meeting ID: 816 595 317

Or dial directly: 816595317@67.217.95.2 or 67.217.95.2##816595317

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: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Karl Washington

The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6N-1.008 Appeals

(1) Section 1000.35 F.S. exempts Council decisions from Chapter 120 F.S. Therefore, parties seeking administrative review of proposed agency action by the Council shall follow the rules outlined herein.

(2) The Council shall issue a Notice of Action to institutions for proposed council action to be taken against the institution seeking approval to participate in the State Authorization Reciprocity Agreement "SARA". The Notice of Action shall state the grounds upon which the council's proposed action is based and state that the institution has the right to appeal the proposed council action. The Notice of Action shall be sent to the institution by certified mail, return receipt requested.

(3) The following council actions taken against the institution are appealable:

(a) A denial of an application for participation;

(b) A denial of an institution's claim for reimbursement;

(c) A claim against an institution for remittance of a payment;

(4) The institution shall have ten (10) calendar days to appeal the Council action from the date the institution receives the Notice of Action.

(5) A request for appeal shall:

(a) Be in writing;

(b) Include the date the institution received the Notice of Action;

(c) Include the name, address, any email address, any facsimile number, and telephone number of the institution;

(d) Clearly identify the action being appealed;

(e) Include a concise statement of the facts alleged, including the specific facts the institution contends warrant reversal or modification of the council's proposed action;

(f) A statement of the specific rules or statutes, if any, the institution contends require reversal or modification of the council's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes;

(g) Include a statement of the relief sought by the institution;

(h) Include a copy of the Notice of Action issued; and,

(i) State whether a hearing or a review of written documentation is desired. If a hearing is not specifically requested, the appeal shall be by review of written documentation.

(6) The institution can request to review any information upon which the action was based.

(7) The institution may submit additional written documentation for review by the hearing officer either with the request for appeal or within seven (7) calendar days of the date the institution submitted the request for appeal. The council has seven (7) calendar days from the date the council received the request for appeal to submit written documentation to the designated hearing officer. Any written documentation received after the seven-day deadline will not be considered for review.

(8) The request for appeal and all written documentation should be submitted to the council as indicated in the Notice of Action.

(9) If a hearing is requested, it shall be held within fourteen (14) calendar days of the date the council received the request for appeal, unless otherwise agreed to by both parties. At no time shall the hearing be held prior to the date the hearing officer receives written documentation from both parties. Failure of providing written documentation does not affect the validity of the appeal from a judgment or order. The institution shall be provided with at least five (5) calendar days' written notice, sent via certified mail, return receipt requested, of the time and place of the hearing.

(a) The institution may represent itself or retain legal counsel. Failure of the institution's representative to appear at a scheduled hearing shall constitute the waiver of the right to a personal appearance before the hearing officer.

(b) A council attorney shall attend the hearing to respond to the institution's testimony and written documentation and to answer questions from the hearing officer.

(10) The hearing officer shall be appointed by Council director and approved by the Council chair and shall:

- (a) be a Department of Education employee;
- (b) independent of the original decision-making process that led to the proposed Council action.

(11) The council shall record the hearing through an audio or video recording device at the council’s expense.

(12) Within five (5) business days after the hearing, or within five (5) business days after receipt of written documentation from both parties if no hearing is held, the hearing officer shall issue a Final Determination based on a full review of the information provided by both parties, and on applicable Florida State Board of Education Rules and Florida Statutes. The Final Determination shall be sent to the institution via certified mail, return receipt requested.

(13) When computing time under this rule, if the last day falls on a Saturday, Sunday or legal holiday, the period continues to run until the end of the next business day that is not a Saturday, Sunday, or legal holiday.

(14) The actions of the council remain in effect during the appeal process. During any such appeal the Institution’s status as a SARA participating (or non-participating) Institution remains unchanged.

(15)The determination made by the Department of Education’s hearing officer is the final administrative determination to be afforded to the institution.

(16) Any party adversely affected by the determination is entitled to seek judicial review pursuant to Rule 9.110(a)(2) of the Florida Rules of Appellate Procedure, which must be initiated by filing a Notice of Appeal with the Department’s Clerk with a copy provided to the Director of the Council, at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, FL 32399, within thirty (30) days of the date of the determination. A copy of the Notice of Appeal, accompanied by the prescribed filing fee, must be filed with the Clerk of the District Court of Appeal in the district where the institution is located or the First District Court of Appeal at 2000 Drayton Drive, Tallahassee, Florida 32399. Rulemaking Authority 1000.35(10) FS. Law Implemented 1000.35(3), (6)-(7) FS. History–New _____.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:
 40D-8.623 Minimum Wetland Levels
 PURPOSE AND EFFECT: The purpose is to amend Rule 40D-8.623 F.A.C., to delete wetland Cross Bar Q-25 from the rule.
 SUBJECT AREA TO BE ADDRESSED: Minimum levels for wetland Cross Bar Q-25, located in Pasco County.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 FS.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office, (352)796-7211, ext. 4706; 1(800)423-1476 (FL only), ext. 4706 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:
 61-30.102 License Requirements

PURPOSE AND EFFECT: The proposed rulemaking seeks to amend Existing Rule 61-30.102, F.A.C., in order to update and revise forms to comply with changes to s.468.8314 F.S. regarding providing an additional option for 10 year endorsement applicants and to revise experience fields within the applications

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the adoption of the new form.

RULEMAKING AUTHORITY: 455.2035, 455.217(1), 468.8313(7), 468.8325, FS.

LAW IMPLEMENTED: 455.213, 455.2281, 468.8313, 468.8314, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Aimee Odom, Rules Coordinator, Division of Professions, 2601 Blair Stone Road, Tallahassee, Florida 32399-0760, (850)717-1394. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-30.403
RULE TITLE: Discretionary Hardship Reinstatement of Void Licenses

PURPOSE AND EFFECT: The proposed rulemaking seeks to amend Existing Rule 61-30.403, F.A.C., in order to revise rule to amend rule title and rule text to implement “reinstatement process” as required in s. 455.271(6) (a), F.S., or create a new rule to address such conduct.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the adoption of the new form.

RULEMAKING AUTHORITY: 455.2035, 455.271, 468.8315, 468.8325, FS.

LAW IMPLEMENTED: 455.271, 455.219, 468.8314, 468.8315, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Aimee Odom, Rules Coordinator, Division of Professions, 2601 Blair Stone Road, Tallahassee, Florida 32399-0760, (850)717-1394. **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-4.011
RULE TITLE: Dispensing Practitioners

PURPOSE AND EFFECT: The Board proposes the amendment of the rules to revise the incorporated form.

SUBJECT AREA TO BE ADDRESSED: Incorporate revised form

RULEMAKING AUTHORITY: 464.006 FS.

LAW IMPLEMENTED: 465.0276, 464.012(3), (4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R.

Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

**Section II
Proposed Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers

RULE NO.: 61E14-2.001
RULE TITLE: Standards of Professional Conduct

PURPOSE AND EFFECT: The proposed amendment defines “advertisement” and “advertising” and provides guidance to community association managers regarding when to include their license number in an advertisement or when advertising services.

SUMMARY: The proposed amendment pertains to community association managers who advertise their services.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 468.4315(2) FS.

LAW IMPLEMENTED: 468.431(2), 468.4315(2), 468.4334, 468.436 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: Krista B. Woodard, Executive Director, Regulatory Council of Community Association Managers' Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

THE FULL TEXT OF THE PROPOSED RULE IS:

61E14-2.001 Standards of Professional Conduct.

Licensees shall adhere to the following provisions, standards of professional conduct, and such provisions and standards shall be deemed automatically incorporated, as duties of all licensees, into any written or oral agreement for the rendition of community association management services.

(1) Definitions. As used in this rule, the following definitions apply:

(a) through (c) No change.

(d) "Advertisement" and "Advertising" in this rule shall mean any statements, oral, written, or by electronic means disseminated to or before the public or any portion thereof, with the intent of furthering the purpose, either directly or indirectly, of selling professional services, or offering to perform professional services, or inducing members of the public to enter into any obligation relating to such professional services. The terms advertisement and advertising shall include the name under which professional services are performed, and include business stationary but not promotional novelties such as balloons, pencils, trinkets, or articles of clothing.

(2) Professional Standards. During the performance of community association management services, a licensee shall do the following:

(a) through (e) No change.

(f) The license number of a licensee shall be stated in each offer of services, business proposal, advertisement, or advertising, regardless of medium, used by the licensee.

(3) No change.

Rulemaking Authority 468.4315(2) FS. Law Implemented 468.431(2), 468.4315(2), 468.4334, 468.436 FS. History—New 5-5-88, Amended 2-5-91, Formerly 7D-55.007, 61B-55.007, Amended 1-8-98, 5-31-99, Formerly 61-20.503, Amended 4-21-10, 2-4-15, 12-6-15,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Regulatory Council of Community Association Managers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Regulatory Council of Community Association Managers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 15, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 15, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: RULE TITLE:

61G14-11.008 Cross Licensing

PURPOSE AND EFFECT: The Board proposes the rule amendment to facilitate licensure at the Port of Key West by eliminating testing on areas of the Port that are no longer used.

SUMMARY: To facilitate licensure at the Port of Key West by eliminating testing on areas of the Port that are no longer used.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board determined that there was no reason to believe the amendment would increase costs and that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 310.061, 310.185 FS.

LAW IMPLEMENTED: 310.061, 310.081, 455.271 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: Amanda Ackerman, Executive Director, Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399-0790.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-11.008 Cross Licensing.

Whereas the Board of Pilot Commissioners recognizes the unique circumstances which exist from time to time in the smaller ports of Florida, as well as the new innovative approaches to ship design which may open new areas of the State to sea-going vessels and thus require pilot service, and whereas the Board is compelled to act to protect the health, safety and welfare of the people of the State of Florida and to insure the safe and efficient operation of such ports, the Board of Pilot Commissioners shall, when necessary to accomplish the foregoing, authorize limited cross licensing between or among ports as follows:

- (1) through (8) No change.
- (9) For the purposes of piloting, the following ports are combined:

- (a) ~~Boca Grande, Fort Myers Beach and Key West; and,~~
- (b) Jacksonville and Fernandina.

Rulemaking Authority 310.061, 310.185 FS. Law Implemented 310.061, 310.081, 455.217 FS. History—New 8-4-80, Amended 2-13-84, 9-13-84, Formerly 21SS-5.17, Amended 5-31-87, 6-20-89, 3-15-92, Formerly 21SS-5.017, 21SS-11.008, Amended 3-15-94, 2-22-95, 6-5-95, 3-15-99, 2-29-16, 2-20-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pilot Commissioners
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 2, 2020

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: 64B11-4.003 RULE TITLE: Standards of Practice; Discipline
PURPOSE AND EFFECT: The proposed amendments will allow appropriately trained and supervised occupational therapists to use a neurofeedback device to treat patients. A “neurofeedback device” is a device that provides immediate feedback from a computer-based program that measures brainwave activity with the use of sound, visual and/or tactile input to cue the brain to reorganize and retrain itself.
SUMMARY: The proposed amendments pertain to use of a neurofeedback device by an Occupational Therapist or Occupational Therapy Assistant.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has not been prepared by the Agency.

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

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

RULEMAKING AUTHORITY: 456.079, 468.204 FS.
LAW IMPLEMENTED: 456.072, 456.079, 468.217 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: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-4.003 Standards of Practice; Discipline.
(1) ~~Purpose. The legislature created the Board to assure protection of the public from persons who do not meet minimum requirements for safe practice or who pose a danger to the public. Pursuant to Section 456.079, F.S., the Board provides within this rule disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Part III, Chapter 468, F.S.~~ The purpose of this rule is to notify applicants and licensees of the ranges of penalties which will routinely be imposed unless the Board finds it necessary to deviate from the guidelines for the stated reasons given within this rule. Each range includes the lowest and highest penalty and all penalties falling between. The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Among the range of ~~discipline punishments~~ including any and all in Section 456.072(2), F.S., in increasing severity are:

- (a) No change.
- (b) Probation with conditions to include limitations on the type of practice or practice setting, requirements of supervision, employer and self reports, periodic appearances before the Board, counseling or participation in the Professionals Resource Network (PRN), payment of administrative fines, and such conditions to assure protection of the public. The licensee ~~must may~~ choose ~~any~~ supervisor licensed under Chapter 468, Part III, Florida Statutes who is in good standing and without restriction or limitation on his or her license ~~health care professional to be a supervisor~~. The supervisor should ideally provide such services without compensation. However, the licensee may contract with a for-profit entity for a fee. It is the licensee’s full responsibility to pay for any supervision services. All potential supervisors must be approved by the Board before providing services. The Board Chair, or any other member designated by the Board, is delegated the authority to review all potential supervisors for adequacy. The Board may reject any proposed supervisor on the basis that he or she has previously been subject to disciplinary action against his or her license in this or any other jurisdiction, is currently under investigation, or is the subject of a pending disciplinary action. The supervisor must be actively engaged in the same or similar specialty area unless otherwise provided by the Board and be practicing within a reasonable distance of Respondent’s practice, a distance of 50 miles unless otherwise specifically approved by the Board. The Board may reject any proposed supervisor for good cause shown.
- (c) through (f) No change.
- (g) Evidence of fraud ~~.Any other relevant mitigating or aggravating factors.~~

(4) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included. For applicants, any and all offenses listed herein are sufficient for refusal to certify an application for licensure.

In addition to the penalty imposed, the Board shall recover the costs of investigation and prosecution of the case. Additionally, if the Board makes a finding of pecuniary benefit or self-gain related to the violation, then the Board shall require refund of fees billed and collected from the patient or a third party on behalf of the patient.

VIOLATION PENALTY RANGE

	MINIMUM	MAXIMUM
(a) Attempting to obtain, obtaining, or renewing a license to practice a profession or certificate by bribery, fraudulent misrepresentation, or through an error of the Department or the Board. (Sections 468.217(1)(a), and 456.072(1)(h), F.S.)		
First Offense	6 months probation <u>Permanent restriction with conditions or</u> Revocation with ability to <u>certify application with</u> restrictions <u>reapply and</u> Revocation with <u>\$3,000 fine.</u> ability to reapply and \$1,000 fine.	
Second and Subsequent Offenses	<u>Restriction of practice or license or denial of licensure</u> Revocation or denial of licensure <u>with ability to reapply</u> and \$5,000 fine. <u>and \$10,000 fine.</u>	<u>Permanent revocation or denial of licensure</u> with ability to reapply and \$6,000 fine. <u>and \$10,000 fine.</u>
Third Offense	Revocation with ability to reapply and \$6,000 fine. <u>Revocation with ability to reapply</u> and \$10,000 fine.	
However, if the violation is not through an error but is for making a false or fraudulent representation <u>or bribery</u> , the fine is increased to \$10,000 per count or offense.		
(b) Action taken against license by another jurisdiction. (Sections 468.217(1)(b), and 456.072(1)(f), F.S.)		
First Offense	<u>Letter of concern</u> Imposition of <u>discipline which would have been if the substantive violation occurred in Florida</u> and \$100 fine.	<u>Permanent revocation and</u> discipline which <u>\$10,000 fine.</u>
Second and Subsequent Offenses	<u>1 year suspension</u> Imposition of <u>discipline which would have been if the substantive violation occurred</u>	<u>Permanent revocation and</u> discipline which <u>\$10,000 fine.</u>

~~in Florida and a \$1,000 fine. Revocation and \$10,000 fine.~~

(c) Guilt of a crime directly relating to practice or ability to practice. (Section 468.217(1)(c), F.S.)

First Offense 6 months probation ~~Permanent~~ with conditions and ~~Revocation and \$1,000 fine.~~ \$5,000 fine.

Second and Subsequent Offenses 1 year suspension ~~Permanent~~ and \$5,000 fine. ~~Revocation and \$10,000 fine.~~

(d) False, deceptive, or misleading advertising. (Section 468.217(1)(d), F.S.)

First Offense Letter of concern 6 months and \$100 fine probation with Reprimand. conditions suspension and \$250 fine.

Second and Subsequent Offenses 6 months suspension and ~~Restriction of practice or license 9 months suspension and \$5,000 fine.~~ \$500-250 fine.

Third Offense 9 months 1 year suspension and ~~suspension and \$500 fine.~~ \$5,000 fine.

(e) Advertising, practicing under a name other than one's own name. (Section 468.217(1)(e), F.S.)

First Offense Letter of concern 6 months and \$100 fine probation with Reprimand. conditions suspension and \$250 fine.

Second and Subsequent Offenses 6 months suspension and ~~Restriction of practice or license 9 months suspension and \$5,000 fine.~~ \$5400 fine.

Third Offense 9 months 1 year suspension and ~~suspension and \$500 fine.~~ \$5,000 fine.

(f) Failure to report another licensee in violation. (Sections 468.217(1)(f), and 456.072(1)(i), F.S.)

First Offense Letter of concern 6 months and \$100 fine probation with Reprimand. conditions Reprimand and \$500 fine.

Second and Subsequent Offenses 6 months probation 1 year suspension 6 months probation with conditions and \$1,050 fine. \$1,000 fine. probation with conditions and \$5,000 fine.

Third Offense 6 months probation 6 months probation with conditions and probation with conditions and \$1,000 fine. \$5,000 fine.

(g) Aiding unlicensed practice. (Sections 468.217(1)(g), and 456.072(1)(j), F.S.)

First Offense 1 year probation 6 months with conditions and suspension, \$1,000 fine. year probation with conditions and \$3,000 fine.

Second and Subsequent Offenses 1 year 6 months suspension, 1 year probation with suspension, 2 conditions and years probation \$63,000 fine. with conditions and \$106,000 fine.

Third Offense 1 year suspension, Revocation and 2 years probation \$10,000 fine. with conditions and \$6,000 fine.

(h) Failure to perform legal obligation. (Sections 468.217(1)(h), and 456.072(1)(k), F.S.)

First Offense Letter of Concern 6 months and \$100 fine. probation with conditions and \$5400 fine.

~~unless otherwise provided by the law.~~
 Second and Subsequent Offenses ~~6 months suspension, 1 year probation with conditions and \$1000 fine.~~ Restriction of practice or license 6 months suspension, 1 year probation with conditions and \$500 fine, unless otherwise provided by the law.

Third Offense ~~6 months suspension, 1 year probation with conditions and \$500 fine.~~ Revocation and suspension, 1 year probation with conditions and \$500 fine.

(i) Failing to file a report as required.
 (Sections 468.217(1)(i), and 456.072(1)(l), F.S.)

First Offense ~~1 year probation with conditions and \$100 fine.~~ 6 months suspension, 1 year probation with conditions and \$250 fine.

Second and Subsequent Offenses ~~6 months suspension, 1 year probation with conditions and \$250 fine.~~ 1 year suspension, 2 years probation with conditions and \$1,000 fine.

Third Offense ~~1 year suspension, 2 years probation with conditions and \$1,000 fine.~~ Revocation and \$10,000 fine.

However, if the violation is for making a false or fraudulent representation, a fine of \$10,000 per count or offense.

(j) Kickbacks or split fee arrangements.
 (Section 468.217(1)(j), F.S.)

First Offense ~~6 months suspension, 1 year probation with conditions and \$500 fine.~~ 1 year suspension, 2 years probation with conditions and \$500 fine.

Second and Subsequent Offenses ~~Restriction of practice or license 1 year suspension, 2 years probation with conditions and \$2,500 fine.~~ Permanent Revocation and \$108,000 fine.

Third Offense ~~2 years suspension, 3 years probation with conditions and \$2,500 fine.~~ Revocation and \$10,000 fine.

(k) Exercising influence to engage patient in sex.
 (Section 468.217(1)(k), F.S.)

First Offense ~~1 year suspension, 4 years probation with conditions and \$5,000 fine.~~ Permanent Revocation and \$7,500 fine.

Second and Subsequent Offenses ~~Restriction of practice or license 1 year suspension, 2 years probation with conditions and \$7,500 fine.~~ Permanent Revocation and \$10,000 fine.

(l) Deceptive, untrue, or fraudulent representations in the practice.
 (Sections 468.217(1)(l), and 456.072(1)(a), F.S.)

First Offense ~~1 year probation with conditions and \$10,000 fine.~~ 1 year suspension, 1 year probation with conditions and \$10,000 fine.

Second and Subsequent Offenses ~~2 years suspension, 1 year probation with conditions and \$10,000 fine.~~ 2 years suspension, 1 year probation with conditions and \$10,000 fine.

Third Offense ~~2 years suspension, 2 years probation with conditions and \$10,000 fine.~~ Revocation and \$10,000 fine.

(m) Improper solicitation of patients. (Section 468.217(1)(m), F.S.)
 First Offense 1 year probation6 months suspension, with conditions1 year probation with and \$500 fine. conditions and \$2,000 fine.
 Second and SubsequentRestriction ofPermanent revocation Offenses ~~practice or1 year suspension, 2 license 6 monthsyears probation with suspension, 1conditions and \$5,000 year probationfine. with conditions and \$2,500 fine.~~
 Third Offense 1 yearRevocation and suspension, 2\$10,000 fine. years probation with conditions and \$3,000 fine.

(n) Failure to keep written medical records, justifying the course of treatment of the patient, including but not limited to patient history, examination results and test results. (Section 468.217(1)(n), F.S.)
 First Offense Letter of concern6 months probation Reprimand andwith conditions \$300 fine. Reprimand and \$1,000 fine.
 Second and Subsequent1 year probation6 months suspension, Offenses Reprimand and1 year probation with \$1,000 fine. conditions and \$5,000 fine.
 Third Offense 6 months1 year suspension, 2 suspension, 1years probation with year probationconditions and with conditions\$10,000 fine. and \$3,000 fine.

(o) Exercising influence on patient for financial gain. (Sections 468.217(1)(o), and 456.072(1)(n), F.S.)

First Offense 1 year probation1 year suspension, 2 with conditionsyears probation with and \$1,000 fine. conditions and \$7,500 fine.
 Second and SubsequentRestriction ofPermanent Offenses ~~practice orlicense~~ Revocation and \$10,000 fine. ~~Revocation and \$5,000 fine.~~

(p) Performing professional services not authorized by patient. (Section 468.217(1)(p), F.S.)
 First Offense Letter of concern6 months probation Reprimand andwith conditions \$500 fine. Reprimand and \$1,000 fine.
 Second and Subsequent1 year probationRestriction of practice Offenses ~~with conditionsor license6 months Reprimand andprobation with \$2,500 fine. conditions and \$105,000 fine.~~
 Third Offense 6 monthsRevocation and probation with\$10,000 fine. conditions and \$3,000 fine.

(q) Malpractice. (Section 468.217(1)(q), F.S.)
 First Offense 1 year probation1 year suspension, 2 with conditionsyears probation with and \$1,000 fine. conditions or denial and \$5,000 fine.
 Second and Subsequent1 yearPermanent Offenses suspension, 2Revocation and years probation\$10,000 fine. with conditions and \$5,000 fine.

(r) Performing of experimental treatment without informed consent. (Section 468.217(1)(r), F.S.)
 First Offense 1 year2 years suspension, 2 suspension, 1years probation with year probationconditions or denial with conditionsand \$5,000 fine. and \$1,000 fine.

Second and Subsequent Offenses Restriction of Permanent practice or license \$10,000 fine. Revocation and \$5,000 fine.

(s) Practicing beyond scope permitted. (Sections 468.217(1)(s), and 456.072(1)(o), F.S.)

First Offense Letter of concern Reprimand \$100 fine. 6 months suspension and 6 months probation with conditions or denial and \$1,500 fine.

Second and Subsequent Offenses Restriction of Permanent practice or license 6 months suspension, 6 months probation with conditions and \$1,500 fine.

Third Offense 1 year suspension, 1 year probation with conditions and \$3,000 fine. Revocation and \$10,000 fine.

(t) Inability to practice occupational therapy with skill and safety. (Sections 468.217(1)(t), 456.072(1)(z), F.S.)

First Offense Submit to mental/physical examination and impose conditions onto practice. Submit to mental/physical examination and suspension until able to practice with reasonable skill and safety, followed by probation with conditions.

Second and Subsequent Offenses Submit to mental/physical examination and suspension until able to demonstrate ability to practice. Permanent Revocation \$5,000 fine. Submit to mental/physical examination and suspension until able to demonstrate ability to practice.

with reasonable skill and safety, followed by probation with conditions. ~~to practice with reasonable skill and safety, followed by probation with conditions, and \$3,000 fine.~~

Third Offense Submit to mental/physical examination, suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions, and \$3,000 fine. Revocation and \$5,000 fine.

(u) Delegation of professional responsibilities to unqualified person. (Sections 468.217(1)(u), 456.072(1)(p), F.S.)

First Offense 1 year probation with conditions and \$1,000 fine. 6 months suspension with conditions and \$3,000 fine.

Second and Subsequent Offenses Restriction of Permanent practice or license 6 months suspension, 1 year probation with conditions and \$3,000 fine. 1 year suspension, 2 years probation with conditions and \$6,000 fine.

Third Offense 1 year suspension, 2 years probation with conditions and \$6,000 fine. Revocation and \$10,000 fine.

(v) Violation of order, or failure to comply with subpoena.

(Sections 468.217(1)(v), 456.072(1)(q), F.S.)

First Offense Suspension until order or subpoena. 1 year suspension, 1 year probation with conditions.

complied with ~~Revocation~~ and
and \$500 fine. ~~\$1,500 fine.~~
Second ~~and Subsequent~~ 6 months ~~Permanent~~
Offenses ~~suspension, 1~~ ~~Revocation~~ and
year probation ~~\$5,000 fine.~~ and
with conditions
and \$1,500 fine.

(w) Conspiring to restrict another from lawfully advertising services.

(Section 468.217(1)(w), F.S.)

First Offense Letter of concern ~~Letter of concern~~ and \$100
Reprimand. ~~Reprimand~~ fine.

Second ~~and Subsequent~~ Letter of concern ~~Letter of concern~~ and
Offenses Reprimand and Reprimand and
\$500 fine. ~~\$1,050 fine.~~

Third Offense ~~Reprimand~~ and ~~Reprimand~~ and
~~\$500 fine.~~ ~~\$1,000 fine.~~

(x) Violating Chapters 468, 456, F.S., or any rules adopted pursuant thereto.

(Sections 468.217(1)(x), and 456.072(1)(dd), F.S.)

First Offense Suspension until 1 year suspension, 1
law or rule year probation with
complied with conditions
and \$500 fine. ~~Revocation~~ and
\$1,500 fine.

Second ~~and Subsequent~~ Restriction of Permanent
Offenses practice or ~~Revocation~~ and
license 6 months ~~\$5,000 fine.~~
suspension, 1
year probation
with conditions
and ~~\$21,500 fine.~~

(y) Performing or attempting health care services on the wrong patient, wrong site wrong procedure, or unauthorized or medically unnecessary procedure including preparation of the patient.

(Section 456.072(1)(bb), F.S.)

First Offense 1 year probation 1 year suspension, 2
with conditions years probation with
and \$1,000 fine. conditions and \$5,000
fine.

Second ~~and Subsequent~~ Restriction of Permanent
Offenses practice or ~~Revocation~~ and
license 4 year ~~\$10,000 fine.~~
suspension, 2
years probation
with conditions
and \$5,000 fine.

(z) Intentionally violating any rule adopted by the Board or the Department as appropriate.

(Section 456.072(1)(b), F.S.)

First Offense 6 months 1 year suspension, 2
suspension, 1 years probation with
year probation conditions and \$3,000
with conditions fine.

Second ~~and Subsequent~~ Restriction of Revocation and
Offenses practice or ~~\$10,000 fine.~~
license and
\$5,000 fine.

(aa) Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice a licensee's profession.

(Section 456.072(1)(c), F.S.)

First Offense 6 months Permanent
probation with Revocation and
conditions and \$5,000 fine.
\$1,000 fine.

Second ~~and Subsequent~~ Restriction of Permanent
Offenses practice or ~~Revocation~~ and
license 1 year ~~\$10,000 fine.~~
suspension and
\$5,000 fine.

(bb) Failing to comply with the educational course requirements for human immunodeficiency virus and acquired immune deficiency syndrome.

(Section 456.072(1)(e), F.S.)

First and Subsequent Offenses Letter Concern. of 6 months probation with conditions and \$500 fine.

(cc) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee.

(Section 456.072(1)(g), F.S.)

First Offense 1 year probation 1 year suspension 6 months suspension, 1 with conditions and \$1,000 fine. ~~year probation with conditions and \$5,000 fine.~~

Second and Subsequent Offenses Restriction of Permanent revocation practice or 1 year suspension, 2 license 6 months years probation with suspension, 1 Conditions and year probation \$10,000 fine. with conditions and \$2,000 fine.

Third Offense 1 year Revocation and suspension, 2 \$10,000 fine. ~~years probation with conditions and \$4,000 fine.~~

(dd) Making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession.

(Section 456.072(1)(a) and (m), F.S.)

First Offense 1 year probation 1 year suspension, 1 with conditions ~~year probation with conditions and \$10,000 fine.~~ and \$10,000 fine.

Second and Subsequent Offenses Restriction of Permanent practice or Revocation and license 1 year \$10,000 fine. suspension, 1 year probation with conditions and \$10,000 fine.

Third Offense 2 years Revocation and suspension, 2 \$10,000 fine. ~~years probation with conditions and \$10,000 fine.~~

(ee) Improperly interfering with an investigation or inspection authorized by statute, or with any disciplinary proceeding.

(Section 456.072(1)(r), F.S.)

First Offense 6 months 1 year suspension 6 probation with ~~months suspension, 1~~ conditions and ~~year probation with \$1,000 fine. conditions and \$2,000 fine.~~

Second and Subsequent Offenses Restriction of Permanent revocation practice or 1 year suspension, 1 license 6 months years probation with suspension, 1 conditions and year probation \$105,000 fine. with conditions and \$2,000 fine.

Third Offense 1 year Revocation and suspension, 2 \$10,000 fine. ~~years probation with conditions and \$4,000 fine.~~

(ff) Engaging or attempting to engage a patient in verbal or physical sexual activity.

(Section 456.072(1)(v), F.S.)

First Offense ~~1~~ ~~year~~ ~~Permanent~~ suspension, ~~4~~ ~~years~~ ~~probation~~ ~~with conditions~~ ~~referral to PRN~~ ~~and \$5,000 fine.~~ ~~Revocation and \$7,500 fine.~~

Second and Subsequent Offenses ~~Permanent~~ ~~Revocation and \$7,500 fine.~~ ~~Permanent~~ ~~Revocation and \$10,000 fine.~~

(gg) Failing to report to the board within 30 days after the licensee has been convicted or found guilty of, or entered a plea of no contendere to, regardless of adjudication, a crime in any jurisdiction. (Section 456.072(1)(x), F.S.)

First Offense ~~Letter of concern~~ ~~6 months suspension,~~ ~~and \$500 fine~~ ~~Reprimand.~~ ~~1 year probation with conditions and \$500 fine.~~

Third Offense ~~1~~ ~~year~~ ~~Revocation~~ ~~and~~ ~~suspension,~~ ~~2~~ ~~\$5,000 fine.~~ ~~years~~ ~~probation~~ ~~with conditions~~ ~~and \$1,000 fine.~~

(hh) Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers for the solicitation of the people involved in the accidents. (Section 456.072(1)(y), F.S.)

First Offense ~~1 year probation~~ ~~1 year suspension~~ ~~6 months suspension,~~ ~~1 year probation with conditions~~ ~~and \$1,000 fine.~~ ~~and \$4,000 fine.~~

Second and Subsequent Offenses ~~Restriction of practice or license~~ ~~6 months~~ ~~years~~ ~~probation~~ ~~with~~ ~~Permanent revocation~~ ~~1 year suspension,~~ ~~2~~

~~suspension,~~ ~~2~~ ~~conditions~~ ~~and~~ ~~years~~ ~~probation~~ ~~\$107,500 fine.~~ ~~with conditions~~ ~~and \$42,000 fine.~~

Third Offense ~~1~~ ~~year~~ ~~Revocation~~ ~~and~~ ~~suspension,~~ ~~2~~ ~~\$10,000 fine.~~ ~~years~~ ~~probation~~ ~~with conditions~~ ~~and \$4,000 fine.~~

(ii) No change.

(jj) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 U.S.C. ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)

First and Subsequent Offenses ~~Permanent~~ ~~Revocation and a fine of \$10,000,~~ ~~or in the case of application for licensure, denial of license.~~

(kk) Failing to remit the sum owed to the State for an overpayment from the Medicaid Program pursuant to a final order, judgment, or Stipulation or settlement. (Section 456.072(1)(jj), F.S.)

First Offense ~~6~~ ~~months~~ ~~1 year suspension and probation with conditions~~ ~~Letter of concern~~ ~~and a fine of \$2,500 fine.~~ ~~and a fine of \$500 fine.~~

Second and Subsequent 1 year Permanent revocation
Offenses suspension and Reprimand, probation
\$3,000 and a fine of \$5,000
~~Reprimand and a fine.~~
fine of \$2,500.

Third Offense Suspension and a Revocation and a fine
fine of \$5,000. of \$5,000.

(ll) Being terminated from the state Medicaid Program pursuant to Section 409.913, F.S., any other state Medicaid program, or the federal Medicare program, unless eligibility to participate in the program from which the practitioner was terminated has been restored.

(Section 456.072(1)(kk), F.S.)

First Offense Letter of concern 1 year suspension
and a fine of Probation and a fine
\$1,000 fine. of \$2,500 fine.

Second and Subsequent 1 year Permanent
Offenses suspension revocation Suspension
~~Probation and a fine of \$105,000~~
~~fine of \$5,000 fine.~~
fine.

Third Offense Suspension and a Revocation and a fine
fine of \$5,000. of \$10,000.

(mm) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, a crime in any jurisdiction which related to health care fraud.

(Section 456.072(1)(ll), F.S.)

First and Subsequent Permanent
Offenses Revocation and
a fine of \$10,000,
or in the case of
application for
licensure, denial
of license.

(nn) Willfully failing to comply with Section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice.

(Section 456.072(1)(oo), F.S.)

First Offense Letter of concern of 1 year suspension 6
months probation
\$500 fine. with conditions and
\$1,000 fine.

Second and Subsequent 1 year Permanent
Offenses suspension Revocation and
Reprimand and \$5,000 fine.
\$3,000 fine.

Third Offense Reprimand and Revocation and
\$5,000 fine. \$10,000 fine.

(oo) Testing positive for any drug on confirmed preemployment or employer ordered drug screening without lawful prescription.

(Section 456.072(1)(aa), F.S.)

First Offense Submit to mental/physical Submit to
mental/physical to
examination and examination and
impose suspension until able
conditions onto demonstrate ability
practice. to practice with
reasonable skill and
safety, followed by
probation with
conditions.

Second and Subsequent Submit to Permanent revocation
Offenses mental/physical Submit to
examination and mental/physical
suspension until examination and
able to suspension until able
demonstrate to demonstrate ability
ability to practice to practice with
with reasonable reasonable skill and
skill and safety, safety, followed by
followed by probation with
probation with conditions, and
conditions and \$3,000 fine.
\$1,000 fine.

~~Third Offense Submit to Revocation and mental/physical \$5,000 fine. examination, suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation, and \$3,000 fine.~~

(5) through (7) No change.

Rulemaking Authority 456.079, 468.204 FS. Law Implemented 456.072, 456.079, 468.217 FS. History—New 9-12-88, Amended 11-9-92, Formerly 21M-15.002, 61F6-15.002, 59R-63.002, Amended 1-27-00, 12-27-01, 12-27-05, 4-10-08, 8-5-10, 4-18-12, 1-10-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Occupational Therapy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Occupational Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 18, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 14, 2020

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: 69A-62.025
RULE TITLE: Employer Cancer Prevention Best Practices
PURPOSE AND EFFECT: Sections 112.1816(6) and 633.520(2), F.S., require the Division of State Fire Marshal to adopt rules to establish an employer’s cancer prevention best practices related to personal protective equipment, decontamination, fire suppression equipment, and fire stations.
SUMMARY: The Division has developed a self-assessment tool outlining best practices to be used by firefighter employers to reduce a firefighter’s exposure to known carcinogens. These practices are based on various standards of the National Fire Protection Association (NFPA) and the standards in the Federal Emergency Management Agency’s (FEMA) Safety and Health Considerations for the Design of Fire and Emergency Medical Services Stations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the potential impact of the proposed rule amendments determined that there will be no adverse economic impact or increased regulatory costs that would 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: 112.1816(6), 633.520(2) FS.

LAW IMPLEMENTED: 112.1816, 633.520, 633.522 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: September 1, 2020, 10:00 a.m.

PLACE: Florida State Fire College, 11655 NW Gainesville Road, Ocala, FL. If state office buildings remain closed to the public at the time of this hearing due to the COVID-19 outbreak, the hearing (if requested) will only take place via conference call and the phone number is (850)413-1558, access code: 8255716.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mark Harper at (352)369-2858 or Mark.Harper@myfloridacfo.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Harper, Assistant Superintendent, Florida State Fire College, 11655 NW Gainesville Road, Ocala, FL 34482-1486 or Mark.Harper@myfloridacfo.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-62.025 Employer Cancer Prevention Best Practices.

(1) Each employer, as defined in section 112.191, F.S., should strive to achieve the best practices outlined in the Employer Cancer Prevention Best Practices – Self-Assessment Tool, Form DFS-K4-2203, for the prevention of cancer as it relates to personal protective equipment, decontamination, fire suppression apparatus, and fire stations. Form DFS-K4-2203 (Eff. 01/20), which is hereby incorporated by reference, may be

obtained on the following link: <insert DOS website address>; or on the Department's website: myfloridacfo.com/Division/SFM.

(2) The best practices outlined in Form DFS-K4-2203 are based on the following standards:

(a) National Fire Protection Association (NFPA) 1500, Standard on Fire Department Occupational Safety, Health, and Wellness Program (2018 Edition), which is hereby incorporated by reference;

(b) NFPA 1582, Standard on Comprehensive Occupational Medical Program for Fire Departments (2018 Edition), which is hereby incorporated by reference;

(c) NFPA 1851, Standard on Selection, Care, and Maintenance of Protective Ensembles for Structural Fire Fighting and Proximity Fire Fighting (2020 Edition), which is hereby incorporated by reference;

(d) NFPA 1901, Standard for Automotive Fire Apparatus (2018 Edition), which is hereby incorporated by reference;

(e) NFPA 1912, Standard for Fire Apparatus Refurbishing (2018 Edition), which is hereby incorporated by reference; and

(f) Federal Emergency Management Agency's (FEMA) Safety and Health Considerations for the Design of Fire and Emergency Medical Services Stations (April 2018), which is hereby incorporated by reference and available on the following link: <insert DOS website address>; or on the following FEMA website:

https://www.usfa.fema.gov/downloads/pdf/publications/design_of_fire_ems_stations.pdf.

(3) The NFPA standards referenced in paragraphs (2)(a) through (e) are copyrighted materials that cannot be copied but may be: (i) viewed during regular business hours at the Division of State Fire Marshal, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32399-0322; (ii) viewed during regular business hours at the Florida Administrative Code and Register, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250; (iii) accessed in a read-only, non-printable, non-downloadable format at the NFPA's website at <https://www.nfpa.org/Codes-and-Standards/All-Codes-and-Standards/Free-access>; or (iv) purchased by contacting the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471; Phone 1-800-344-3555; Website www.nfpa.org.

Rulemaking Authority 112.1816(6), 633.520(2) FS. Law Implemented 112.1816, 633.520, 633.522 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Harper, Assistant Superintendent
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jimmy Patronis, Chief Financial Officer and State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 10, 2020

Section III Notice of Changes, Corrections and Withdrawals

NONE

Section IV Emergency Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59AER20-8 RULE TITLE: Hospital Screening Requirements for Long-Term Care Facility Residents.

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Novel Coronavirus Disease 2019 (COVID-19) is a severe respiratory illness that can spread among humans through respiratory transmission. According to the Centers for Disease Control and Prevention (CDC), people at risk for serious illness from COVID-19 include older adults and people with serious chronic medical conditions. In late 2019, a new and significant outbreak of COVID-19 emerged in China, and the World Health Organization declared COVID-19 a Public Health Emergency of International Concern. The CDC also confirmed instances of community spread of COVID-19 in the United States. The CDC has issued extensive written guidance to help control the spread of COVID-19. According to the CDC, at the time of this filing, the United States has over 4,600,000 total cases and over 154,000 total deaths. Older adults are at a higher risk of developing serious complications from COVID-19. According to the United States Census Bureau, Florida has the largest percentage of residents age 65 and older in the nation. As of the date of this filing, there have been over 491,000 total confirmed cases in Florida as a result of COVID-19 and over 7,100 deaths. Positive cases have occurred in all Florida counties.

On March 1, 2020, in Executive Order number 20-51, Governor Ron DeSantis declared a Public Health Emergency exists in the State of Florida as a result of COVID-19. On March 7, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency in the State of Florida as a result of COVID-19. On March 9, 2020, Florida Governor Ron DeSantis declared a state of emergency in Florida.

Elders, older adults, and other residents of long-term care facilities are presenting without COVID-19 symptoms and are being treated by hospitals for various non-COVID-19 reasons. Risks of COVID-19 exposure nevertheless exist. After being discharged from the hospital to their long-term care facility residences, these individuals may develop COVID-19 symptoms and spread the virus to other residents and staff in the facility that previously had no positive facility cases. Due to the congregate nature of long-term care facilities, the increased risk of transmission of COVID-19 is high. The highly transmissible nature of COVID-19 combined with the congregate nature of the long-term care facility settings and the close and personal contact that many long-term care facility workers have with the patients puts both residents and staff at a high risk of infection.

Medical research shows the highly contagious COVID-19 virus can manifest as asymptomatic in positive individuals, and the live coronavirus can shed at high concentrations before symptomatic development resulting in spread of the infection. Ensuring hospitals test all long-term care facility residents before discharge to a long-term care facility is essential to protecting the health, safety and welfare of vulnerable residents who are at the highest risk of serious illness or death from the virus.

This emergency rule establishes additional criteria based on updated Centers for Disease Control and Prevention (“CDC”) guidelines for discharging long-term care facility residents from hospitals. The rule also implements an updated symptom-based approach to confirm long-term care residents are negative for COVID-19 before they are discharged from the hospital to any long-term care facility after testing positive for COVID-19 and provides additional updated use for the test-based approach.

Prompt implementation of this rule is necessary to ensure the health, safety and welfare of residents and staff in Florida’s nursing homes, group home facilities, intermediate care facilities, and assisted living facilities.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used to adopt this emergency rule is fair as the State of Florida is under a declaration of emergency due to the outbreak of COVID-19. This emergency rule is necessary and fair to ensure the health, safety and welfare of the facility residents, and provides at least the procedural protection given by other statutes, the State Constitution, or the United States Constitution; and takes only that action necessary to protect the public interest under the emergency procedure.

SUMMARY: SUMMARY: This Emergency Rule establishes a requirement that hospitals must not discharge any long-term care facility resident that has tested positive for COVID-19 or

is exhibiting symptoms consistent with COVID-19 to any long-term care facility until the long-term care facility resident has been cleared for discharge using either a test-based strategy or a symptom-based strategy, unless the receiving facility has a dedicated wing, unit or building with dedicated staff to accept the COVID-19 positive resident. This rule allows hospitals to discharge a long-term care facility resident who is awaiting test results for COVID-19, as long as the hospital confirms that the long-term care facility is able to isolate the resident while the hospital’s test results are pending and the hospital confirms that the long-term care facility is able to follow Centers for Disease Control and Prevention (“CDC”) infection prevention and control precautions for a person with unknown COVID-19 status.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS# 28A, Tallahassee, FL 32308; Phone: 850-412-3492; Email: Kimberly.Stewart@ahca.myflorida.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

59AER20-8 Hospital Screening Requirements for Long-Term Care Facility Residents.

(1) Applicability. The requirements of this emergency rule apply to all hospitals licensed under Chapter 395, F.S.

(2) Definitions.

(a) “Long-term care facility” is defined, for purposes of this rule, as any of the following facilities:

1. Nursing Homes, as provided under Chapter 400, F.S.;

2. Group Home Facilities, as provided under Chapter 393, F.S.;

3. Intermediate Care Facilities for the Developmentally Disabled, as provided under Chapter 400, F.S.;

4. Assisted Living Facilities, as provided under Chapter 429, F.S.; and

(b) “Long-term care facility resident” is defined, for the purposes of this rule, as any individual in Florida that is considered to be a resident, client, or patient of a long-term care facility or who will imminently become a resident, client, or patient of a long-term care facility upon discharge from a hospital licensed under chapter 395.

(3) Every hospital must test any long-term care facility resident whose COVID-19 status is unknown using a nucleic acid amplification laboratory test that has been given Emergency Use Authorization from the Food and Drug Administration (“FDA”) for the detection of SARS-CoV-2 (COVID-19) prior to discharging the individual to any long-

term care facility. Hospitals may discharge a long-term care facility resident who is awaiting test results for COVID-19 if the long-term care facility resident has never tested positive for nor been suspected of having COVID-19, as long as the hospital confirms that the long-term care facility is able to isolate the resident while the hospital’s test results are pending and the hospital confirms that the long-term care facility is able to follow Centers for Disease Control and Prevention (“CDC”) infection prevention and control precautions for a person with unknown COVID-19 status.

(4) A long-term care facility resident that has tested positive for COVID-19 or is symptomatic must be isolated by the hospital pursuant to the hospital’s isolation protocols. A hospital is prohibited from discharging any long-term care facility resident that has tested positive for COVID-19 or is exhibiting symptoms consistent with COVID-19 to any long-term care facility until the long-term care facility resident has been cleared for discharge, unless the receiving facility has a dedicated wing, unit, or building with dedicated staff to accept the COVID-19 positive resident. The long-term care facility resident must meet the following criteria for symptom-based strategy prior to discharge:

(a) At least 24 hours have passed since resolution of fever without the use of fever-reducing medications; and

(b) Improvement in respiratory symptoms; and

(c) The minimum number of days set forth below have passed since symptoms first appeared:

1. At least 10 days have passed since symptoms first appeared, unless the patient has severe or critical illness or is severely immunocompromised, or

2. At least 20 days have passed since symptoms first appeared in patients with severe or critical illness or who are severely immunocompromised.

(d) For persons who never developed symptoms, the date of first positive FDA Emergency Use Authorized COVID-19 diagnostic laboratory test should be used in place of the date of symptom onset.

(5) Test-based strategy: a test-based strategy is only required to discontinue isolation and discharge earlier than would occur with a symptom-based strategy. Under the test-based strategy, the long-term care facility resident must have:

(a) Resolution of fever without the use of fever-reducing medications;

(b) Improvement in respiratory symptoms; and

(c) Two consecutive negative test results separated by 24 hours. The first by an FDA Emergency Use Authorized COVID-19 nucleic acid amplification laboratory test, and the second by either an FDA Emergency Use Authorized COVID-19 nucleic acid amplification laboratory test or an FDA Emergency Use Authorized COVID-19 antigen test.

(6) This rule supersedes emergency rule 59AER20-6. Rulemaking authority 408.819, 408.821(4), FS Law Implemented 408.819, 408.821(4) FS

EFFECTIVE DATE: August 5, 2020

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

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 5, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Jamie Michael and the Support Personnel Association of Lee County to allow the Support Personnel Association of Lee County to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-040. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 5, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Kevin Daly and the Teachers Association of Lee County to allow the Teachers Association of Lee County to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-041. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 5, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Anthony Colucci and the Brevard Federation of Teachers to allow the Brevard Federation of Teachers to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-042. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 5, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Jerry Mead and the DeSoto County Educators Association to allow the DeSoto County Educators Association to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-043. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 5, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Carmen Ward and the Alachua County Education Association to allow the Alachua County Education Association to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-044. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements
NOTICE IS HEREBY GIVEN that on August 6, 2020, The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for An Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Paragraph 5-202.11(A), 2017 FDA Food Code, Paragraph 4-301.12(A), 2017 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Section 5-203.13, 2017 FDA Food Code, subsection 61C-4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code from CENTRAL FLORIDA TASTY AMERICAN GRILL INC located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater, that each establishment has at least one service sink provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize holding tanks to collect wastewater at the handwash and 3-compartment sinks, to share the mop sink and restroom facilities with another establishment on the same premise.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.023 Housing Credits General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On August 4, 2020, Poinciana Crossing, Ltd., withdrew its Petition for Variance from Florida Administrative Code subsection 67-48.023(2) and on August 5, 2020, Florida Housing Finance Corporation issued an Order Closing File. The Petition was filed on August 3, 2020, and notice of receipt of the petition was published on August 5, 2020, in Volume 46, Number 152 of the F.A.R.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 8, 2020, 9:00 a.m. until conclusion

PLACE: This meeting will be held via webinar and teleconference. Please join the meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/CultureBuildsFL/professional-theatre-gps-levels-1--2-and-scp>

You can also dial in using your phone. United States: (571)317-3122, Access Code: 183-528-989

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 183 528 989 or dial directly: 183528989@67.217.95.2 or 67.217.95.2##183528989

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2021-2022 Professional Theatre Specific Cultural Projects and Level 1 and 2 General Program Support grant programs.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.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 48 hours before the workshop/meeting by contacting: Rachelle Ashmore, (850)245-6490, rachelle.ashmore@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: Summer Callahan, (850)245-6482, summer.callahan@dos.myflorida.com.

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 9, 2020, 9:00 a.m. until conclusion

PLACE: This meeting will be held via webinar and teleconference. Please join my meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/CultureBuildsFL/professional-theatre-gps-level-3>

You can also dial in using your phone. United States: (646)749-3122, Access Code: 620-385-757

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 620 385 757 or dial directly: 620385757@67.217.95.2 or 67.217.95.2##620385757

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2021-2022 Professional Theatre Level 3 General Program Support grant program.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.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 48 hours before the workshop/meeting by contacting: Rachelle Ashmore, (850)245-6490, rachelle.ashmore@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: Summer Callahan, (850)245-6482, summer.callahan@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

The Statewide Council on Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 20, 2020, 1:00 p.m. until conclusion

PLACE: THE FOLLOWING LINK REPLACES THE ORIGINAL METHOD OF JOINING THE MEETING WHICH PUBLISHED IN THE FAR ON AUGUST 3, 2020:

Phone: (415)655-0052, Access Code: 467-802-453; Webinar ID: 624-521-435; and <https://attendee.gotowebinar.com/register/174749090279205902>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council Business

A copy of the agenda may be obtained by contacting: Lynn Guyton at Lynn.Guyton@myfloridalegal.com and will be posted at: <http://myfloridalegal.com/pages.nsf/Main/8AEA5858B1253D0D85257D34005AFA72>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of the Attorney General, Ashley Moody, at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lynn Guyton at Lynn.Guyton@myfloridalegal.com or by telephone at 1(813)287-7950.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 10, 2020, 4:45 p.m. – 6:00 p.m. ET (or until complete)

PLACE: Conference Call Number 1(888)585-9008, and Code (873574258)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council - General Business

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.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: Roy Cosgrove at (850)245-3317 or at roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF EDUCATION

The Miami Dade College announces a public meeting to which all persons are invited.

DATE AND TIME: August 10, 2020, 11:00 p.m. – 12:30 p.m. PLACE: Via ZOOM. Weblink posted on the College website at www.mdc.edu/purchasing under “Bid Posting”

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public evaluation committee meeting for RFP 2021-RM1-01 Flight Training Provider. to discuss proposals submissions, presentations, Q&A Sessions and provide ranking recommendation This public meeting will follow non-public meetings for proposer presentations and Q/A, which are not open to public per Florida statute.

Important to note that this procurement process adheres to the “Cone of Silence” as per College Procedure 6600; no verbal or written communication is allowed during this RFP process unless it is exclusively requested by the Purchasing Department to be utilized for evaluation purposes of this RFP selection process.

A copy of the agenda may be obtained by contacting: Miami Dade College, Office of the Purchasing Director, 11011 SW 104 Street, Room 9254, Miami, FL 33176 or by calling (305)237-2402.

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: Roman Martinez, MPA, CPPO, CPPB, Group Director – Purchasing, Email: Rmartin9@mdc.edu.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 13, 2020, 8:30 a.m. PLACE: FSDB's Campus is located at 207 San Marco Ave., St. Augustine, FL 32084. Please use the Genoply Street entrance.

The meeting will take place in Kirk Auditorium located inside Memorial Hall.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a Special Purpose Meeting for the Board of Trustees to interview the candidates for the position of FSDB's President.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.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 48 hours before the workshop/meeting by contacting: Cindy Brueckner, Executive Assistant to the President and the Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.org. Please note: FSDB provides American Sign Language interpreters at all public meetings; however, if you require additional support to access the meeting please contact Ms. Brueckner at least 48 hours before the meeting. 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: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.org.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 14, 2020, 9:00 a.m.

PLACE: The FSDB Campus is located at 207 San Marco Ave., St. Augustine, FL 32084. Please use the Genoply Street entrance. The meeting will take place in Kirk Auditorium located inside Memorial Hall.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting of the Board of Trustees is a regularly scheduled meeting. The Board will consider all matters listed on the Agenda. Items include business and academic action items, unfinished business, and new business items presented at the meeting, the election of officers and committee members.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.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 48 days before the workshop/meeting by contacting: Cindy Brueckner, Executive Assistant to the President and the Board of Trustees, at (904)827-2210 or by

email at bruecknerc@fsdbk12.org. Please note: FSDB provides American Sign Language interpreters at all public meetings; however, if you require additional support to access the meeting please contact Ms. Brueckner at least 48 hours before the meeting. 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: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.org.

DEPARTMENT OF EDUCATION

Postsecondary Reciprocal Distance Education Coordinating Council

The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2020, 9:00 a.m.

PLACE: Virtually via GoTo Meeting at: <https://www.gotomeet.me/DOEStaff/postsecondary-reciprocal-distance-education-coordi>

You can also dial in using your phone. United States: (312)757-3121, Access Code: 816-595-317

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 816 595 317 or dial directly: 816595317@67.217.95.2 or 67.217.95.2##816595317

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) will conduct a review of initial and renewal institutional applications to participate in the Florida-State Authorization Reciprocity Agreement (FL-SARA) and rules discussion.

PUBLIC COMMENT: The Council is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Council will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: The Council Office at Commission for Independent Education, 325

West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.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 5 days before the workshop/meeting by contacting: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.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).

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

For more information, you may contact: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.org.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: August 17, 2020, 1:00 p.m. – 3:00 p.m.

PLACE: GoToWebinar: <https://register.gotowebinar.com/8507065908849711376>

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida's transportation system supports the nation's 4th largest economy and 3rd largest population, provides 540,000 jobs, and directly affects our daily lives. Goods movement is a critical aspect of statewide impact and network usage. The FLFAC advises the Florida Department of Transportation by providing insight on freight-related priorities, issues, projects, and funding needs. The intent of all FLFAC meetings is to provide an open dialogue to advance discussion of critical freight-related topics – we welcome your participation and input!

The Florida Freight Advisory Committee advises Florida on freight issues, priorities, projects, and funding needs for freight improvements, and elevates freight transportation as a critical component of the state's economic vitality and competitiveness. A copy of the agenda may be obtained by contacting: Holly Cohen at holly.cohen@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: Holly Cohen at holly.cohen@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: Holly Cohen at holly.cohen@dot.state.fl.us.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tues., August 25, 2020, 9:00 a.m.

PLACE: SWFWMD, 2379 Broad Street, Brooksville, FL 34604 (Staff only as currently SWFWMD offices are closed to the public due to the COVID-19 pandemic). Members of the public may view the meeting via a livestream or connect to a Zoom meeting to provide comments by following the directions posted after August 11 at WaterMatters.org or by calling (352)796-7211 and requesting instructions. An alternative teleconferencing line to provide comments will also be available at 1(888)585-9008, conference code 346-054-201.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office, (352)796-7211, ext. 4706, 1(800)423-1476 (FL only), ext. 4706 or email to ADACoordinator@WaterMatters.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). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lori.Manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4606 (Ad OrderEXE0747).

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Tuesday, September 1, 2020, 10:00 a.m.
 PLACE: This meeting will be an internet-based meeting and will take place via Microsoft Teams. Please click-on or copy and paste the following link into your browser and follow the instructions provided at the website: <https://bit.ly/33rrHKO>. Alternatively, attendees may join the meeting by telephone by dialing (786)749-6127 and entering conference ID: 478 771 808#.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Proposed 2020 Minimum Flows and Levels (MFL) Priority Lists and Schedules for the water management districts in the Central Florida Water Initiative (CFWI) Area. Representatives from the Southwest Florida Water Management District, St. Johns River Water Management District, and South Florida Water Management District will provide information and hear public comments on their proposed 2020 MFL Priority Lists and Schedules with a focus on the CFWI Area.

A copy of the agenda may be obtained by contacting: Doug Leeper, MFLs Program Lead, SWFWMD, 2379 Broad St., Brooksville, FL 34604, (352)796-7211 (ext. 4272), or on the District website: <https://www.swfwmd.state.fl.us/about/calendar>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office, (352)796-7211, ext. 4706; 1(800)423-1476 (FL only), ext. 4706 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Doug Leeper, MFLs Program Lead, SWFWMD, 2379 Broad St., Brooksville, FL 34604, (352)796-7211 (ext. 4272).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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

DATE AND TIME: Wednesday, August 26, 2020, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Probable Cause Panel meeting portions which may be closed to the public.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF HEALTH

Board of Pharmacy
 The Florida Board of Pharmacy, Rules Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 24, 2020, 1:00 p.m. ET
 PLACE: 1(888)585-9008, Participant Code: 599-196-982(#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice will replace notice # 23468197. General business of the Committee and Rules Workshop on the proposed text of Rule 64B16-31.007, F.A.C.

A copy of the agenda may be obtained by contacting: www.floridaspharmacy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (850)245-4474.

DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: August 19, 2020, 1:30 p.m.

PLACE: Conference Call, tel. 1(888)585-9008, room 852 642 835

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department’s ethical standards.

A copy of the agenda may be obtained by contacting: The Florida Dept. of Health IRB at IRB@flhealth.gov.

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

For more information, you may contact: The Florida Dept. of Health IRB at IRB@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Bureau of Emergency Medical Oversight, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 24, 2020, 1:00 p.m. – 4:00 p.m.

PLACE: Via Webinar and Conference Call

Go To Meeting: Click on the following link: <https://global.gotomeeting.com/join/148254773>

This meeting is locked with a password: florida9%

Voice Conference: United States (Toll Free): 1(877)568-4106, Access Code: 148-254-773

Pin: Shown after logging into Go To Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Brain and Spinal Cord Injury Advisory Council.

A copy of the agenda may be obtained by contacting: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850)245-4967.

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: Kimberly Robinson by email:

Kimberly.Robinson@flhealth.gov, or by phone: (850)245-4967. 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: Kimberly Robinson by email: Kimberly.Robinson@flhealth.gov, or by phone: (850)245-4967.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Florida Trauma System Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, August 17, 2020, 4:00 p.m. ET

PLACE: Florida Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida

A conference line has been established: 1(888)585-9008 then 325-223-031

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Florida of the Florida Trauma System Advisory Council. The purpose of these meeting is to facilitate informal discussion between council members pursuant to Chapter 286, Florida Statutes, and Article I, Section 24, of the Florida Constitution. The Florida Trauma System Advisory Council will not vote or take any official action during the meeting.

A copy of the agenda may be obtained by contacting: Michael Leffler at (850)558-9535 or michael.leffler@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Michael Leffler at (850)558-9535 or michael.leffler@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Michael Leffler at (850)558-9535 or michael.leffler@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

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

DATE AND TIME: August 18, 2020, 11:30 a.m. ET

PLACE: Conference Call Line 1(888)585-9008, Participation Code: 810 716 544#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to Validate All Evaluation Scores for DCF Request for Proposal (RFP) #040120JSET1, Child Protection Summit. The RFP was advertised on the DMS Vendor Bid System Electronic Posting Site, http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

A copy of the agenda may be obtained by contacting: Jessica Koburger, Procurement Officer at Jessica.Koburger@myflfamilies.com or (850)717-4393.

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: Jessica Koburger, Procurement Officer at Jessica.Koburger@myflfamilies.com or (850)717-4393. 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: Jessica Koburger, Procurement Officer at Jessica.Koburger@myflfamilies.com or (850)717-4393.

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Law Enforcement

The Wildlife Alert Reward Association, INC. announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2020, 2:00 p.m. – 4:00 p.m.

PLACE: Virtual Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors of the Wildlife Alert Reward Association will conduct administrative business of the Association including the Director update, Marketing update and Financial update.

A copy of the agenda may be obtained by contacting: Captain Travis Franklin or Ms. Jamie Piser, 620 S Meridian St, Tallahassee, Florida 32399, (850)617-9591.

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

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: Ms. Jamie Piser, 620 S Meridian St, Tallahassee, Florida 32399, (850)617-9591.

DEPARTMENT OF MILITARY AFFAIRS

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

DATE AND TIME: August 21, 2020, 8:00 a.m.

PLACE: Virtual Conference Call, Tel: (571)388-3904, ID: 731206375#, [https://teams.microsoft.com/l/meetup-join/19%3a4a387b3e72fa453fb0580db840ef74b3%40thread.skype/1596723279242?context=%7b%22Tid%22%3a%2221acfb3-32be-4715-9025-](https://teams.microsoft.com/l/meetup-join/19%3a4a387b3e72fa453fb0580db840ef74b3%40thread.skype/1596723279242?context=%7b%22Tid%22%3a%2221acfb3-32be-4715-9025-1e2f015cbb9%22%2c%22Oid%22%3a%2225136d81-8b59-4c8e-8ba2-df97a8aa6a3d%22%7d)

[1e2f015cbb9%22%2c%22Oid%22%3a%2225136d81-8b59-4c8e-8ba2-df97a8aa6a3d%22%7d](https://teams.microsoft.com/l/meetup-join/19%3a4a387b3e72fa453fb0580db840ef74b3%40thread.skype/1596723279242?context=%7b%22Tid%22%3a%2225136d81-8b59-4c8e-8ba2-df97a8aa6a3d%22%7d)

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Armory Board Meeting to review lease(s) and other business relative to real property and facility management.

A copy of the agenda may be obtained by contacting: Susan Spooner, (904)823-0201.

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: Susan Spooner, (904)823-0201. 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: Susan Spooner, (904)823-0201.

WALTON COUNTY HEALTH DEPARTMENT

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

DATE AND TIME: August 20, 2020, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Various board information

A copy of the agenda may be obtained by contacting: Patricia Hall, (850)892-8040, x6237.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Patricia Hall, (850)892-8040, x6237. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Patricia Hall, (850)892-8040, x6237.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection, in its role as staff to the Board of Trustees of the Internal Improvement Trust Fund, has issued an order disposing of the petition for declaratory statement filed by Fetzer Brs, LLC, a Florida limited liability company, on April 24, 2020. The following is a summary of the agency's disposition of the petition: A Final Order on Petition for Declaratory Statement was issued on July 23, 2020. The order grants the petition in part and dismisses the petition in part with leave to file an application for regulatory and proprietary authorization to rebuild the structure. With regard to the dismissal the Order finds the petition addressed only part of the criteria necessary to determine the applicability of paragraph 253.03(7)(c), F.S. While the omission of facts regarding the percentage of the structure that was destroyed by the 1995 fire prevents a full review of the applicability of paragraph 253.03(7)(c), F.S., the Order finds the petitioner may provide that information in an application for regulatory and proprietary authorization to rebuild the structure.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lea Crandall, Agency Clerk, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000, (850)245-2242, Agency_Clerk@dep.state.fl.us during normal business hours (8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays).

Please refer all comments to: Toni Sturtevant, Senior Assistant General Counsel, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection, in its role as staff to the Board of Trustees of the Internal Improvement Trust Fund, has issued an

order disposing of the petition for declaratory statement filed by Fetzer Brs, LLC, a Florida limited liability company, on April 24, 2020. The following is a summary of the agency's disposition of the petition: A Final Order on Petition for Declaratory Statement was issued on July 23, 2020. The order grants the petition in part and dismisses the petition in part with leave to file an application for regulatory and proprietary authorization to rebuild the structure. With regard to the dismissal the Order finds the petition addressed only part of the criteria necessary to determine the applicability of paragraph 253.03(7)(c), F.S. While the omission of facts regarding the percentage of the structure that was destroyed by the 1995 fire prevents a full review of the applicability of paragraph 253.03(7)(c), F.S., the Order finds the petitioner may provide that information in an application for regulatory and proprietary authorization to rebuild the structure.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lea Crandall, Agency Clerk, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000, (850)245-2242, Agency_Clerk@dep.state.fl.us during normal business hours (8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays).

Please refer all comments to: Toni Sturtevant, Senior Assistant General Counsel, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, July 31, 2020 and 3:00 p.m., Thursday, August 6, 2020.

Rule No.	File Date	Effective Date
5H-17.002	8/6/2020	8/26/2020
5H-17.003	8/6/2020	8/26/2020
5H-17.005	8/6/2020	8/26/2020
59AER20-7	8/3/2020	8/3/2020
62B-36.002	8/6/2020	8/26/2020
62B-36.005	8/6/2020	8/26/2020
62B-36.006	8/6/2020	8/26/2020
65GER20-1	8/3/2020	8/24/2020
LIST OF RULES AWAITING EPA APPROVAL PURSUANT TO SECTION 373.4146 (2), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
62-330.010	7/21/2020	**/**/****
62-330.050	6/26/2020	**/**/****
62-330.060	6/26/2020	**/**/****

62-330.090	6/26/2020	**/**/****
62-330.201	6/26/2020	**/**/****
62-330.340	6/26/2020	**/**/****
62-330.402	6/26/2020	**/**/****
62-331.010	7/21/2020	**/**/****
62-331.020	6/11/2020	**/**/****
62-331.030	6/11/2020	**/**/****
62-331.040	6/11/2020	**/**/****
62-331.050	6/11/2020	**/**/****
62-331.051	7/21/2020	**/**/****
62-331.052	7/21/2020	**/**/****
62-331.053	7/21/2020	**/**/****
62-331.054	7/21/2020	**/**/****
62-331.060	7/21/2020	**/**/****
62-331.070	6/11/2020	**/**/****
62-331.080	7/21/2020	**/**/****
62-331.090	7/21/2020	**/**/****
62-331.100	6/11/2020	**/**/****
62-331.110	7/21/2020	**/**/****
62-331.120	7/21/2020	**/**/****
62-331.130	6/11/2020	**/**/****
62-331.140	6/11/2020	**/**/****
62-331.160	7/21/2020	**/**/****
62-331.200	7/21/2020	**/**/****
62-331.201	7/21/2020	**/**/****
62-331.210	7/21/2020	**/**/****
62-331.211	6/11/2020	**/**/****
62-331.212	6/11/2020	**/**/****
62-331.213	6/11/2020	**/**/****
62-331.214	6/11/2020	**/**/****
62-331.215	7/21/2020	**/**/****
62-331.216	7/21/2020	**/**/****

62-331.217	7/21/2020	**/**/****
62-331.218	6/11/2020	**/**/****
62-331.219	6/11/2020	**/**/****
62-331.220	6/11/2020	**/**/****
62-331.221	6/11/2020	**/**/****
62-331.222	6/11/2020	**/**/****
62-331.223	6/11/2020	**/**/****
62-331.224	6/11/2020	**/**/****
62-331.225	7/21/2020	**/**/****
62-331.226	7/21/2020	**/**/****
62-331.227	6/11/2020	**/**/****
62-331.228	6/11/2020	**/**/****
62-331.229	7/21/2020	**/**/****
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62-331.241	6/11/2020	**/**/****
62-331.242	7/21/2020	**/**/****
62-331.243	6/11/2020	**/**/****
62-331.244	6/11/2020	**/**/****
62-331.245	6/11/2020	**/**/****
62-331.246	6/11/2020	**/**/****
62-331.247	6/11/2020	**/**/****
62-331.248	7/21/2020	**/**/****

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	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Drinking Water State Revolving Fund
 NOTICE OF AVAILABILITY
 FLORIDA FINDING OF NO SIGNIFICANT IMPACT (FFONSI)
 SUWANNEE COUNTY

The Florida Department of Environmental Protection (DEP) has determined that the Suwannee County water improvement project located west of White Springs near the corner of CR 136 and CR137, which includes two wells, treatment, storage, and distribution main, is not expected to generate controversy over potential environmental effects. The estimated project cost is \$4,200,000. The project may qualify for a Drinking Water State Revolving Fund (SRF) loan composed 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 FFOESI can be obtained by writing Paul Brandl, Project Manager, SRF Program, DEP, 3900 Commonwealth Blvd., MS #3505, Tallahassee, Florida 32399 or calling (850)245-2986 or emailing to paul.brandl@dep.state.fl.us.

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.