

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: **RULE TITLE:**
6A-6.03315 Private School Scholarship Compliance
PURPOSE AND EFFECT: To implement updates from HB-7045 and HB-131 from the 2021 Legislative Session, including additional compliance requirements and updating statutory references in the incorporated form.
SUBJECT AREA TO BE ADDRESSED: Private School Scholarship Participation and Compliance.
RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1002.421, F.S.

LAW IMPLEMENTED: 1002.421, F.S.
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: Dr. Dakeyan Graham, Executive Director, Office of Independent Education and Parental Choice at Dakeyan.Graham@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 FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.: **RULE TITLE:**
69L-6.007 Compensation Notice
PURPOSE AND EFFECT: Section 440.40, F.S., requires every employer who has secured workers' compensation insurance to post in its place of business a workers' compensation notice and an anti-fraud reward program notice. Section 440.40, F.S., also authorizes the Department, by rule, to prescribe the form of the notices and to require carriers to provide the notices to policyholders. Rule 69L-6.007, F.A.C., currently requires carriers to furnish employers with a compensation notice, commonly referred to as the "broken arm poster," and

incorporates the English version of the anti-fraud reward program notice. The rule is being amended to allow the compensation notice to be electronically sent to the employer; reduce the required size of the compensation notice to 8½ inches by 11 inches; and allow the compensation notice to be posted separately or as a part of a Florida and federal labor law poster. The amendments will also incorporate the Spanish version of the anti-fraud reward program notice form by reference and add the required Department of State link and the Division of Workers' Compensation website addresses for obtaining both versions of the compensation notices and the anti-fraud reward program notices.

SUBJECT AREA TO BE ADDRESSED: Compensation notice and anti-fraud reward program notice.

RULEMAKING AUTHORITY: 440.40, 440.591 FS.

LAW IMPLEMENTED: 440.40 FS.

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

DATE AND TIME: August 3, 2021 at 9:30 A.M.

PLACE: 1579 Summit Lake Drive, Tallahassee, FL 32317

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: Pamela Macon at (850) 413-1708 or Pamela.Macon@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela Macon, Chief, Bureau of Compliance, 1579 Summit Lake Drive, Tallahassee, FL 32317, (850)413-1708, pamela.macon@myfloridacfo.com. A copy of the proposed rule is also available at: <https://www.myfloridacfo.com/division/generalcounsel/rulemaking-workshops-and-hearings>.

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

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.002
RULE TITLE: Provider Reimbursement Schedules and Billing Codes

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.002, Florida Administrative Code, (F.A.C.), is to update fee schedules and billing codes in the existing rule.

SUMMARY: The rule incorporates the 2021 Florida Medicaid fee schedules and billing codes by reference.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: August 10, 2021 from 3:00 p.m. to 3:30 p.m.

PLACE: The Agency is offering both a remote and an in-person option to attend the hearing at the Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

Remote Listeners: Attendees may register for the hearing at: <https://attendee.gotowebinar.com/register/5584032945572809229>. After registering, a confirmation email will be received containing information about joining the webinar, and opportunities to offer comments and questions will be available.

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: MedicaidRuleComments@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the hearing at http://ahca.myflorida.com/medicaid/review/fee_schedules.shtml. Official comments to be entered into the rule record will be received until 5:00 p.m., August 11, 2021. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.002 Provider Reimbursement Schedules and Billing Codes.

(1) This rule applies to providers rendering Florida Medicaid services to recipients.

(2) Florida Medicaid reimburses for services rendered in the fee-for-service delivery system based on a fee schedule, cost report, or contract. The following fee schedules and billing codes are incorporated by reference and available on the Agency for Health Care Administration’s Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

(3) Florida Medicaid Fee Schedules Effective January 1, 2021 ~~2020~~:

- (a) Ambulatory Surgical Center Services Fee Schedule <https://www.flrules.org/Gateway/reference.asp?No=Ref-12233>.
- (b) Assistive Care Services Fee Schedule <https://www.flrules.org/Gateway/reference.asp?No=Ref-12234>.
- (c) Behavior Analysis Fee Schedule <https://www.flrules.org/Gateway/reference.asp?No=Ref-12235>.
- (d) Behavioral Health Overlay Services Fee Schedule <https://www.flrules.org/Gateway/reference.asp?No=Ref-12236>.
- (e) Birth Center Fee Schedule <https://www.flrules.org/Gateway/reference.asp?No=Ref-12237>.
- (f) Child Health Targeted Case Management Services Fee Schedule

- <https://www.flrules.org/Gateway/reference.asp?No=Ref-12238>.
- (g) Community-Based Substance Abuse County Match Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12239>.
- (h) Community Behavioral Health Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12240>.
- (i) County Health Department Certified Match Program Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12241>.
- (j) Dental General Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12242>.
- (k) Durable Medical Equipment and Medical Supply Services Provider Fee Schedule for All Medicaid Recipients
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12243>.
- (l) Early Intervention Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12244>.
- (m) Hearing Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12245>.
- (n) Home Health Visit Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12246>.
- (o) Independent Laboratory Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12247>.
- (p) Licensed Midwife Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12248>.
- (q) Medicaid Certified School Match Program Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12249>.
- (r) Medical Foster Care Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12250>.
- (s) Mental Health Targeted Case Management Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12251>.
- (t) Occupational Therapy Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12252>.
- (u) Outpatient Laboratory Fee Schedule

- <https://www.flrules.org/Gateway/reference.asp?No=Ref-12253>.
- (v) Personal Care Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12254>.
- (w) Physical Therapy Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12255>.
- (x) Physician Pediatric Surgery Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12256>.
- (y) Practitioner Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12257>.
- (z) Practitioner Laboratory Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12258>.
- (aa) Prescribed Drugs Immunization Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12259>.
- ~~(bb) Prescribed Drugs Oncology Physician Administered Fee Schedule~~
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12260>.
- ~~(cc) Prescribed Drugs Physician Administered Fee Schedule~~
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12261>.
- ~~(bb)(dd)~~ Prescribed Pediatric Extended Care Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12262>.
- ~~(cc)(ee)~~ Private Duty Nursing Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12281>.
- ~~(dd)(ff)~~ Radiology Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12263>.
- ~~(ee)(gg)~~ Regional Perinatal Intensive Care Center (RPICC) Neonatal Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12264>.
- ~~(ff)(hh)~~ Regional Perinatal Intensive Care Center (RPICC) Obstetrical Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12265>.
- ~~(gg)(ii)~~ Respiratory Therapy Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-12266>.
- ~~(hh)(jj)~~ Specialized Therapeutic Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12267>.

(ii)(kk) Speech-Language Pathology Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12268>.

(jj)(ll) Targeted Case Management for Children at Risk of Abuse and Neglect Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12269>.

(kk)(mm) Transportation Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12270>.

(ll)(nn) Visual Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12271>.

(4) Florida Medicaid Billing Codes Effective January 1, 2021 ~~2020~~:

(a) County Health Department Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12272>.

(b) Federally Qualified Health Center Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12273>.

(c) Hospice Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12274>.

(d) Hospital Outpatient Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12275>.

(e) Intermediate Care Facility for Individuals with Intellectual Disabilities Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12276>.

(f) Nursing Facility Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12277>.

(g) Rural Health Clinic Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12278>.

(h) Statewide Inpatient Psychiatric Program Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12279>.

(i) Prescribed Drugs Physician Administered Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-12280>.

(5) This rule is in effect for five years from its effective date.

~~The Agency will review this rule five years from the effective date and repropulgate, amend or repeal the rule as~~

~~appropriate, in accordance with Section 120.54, F.S., and Chapter 1-1, F.A.C.~~

~~Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 8-18-05, Amended 11-30-05, 4-16-06, 10-11-06, 3-27-07, 7-25-07, 9-29-08, 4-28-09, 2-11-10, 1-31-11, 7-16-13, 5-21-14, 6-20-16, 6-22-17, 2-8-18, 5-7-18, 1-7-19, 7-17-19, 12-15-20, _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jesse Bottcher

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Simone Marstiller

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 30, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 19, 2021

DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

RULE NOS.: RULE TITLES:

60Q-3.001	Applicability
60Q-3.002	Computation of Time
60Q-3.004	Filing and Service
60Q-3.007	Assessment Arbitration Panels
60Q-3.009	Disqualification of Arbitrators
60Q-3.0111	Motions
60Q-3.012	Subpoenas
60Q-3.017	Venue
60Q-3.018	Notice of Assessment Arbitration
60Q-3.019	Continuances
60Q-3.022	Assessment Arbitration Pre-Hearing Requirements
60Q-3.024	Arbitration Award
60Q-3.029	Notice of Allocation Arbitration
60Q-3.031	Allocation Arbitration Pre-Hearing Requirements
60Q-3.032	Allocation of Financial Responsibility

PURPOSE AND EFFECT: To amend and update the procedural rules applicable to medical malpractice arbitrations for which administrative law judges serve as chief arbitrator, as necessary to improve the arbitration process.

SUMMARY: These amendments serve to update the existing rules related to medical malpractice arbitrations to reflect current filing practices and to improve the arbitration process.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: These rules are procedural rules only and do not have any regulatory effect.

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: 766.207(9), (10)

LAW IMPLEMENTED: 766.201-.212

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

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: Lisa Shearer Nelson (850)488-9675. 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: Lisa Shearer Nelson at li.nelson@doah.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

60Q-3.001 Applicability.

(1) These rules shall apply to all voluntary binding arbitration proceedings of medical negligence claims initiated in accordance with §sections 766.201 through 766.212, Florida Statutes, to determine and to allocate the amount of damages. All references to DOAH are to the Division of Administrative Hearings.

(2) No change.

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.001, Amended 6-27-00, [Date].

60Q-3.002 Computation of Time.

In computing any period of time prescribed or allowed by these rules, by order of the chief arbitrator, or by an applicable statute, the day of the act from which the designated period of time begins to run shall not be included. The last day of the period shall be included unless it is a Saturday, Sunday or legal holiday in which event the period shall run until the end of the next day which is not a Saturday, Sunday or legal holiday or any day when the clerk’s office at DOAH is closed. When the period of time prescribed or allowed is less than seven days, intermediate

Saturdays, Sundays and legal holidays shall be excluded in the computation. As used in these rules, legal holiday means those days designated in §section 110.117, Florida Statutes. Whenever a party is required or permitted to do an act within some prescribed time after service of a document, and the document is served by U.S. mail, five days shall be added to the prescribed period. One business day shall be added to the prescribed period when service is made by overnight courier. No additional time shall be added to the prescribed period if service is made by hand, facsimile telephone transmission, or other electronic transmission.

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.002, Amended 6-27-00, [Date].

60Q-3.004 Filing and Service.

(1) In construing these rules, any applicable statute, any order of an arbitration panel, or any order of the chief arbitrator, filing means receipt by the Office of the Clerk at DOAH during normal business hours or by the chief arbitrator during the course of a hearing.

(2) No change

~~(3) All pleadings or other documents tendered for filing shall be accompanied by a copy of each pleading or other document to be filed.~~

(4) through (7) renumbered as (3) through (6).

~~(7) (8) A party who files a document by electronic transmission represents that the original physically signed document will be retained by that party for the duration of the proceeding and any subsequent appeal. The party shall produce it upon the request of any other party or the Division. Any document filed with DOAH by a party represented by an attorney shall be filed by electronic means through DOAH’s website in compliance with section 120.52(5), Florida Statutes. Any document filed with DOAH by a party not represented by an attorney shall, whenever possible, be filed by electronic means through the division’s website.~~

~~(9) Any party who elects to file a document by electronic transmission is responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed as a result.~~

~~(8)(10) The filing date for an electronically-transmitted document is the date the Division DOAH receives the complete document.~~

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 120.52(5); 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.004, Amended 6-27-00, [Date].

60Q-3.007 Assessment Arbitration Panels.

(1) When the Director of DOAH determines that an offer to arbitrate has been made and accepted in substantial conformity with Rule 60Q-3.005, Florida Administrative Code,

the Director shall appoint an Administrative Law Judge as chief arbitrator of the assessment arbitration panel.

(2) No change.

(3) Within 20 days of the order appointing the chief arbitrator, the parties ~~shall may~~ select arbitrators and alternates by filing their names, addresses and telephone numbers, along with certificates in the form set out in this rule, executed by the arbitrators and alternates named. The claimant or claimants shall select an arbitrator and up to two alternates, and the defendant or defendants shall select a different arbitrator and up to two alternates. Each party must submit at least one alternate.

(4) through (6) No change.

(7) If a party entitled to select an arbitrator fails to do so and does not demonstrate good cause for failing to timely submit arbitrators for confirmation, the Director may shall select an additional arbitrator from the alternates submitted by any other party.

(8) through (9) No change.

~~Specific~~ Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Amended 5-7-90, Formerly 22I-7.007, Amended 6-27-00, [Date].

60Q-3.009 Disqualification of Arbitrators.

(1) Unless good cause is shown, motions for disqualification of arbitrators shall be filed within 15 days from the ~~selection or~~ appointment of that arbitrator. At least one affidavit shall accompany the motion and state particular grounds. A motion to disqualify the chief arbitrator shall be limited to those grounds for which a judge may be disqualified. Any party filing a motion for disqualification shall state all grounds for disqualification in one motion, if known to, or discoverable with reasonable diligence by, the movant.

(2) No change.

~~Specific~~ Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.009, Amended 6-27-00, [Date].

60Q-3.0111 Motions.

(1) No change.

(2) Motions shall include a statement that the movant has conferred with all other parties of record and shall state as to each party whether the party has any objection to the motion. Any statement that the movant was unable to contact the other party or parties before filing the motion must provide information regarding the date(s) and method(s) by which contact was attempted.

(3) Oral argument on motions is not a matter of right, but may be allowed by the chief arbitrator if requested by the movant at the time the motion is filed, or by any other party within seven days of the filing of the motion-, or if the chief arbitrator determines that oral argument is required to resolve the issue(s) raised in the motion.

Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201 -766.212 FS. History–New 6-27-00, [Date].

60Q-3.012 Subpoenas.

(1) The chief arbitrator shall issue subpoenas on forms supplied by ~~the Division~~ DOAH through the eALJ portal. Subpoenas shall issue in blank except for the style of the case, the case number, the name, address and telephone number of the attorney or party requesting the subpoena, and the chief arbitrator's signature, which may be by facsimile signature.

(2) through (4) No change.

~~Specific~~ Rulemaking Authority 766.207(9),(10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.012, Amended 6-27-00, [Date].

60Q-3.017 Venue.

Unless all parties otherwise agree, when an arbitration is conducted live, the arbitration shall take place in the county in which the medical incident occurred or in which a defendant who lives in Florida resides.

~~Specific~~ Rulemaking Authority 766.207(9),(10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.017, Amended 6-27-00, [Date].

60Q-3.018 Notice of Assessment Arbitration.

(1) No change.

(2) In the event a motion for continuance is granted, the chief arbitrator shall issue a new notice of hearing ~~set a different time and place for assessment arbitration~~, but need not give 90 days' notice of the rescheduled date, time, and place ~~new time~~.

(3) No change.

~~Specific~~ Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.018, Amended 6-27-00, [Date].

60Q-3.019 Continuances.

(1) The chief arbitrator may grant a continuance for good cause shown. Except in cases of emergency, all requests for postponement of an arbitration hearing shall be made by motion for continuance filed ~~within~~ at least 20 10 days prior to the scheduled commencement of service of the notice of the arbitration hearing.

(2) through (3) No change.

~~Specific~~ Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.019, Amended 6-27-00, [Date].

60Q-3.022 Assessment Arbitration Pre-Hearing Requirements.

(1) Mediation is encouraged but not required for arbitration. Should the parties choose to mediate, mediation

shall be conducted at least ten days prior to the date that the arbitration hearing is scheduled to commence.

(2) The parties shall notify the chief arbitrator of the results of any mediation no later than three days after the mediation is concluded, or, in any event, not less than five days prior to the commencement of the arbitration.

(3) All potential witnesses' names and addresses must be disclosed to all other parties and filed with the Division at least 45 days prior to the arbitration hearing or 45 days before any re-scheduled arbitration hearing.

(4) All exhibits intended to be introduced into evidence must be exchanged no later than 20 days prior to the scheduled arbitration hearing.

~~(4)~~ (5) No later than 15 days before the assessment arbitration hearing, or by such other time as the chief arbitrator orders, the parties shall file a pre-hearing stipulation, which shall contain:

(a) A brief general statement of each party's position, including a statement regarding the categories of damages at issue, and any damages that have been stipulated;

(b) through (h) No change.

(i) A statement of whether the parties have agreed to the arbitrators' fee, and if so, the amount of the fee;

(j) through (k) renumbered as (i) through (l).

~~(2)~~ (6) No later than 10 days before the assessment arbitration hearing, the parties, or their attorneys, shall meet to discuss the possibility of amicable resolution of the proceeding.

(7) All proposed exhibits must be provided to the arbitrators simulataneously, at the time ordered by the chief arbitrator. In the event that the exhibits are to be delivered in advance for hearings conducted remotely, the parties shall file a Notice of Filing indicating when the proposed exhibits were provided.

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.022, Amended 6-27-00, [Date].

60Q-3.024 Arbitration Award.

(1) Unless a majority of the assessment arbitration panel unanimously decides to defer entry of the arbitration award, the arbitration award shall be announced on the record after the conclusion of the evidence.

(2) No change.

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.024, Amended 6-27-00, [Date].

60Q-3.029 Notice of Allocation Arbitration.

(1) The chief arbitrator shall set the time and place for allocation arbitration and give the parties at least 30 days' notice.

(2) In the event a motion for continuance is granted, the chief arbitrator shall issue a new notice of hearing set a different time and place for allocation arbitration, but need not give 30 days' notice of the rescheduled date, time, and place new time

Specific Rulemaking Authority 766.207(9),(10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.029, Amended 6-27-00, [Date].

60Q-3.031 Allocation Arbitration Pre-Hearing Requirements.

(1) No later than 10 days before the allocation arbitration hearing, or by such other time as the chief arbitrator orders, the arbitrating defendants shall file a pre-hearing stipulation, which shall contain:

(a) through (i) No change.

(j) A statement of whether the parties have agreed to the arbitrators' fee, and if so, the amount of the fee;

(j) through (k) renumbered as (k) through (l).

~~(j)~~ (k) A list of all motions or other matters which require action by the chief arbitrator; and

~~(k)~~ (l) The signature of counsel for all parties represented by counsel and of all parties not represented by counsel.

(2) No later than 5 days before the allocation arbitration hearing, the parties, or their attorneys, shall meet to discuss the possibility of amicable resolution of the proceeding.

Specific Rulemaking Authority 766.207(9),(10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.031, Amended 6-27-00, [Date].

60Q-3.032 Allocation of Financial Responsibility.

(1) Unless a majority of the allocation arbitration panel unanimously decides to defer entry of the order allocating financial responsibility, the order shall be announced on the record after the conclusion of the evidence.

(2) through (3) No change

Specific Rulemaking Authority 766.207(9), (10) FS. Law Implemented 766.201-.212 FS. History–New 9-6-88, Formerly 22I-7.032, Amended 6-27-00, [Date].

NAME OF PERSON ORIGINATING PROPOSED RULE:

Lisa Shearer Nelson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pete Antonacci

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 6/1/2021

DATE NOTICE OF RULE DEVELOPMENT PUBLISHED IN FAR: 6/10/2021

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NOS.: RULE TITLES:

64B14-7.003 Disciplinary Guidelines

64B14-7.0035 Out-of-State Telehealth Discipline

PURPOSE AND EFFECT: The proposed rule and amendments to the existing rule provide disciplinary guidelines for telehealth providers and health care providers who approve emotional support animals.

SUMMARY: To update and add rule language.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.072(4), 456.079(1), 456.47(4), 456.47(7), 468.802 FS.

LAW IMPLEMENTED: 456.072, 456.079(2), 456.47(4), 468.811 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Hartman, Executive Director, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-7.003 Disciplinary Guidelines.

(1) Purpose. The Board provides within this rule, disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Chapter 468, Part XIV, F.S., or a telehealth provider registered under section 456.47(4), F.S.. The purpose of this rule is to notify applicants, 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 in between. The purposes of the imposition of discipline are to ~~penalize~~ ~~punish~~ the applicants or licensees for violation and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Ranges of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and 120.57(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.

VIOLATION	PENALTY RANGE MINIMUM	PENALTY RANGE MAXIMUM
(a) Attempting to obtain a license, or certificate, <u>or</u> registration by bribery, fraudulent misrepresentation or through an error of the Department or the Board. (Sections 468.811(1)(a), 456.072(1)(h), F.S.)		
First Offense	No Change.	Denial/revocation with ability to reapply and \$10,000 fine.
Second Offense	Revocation with ability to reapply and \$10,000 fine.	Revocation with no ability to reapply and

		\$10,000 fine.
<u>TELEHEALTH REGISTRANT §</u>		
<u>First Offense</u>	<u>Denial/revocation</u>	<u>Denial/revocation</u>
<u>Second Offense</u>	<u>Revocation</u>	<u>Revocation</u>
(b) Action taken against license by another jurisdiction. (Sections 468.811(1)(b) and 456.072(1)(f), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT §</u>		
<u>First Offense</u>	<u>Imposition of discipline which would have been imposed if the violation occurred in Florida</u>	<u>Suspension or denial until the license is unencumbered in the jurisdiction in which action was originally taken</u>
<u>Second Offense</u>	<u>Imposition of discipline which would have been imposed if the violation occurred in Florida</u>	<u>Revocation</u>
(c) Being convicted or found guilty of or pleading nolo contendere to, regardless of adjudication, in any jurisdiction, a crime that directly relates to practice or ability to practice the		

licensee's profession. (Sections 468.811(1)(c), and 456.072(1)(c), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT §</u>		
<u>First Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>Denial/revocation of registration</u>
<u>Second Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>Revocation</u>
(d) Filing a false report or failing to file a report as required; willfully impeding or obstructing such filing; or inducing another person to impede or obstruct such filing. (Sections 468.811(1)(d), and 456.072(1)(l), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT §</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>6 months suspension of registration and 1 year probation with conditions</u>
<u>Second Offense</u>	<u>18 months suspension with</u>	<u>Revocation</u>

	<u>corrective action plan</u>	
<u>Third Offense</u>	<u>3 years suspension with corrective action plan</u>	<u>Revocation</u>
(e) Fraudulent, false, deceptive, or misleading advertising. (Section 468.811(1)(e), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Reprimand</u>	<u>6 months suspension of registration</u>
<u>Second Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>Revocation</u>
(f) Intentionally violating any rule adopted by the Board or the department as appropriate. (Sections 468.811(1)(j), and 456.072(1)(b), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>18 months suspension with corrective action plan</u>	<u>3 years suspension with corrective action plan</u>
<u>Second Offense</u>	<u>3 years suspension with corrective action plan</u>	<u>5 years suspension with corrective action plan</u>

<u>Third Offense</u>	<u>6 years suspension with corrective action plan</u>	<u>Revocation</u>
(g) Kickbacks or split fee arrangements. (Sections 468.811(1)(j), and 456.054, F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>18 months suspension with a corrective action plan</u>	<u>Denial/revocation of registration</u>
<u>Second Offense</u>	<u>3 years suspension with a corrective action plan</u>	<u>Revocation of registration</u>
<u>Third Offense</u>	<u>5 years suspension with a corrective action plan</u>	<u>Revocation of registration</u>
(h) Making misleading, deceptive, or fraudulent representations in or related to the practice of the licensee's profession. (Sections 468.811(1)(k), and 468.809, 456.072(1)(a), (m), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		

<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>2 years suspension with corrective action</u>
<u>Second Offense</u>	<u>4 years suspension with corrective action plan</u>	<u>Revocation</u>
(i) Practicing orthotics, prosthetics, or pedorthics with a delinquent license. (Sections 456.036, and 468.811(i), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>2 years suspension with corrective action plan</u>	<u>4 years suspension with corrective action plan</u>
<u>Second Offense</u>	<u>Revocation</u>	<u>Revocation</u>
(j) Failure to notify the Board of the licensee's current mailing address and place of practice. (Sections 456.035(1), and 468.811(i), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	Reprimand and \$100 fine.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>Second Offense</u>	<u>Reprimand</u>	<u>3 months suspension with corrective action plan</u>
<u>Third Offense</u>	<u>3 months suspension with</u>	<u>6 months suspension with</u>

	<u>corrective action plan</u>	<u>corrective action plan</u>
(k) Violation of an order of the board, agency, or department previously entered in a disciplinary hearing, or failure to comply with a subpoena issued by the board, agency, or department. (Sections 468.811(1)(f), (j), and 456.072(1)(q), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Suspension of registration until law, rule, order, or subpoena is in compliance</u>	<u>Revocation</u>
<u>Second Offense</u>	<u>18 months suspension with corrective action plan</u>	<u>Revocation</u>
(l) Practicing with a revoked license. (Section 468.811(1)(g), F.S.)		
<u>First Offense</u>	<u>Referral to state attorney for prosecution and denial of all future applications for relicensure.</u>	<u>Referral to state attorney for prosecution; denial of all future applications for relicensure and \$5,000 fine.</u>
<u>Second Offense</u>	Referral to state	Referral to state

	attorney for prosecution and denial of all future applications for relicensure and \$5,000 fine.	attorney for prosecution, denial of all future applications for applications for \$10,000 fine.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Referral to state attorney for prosecution</u>	<u>Referral to state attorney for prosecution</u>
<u>Second Offense</u>	<u>Referral to state attorney for prosecution</u>	<u>Referral to state attorney for prosecution</u>
(m) Practicing with a suspended license. (Section 468.811(1)(g), F.S.)		
<u>First Offense</u>	<u>Additional suspension period and \$5,000 fine.</u>	<u>Additional suspension period and \$7,500 fine.</u>
<u>Second Offense</u>	<u>Additional suspension period and \$7,500 fine.</u>	<u>No Change.</u>
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Additional suspension period</u>	<u>Additional suspension period</u>
<u>Second Offense</u>	<u>Additional suspension period</u>	<u>Revocation</u>
(n) Practicing with an inactive license <u>or registration.</u> (Section 468.811(1)(g), F.S.)		
<u>First Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>Second Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>TELEHEALTH</u>		

<u>REGISTRANT S</u>		
<u>First Offense</u>	<u>Suspension until to reactivation of license and registration</u>	<u>Suspension reactivation of license and registration</u>
<u>Second Offense</u>	<u>Suspension until reactivation of license and registration</u>	<u>Suspension until reactivation of license and registration</u>
(o) Malpractice. (Section 468.811(1)(h), F.S.)		
<u>First Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions, continuing education and \$5,000 fine</u>	<u>No Change.</u>
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan, continuing education</u>	<u>3 years suspension with corrective action plan, continuing education.</u>
<u>Second Offense</u>	<u>3 years suspension with corrective action plan, continuing education</u>	<u>Revocation</u>
(p) 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.)		
<u>First Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>Second Offense</u>	<u>No Change.</u>	<u>No Change.</u>

Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>18 months suspension with corrective action plan</u>
<u>Second Offense</u>	<u>18 months suspension with corrective action plan</u>	<u>3 years suspension with corrective action plan</u>
<u>Third Offense</u>	<u>3 years suspension with corrective action plan</u>	<u>Revocation</u>
(q) Failure to report another licensee in violation. (Section 456.072(1)(i), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand</u>
<u>Second Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>1 year suspension with corrective action plan</u>
<u>Third Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>2 years suspension with corrective action plan</u>
(r) Assisting, procuring, employing, or advising any unlicensed person or entity to practice. (Section 456.072(1)(j), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.

Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan.</u>	<u>18 months suspension with corrective action plan.</u>
<u>Second Offense</u>	<u>18 months suspension with corrective action plan.</u>	<u>3 years suspension with corrective action plan.</u>
<u>Third Offense</u>	<u>3 years suspension with corrective action plan.</u>	<u>Revocation</u>
(s) Failure to perform any statutory or legal obligation. (Section 456.072(1)(k), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand</u>
<u>Second Offense</u>	<u>Reprimand</u>	<u>6 months probation with corrective action plan</u>
<u>Third Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>1 year suspension with corrective action plan</u>
(t) Exercising influence on a patient for financial gain. (Section 456.072(1)(n), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		

<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>3 years suspension with corrective action plan</u>
<u>Second Offense</u>	<u>Revocation of registration</u>	<u>Revocation</u>
(u) Practicing, offering to practice, beyond the scope permitted by law or accepting and performing professional responsibilities the registrant knows, or has reason to know, the registrant is not competent to perform. (Sections 456.072(1)(o), and 468.811(1)(l), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand</u>
<u>Second Offense</u>	<u>Reprimand</u>	<u>6 months suspension with corrective action plan</u>
<u>Third Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>1 year suspension with corrective action plan</u>
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>6 months suspension with corrective action plan including refund of fees billed and collected</u>	<u>1 year suspension with corrective action plan or denial/revocation</u>
<u>Second Offense</u>	<u>1 year suspension with corrective action plan.</u>	<u>2 years suspension with corrective action plan</u>
<u>Third Offense</u>	<u>2 years suspension with corrective action plan</u>	<u>Revocation</u>
(v) Failure to provide written notice of any		

applicable warranty for an orthosis, prosthesis, or pedorthic device that is provided to any patient. (Section 468.811(1)(i), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand</u>
<u>Second Offense</u>	<u>Reprimand</u>	<u>6 months suspension with corrective action plan</u>
<u>Third Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>1 year suspension with corrective action plan</u>
(w) Delegating or contracting for the performance of professional responsibilities by a person when the registrant delegating or contracting for performance of such responsibilities knows, or has reason to know, such person is not qualified by training, experience, and authorization when required to perform them. (Section 456.072(1)(p),		

F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>18 months suspension with a corrective action plan</u>
<u>Second Offense</u>	<u>18 months suspension with corrective action plan</u>	<u>3 years suspension with a corrective action plan</u>
<u>Third Offense</u>	<u>3 years suspension with corrective action plan</u>	<u>Revocation</u>
(x) Improperly interfering with an investigation or inspection authorized by statute, or with a disciplinary proceeding. (Section 456.072(1)(r), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	1 year suspension, 2 years probation with conditions and \$2,000 fine.
Third Offense	1 year suspension, 2 years probation with conditions and \$2,000 fine.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>18 months suspension with corrective action plan</u>
<u>Second Offense</u>	<u>18 months suspension with</u>	<u>3 years suspension with</u>

	<u>corrective action plan</u>	<u>corrective action plan</u>
<u>Third Offense</u>	<u>3 years suspension with corrective action plan</u>	<u>Revocation</u>
(y) Engaging or attempting to engage in sexual misconduct as defined and prohibited in Section 456.063(1), F.S. (Section 456.072(1)(v), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>5 years suspension with corrective action plan</u>	<u>Denial/revocation of registration</u>
<u>Second Offense</u>	<u>Revocation of registration</u>	<u>Revocation</u>
(z) Failure to report to the Board before October 1, 1999, any convictions, findings of guilt, or pleas of nolo contendere entered before July 1, 1999, that have not previously been reported. (Section 456.072(1)(x), F.S.)		
First Offense	No Change.	No Change.
Second Offense	No Change.	No Change.
Third Offense	No Change.	No Change.
<u>TELEHEALTH REGISTRANTS</u>		

<u>First Offense</u>	<u>Reprimand</u>	<u>6 months suspension with corrective action plan</u>
<u>Second Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>1 year suspension with corrective action plan</u>
<u>Third Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>Revocation</u>
(aa) Being convicted or found guilty of or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of or ability to practice a licensee's profession. (Sections 468.811(1)(b), and 456.072(1)(c), F.S.		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>6 months suspension with corrective action plan</u>	<u>Denial/revocation of registration</u>
<u>Second Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>Revocation</u>
(bb) 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)(m), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>1 year suspension with corrective action plan</u>	<u>2 years suspension with corrective action plan</u>
<u>Second Offense</u>	<u>2 years suspension with corrective action plan</u>	<u>Revocation</u>
<u>Third Offense</u>	<u>4 years suspension with corrective action plan</u>	<u>Revocation</u>
(cc) Failing to report to the board within 30 days after the licensee has been convicted or found guilty of, or entered into a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction. (Section 456.072(1)(x), F.S.)		
<u>First Offense</u>	No Change.	No Change.
<u>Second Offense</u>	No Change.	No Change.
<u>Third Offense</u>	No Change.	No Change.
<u>TELEHEALTH REGISTRANT S</u>		

<u>First Offense</u>	<u>Reprimand.</u>	<u>6 months suspension of registration, 1 year probation with conditions.</u>
<u>Second Offense</u>	<u>18 months suspension with corrective action plan.</u>	<u>3 years suspension with corrective action plan.</u>
<u>Third Offense</u>	<u>3 years suspension with corrective action plan.</u>	<u>Revocation</u>
(dd) Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers for solicitation of the people involved in the accidents. (Section 456.072(1)(y), F.S.		
<u>First Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>Second Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>Third Offense</u>	<u>No Change.</u>	<u>No Change.</u>
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Letter of Concern</u>	<u>Letter of Concern</u>
<u>Second Offense</u>	<u>Reprimand</u>	<u>Reprimand</u>
<u>Third Offense</u>	<u>Reprimand</u>	<u>6 months suspension with corrective action plan</u>
(ee) Being terminated from an impaired practitioner treatment program for		

failure to comply with terms of contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072(1)(hh), F.S.)		
<u>First Offense</u>	<u>Suspension until the licensee is able to demonstrate his/her ability to practice with reasonable skill and safety, followed by up to 5 years probation with conditions.</u>	<u>No Change.</u>
<u>Second or Subsequent Offense</u>	<u>Suspension until the licensee is able to demonstrate his/her ability to practice with reasonable skill and safety, followed by up to 5 years probation with conditions, or revocation, and up to \$2,000 fine.</u>	
<u>TELEHEALTH REGISTRANT S</u>		
<u>First Offense</u>	<u>Suspension of registration until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by up to a 5 years suspension</u>	<u>Revocation</u>

	<u>with corrective action plan</u>	
<u>Second or Subsequent Offense</u>	<u>Suspension of registration until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by up to a 5 years suspension with corrective action plan or revocation.</u>	
(ff) 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 Offense	<u>Revocation/Denial or in the case of application for licensure, denial of license.</u>	
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Revocation/Denial of registration</u>	

	<u>al of registration</u>	
(gg) 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	<u>Revocation/Denial or in the case of application for licensure, denial of license.</u>	
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Revocation/Denial of registration</u>	
(hh) 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	Revocation/Denial or in the case of application for licensure, denial of license.	
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Revocation/Denial of registration</u>	
(ii) 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 relates to health care fraud. (Section 456.072(1)(II), F.S.)		
First Offense	Revocation/Denial and \$10,000 fine or in the case of application for licensure, denial of license and \$10,000 fine.	
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>Revocation/Denial of registration</u>	

<u>(j) Providing information, including written documentation, indicating that a person's need for an emotional support animal under s.760.27</u>		
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<u>without personal knowledge of the person's disability or disability-related need for the specific emotional support animal. (Section 456.072(1)(pp), F.S.</u>		
<u>First Offense</u>	<u>1 year suspension</u>	<u>1 year suspension with corrective action plan</u>
<u>Second or Subsequent Offense</u>	<u>2 years suspension with corrective action plan</u>	<u>Revocation</u>
<u>TELEHEALTH REGISTRANTS</u>		
<u>First Offense</u>	<u>1 year suspension</u>	<u>1 year suspension with a corrective action plan</u>
<u>Second or Subsequent Offense</u>	<u>2 years suspension with corrective action plan</u>	<u>Revocation</u>

(3) The Board shall take into consideration the following factors in determining whether to go outside of the disciplinary guidelines and the appropriate discipline to be imposed outside of the disciplinary guidelines:

- (a) The danger to the public;
- (b) The actual damage, physical or otherwise, to specific patients;
- (c) The length of time since the date of the last violation(s);
- (d) The length of time the licensee has practiced ~~the his or her~~ profession;
- (e) Prior discipline imposed on the licensee;
- (f) The deterrent effect of the penalty imposed;
- (g) The effect of the penalty upon the licensee;
- (h) Efforts by the licensee toward rehabilitation;
- (i) Attempts by the licensee to correct or stop violations;
- (j) ~~Other conditions as appropriate.~~ Negligent actions resulting in financial harm to the patient.

(k) Vulnerability of the patient due to age, illness, or disability.

(4) Whenever the Board, in any proceeding, imposes a fine, costs, or orders repayment of any monies, unless a longer period of time is stated in the order imposing the obligation, the money shall be paid within 30 days of the date of the order that imposes the obligation.

Rulemaking Authority 456.072(4), 456.079(1), 456.47(7), 468.802 FS. Law Implemented 456.072, 456.079(2), 456.47, 468.811, 760.27 FS. History—New 7-1-98, Amended 9-17-00, 7-5-06, 7-6-10, 10-4-17, _____.

64B14-7.0035 Out-of-State Telehealth Discipline

(1) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon out-of-state telehealth providers registered pursuant to section 456.47(4), F.S., for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are abbreviated, and the full statute or rule cited should be consulted to determine the prohibited conduct.

VIOLATION	PENALTY RANGE	
	FIRST VIOLATION	SECOND AND SUBSEQUENT VIOLATIONS
<u>(a) Fails to notify the Board of any adverse actions taken against his or her license. (Section 456.47(4)(i), F.S.);</u>	<u>Letter of Concern to suspension and a corrective action plan</u>	<u>Suspension and a corrective action plan to revocation</u>
<u>(b) Has restrictions placed on or disciplinary action taken against his or her license in any state or jurisdiction. (Section 456.47(4)(i), F.S.)</u>	<u>Letter of concern to revocation as closely as possible to same penalty as imposed in another jurisdiction</u>	<u>Letter of concern to revocation as closely as possible to same penalty as imposed in another jurisdiction to revocation</u>
<u>(c) Violates any of the requirements of section</u>	<u>Letter of Concern to suspension and a corrective action plan</u>	<u>Suspension and a corrective action plan to revocation</u>

<u>456.47, F.S. (Section 456.47(4)(i), F.S.)</u>		
<u>(d) Commits any act that constitutes rounds for disciplinary action under s. 456.072(1), or s. 484.056, F.S.</u>	<u>As stated in rule 64B14-7.003(2)F.A.C.</u>	<u>As stated in rule 64B14-7.003(2), F.A.C.</u>

(2) The range of disciplinary action for registered out-of-state telehealth providers shall be, in ascending order of severity: letter of concern, reprimand, suspension, and revocation.

(3) A suspension may be for a definite term or may be accompanied by a corrective action plan, as stated in rule 64B14-7.003(1), F.A.C.

(4) A suspension for a definite term may be terminated early only upon approval of the Board. A suspension accompanied by a corrective action plan may be lifted upon successful compliance with the corrective action or otherwise determined by the Board.

(5) A “corrective action plan” must accompany a suspension and includes rehabilitative provisions established by the Board which are narrowly tailored to address the conduct which resulted in the underlying disciplinary violations. In order to satisfy a corrective action plan, the Registrant must provide proof of successful completion of all provisions to the Board. A corrective action plan may follow a suspension for a definite term and require continued suspension until successful compliance with the corrective action plan. Nothing in this paragraph shall be interpreted as restricting the Board’s ability to impose a suspension for a definite term absent or accompanied by a corrective action plan.

Rulemaking Authority 456.47(4), 456.47(7), FS. Law Implemented 456.47(4), FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists & Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists & Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 23, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 4, 2021 and June 17, 2021

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District hereby gives notice: that on July 8, 2021, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Missing Link Mitigation Preserve, LLC; Second Missing Link Mitigation Preserve, LLC

Date Petition Filed: May 12, 2021

Rule No.: 62-342.700

Nature of the rule for which variance or waiver was sought: Financial Responsibility for Mitigation Banks

Date Petition Published in the Florida Administrative Register: May 14, 2021

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

A copy of the Order or additional information may be obtained by contacting: Adrienne Vining, 7601 US Highway 301 North, Tampa, Florida 33637-6759, 1(813)985-7481 Ext. 4668, or Adrienne.Vining@swfwmd.state.fl.us, (J2021028-2).

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: RULE TITLE:

61G19-9.0045 Requirements for Interactive Distance Learning Courses

The Building Code Administrators and Inspectors Board hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on May 13, 2020, by Building Officials Association of Florida, Inc. The Notice of Petition for Variance or Waiver was published in Vol. 46, No. 99, of the

May 20, 2020, Florida Administrative Register. Petitioner sought a variance from or a waiver of Rule 61G19-9.0045, F.A.C. With the current State of Emergency regarding the Coronavirus/COVID-19 pandemic and actions to limit gatherings of people and "social distancing," Petitioner seeks approval for courses to be instructor-led, to utilize video conferencing software such as WebEx, Zoom, or Microsoft Teams, etc. The Board considered the instant Petition at a duly-noticed telephone conference held on June 5, 2020. The Board's Order, filed on August 14, 2020, grants the Petition for Variance and Waiver with conditions as listed in the Order.

A copy of the Order or additional information may be obtained by contacting: Krista B. Woodard, Executive Director, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0783, or by electronic mail – Krista.Woodard@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: RULE TITLE:

61G19-9.0045 Requirements for Interactive Distance Learning Courses

The Building Code Administrators and Inspectors Board hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on May 12, 2020, by Orange County, Division of Building Safety. The Notice of Petition for Variance or Waiver was published in Vol. 46, No. 96, of the May 15, 2020, Florida Administrative Register. Petitioner sought a variance from or a waiver of Rule 61G19-9.0045, F.A.C. With the current State of Emergency regarding the Coronavirus/COVID-19 pandemic and actions to limit gatherings of people and "social distancing," Petitioner seek approval to administer, advertise, and instruct certain approved courses in a video conferencing format, including but not limited to, WebEx, Zoom, or Microsoft Teams. The Board considered the instant Petition at a duly noticed telephone conference held on June 5, 2020. The Board's Order, filed on August 14, 2020, grants the Petition for Variance and Waiver with conditions as listed in the Order.

A copy of the Order or additional information may be obtained by contacting: Krista B. Woodard, Executive Director, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0783, or by electronic mail – Krista.Woodard@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

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

NOTICE IS HEREBY GIVEN that on June 25, 2021, the Board of Accountancy, received a petition for variance or waiver filed by Gina Paola Jimenez. Petitioner seeks a permanent variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding the timeframes with respect to the CPA Examination. Petitioner has passed all four sections of the CPA and is requesting an extension of the 18 months provided in the rule to be able to benefit from the granted extension given by the Board and retain the passing score of the BEC section of the examination, when she passed the fourth section of CPA exam on June 15, 2021. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of his notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, (850)487-1395 or by email Roger.Scarborough@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Food Security Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 22, 2021, 12:00 Noon – 2:00 p.m.

PLACE: Microsoft Teams: Call in (audio only) (850)391-8548, 337825362#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Food Security Advisory Committee to conduct general business.

A copy of the agenda may be obtained by contacting: Danielle Andrews at Danielle.Andrews@FDACS.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 4 days before the workshop/meeting by contacting: Danielle Andrews at Danielle.Andrews@FDACS.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).

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: Danielle Andrews at Danielle.Andrews@FDACS.Gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 29, 2021, 2:30 p.m. – 4:00 p.m. ET

PLACE: The Westin Cape Coral Resort at Marina Village, 5951 Silver King Blvd., Tarpon Room, Cape Coral, FL 33914

The meeting can also be accessed from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/635774941>

You can also dial in using your phone. (For supported devices, tap a one-touch number below to join instantly.)

United States: (646)749-3122, One-touch: tel:+16467493122,,635774941# Access Code: 635-774-941

New to GoToMeeting? Get the app now and be ready when your first meeting starts:

<https://global.gotomeeting.com/install/635774941>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida LP Gas Advisory Board and the Florida Propane Gas Education, Safety and Research Council to discuss industry related issues.

A copy of the agenda may be obtained by contacting: Kyrsten Dalton, Bureau of Standards at (850)921-1545.

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: Kyrsten Dalton at (850)921-1545. 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: Kyrsten Dalton, Bureau of Standards at (850)921-1545.

DEPARTMENT OF EDUCATION

The Division of Public Schools announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2021, 1:00 p.m. – 4:00 p.m.

PLACE: Rosen Shingle Creek Hotel, 9939 Universal Blvd, St. Johns Rooms 26 and 27, Orlando, Florida, 32819. The hotel phone number is (407)996-6338.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Inaugural Meeting of the Task Force on Closing the Achievement Gap for Boys.

A copy of the agenda may be obtained by contacting: The Division of Public Schools, 325, West Gaines Street, Turlington Bldg., Room 444, Tallahassee, FL 32399, Phone: (850)245-0758, Email: Katrina.Figgett@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 five days before the workshop/meeting by contacting: The Division of Public Schools, 325, West Gaines Street, Turlington Bldg., Room 444, Tallahassee, FL 32399, Phone: (850)245-0758, Email: Katrina.Figgett@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).

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

The Florida Department of Environmental Protection, Office of Resilience and Coastal Protection announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 4, 2021, 12:00 Noon

PLACE: Online or by phone. Register at <https://forms.gle/tMXtPCWkCLrknVGa6> by 12:00 Noon, Monday, August 2, 2021.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to the federal Coastal Zone Management Act of 1972, as amended, a public meeting will be held as part of the federal performance evaluation of the Apalachicola National Estuarine Research Reserve. The purpose of the meeting is to receive public comments regarding the operation and implementation of the Apalachicola National Estuarine Research Reserve. Written comments are encouraged, and participation at the public meeting is not required for submission. Written comments should be sent to Susie Holst Rice at susie.holst@noaa.gov no later than August 13, 2021.

A copy of the agenda may be obtained by contacting: Susie Holst Rice at susie.holst@noaa.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 48 hours before the workshop/meeting by

contacting: Susie Holst Rice at Susie.Holst@noaa.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).

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: 20210010-EI - Storm protection plan cost recovery clause.

PREHEARING CONFERENCE DATE AND TIME: Monday, July 26, 2021, 1:00 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATE AND TIME: Tuesday, August 3, 2021, immediately following conclusion of the Agenda Conference, which is currently scheduled to commence at 9:30 a.m. Wednesday through Friday, August 4-6, 2021, have also been reserved for continuation of the hearing if necessary. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the petitions filed by Duke Energy Florida, LLC d/b/a Duke Energy, Florida Power & Light Company, Florida Public Utilities Company, Gulf Power Company, and Tampa Electric Company in Docket No. 20210010-EI (Storm protection plan cost recovery clause) and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapter 120, Florida Statutes, Chapter 366,

Florida Statutes, and Chapters 25-22, and 28-106, Florida Administrative Code, and Rules 25-6.030 and 25-6.031, Florida Administrative Code.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

SPECIAL COVID-19 CONSIDERATIONS

Due to the COVID-19 Pandemic, the Commission may limit public attendance in Room 148. As always, the public may view a live stream of the hearing online using the link available at: <http://www.floridapsc.com/Conferences/AudioVideoEventCoverage>.

EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council
The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2021, 6:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

The meeting will be conducted via communications media technology in the following format:

DIAL IN NUMBER: Toll free: 1(888)585-9008, CONFERENCE CODE: 568 124 316

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by

contacting: (352)955-2200. 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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council
The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2021, 6:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

The meeting will be conducted via communications media technology in the following format:

DIAL IN NUMBER: Toll free: 1(888)585-9008, CONFERENCE CODE: 381 777 570

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2021, 7:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

The meeting will be conducted via communications media technology in the following format:

To join the meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/559272205>

DIAL IN NUMBER: Toll free: 1(877)309-2073, **ACCESS CODE:** 559-272-205

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

COMMISSION ON ETHICS

The Commission on Ethics announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 23, 2021, 8:30 a.m.

PLACE: First District Court of Appeal, 3rd Floor Courtroom, 2000 Drayton Drive, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission on Ethics Regular Meeting

A copy of the agenda may be obtained by contacting: www.ethics.state.fl.us or (850)488-7864.

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: (850)488-7864. 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.

SPACE FLORIDA

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

DATE AND TIME: August 3, 2021, 9:00 a.m.

PLACE: TELECONFERENCE: Dial: 1(866)528-2256, Access Code: 4875556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Audit & Accountability Committee

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

SPACE FLORIDA

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

DATE AND TIME: August 4, 2021, 9:00 a.m.

PLACE: TELECONFERENCE: Dial: 1(866)528-2256, Access Code: 4875556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Investment Committee Meeting

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

SPACE FLORIDA

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

DATE AND TIME: August 10, 2021, 9:00 a.m.

PLACE: TELECONFERENCE: Dial: 1(866)528-2256, Access Code: 4875556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Marketing Committee Meeting

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

SPACE FLORIDA

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

DATE AND TIME: August 11, 2021, 9:00 a.m.

PLACE: Teleconference: Dial: 1(866)528-2256, Access Code: 4875556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Governance & Compensation Committee

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

SPACE FLORIDA

The Space Florida announces a workshop to which all persons are invited.

DATE AND TIME: August 18, 2021, 1:00 p.m.

PLACE: HYATT REGENCY ORLANDO INT'L AIRPORT; 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop/Retreat Meeting

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

SPACE FLORIDA

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

DATE AND TIME: August 19, 2021, 9:00 a.m.

PLACE: HYATT REGENCY ORLANDO INT'L AIRPORT 9300 Jeff Fuqua Boulevard, Orlando / TELECONFERENCE: Dial: 1(866)528-2256, Access Code: 4875556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Meeting

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301 x241.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: July 28, 2021, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(866)899-4679, meeting ID/access code: 533-378-925, public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review pending accreditor applications for recommendation to the Commission. Review pending advanced accredited courses for recommendation to the Commission.

Other Committee Business on the agenda.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Thomas Campbell, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call

(850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: July 29, 2021, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar.

Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(866)899-4679, meeting ID/access code: 533-378-925, public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Product approval & entities statistics report

Report on conditional approval from the June 2021 meeting.

Review of product approval and entity applications

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Zubeyde Binici, Product Approval POC, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: July 29, 2021, 2:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free): 1(866)899-4679; Meeting ID / Access Code: 533-378-925, public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Applications for Waivers from Accessibility Requirements and other Council Business as noted on Agenda. A copy of the agenda may be obtained by contacting: Chip Sellers, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Chip Sellers, Accessibility Advisory Council, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission's website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Correction: FAR Notice 24734823, published 7/9/2021 Vol. 47/132, contained an error in the "Webinar Link."

Webinar Link has now been corrected below.

The Department of Environmental Protection (Department) announces a public meeting to which all persons are invited for the Clean Waterways Act Stormwater Rulemaking Technical Advisory Committee (TAC).

DATE AND TIME: July 19, 2021, 1:00 p.m. ET

PLACE: To ensure safe public participation given COVID-19 social distancing requirements, the Department is providing this public meeting by webinar. Parties can register to attend the webinar at the following link:

Webinar Link:
<https://register.gotowebinar.com/register/4286786246020409869>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is holding the Ninth public meeting of the TAC. This TAC was established to provide public input to the Department and Florida's water management districts (WMDs) on rule development to update stormwater design and operation regulations under Part IV, Chapter 373, Florida Statutes. These updates will utilize the latest scientific information, as directed by Florida's Clean Waterways Act, specifically Section 5, Chapter 2020-150, Laws of Florida.

A copy of the agenda may be obtained by reviewing the Environmental Resource Permitting, Stormwater Rulemaking information at the following website: <https://floridadep.gov/water/water/content/water-resource-management-rules-development>. You may also request a copy of the agenda by contacting Charmaine Miller via email at: Stormwater2020@FloridaDEP.gov or via phone at: (850)245-8574.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Charmaine Miller as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the Department at Stormwater2020@FloridaDEP.gov.

DEPARTMENT OF HEALTH

Board of Orthotists & Prosthetist

The Board of Orthotists & Prosthetist announces a CORRECTION as to the location of the official public meeting which was published in the Florida Administrative Register on 11/20/2020 Vol. 46/227.

DATE AND TIME: August 10, 2021, 9:00 a.m. ET

PLACE: Please join my meeting from your computer, tablet or phone using GoToMeeting at <https://global.gotomeeting.com/join/354111437> or by phone (Toll Free) 1(866)899-4679 or (571)317-3116 using Access Code: 354-111-437

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business involving discussion and actions, including, but not limited to general board business, licensure applications, rules and disciplinary matters.

A copy of the agenda may be obtained by contacting the board office at (850)245-4292 or by visiting our website at <https://floridasorthotistsprosthetists.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the board office at (850)245-4292.

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 board office at (850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: Thursday, July 15, 2021, 9:00 a.m.

PLACE: CALL IN ONLY: 1(888)585-9008, code 191 850 997

GENERAL SUBJECT MATTER TO BE CONSIDERED: ongoing Charlotte County Community Alliance business.

A copy of the agenda may be obtained by contacting: stephanie.jones@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: stephanie.jones@myflfamilies.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: stephanie.jones@myflfamilies.com.

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NOS.:RULE TITLES:

68-1.001 Adoption of Uniform Rules of Procedure; Subject Matter Index; Official Reporter

68-1.004 Standards

68-1.010 General Regulations Relating to Licenses, Permits and Other Authorizations

The FISH AND WILDLIFE CONSERVATION COMMISSION announces a public meeting to which all persons are invited.

DATES AND TIMES: August 4, 2021, 8:30 a.m.; August 5, 2021, 8:30 a.m.

PLACE: Hyatt Regency Coconut Point, 5001 Coconut Road, Bonita Springs, 34134.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Florida Fish and Wildlife Conservation Commission, 620 South Meridian St., Tallahassee, FL 32399-1600 or at <http://myfwc.com/about/commission/commission-meetings>.

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

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.

CARPE DIEM COMMUNITY SOLUTIONS, INC.

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

DATE AND TIME: Tuesday, July 27, 2021, 12:00 Noon

PLACE: Online, www.nwflroads.com/virtualmeetings Online, www.nwflroads.com/virtualmeetings

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT would like to provide those interested in this project an opportunity to provide input. Maps, drawings and other information will be available on the project website. This virtual project update can be accessed anytime, anywhere beginning at 12:00 Noon, Tuesday, July 27, 2021, at www.nwflroads.com/virtualmeetings.

The intent of this project is to replace the existing structurally deficient bridge on Miccosukee Road. Improvements include new guardrails and resurfaced roadway approaches. Miccosukee Road bridge will remain open with one lane controlled by a temporary traffic signal during construction. Half of the existing bridge will remain open while the other half of the new bridge is built. A temporary construction easement may be required during construction. Bids for construction are scheduled to occur fall 2023.

FDOT representatives are available to discuss the proposed improvements, answer questions, and receive comments via

phone, to Bill Howell, FDOT Project Manager at (850)849-3972, or via email at whowell@moffattnichol.com or by mail at 1141 E. Jackson Avenue, Chipley, Florida 32428. The deadline to submit official comments related to this project update is Thursday, August 26, 2021.

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

A copy of the agenda may be obtained by contacting: Bill Howell, FDOT Project Manager, at (850)849-3972, or via email at whowell@moffattnichol.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven days before the workshop/meeting by contacting: Bill Howell, FDOT Project Manager, at (850)849-3972, or via email at whowell@moffattnichol.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: Bill Howell, FDOT Project Manager, at (850)849-3972, or via email at whowell@moffattnichol.com.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Donald Froehlich, Sr., In Re: Six Lakes Country Club, Inc., Docket No. 2021026107The petition seeks the agency's opinion as to the applicability of paragraph 719.103(8)(d), subsections 719.103(9) and 713.103(15), and subparagraph 719.106(1)(a)3 as it applies to the petitioner.

1. Are electric pedestals that service multiple mobile homes considered common elements and therefore the responsibility of Six Lakes Country Club, Inc.? 2. Should the maintenance, repair, and replacement of electric pedestals as a common element be included in the budget for common expenses of Six Lakes Country Club, Inc.? 3. Is a substantive response required from Six Lakes Country Club, Inc. in regard to a written inquiry?

A copy of the Petition for Declaratory Statement may be obtained by contacting: The Department of Business and

Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)488-1631, lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: to James Richardson, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from Everi Payments Inc. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On 7/8/2021, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from Everi Payments Inc. The petition seeks a declaratory statement from the Office on whether its business model (to provide an electronic “Wallet” product that will offer an alternative to dispensing cash on the casino floor. The Wallet solution will provide casino patrons the ability to open a digital wallet for use in connection with purchases and other transactions at licensed tribal gaming establishments) falls under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.”

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

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:

THE FLORIDA HORSEMEN'S BENEVOLENT AND PROTECTIVE ASSOCIATION, INC., A FLORIDA NONPROFIT CORPORATION, AND GULFSTREAM PARK RACING ASSOCIATION, INC. A FLORIDA CORPORATION Petitioners, vs. DEPARTMENT OF

BUSINESS AND PROFESSIONAL REGULATION,
DIVISION OF PARI-MUTUEL WAGERING Respondent;
CASE NO.: 21-1184RB; RULE NO.: 61D-3.001

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

NONE

Section IX

Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI

Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF TRANSPORTATION

Notice of Upcoming Public Meetings for E3U76

DEPARTMENT OF TRANSPORTATION

In accordance with Section 120.525 F.S., the Florida
Department of Transportation (FDOT) announces public
meetings associated with the subject procurement, to which all
persons are invited.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Selection of intended awardee for Project E3U76

PROJECT DESCRIPTION: This project provides for the
design-build of SR 30 (US 98) Brooks Bridge No. 570034. The
successful bidder will be responsible for implementation of this
project from concept to completion of construction.

For complete advertisement information including the agenda
for all public meetings and any schedule updates please refer to
the Procurement Internet site:
[http://www2.dot.state.fl.us/procurement/ProfessionalServices/
advertise/advall.shtml](http://www2.dot.state.fl.us/procurement/ProfessionalServices/advertise/advall.shtml).

DEPARTMENT OF TRANSPORTATION

Notice of Upcoming Public Meetings for E59A5

DEPARTMENT OF TRANSPORTATION

In accordance with Section 120.525 F.S., the Florida
Department of Transportation (FDOT) announces public
meetings associated with the subject procurement, to which all
persons are invited.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Selection of intended awardee for Project E59A5

PROJECT DESCRIPTION: This project provides for the
design-build of Smart Orlando Downtown Advanced Traffic
Operations Performance (SODA TOP) deployment. The
successful bidder will be responsible for the implementation of
this project from concept to completion of construction.

For complete advertisement information including the agenda
for all public meetings and any schedule updates please refer to
the Procurement Internet site:
<https://pdaexternal.fdot.gov/Pub/AdvertisementPublic/AllAdetail/D-B/A>.

DEPARTMENT OF CITRUS

RFP No. 21-01 Audio/Visual System Replacement/Upgrade

The procurement office is soliciting formal, competitive bids
for RFP 21-01. The RFP public opening is scheduled for 2:00
p.m. ET, August 2, 2021, at 605 E. Main Street, Bartow, FL
33830. The Department will post any changes or additional
meeting(s) on the Vendor Bid System (VBS) in accordance
with subsection 287.042(3), F.S., and will not re-advertise any
notice in the Florida Administrative Register (FAR). Access the
VBS at

http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

DEPARTMENT OF CITRUS

RFP No. 21-02 A Clinical Intervention Study to Assess the
Impact of 100% Consumption of Biomarkers to
Glucoregulation, Oxidative Stress, Inflammation and Gut
Microbiome

The procurement office is soliciting formal, competitive bids
for RFP 21-02. The RFP public opening is scheduled for 2:00
p.m. ET, September 1, 2021, at 605 E. Main Street, Bartow, FL
33830. The Department will post any changes or additional
meeting(s) on the Vendor Bid System (VBS) in accordance
with subsection 287.042(3), F.S., and will not re-advertise any
notice in the Florida Administrative Register (FAR). Access the
VBS at

http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

DEPARTMENT OF CITRUS

RFP No. 21-03 Analysis and Evaluation of the Nutrient Density
of 100% Orange Juice

The procurement office is soliciting formal, competitive bids
for RFP 21-03. The RFP public opening is scheduled for 2:00
p.m. ET, September 8, 2021, at 605 E. Main Street, Bartow, FL
33830. The Department will post any changes or additional
meeting(s) on the Vendor Bid System (VBS) in accordance

with subsection 287.042(3), F.S., and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VBS at http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

**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., Monday, July 5, 2021 and 3:00 p.m., Friday, July 9, 2021.

Rule No.	File Date	Effective Date
6A-1.094124	7/6/2021	7/26/2021
64B7-30.002	7/7/2021	7/27/2021
64B7-30.004	7/7/2021	7/27/2021
64B9-3.016	7/9/2021	7/29/2021
64B9-4.002	7/9/2021	7/29/2021
64B13-18.002	7/6/2021	7/26/2021
65C-2.002	7/7/2021	7/27/2021
65C-2.005	7/7/2021	7/27/2021
65C-2.006	7/7/2021	7/27/2021
65C-2.007	7/7/2021	7/27/2021
68A-12.003	7/6/2021	7/26/2021

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	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

DECISION ON EXPEDITED APPLICATION

The Agency for Health Care Administration made the following decision on Certificate of Need application for expedited review:

County: Pinellas District: 5-2

CON #10664 Decision Date: 07/09/2021 Decision: A

Facility/Project: Pinellas NH LLC

Applicant: Pinellas NH LLC

Project Description: Transfer CON #10621 from Pinellas Palms NH LLC to Pinellas NH LLC to establish a new 120-bed community nursing home

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Register pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

TOWN OF LAKE PLACID

WW28022

The Florida Department of Environmental Protection (DEP) has determined that the Town of Lake Placid project involving the connection of the Lake Placid Camp and Conference Center to the town’s wastewater system is not expected to generate controversy over potential environmental effects. The proposed project includes modifications to lift stations LS-2 and LS-3, two new generators for these modified lift stations and an onsite master lift station. The estimated cost for this project is \$1.0 million. The project may qualify for Clean Water SRF loans composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed projects that are postmarked or delivered at the address below within 30 days of this notice. A copy of the FCEN can be obtained by writing to: Greg Alfsen, DEP, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399-3000, or calling (850)245-2983 or emailing gregory.alfsen@dep.state.fl.us.

DEPARTMENT OF ECONOMIC OPPORTUNITY

HOMEOWNER ASSISTANCE FUND

Instructions for Public Comment

As DEO prepares to submit the required documentation to the U.S. Treasury, we seek public comment on DEO’s proposed uses of program funds, including from Florida community organizations and residents.

To provide feedback and comments please submit them in writing to HomeownerAssistanceFund@DEO.MyFlorida.com. Please continue to visit www.FloridaJobs.org/HAF as more details on the Homeowner Assistance Fund become available.

Overview for Public Comment

The Homeowner Assistance Fund was established under [Section 3206 of the American Rescue Plan Act of 2021](#) and provides \$676,102,379 in financial assistance to the state of Florida through the United States Department of the Treasury (U.S. Treasury). The Florida Department of Economic Opportunity (DEO) has been designated to manage and operate the Homeowner Assistance Fund on behalf of the state of Florida. The purpose of the Homeowner Assistance Fund is to mitigate financial hardships associated with the COVID-19 pandemic by preventing homeowners' mortgage delinquencies, defaults, foreclosures, loss of utilities, home energy services, and displacement. As DEO prepares to submit the required documentation to the U.S. Treasury, we seek public comment on DEO's proposed uses of program funds, including from Florida community organizations and residents.

Treasury Guidance

In accordance with Homeowner Assistance Fund [guidance](#) provided by the U.S. Treasury, which was issued on April 14, 2021, DEO is in the process of developing a Needs Assessment and Homeowner Assistance Fund Plan, as amended or supplemented from time to time. Under guidance from the U.S. Treasury, eligible participants must: own a one to four-unit residence that is their primary residence, have experienced a financial hardship after January 21, 2020, and have incomes that are less than or equal to 150 percent of the area median income. At least 60 percent of the program funds must be used to assist recipients whose incomes are less than or equal to 100 percent of the area medium income. For any program funds not used for recipients whose incomes are less than or equal to 100 percent of the area medium income, the U.S. Treasury requires the prioritization of funds to socially disadvantaged individuals, as defined in the guidance provided by the U.S. Treasury. Eligible applicants must provide evidence or certify their incomes. Homeowners who apply are also required to attest that they experienced financial hardship after January 21, 2020, which describes the nature of the financial hardship (e.g., job loss, reduction in income, or increased costs due to healthcare or the need to care for a family member).

Proposed Uses of HAF Funds for Public Comment

DEO is considering establishing and implementing several programs described below. To the extent permitted by the U.S. Treasury, DEO will reallocate funds between the programs in the Homeowner Assistance Fund Plan to meet fluctuations in demand in order to help Floridians who are most in need. In accordance with the Treasury's requirements, DEO will impose each program and aggregate financial support limitations per

household in amounts to be determined. The Homeowner Assistance Fund Plan that DEO will submit to the Treasury may include some, but not all, of the programs described below. In addition, the program parameters in the Homeowner Assistance Fund Plan may differ from the following descriptions.

Mortgage Assistance Program

The Mortgage Assistance Program will provide mortgage support with payments for qualifying households to assist with mortgage arrears, and may also allow for limited future monthly mortgage, down payment assistance loan, and mortgage insurance payments. The program will assist eligible Florida homeowners who have experienced an eligible financial hardship related to the COVID-19 pandemic.

The Mortgage Assistance Program will launch in two phases. First, DEO will introduce a limited pilot program focused on loans in Florida Housing Finance Corporation's portfolio and select loan servicers who agree to coordinate and work closely with DEO. As DEO begins the pilot program and awaits final approval of the Homeowner Assistance Fund Plan from the U.S. Treasury, DEO intends to conduct outreach with lenders, mortgage servicers, and other organizations. This will allow DEO to gain a better perspective for how program design impacts Florida homeowners, mortgage servicers, and program administrators. The launch of the pilot program will allow DEO to work with institutions to refine the Mortgage Assistance Program before expanding to a broader demographic during the second phase.

Once DEO receives authorization from the Treasury, the Homeowner Assistance Fund Plan will be implemented. The Plan may be amended to capture changes resulting from any pilot-identified deficiencies or Treasury recommendations. The Mortgage Assistance Program will be available to all eligible Florida homeowners, regardless of lender or loan servicer.

Property Tax Assistance Program

The Property Tax Assistance Program will provide support to eligible homeowners by paying all or a portion of homeowners' property tax arrears and future property taxes for a limited period to be determined. The Property Tax Assistance Program will assist eligible Florida homeowners who have experienced a financial hardship related to the COVID-19 pandemic.

Homeowner Insurance Assistance Program

The Homeowner Insurance Assistance Program will make payments for qualifying households to assist with future homeowner and flood insurance premiums for a limited period of time to be determined. The program will assist eligible Florida homeowners who have experienced an eligible financial hardship related to the COVID-19 pandemic. The Homeowner Insurance Assistance Program may pay all or a portion of eligible recipients' homeowner and flood insurance premiums, but may exclude premiums covering liability, personal property, and detached structures.

Utility Assistance Program

The Utility Assistance Program will support eligible homeowners by assisting with future utility payments, including electric, gas and water, and internet service for a limited period of time to be determined. The program may pay all or a portion of eligible recipients' utility and internet service bills. The Utility Assistance Program will provide assistance to eligible Florida homeowners who have experienced an eligible financial hardship related to the COVID-19 pandemic.

Housing Counseling and Case Management

To enhance program coordination, outreach to eligible homeowners, and efficient use of funds, DEO also proposes allocating program funds for housing counseling and case management services. The proposed counseling program will support homeowners with incomes that are less than or equal to 150 percent of the AMI who are experiencing financial hardships related to COVID-19.

DEO anticipates that certified housing counselors will compile application materials and assist eligible homeowners in preparing applications for program funds and submitting the applications to DEO on behalf of the homeowners. The proposed Counseling Program will provide this support in an accessible and effective manner.

Conclusion

Program funds will provide direct assistance for eligible low- and moderate-income Florida homeowners. Through the Homeowner Assistance Fund program, DEO will provide a widespread, swift, and effective intervention that can be targeted and scaled as necessary. We encourage your comments regarding these propose

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.
