

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: RULE TITLE:

64B9-14.0015 Delegated Tasks

PURPOSE AND EFFECT: The Board proposes the rule amendment to perform a comprehensive review to determine all necessary amendments to the rules for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

SUBJECT AREA TO BE ADDRESSED: Updating rule for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

RULEMAKING AUTHORITY: 400.489, 464.2035(3), 464.0156(3) FS.

LAW IMPLEMENTED: 464.0156, 464.2035 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NOS.: RULE TITLES:

64B9-15.001 Definitions

64B9-15.002 Certified Nursing Assistant Authorized Duties.

64B9-15.0025 CNA Medication Administration

64B9-15.0026 Medication Administration Outside the Scope of Practice of a CNA

PURPOSE AND EFFECT: The Board proposes the rule amendments to perform a comprehensive review to determine all necessary amendments to the rules for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

SUBJECT AREA TO BE ADDRESSED: Updating rules for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

RULEMAKING AUTHORITY: 464.202, 464.203, 464.2035(3) FS.

LAW IMPLEMENTED: 464.0156, 464.202, 464.203, 464.2035, 464.2085 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NOS.: RULE TITLES:

64B9-16.001 Definitions

64B9-16.002 Supervision by Licensed Practical Nurses in Nursing Home Facilities

64B9-16.004 Delegation of Tasks Prohibited

PURPOSE AND EFFECT: The Board proposes the rule amendments to perform a comprehensive review to determine all necessary amendments to the rules for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

SUBJECT AREA TO BE ADDRESSED: Updating rules for the purpose of implementing Chapter 2023-250, Laws of Florida (2023) (Senate Bill 558).

RULEMAKING AUTHORITY: 400.23(3)(c) FS.

LAW IMPLEMENTED: 400.23(3)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

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

## Section II Proposed Rules

### DEPARTMENT OF HEALTH

#### Board of Psychology

RULE NO.:       RULE TITLE:

64B19-17.002   Disciplinary Guidelines

**PURPOSE AND EFFECT:** The Board proposes a rule amendment to update the disciplinary guidelines requirements.

**SUMMARY:** The proposed rule amendment updates the requirements for the disciplinary guidelines.

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

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

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

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

**RULEMAKING AUTHORITY:** 456.079, 490.004(4) FS.

**LAW IMPLEMENTED:** 456.072, 456.079, 490.009 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253 – Allen.Hall@flhealth.gov

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

#### **64B19-17.002 Disciplinary Guidelines.**

(1) When the Board finds that an applicant, a telehealth registrant, a psychologist temporarily practicing in Florida pursuant to an Interjurisdictional Practice Certificate, a Florida licensed psychologist providing interjurisdictional telepsychology in any other jurisdiction pursuant to an E-Passport, or a licensee has committed any of the acts set forth in Chapter 456 or 490, F.S., it may issue a final order imposing one or more of the penalties listed in Section 456.072(2) or 456.47, F.S., as recommended in the following disciplinary guidelines. The purpose of the disciplinary guidelines is to give notice to licensees of the range of penalties which will normally be imposed upon violations of particular provisions of Chapter 456 or 490, F.S. All penalties at the upper range of the sanctions set forth in the guidelines, e.g., suspension, revocation, etc., include lesser penalties, e.g., fine, continuing education, probation, or reprimand, which may be included in the final penalty at the board's discretion. Probation may be subject to conditions, including restriction from practice in certain settings, restricting the licensee to working only under designated conditions or in certain settings, requiring continuing or remedial education, or any other restriction found to be necessary for the protection of the public health, safety, and welfare. In addition to any other discipline imposed under these guidelines, the board shall assess costs relating to the investigation and prosecution of the case. Penalty ranges are shown as minimum and maximum guidelines as well as for first time single count violations and for multiple or repeated violations of the same statutory provision or the rules promulgated thereunder. The term license means any permit, registration, certificate, out-of-state telehealth provider registration, or license, including a provisional license, issued by the Department. The range of disciplinary action for registered out-of-state telehealth providers shall be, in ascending order of severity, reprimand, suspension, and revocation. For telehealth registrants, a suspension may be accompanied by a corrective action plan that includes rehabilitative provisions narrowly tailored to address the conduct which resulted in the underlying disciplinary violations. The Board may require a corrective action plan to be completed prior to reinstatement of the suspended registration or the corrective action plan may follow a suspension for a definite term.

(2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees and permittees 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	FLORIDA LICENSEE AND COMPACT PRACTITIONER PENALTY RANGE		OUT-OF-STATE TELEHEALTH PROVIDER PENALTY RANGE	
	FIRST OFFENSE	SUBSEQUENT OFFENSE(S)	FIRST OFFENSE	SUBSEQUENT OFFENSE
(a) through (qq) No Change.				
(rr) Having adverse action taken by a distant state on the ability to provide temporary in-person, face-to-face practice. Section 490.0075, Psychology Interjurisdictional Compact, art. VII, sec. 2, F.S.	MIN: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine. MAX: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine.	MIN: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine. MAX: Revocation and a \$10,000 fine.	N/A	N/A
(ss) Committing a violation of Florida law while providing interjurisdictional	MIN: Same penalty that would have been imposed had the violation occurred in	MIN: Same penalty that would have been imposed had the violation occurred in	N/A	N/A

nal telepsychology in another jurisdiction. Section 490.0075, Psychology Interjurisdictional Compact, art. VII, sec. 4, F.S.	imposed had the violation occurred in Florida and a \$1,000 fine; MAX: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine.	Florida and a \$5,000 fine; MAX: Revocation of the ability to provide interjurisdictional telepsychology services in Florida and a \$10,000 fine.		
(tt) Committing a violation of Florida law while providing temporary in-person, face-to-face practice in Florida. Section 490.0075, Psychology Interjurisdictional Compact, art. VII, sec. 5, F.S.	MIN: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine; MAX: Same penalty that would have been imposed had the violation occurred in Florida and a \$10,000 fine.	MIN: Same penalty that would have been imposed had the violation occurred in Florida and a \$5,000 fine; MAX: Revocation of the ability to provide temporary in-person, face-to-face practice in Florida and a \$10,000 fine.	N/A	N/A

	imposed had the individual been licensed in Florida and a \$5,000 fine.			
(uu) Committing a violation of Florida law while providing interjurisdictional telepsychology services in Florida. Section 490.0075, Psychology Interjurisdictional Compact, art. VII, sec. 2, F.S.	MIN: Same penalty that would have been imposed had the individual been licensed in Florida and a \$1,000 fine; MAX: Same penalty that would have been imposed had the individual been licensed in Florida and a \$5,000 fine.	MIN: Same penalty that would have been imposed had the individual been licensed in Florida and a \$5,000 fine; MAX: Revocation of the ability to provide interjurisdictional telepsychology services in Florida and a \$10,000 fine.		

(3) Through (4) No Change.

Rulemaking Authority 456.079, 490.004(4) FS. Law Implemented 456.072, 456.079, 490.009, 490.0075 FS. History—New 11-24-86, Amended 7-18-88, 4-26-93, Formerly 21U-18.003, Amended 6-14-94, Formerly 61F13-18.003, Amended 1-9-96, Formerly 59AA-17.002, Amended 9-18-97, 9-26-01, 3-25-02, 4-3-05, 1-2-06, 12-31-06, 2-18-

10, 6-21-17, 6-20-18, 5-25-21, 11-4-21, 2-8-22, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2023  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 11, 2023

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

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

- RULE NOS.:      RULE TITLES:
- 690-136.002      Foreign and Alien Insurers Filing for a Certificate of Authority
  - 690-136.004      Surplus Lines
  - 690-136.006      Domestic Insurers Filing for an Application for Permit
  - 690-136.007      Redomestication Procedure
  - 690-136.011      Domestic Insurers Filing for a Certificate of Authority
  - 690-136.015      Procedure to Amend an Existing Certificate of Authority to Add a New Line of Business
  - 690-136.018      Determination of Eligibility to Operate as an Alien Insurer in Florida pursuant to Section 624.402(8), F.S.
  - 690-136.031      Registration as a Purchasing Group
  - 690-136.032      Registration as a Risk Retention Group

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 49 No. 186, September 25, 2023 issue of the Florida Administrative Register.

The Notice of Proposed Rule contained incorrect coding in the “Rulemaking Authority” and “Laws Implemented” sections of the Notice of Proposed Rule. The Notice of Proposed Rule is corrected to contain the correct coding below.

690-136.002 Foreign and Alien Insurers Filing for a Certificate of Authority.

Rulemaking Authority 624.308(1), 624.413(1), 628.535 FS. Law Implemented 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, ~~626.7451(11)~~, 628.161, 628.907 FS. History—New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.002. Amended \_\_\_\_\_.

690-136.004 Surplus Lines.

Rulemaking Authority 624.308(1), 626.918(1) FS. Law Implemented 624.307(1), 624.34, 624.422, 624.501, 626.913, 626.918 FS. History—New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.004. Amended.

69O-136.006 Domestic Insurers Filing for an Application for Permit and Subsequent Certificate of Authority.

Rulemaking Authority 624.308(1), 624.413(1), 628.051(2), 628.535 FS. Law Implemented 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, ~~626.7451(11)~~, 628.051 FS. History—New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.006. Amended.

69O-136.011 Commercial Self-Insurance Funds Domestic Insurers Filing for a Certificate of Authority.

(r) Form OIR-C1-905, “Instructions for Furnishing Background Investigative Reports,” rev. 0201.

Rulemaking Authority 624.308(1), 624.466 FS. Law Implemented 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.411, 624.413, 624.414(1), 624.422, 624.462, 624.464, 624.466, 624.501, 625.306, 628.041, 628.6011, 628.051, 628.061, 628.071, 628.081, 628.091, 628.121, 628.151, 628.161, 628.171, 628.221, 628.231, 628.251, 628.261, 628.451, 628.461, 628.4615, 628.471, 629.071, 629.081, 629.091, 629.101, 629.121, 629.131, 629.181 FS. History—New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.011. Amended.

69O-136.015 Corporate Amendment Procedure Procedure to Amend an Existing Certificate of Authority to Add a New Line of Business.

Rulemaking Authority 624.308(1), 624.413(1), 628.535 FS. Law Implemented 624.09, 624.307(1), 624.404, 624.408, 624.413, 624.414, 624.416(4), 624.501(20), 624.610(11), 627.6488(1) FS. History—New 3-30-92, Amended 9-2-96, Amended 9-19-00, 11-18-02, Formerly 4-136.015. Amended.

69O-136.018 Determination of Eligibility to Operate as an Alien Insurer in Florida Pursuant to Sections 624.402(8) or 624.402(9), F.S. Amended.

Rulemaking Authority 624.308(1) FS. Law Implemented 627.307(1), 624.402(8) FS. History—New 5-25-06.

69O-136.031 Registration as a Purchasing Group.

Rulemaking Authority 624.308(1), 627.954 FS. Law Implemented 624.307(1), (3), 624.318, 624.321, 626.611(14), 627.948 FS. History—New 1-30-91, Formerly 4-107.002, Amended 9-19-94, Amended 9-19-00, 11-18-02, Formerly 4-136.031. Amended.

69O-136.032 Registration as a Risk Retention Group.

Rulemaking Authority 624.308(1), 627.954 FS. Law Implemented 624.307(1), (3), 624.318, 624.321, 624.404(3)(a), 624.413, 627.943, 627.944, 628.051, 628.061 FS. History—New 1-30-91, Formerly 4-107.003, 4-136.032. Amended.

## Section IV Emergency Rules

### DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:

12ER23-11 Scope

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 43 of Chapter 2023-17, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Live Local Program, which provides that a taxpayer may receive a credit against corporate income tax and insurance premium tax for making an eligible contribution to the Live Local Program under s. 420.50872, F.S. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request a Live Local Program tax credit. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Live Local Program Tax Credit created by s. 34 of Ch. 2023-17, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12ER23-11 amends Rule 12-29.001, F.A.C. (Scope), to include the tax credits for contributions to the Florida Housing Finance Corporation under s. 420.50872, F.S., Live Local Program, within the scope of the administration of tax credits that can be taken against the tax imposed by Ch. 220 and 624, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12ER23-11 12-29.001 Scope.

(1) This rule chapter sets forth the rules to be used in the administration of tax credits for contributions made to the following:

(2) renumbered (a) No change.

(b) through (c) No change.

(d) The Florida Housing Finance Corporation under Section 420.50872, F.S., Live Local Program. That program allows taxpayers to receive a credit allocation for contributions made to the Florida Housing Finance Corporation.

(3) renumbered (2) No change.

PROPOSED EFFECTIVE DATE: October 1, 2023

Rulemaking Authority 213.06(1), 402.62(7)(b), 1002.395(12)(b), 1003.485(7)(b) F.S., ss. 34, 43, Ch. 2023-17, LOF, Law Implemented 211.0251, 211.0252, 211.0253, 212.1831, 212.1833, 212.1834, 220.1875, 220.1876, 220.1877, 402.62(5), 561.1211, 561.1212, 561.1213, 624.51055, 624.51056, 624.51057, 1002.395(5), 1003.485(5) FS., s. 34, Ch. 2023-17, LOF. History–New 6-6-11, Amended 7-28-15, 1-8-19, 5-23-22, 10-1-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: 10/01/2023

**DEPARTMENT OF REVENUE**

RULE NO.: 12ER23-12  
RULE TITLE: Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Transfer; Rescindment

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 43 of Chapter 2023-17, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Live Local Program, which provides that a taxpayer may receive a credit against corporate income tax and insurance premium tax for making an eligible contribution to the Live Local Program under s. 420.50872, F.S. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request a Live Local Program tax credit. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Live Local Program Tax Credit created by s. 34 of Ch. 2023-17, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12ER23-12 amends Rule 12-29.002, F.A.C. (Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Transfer; Rescindment), to include the provisions of s. 39, Ch. 2023-17, L.O.F., for taxpayers claiming a Florida Tax Credit Scholarship Program tax credit.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12ER23-12 ~~12-29.002~~ Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Transfer; Rescindment.

- (1) through (4) No change.
- (5) Tax Credits.
  - (a) No change.
  - (b)1. Insurance Premium Tax – A tax credit of 100 percent of the contribution against any insurance premium tax due under Section 624.509(1), F.S., for the tax year is allowed. The amount of the tax credit for a tax year is limited to the insurance premium tax due after deducting:
    - a. Assessments made pursuant to Section 440.51, F.S. (workers’ compensation administrative assessments);
    - b. Credits for taxes paid under Sections 175.101 and 185.08, F.S. (firefighters’ and police officers’ pension trust funds);
    - c. Credits for income taxes paid under chapter 220, F.S., and the salary credit allowed under section 624.509(5), F.S., as these are limited by section 624.509(6), F.S. (the 65 percent limitation); ~~and~~
    - d. The amount of the Strong Families Tax credit under Section 624.51057, F.S.; ~~and~~
    - e. The amount of the Live Local Program credit under Section 624.51058, F.S.
- 2. No change.
- (c) through (f) No change.
- (6) through (8) No change.

PROPOSED EFFECTIVE DATE: October 1, 2023  
Rulemaking Authority 213.06(1), 402.62(7)(b), 1002.395(12)(b), 1003.485(7)(b) F.S., ss. 34, 43, Ch. 2023-17 LOF, Law Implemented 211.0251, 211.0252, 211.0253, 212.1831, 212.1833, 212.1834, 220.1875, 220.1876, 220.1877, 402.62(5), 561.1211, 561.1212, 561.1213, 624.51055, 624.51056, 624.51057, 1002.395(5), 1003.485(5) FS., s. 41, Ch. 2023-17 LOF. History–New 6-6-11, Amended 7-28-15, 1-8-19, 5-23-22, 10-1-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: 10/01/2023

**DEPARTMENT OF REVENUE**

RULE NO.: 12ER23-13  
RULE TITLE: Public Use Forms

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 43 of Chapter 2023-17, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Live Local Program, which provides that a taxpayer may receive a credit against corporate income tax and insurance premium tax for making an eligible contribution to the Live Local Program under s. 420.50872, F.S. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner

regarding the eligibility criteria and application process for qualified businesses to request a Live Local Program tax credit. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Live Local Program Tax Credit created by s. 34 of Ch. 2023-17, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12ER23-13 amends Rule 12-29.003, F.A.C. (Public Use Forms), to include the new application forms created to administer the Live Local Program Tax Credit created by s. 34, Ch. 2023-17, L.O.F.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

~~12ER23-13 12-29.003~~ Public Use Forms.

(1) No change

Form Number	Title	Effective Date
(2) through (4)	No change.	
(5)(a) DR-446000	<u>Live Local Program – Application for Tax Credit Allocation for Contributions to the Florida Housing Finance Corporation</u> ( <a href="http://www.floridarevenue.com/rules">http://www.floridarevenue.com/rules</a> )	07/23
(b) DR-446100	<u>Live Local Program – Application for Rescindment of Previous Allocation of Tax Credit</u> ( <a href="http://www.floridarevenue.com/rules">http://www.floridarevenue.com/rules</a> )	07/23
(c) DR-446200	<u>Live Local Program – Notice of Intent to Transfer a Tax Credit</u> ( <a href="http://www.floridarevenue.com/rules">http://www.floridarevenue.com/rules</a> )	07/23

PROPOSED EFFECTIVE DATE: October 1, 2023

Rulemaking Authority 213.06(1), 402.62(7)(b), 1002.395(12)(b), 1003.485(7)(b) F.S., ss. 34, 43, Ch. 2023-17 LOF, Law Implemented 211.0251, 211.0252, 211.0253, 212.1831, 212.1833, 212.1834, 213.37, 220.1875, 220.1876, 220.1877, 402.62(5), 561.1211, 561.1212, 561.1213, 624.51055, 624.51056, 624.51057, 1002.395(5), 1003.485(5) FS., s 34, Ch. 2023-17 LOF, History–New 6-6-11, Amended 1-25-12, 7-28-15, 1-17-18, 1-8-19, 12-12-19, 5-23-22, 10-1-23.

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

EFFECTIVE DATE: 10/01/2023

**DEPARTMENT OF REVENUE**

RULE NO.: 12ER23-14  
 RULE TITLE: The New Worlds Reading Initiative; Participation; Allocation; Carryforward; Transfer; Rescindment

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: : Section 43 of Chapter 2023-17, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Live Local Program, which provides that a taxpayer may receive a credit against corporate income tax and insurance premium tax for making an eligible contribution to the Live Local Program under s. 420.50872, F.S. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request a Live Local Program tax credit.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Live Local Program Tax Credit created by s. 34 of Ch. 2023-17, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12ER23-14 amends Rule 12-29.005, F.A.C. (The New Worlds Reading Initiative; Participation; Allocation; Carryforward; Transfer; Rescindment), to include the provisions of s. 39 of Ch. 2023-17, L.O.F., for taxpayers claiming a New Worlds Reading Initiative tax credit.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850) 717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

~~12ER23-14 12-29.005~~ The New Worlds Reading Initiative; Participation; Allocation; Carryforward; Transfer; Rescindment.

(1) through (4) No change.

(5) Tax Credits.

(a) No change.

(b)1. Insurance Premium Tax – A tax credit of 100 percent of the contribution against any insurance premium tax due under Section 624.509(1), F.S., for the tax year is allowed. The amount of the tax credit for a tax year is limited to the insurance premium tax due after deducting:

- a. Assessments made pursuant to Section 440.51, F.S. (workers’ compensation administrative assessments);
- b. Credits for taxes paid under Sections 175.101 and 185.08, F.S. (firefighters’ and police officers’ pension trust funds); and,
- c. Credits for income taxes paid under Chapter 220, F.S., and the salary credit allowed under Section 624.509(5), F.S., as these are limited by Section 624.509(6), F.S. (the 65 percent limitation).
- d. The amount of the Strong Families Tax Credit under Section 624.51057, F.S., the amount of the Live Local Program credit under Section 624.51058, F.S., and the Florida Tax Credit Scholarship Program credit under Section 624.51055, F.S.

- 2. No change.
- (c) through (f) No change.
- (6) through (8) No change.

PROPOSED EFFECTIVE DATE: October 1, 2023  
 Rulemaking Authority 213.06(1), 1003.485(7)(b) FS., ss. 34, 43, Ch. 2023-17 LOF. Law Implemented 211.0252, 212.1833, 220.1876, 561.1212, 624.51056, 1003.485(5) FS., s. 41, Ch. 2023-17 LOF. History–New 5-23-22, 10-1-23.  
 THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
 EFFECTIVE DATE: 10/01/2023

**DEPARTMENT OF REVENUE**

RULE NO.: RULE TITLE:  
 12ER23-15 Live Local Program; Participation; Allocation; Carryforward; Transfer; Rescindment

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 43 of Chapter 2023-17, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Live Local Program, which provides that a taxpayer may receive a credit against corporate income tax and insurance premium tax for making an eligible contribution to the Live Local Program under s. 420.50872, F.S. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request a Live Local Program tax credit. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to

administer the provisions related to the Live Local Program Tax Credit created by s. 34 of Ch. 2023-17, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12ER23-15 (Live Local Program; Participation; Allocation; Carryforward; Transfer; Rescindment) provides the requirements applicable to the Live Local Program created by s. 34, Ch. 2023-17, L.O.F., including eligibility criteria for qualified businesses to request a tax credit, the application process for submitting the request, and when the Live Local Program tax credits can be taken against the tax imposed by Ch. 220 and 624, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850) 717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12ER23-15 Live Local Program; Participation; Allocation; Carryforward; Transfer; Rescindment.

(1) Definitions. For purpose of this rule, the following terms mean:

(a) “Corporation” means the Florida Housing Finance Corporation as defined in Section 420.0004, F.S., and designated to administer the Live Local Program.

(b) “Affiliated group of corporations” is given the same meaning as the definition provided in Section 220.03(1)(b), F.S.

(c) “Contribution” or “eligible contribution” means a monetary contribution from a taxpayer to the corporation.

(d) “Credit allocation” means an allocation to a taxpayer of an annual tax credit cap authorized under the Live Local Program.

(e) “Department” means the Florida Department of Revenue.

(f) “State fiscal year” means the annual period beginning July 1 through June 30 of the following year.

(g) “Tax credit cap” means the maximum annual tax credit amount that the Department is authorized by Section 420.50872, F.S., to allocate.

(2) Taxpayers eligible to participate in the program. Taxpayers who pay any of the following taxes may apply to the Department for a credit allocation:

(a) Florida corporate income tax imposed under Chapter 220, F.S.

(b) Florida insurance premium tax imposed under Section 624.509, F.S.

(3) Applications for credit allocations.

(a) To apply for an allocation of the available program credits, taxpayers must submit Live Local Program – Application for Tax Credit Allocation for Contributions to the



Florida Housing Finance Corporation (Form DR-446000, incorporated by reference in Rule 12ER23-13, F.A.C.) to the Department.

1. Taxpayers required to file returns and remit payments by electronic means pursuant to Section 213.755, F.S., and Rule Chapter 12-24, F.A.C., must apply online using the Department's website. When the application is completed and submitted online, a confirmation number will be provided with the date and time of submission.

2. The fastest and easiest way to apply for an allocation is online at [floridarevenue.com/taxes/multitaxcredits](http://floridarevenue.com/taxes/multitaxcredits). Taxpayers who are not required to file returns and remit payments by electronic means pursuant to Section 213.755, F.S., and Rule Chapter 12-24, F.A.C., may also apply by submitting a paper application with the Department.

(b) A separate application to receive a credit allocation is required for each tax credit cap year.

(c) Taxpayers are eligible to apply during the following periods to receive a credit allocation from each annual tax credit cap for the following taxes as follows:

1. Corporate Income Tax – A taxpayer may make an application for a credit allocation on the first business day of January of each calendar year for its tax year that begins during that calendar year. The application must be submitted before the date the taxpayer is required to file its corporate income/franchise tax return for that tax year pursuant to Section 220.222, F.S., including a valid extended due date.

a. Example: A calendar year taxpayer may apply for a credit allocation for the 2024-2025 state fiscal year credit beginning on January 2, 2024. The application must be submitted before May 1, 2025; however, if the due date of the taxpayer's corporate income/franchise tax return is validly extended, the application may be submitted before November 1, 2025.

b. Example: A taxpayer with a tax year beginning December 1, 2024, and ending November 30, 2025, may apply for a credit allocation for the 2024-2025 state fiscal year credit beginning on January 2, 2024. The application must be submitted before April 1, 2026; however, if the due date of the taxpayer's corporate income/franchise tax return is validly extended, the application may be submitted before October 1, 2026.

2. Insurance Premium Tax – A taxpayer may make an application for a credit allocation on the first business day of January of each calendar year and before the due date of the insurance premium taxes and fees return, which is March 1 following the taxable year. Example: For the 2024-2025 state fiscal year tax credit cap, a taxpayer may submit an application for a credit allocation beginning on January 2, 2024. The application must be made on or before February 28, 2025.

(d) The Department will accept applications until either the tax credit cap is reached or until on or before the day the taxpayer's insurance premium tax return is due; or until the day before the due date of the taxpayer's corporate income/franchise tax return for corporate income tax, whichever occurs first.

(4) Notification.

(a) The Department will approve credit allocations on a first-come, first-served basis. Following receipt of an application, the Department will send written correspondence regarding the amount of the credit allocation for each tax applied for, or the reason the credit allocation could not be approved.

(b) When the Department is not able to approve an application, a letter explaining the reason for the denial will be mailed to the taxpayer. The taxpayer may protest the denial pursuant to Sections 120.569 and 120.57, F.S. The Department will reserve the denied amount of the allocation for the taxpayer during the protest period.

(c) When approved, the Department's approval letter will specify the period in which the contribution to the corporation must be made. Contributions must be made during the period specified in the approval letter. The corporation will issue the taxpayer a certificate of contribution signed by an authorized representative of the corporation containing:

1. Contributor's name;
2. Contributor's federal identification number;
3. Amount of contribution; and
4. Date of contribution.

(d) The amount of tax credit claimed on a tax return is limited to the amount of contribution contained in the certificate of contribution issued by the corporation. The taxpayer must make the contribution before the credit is claimed on a tax return.

(e) No tax credit will be allowed when a taxpayer:

1. Fails to make the designated contribution;
2. Fails to make a contribution before claiming the tax credit on a tax return;
3. Claims the credit against tax due prior to the date the contribution is made; or
4. Makes the contribution outside the period specified in the Department's approval letter.

(5) Tax Credits.

(a)1. Corporate Income Tax – A tax credit of 100 percent of the contribution against any corporate income tax due for the tax year is allowed. The amount of the tax credit for a tax year:

a. Is taken in the order of the credits provided against the corporate income tax in Section 220.02(8), F.S.

b. Must be reduced by the difference in federal corporate income tax due computed with the credit and without the credit.

c. Must be added back to taxable income in determining Florida corporate income tax due. If the amount of a credit taken under Section 220.1878, F.S., is added to federal taxable income on the Florida corporate income/franchise tax return in a previous tax year and is taken as a deduction for federal tax purposes in the current tax year, the amount of the federal deduction is not required to be added to federal taxable income on the Florida corporate income/franchise tax return in the current year. This provision ensures that the amount of the credit taken under Section 220.1878, F.S., is added to federal taxable income in the applicable tax year and does not result in a duplicate addition in a subsequent tax year.

d. Is revoked and rescinded when a taxpayer applies for a credit allocation after timely requesting an extension of time in which to file its Florida corporate income/franchise tax return and fails to remit sufficient tentative tax, such that its extension is not valid under Sections 220.222 and 220.32, F.S.

2. Taxpayers must attach a copy of the certificate of contribution from the corporation to the Florida corporate income/franchise tax return on which the credit allocation, or a portion of the credit allocation, is taken as a tax credit.

(b)1. Insurance Premium Tax – A tax credit of 100 percent of the contribution against any insurance premium tax due under Section 624.509(1), F.S., for the tax year is allowed. The amount of the tax credit for a tax year is limited to the insurance premium tax due after deducting:

a. Assessments made pursuant to Section 440.51, F.S. (workers' compensation administrative assessments);

b. Credits for taxes paid under Sections 175.101 and 185.08, F.S. (firefighters' and police officers' pension trust funds); and,

c. Credits for income taxes paid under Chapter 220, F.S., and the salary credit allowed under Section 624.509(5), F.S., as these are limited by Section 624.509(6), F.S. (the 65 percent limitation).

d. The amount of the Strong Families Tax Credit under Section 624.51057, F.S.

2. Taxpayers must attach a copy of the certificate of contribution from the corporation to the tax return on which the credit allocation, or a portion of the credit allocation, is taken as a tax credit.

(c) Contributions to the corporation are not payments of estimated tax or installment payments of tax. However, credits earned for contributions to the corporation for corporate income tax or insurance premium tax will be taken into account when determining the estimated payment amounts required to meet the prior year exceptions for each tax. Cross reference: Rules 12C-1.034 and 12B-8.001, F.A.C.

(6) Carryforward of unused credits.

(a) When a taxpayer is unable to use a tax credit during the period specified by the Department in the approval letter,

because the taxpayer's liability is insufficient, the taxpayer may carry forward the unused tax credit amount for a period not to exceed ten years.

(b) Examples.

1. Corporate Income Tax Example – A calendar year taxpayer applied for and was approved for a credit allocation against corporate income tax for the tax year ending December 31, 2024. Any unused carryforward from its tax year ending December 31, 2024, expires on the due date pursuant to Section 220.222, F.S., for the Florida corporate income/franchise tax return for the taxable year ending December 31, 2034.

2. Insurance Premium Tax Example – A taxpayer applied for and was approved for a credit allocation against insurance premium tax due for calendar year 2024. Any unused carryforward from its tax year ending December 31, 2024, expires on December 31, 2034.

(7) Transfers of unused tax credits.

(a) A taxpayer may not convey, assign, or transfer a credit allocation or tax credit to another entity unless all of the assets of the taxpayer are conveyed, assigned, or transferred in the same transaction. However, the following credit allocations or tax credits may be transferred between members of the same affiliated group of corporations:

1. A tax credit allocation for which a contribution has not been made to the corporation by the transferring member. The receiving member must make a contribution to the corporation during the same period that the transferring member was required to make the contribution. In addition, the contribution must be made before the receiving member may claim the tax credit.

2. A tax credit allocation for which a contribution has been made to the corporation by the transferring member, but the tax credit has not been claimed on a tax return.

3. A carryforward tax credit amount that has not been claimed on a tax return.

(b) A transferred credit allocation or tax credit may only be used against the same tax as the original credit allocation or tax credit approved by the Department.

(c) A transferred tax credit may only be taken by the receiving member of the affiliated group during the same period that the transferring member was approved to take the credit.

(d) A transferred carryforward amount may only be taken as a tax credit during the same time period as the transferring member was authorized to take the carryforward tax credit amount.

(e)1. A taxpayer must notify the Department of its intent to transfer a credit allocation or tax credit to another member of its affiliated group by submitting Live Local Program – Notice of Intent to Transfer a Tax Credit (Form DR-446200, incorporated by reference in Rule 12ER23-13, F.A.C.). A

separate notice must be submitted for each member of an affiliated group of corporations receiving a transfer.

2. Taxpayers must submit an application for transfer of any unused credit allocation or tax credit to:

Florida Department of Revenue  
Revenue Accounting  
P.O. Box 6609  
Tallahassee, FL 32314-6609

(f) The Department must approve the application for transfer of the unused credit allocation or tax credit before the receiving member may claim the tax credit on a tax return.

(g) Following receipt of an application, the Department will send written correspondence approving the transfer or providing the reason the transfer could not be approved. The taxpayer may protest the denial pursuant to Sections 120.569 and 120.57, F.S.

(h) If the transfer is approved, a copy of the approval letter will be sent to both the transferring member and the receiving member. The approval letter will include instructions on how the receiving member may claim the tax credit on a tax return.

(8) Rescindment of unused tax credits.

(a) The rescindment provision allows credit allocations that will not be used by the taxpayer to be reallocated to other taxpayers who may use the credit allocation. Taxpayers must apply online using the Department’s website at floridarevenue.com or submit Live Local Program – Application for Rescindment of Previous Allocation of Tax Credit (Form DR-446100, incorporated by reference in Rule 12ER23-13, F.A.C.) to the Department to rescind all or a portion of an unused credit allocation. See paragraph (3)(a) for submitting the application to the Department.

(b) An application for rescindment of the unused credit allocation by the Department will not be approved when:

1. The amount of credit allocation requested to be rescinded has been claimed as a credit on a previously filed return; or

2. The allocation year is closed for all taxpayers. The allocation period for a calendar year is closed for all taxes and all taxpayers on October 1 of the third year following the January 1 opening of the allocation period, regardless of whether the annual tax credit cap has been reached. For example, the allocation period beginning January 1, 2024, for the state fiscal year beginning July 1, 2024, closes for all taxpayers on October 1, 2026.

(c) Following receipt of an application, the Department will send written correspondence regarding the amount of the rescindment, or the reason rescindment could not be approved. The taxpayer may protest the denial pursuant to Sections 120.569 and 120.57, F.S.

(d) When the approval of a rescindment allows the tax credit cap for a state fiscal year to be reopened and available for

allocation, the Department will notify the corporation that the tax credit cap is available for allocation.

PROPOSED EFFECTIVE DATE: October 1, 2023

Rulemaking Authority 213.06(1), ss. 34, 43, Ch. 2023-17 LOF. Law Implemented ss. 21, 34, 41, Ch. 2023-17 LOF. History–New 10-1-23.

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

EFFECTIVE DATE: 10/01/2023

**DEPARTMENT OF THE LOTTERY**

RULE NO.: RULE TITLE

53ER23-51 Replacement of Obsolete Emergency Rules.

SUMMARY OF THE RULE: This emergency rule is replacing other emergency rules that have been determined to be obsolete by the Department of the Lottery.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Lisa Swearengin, Executive Manager Assistant, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-51 Replacement of Obsolete Emergency Rules. The following Department of the Lottery emergency rules relating to Florida Lottery games, promotions or other obsolete emergency rules are being replaced because the games have ended and their respective redemption deadlines have past, the promotions have concluded and the fulfillment processes have been completed, or the provisions of the rules are obsolete. This emergency rule shall replace the following emergency rules:

<u>Rule Number</u>	<u>Rule Title</u>
<u>53ER16-3</u>	<u>Instant Game Number 1298, \$500,000 FLAMINGO MULTIPLIER.</u>
<u>53ER17-48</u>	<u>Game Number 1357, CASH PAYOUT.</u>
<u>53ER19-62</u>	<u>Game Number 1434, \$5,000,000 LUCK.</u>
<u>53ER20-5</u>	<u>Game Number 1443, 10X<sup>®</sup>.</u>
<u>53ER20-56</u>	<u>Game Number 1460, \$2 MONOPOLY™ BONUS SPECTACULAR.</u>
<u>53ER20-87</u>	<u>Game Number 1475, CASH CELEBRATION.</u>
<u>53ER21-4</u>	<u>Game Number 1478, \$1 GOLD RUSH SUPREME.</u>
<u>53ER21-6</u>	<u>Game Number 1480, \$5 GOLD RUSH SUPREME.</u>

<u>53ER21-7</u>	<u>Game Number 1481, \$10 GOLD RUSH SUPREME.</u>
<u>53ER21-16</u>	<u>Game Number 1482, HIT \$50!.</u>
<u>53ER21-17</u>	<u>Game Number 1483, MONEY MATCH.</u>
<u>53ER21-25</u>	<u>Game Number 1486, LADY LUCK.</u>
<u>53ER21-28</u>	<u>Game Number 1494, CASH CLUB.</u>
<u>53ER21-29</u>	<u>Game Number 5020, 2 FOR \$1.</u>
<u>53ER21-33</u>	<u>Trucks, Bucks and Trips Promotion.</u>
<u>53ER21-39</u>	<u>Game Number 1492, \$2,500 A WEEK FOR LIFE.</u>
<u>53ER21-40</u>	<u>Game Number 1493, \$5,000 A WEEK FOR LIFE.</u>
<u>53ER22-21</u>	<u>TRUCKS, BUCKS AND TRIPS PROMOTION AMENDMENT.</u>
<u>53ER22-26</u>	<u>Game Number 5034, 777.</u>
<u>53ER22-29</u>	<u>Monopoly™ Doubler Bonus Play Promotion.</u>
<u>53ER22-47</u>	<u>PICK Daily Games™ Promotion.</u>
<u>53ER22-55</u>	<u>POWERBALL® First Millionaire of the Year® Promotion 2022-23.</u>
<u>53ER22-61</u>	<u>JACKPOT RAFFLE PROMOTION.</u>
<u>53ER22-67</u>	<u>Super Grouper Black Friday Promotion.</u>
<u>53ER23-1</u>	<u>Daily Doubler Bonus Play Promotion.</u>
<u>53ER23-6</u>	<u>Replacement of Obsolete Emergency Rules.</u>
<u>53ER23-7</u>	<u>FANTASY 5® Advance Play Countdown and New Draw Schedule Transition Provisions.</u>
<u>53ER23-17</u>	<u>\$25 INSTANT-WIN CASH! Promotion.</u>
<u>53ER23-18</u>	<u>FANTASY 5® BOGO! Promotion.</u>
<u>53ER23-19</u>	<u>FANTASY 5® Retailer Incentive Bonus.</u>

Rulemaking Authority - 24.109(1) FS. Law Implemented - 24.109(1) FS. History – New 9/26/23, Replaces 53ER16-3, 53ER17-48, 53ER19-62, 53ER20-5, 53ER20-56, 53ER20-87, 53ER21-4, 53ER21-6, 53ER21-7, 53ER21-16, 53ER21-17, 53ER21-25, 53ER21-28, 53ER21-29, 53ER21-33, 53ER21-39, 53ER21-40, 53ER22-21, 53ER22-26, 53ER22-29, 53ER22-47, 53ER22-55, 53ER22-61, 53ER22-67, 53ER23-1, 53ER23-6, 53ER23-7, 53ER23-17, 53ER23-18, 53ER23-19.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER EFFECTIVE DATE: 9/26/23

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On September 18, 2023 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 61C-1.004(1)(a), Florida Administrative Code and Section 5-203.13, 2017 FDA Food Code from Tacos Wey 561 LLC located in Boca Raton. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water. They are requesting to share the mop sink located on the premises of a nearby business under a different ownership.

The Petition for this variance was published in Vol. 49/182 on September 19, 2023. The Order for this Petition was signed and approved on September 26, 2023 After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the mop sink located on the premises of Kleopas Kleopa (690 Glades Rd. Boca Raton), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Tacos Wey 561 LLC (Tacos Wey 561 LLC) and/or Kleopas Kleopa (Kleopas Kleopa) changes, a signed agreement for use of the mop sink is required immediately.

A copy of the Order or additional information may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-20.002 Experience

NOTICE IS HEREBY GIVEN that on September 21, 2023, the Board of Professional Engineers, received a petition for variance or waiver filed by James Austin, regarding

subparagraph 61G15-20.002(1)(b)3., F.A.C., which states, experience credit is based on a 40 hour per week full-time employment basis. No additional credit is allowable for overtime work, or for part-time work experience obtained while pursuing engineering education on a full-time basis, or for the pursuit of a master's or doctoral degree while obtaining full-time work experience. Petitioner requests the Board allow additional experience credit for overlapping educational and work time. Comments on this petition should be filed with the Board of Professional Engineers within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2400 Mahan Drive, Tallahassee, Florida 32308, or telephone: (850)521-0500, or by email: [Zraybon@fbpe.org](mailto:Zraybon@fbpe.org).

**DEPARTMENT OF HEALTH**  
Board of Medicine

The Board of Medicine hereby gives notice: that the Petition filed by Nyree Penn, MHSc, CAA, on August 10, 2023, seeking a variance or waiver of Sections 458.3475 and 456.0391, F.S., has been withdrawn. The Notice of Petition was published in Vol. 49 No. 172 of the September 5, 2023, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting:  
Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, [Paul.Vazquez@flhealth.gov](mailto:Paul.Vazquez@flhealth.gov).

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-21.003 Application and Selection Process for Developments

NOTICE IS HEREBY GIVEN that on September 25, 2023, the Florida Housing Finance Corporation, received a petition for waiver of paragraph 67-21.003(8)(h), Florida Administrative Code (5/18/2021) from Osprey Sound Apartments, LP, allowing Petitioner to decrease the total units identified in the Application.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing's website at [floridahousing.org](http://floridahousing.org). Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at [CorporationClerk@floridahousing.org](mailto:CorporationClerk@floridahousing.org) or Florida Housing

Finance Corporation, Attn: Corporation Clerk, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

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

**DEPARTMENT OF STATE**

Division of Historical Resources

**RULE NO.: RULE TITLE:**

1A-39.001 Division of Historical Resources Grant Programs & Requirements

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

**DATE AND TIME:** October 4, 2023, 8:30 a.m., (eastern) to conclusion

**PLACE:** R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida or via webinar:

<https://attendee.gotowebinar.com/register/2766892854306277>

215, Webinar ID: 934-871-779

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Small Matching Grant Panel will convene by webinar to review and score the FY2025 Historic Preservation Small Matching Grant Applications.

A copy of the agenda may be obtained by contacting: [DHRGrants.com@dos.myflorida.com](mailto:DHRGrants.com@dos.myflorida.com)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Alexys Johnson at (850)245-6306 or [alexys.johnson@dos.myflorida.com](mailto:alexys.johnson@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: [DHRGrants@dos.myflorida.com](mailto:DHRGrants@dos.myflorida.com).

**DEPARTMENT OF STATE**

Division of Library and Information Services

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

**DATE AND TIME:** October 13, 2023, 9:30 a.m. to conclusion, Eastern.

**PLACE:** R.A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, FL 32399 or, register to attend virtually:

<https://dos-myflorida.zoom.us/j/934871779>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors of the Friends of the State Library and

Archives of Florida Inc. will meet for the quarterly business meeting.

A copy of the agenda may be obtained by contacting: The Division of Library and Information Services at [dllisinfo@dos.myflorida.com](mailto:dllisinfo@dos.myflorida.com) or (850)245-6607.

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 (5) days before the workshop/meeting by contacting: the Division of Library and Information Services at (850)245-6607 or [dllisinfo@dos.myflorida.com](mailto:dllisinfo@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Library and Information Services at [dllisinfo@dos.myflorida.com](mailto:dllisinfo@dos.myflorida.com) or (850)245-6607.

For the procedure on making a public comment during the meeting, please refer to the Division's Public Comment Policy.

#### DEPARTMENT OF EDUCATION

The General Education Core Course Review Faculty Committees announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2023, 10:00 a.m.-12:00 noon, EDT

PLACE: Please register to attend virtually:

<https://spcollege.zoom.us/join/94c7692b-8292-4daa-8c9c-c65043027c8d@db21de5d-bc9c-420c-8f3f-8f08f85b5ada>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business meeting with discussions by discipline committees and course prefix subcommittees regarding general education course recommendations to the Articulation Coordinating Committee.

A copy of the agenda may be obtained by contacting: (850)245-0427 or [GenEdReview2023@fldoe.org](mailto:GenEdReview2023@fldoe.org).

#### DEPARTMENT OF EDUCATION

State Board of Education

The Military Interstate Children's Compact Commission – Florida Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 13, 2023, 10:00 a.m. – 11:00 a.m., ET (or until business is concluded, whichever is earlier).

PLACE: <https://events.teams.microsoft.com/event/da6c400c-3da7-4b69-9772-d9e2d100bd63@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Provide updates on Military Interstate Children's Compact.

A copy of the agenda may be obtained by contacting: [StudentSupportServices1@fldoe.org](mailto:StudentSupportServices1@fldoe.org).

#### DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: Tuesday, October 3, 2:00 p.m. – 3:00 p.m., ET

PLACE: Telephone (audio only): (850)739-5589, Conference ID: 241 015 195# or Register to participate in the virtual TEAMS webinar:

<https://events.gcc.teams.microsoft.com/event/94c7692b-8292-4daa-8c9c-c65043027c8d@db21de5d-bc9c-420c-8f3f-8f08f85b5ada>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Infrastructure Investment and Jobs Act (IIJA) requires the Department, in consultation with Florida's 27 metropolitan planning organizations (MPOs), to develop a Carbon Reduction Strategy (Strategy) to reduce transportation emissions from surface transportation. The webinar will provide an overview of what is in the Strategy and let members of the public know how they may provide feedback.

A copy of the agenda may be obtained by contacting: April Combs, (850)414-4817.

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: April Combs, (850)414-4817. 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: please visit the Department's website:

<https://www.fdot.gov/planning/policy/carbon-reduction-strategy>.

#### DEPARTMENT OF CITRUS

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

DATE AND TIME: October 4, 2023, 9:00 a.m.

PLACE: This workshop will be held at the Florida Department of Citrus, 605 E. Main Street, Bartow, Florida. If you are unable to attend in-person, you may access the workshop virtually by using the Teams meeting link or call-in numbers listed below:

Join on your computer, mobile app or room device, please copy and paste the following link into your internet browser:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NjI5NzRjODctYWVjOS00ZGMwLTg0NGItNWxMjZiMjZmOTI4%40thread.v2/0?context=%7b%22Tid%22%3a%2224a2d6e4-6549-4403-9778-10a3a8e3da8e%22%2c%22Oid%22%3a%2252639bfe-7ac0-4663-97bb-0921641122d1%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NjI5NzRjODctYWVjOS00ZGMwLTg0NGItNWxMjZiMjZmOTI4%40thread.v2/0?context=%7b%22Tid%22%3a%2224a2d6e4-6549-4403-9778-10a3a8e3da8e%22%2c%22Oid%22%3a%2252639bfe-7ac0-4663-97bb-0921641122d1%22%7d)

Meeting ID: 224 719 364 261

Passcode: 5eJm6k

You may also call in to the meeting (audio only) by using the following telephone number and conference ID:

+1 904-539-9759, 472936795# United States, Jacksonville

Phone Conference ID: 472 936 795#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of this workshop is to update the Florida Citrus Commission on approved legislative funding for scientific research relative to HLB/greening, to present qualifying project proposals received by the Department, and for staff to receive feedback on same. The workshop will also include a year end budget summary of the Department's 2022-2023 FY operating budget.

A copy of the agenda may be obtained by contacting: Heather Anderson at [Handerson@citrus.myflorida.com](mailto:Handerson@citrus.myflorida.com) or 1(863)537-3950.

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: Sharon McLeod at [smcleod@citrus.myflorida.com](mailto:smcleod@citrus.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**WATER MANAGEMENT DISTRICTS**

Northwest Florida Water Management District

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

**DATE AND TIME:** October 10, 2023, 3:00 p.m., Eastern Time (ET).

**PLACE:** Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with the timeframe set forth in section 120.525, Florida Statutes, the District announces the opening of bids received in response to ITB No. 24B-002 - RENTAL AND SERVICE OF PORTABLE AND COMPOST/VAULT TOILETS ON DISTRICT LANDS.

A copy of the agenda may be obtained by contacting: (850)539-5999, or visiting the Northwest Florida Water Management District's website, <http://www.nfwwater.com>, or the State of Florida's MyFloridaMarket Place Vendor Information Portal.

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 72 hours before the workshop/meeting by contacting: Carol Bert at (850)539-5999, [Carol.Bert@nfwwater.com](mailto:Carol.Bert@nfwwater.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carol Bert at (850)539-5999, [Carol.Bert@nfwwater.com](mailto:Carol.Bert@nfwwater.com).

**WATER MANAGEMENT DISTRICTS**

Northwest Florida Water Management District

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

**DATE AND TIME:** October 18, 2023, 2:00 p.m., Eastern Time (ET).

**PLACE:** Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with the timeframe set forth in section 120.525, Florida Statutes, the District announces the opening of bids received in response to ITB No. 24B-001 - 2024 HAND PLANTING SERVICES FOR REFORESTATION AND GROUND COVER RESTORATION.

A copy of the agenda may be obtained by contacting: (850)539-5999 or visiting the Northwest Florida Water Management District's website, <http://www.nfwwater.com>, or the State of Florida's MyFloridaMarket Place Vendor Information Portal.

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 72 hours before the workshop/meeting by contacting: Benjamin Faure at Office (850)722-9919 or Cell (850)510-0399, [Benjamin.Faure@nfwwater.com](mailto:Benjamin.Faure@nfwwater.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: Benjamin Faure at Office (850)722-9919 or Cell (850)510-0399, [Benjamin.Faure@nfwwater.com](mailto:Benjamin.Faure@nfwwater.com).

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

**RULE NO.:** RULE TITLE:

40D-8.041 Minimum Flows

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

**DATE AND TIME:** CANCELLED October 2, 2023, 1:00 p.m. – 3:00 p.m.

**PLACE:** CANCELLED teleconference

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** NOTICE OF CANCELLATION - This is to announce the cancellation of the October 2, 2023, peer review panel

teleconference meeting for the proposed Minimum Flows for Horse Creek and Charlie Creek. (T2023032-2)

A copy of the agenda may be obtained by contacting: N/A

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Wednesday, October 11, 2023, 4:00 p.m. - 7:00 p.m., EDT.

PLACE: New Port Richey Recreation & Aquatic Center, 6630 Van Buren St., New Port Richey, FL 34653.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this public meeting is to obtain public comments on the draft domestic wastewater/National Pollutant Discharge Elimination System (DW-NPDES) permit for the city of New Port Richey. The continued operation of the city's domestic wastewater treatment plant requires renewal of the DW-NPDES permit. The city of New Port Richey applied for renewal on May 24, 2022. This project is located at 4730 Main St., New Port Richey, FL 34652, and will consist of the continued operation of an existing 7.5 million gallons per day (MGD) domestic wastewater treatment plant that recycles its treated effluent through a reclaimed water facility. The draft permit prohibits any untreated discharges and authorizes only wet-weather treated discharges that occur only when the influent flow is above 8.4 MGD. The draft NPDES Permit (File No. FL0127434-012-DW1P/NR) was issued on September 8, 2022. The corresponding Notice of Draft Permit was published in the Tampa Bay Times on October 12, 2022.

During the public comment period provided in Rule 62-620.550, Florida Administrative Code (F.A.C.), any interested person may submit written or oral comments on this draft permit. All comments shall be considered in making the final decision and shall be answered as provided in Rule 62-620.555, F.A.C.

A copy of the agenda may be obtained by contacting: Erica Peck, DEP Southwest District Office, Florida Department of Environmental Protection at Erica.Peck@FloridaDEP.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 10 days before the workshop/meeting by contacting: Stacie Taylor at (850)245-2072 or Stacie.L.Taylor@FloridaDEP.gov at least ten (10) days before the meeting. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. 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: Erica Peck, DEP Southwest District Office, Florida Department of

Environmental Protection, 13501 N. Telecom Parkway, Suite 101, Temple Terrace, FL 33637; calling (813)470-5906; or emailing Erica.Peck@FloridaDEP.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: October 12, 2023, 4:00 p.m.

PLACE: (877)309-2073; Participation Code: 230-333-837 or <https://meet.goto.com/FL-BOMT/pcp-public>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Reconsideration of cases for which a determination of probable cause has already been made.

A copy of the agenda may be obtained by contacting:

<https://floridasmassagetherapy.gov/meetinginformation/upcoming-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 7 days before the workshop/meeting by contacting: the board office at [mqa.massagetherapy@flhealth.gov](mailto:mqa.massagetherapy@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 [mqa.massagetherapy@flhealth.gov](mailto:mqa.massagetherapy@flhealth.gov).

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: October 11, 2023, 10:00 a.m. - 11:00 a.m., EST

PLACE: Call in (audio only): +1(850)792-1375, Phone Conference ID: 306 425 675# or Microsoft Teams:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_Yzg3YjdhODktNzVhYi00N2Q5LTliMjQtYjFlYmQ0M2YwMTAw%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_Yzg3YjdhODktNzVhYi00N2Q5LTliMjQtYjFlYmQ0M2YwMTAw%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health/Division of Community Health Promotion is conducting a quarterly meeting with the



Information Clearinghouse on Developmental Disabilities Advisory Council to advise the Department of Health on establishing and maintaining a clearinghouse of information related to developmental disabilities on its website.

A copy of the agenda may be obtained by contacting: Maggie Dilger at [maggie.dilger@flhealth.gov](mailto:maggie.dilger@flhealth.gov)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Maggie Dilger at [maggie.dilger@flhealth.gov](mailto:maggie.dilger@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Maggie Dilger at [maggie.dilger@flhealth.gov](mailto:maggie.dilger@flhealth.gov).

#### DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: October 10, 2023, 9:00 a.m.

PLACE: Children's Board, 1002 E Palm Ave, Tampa, FL 33605.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough Community Alliance business.

A copy of the agenda may be obtained by contacting: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651.

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: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651. 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: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651.

#### DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: October 10, 2023, 10:30 a.m.

PLACE: Children's Board, 1002 E Palm Ave, Tampa, FL 33605

GENERAL SUBJECT MATTER TO BE CONSIDERED: Community Alliance Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651.

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: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651. 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: Kalen Graham at [kgraham@maryleeshouse.org](mailto:kgraham@maryleeshouse.org) or (813)250-6651.

#### FISH AND WILDLIFE CONSERVATION COMMISSION

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

DATES AND TIMES: Wednesday, October 18, 2023, 8:00 a.m. – 5:00 p.m.; Thursday, October 19, 2023, 8:00 a.m. – 5:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: During the February 2021 Florida Fish and Wildlife Conservation Commission meeting, the Commissioners directed staff to develop a Technical Assistance Group (TAG) to help address nonnative fish and wildlife issues in Florida. The purpose of this TAG is to enhance and promote ongoing dialogue and mutual understanding among organizations and agencies, and their respective stakeholders, by working together to address and examine the regulatory structure for nonnative fish and wildlife in Florida. The TAG will not serve as an advisory committee, nor is it delegated any decision-making authority. The objectives of this October 2023 meeting in Tampa will be for TAG members to continue discussions regarding regulation of non-native species.

A copy of the agenda may be obtained by contacting: Sarah Funck, 620 South Meridian St., FL 32399, (850)617-9502, email: [Sarah.Funck@MyFWC.com](mailto:Sarah.Funck@MyFWC.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 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).

For more information, you may contact: Sarah Funck, 620 South Meridian St., FL 32399, (850)617-9502, email: Sarah.Funck@MyFWC.com.

**FLORIDA GAMING CONTROL COMMISSION**  
 The FLORIDA GAMING CONTROL COMMISSION announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Thursday, October 5, 2023, 9:30 a.m.  
**PLACE:** The Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida 32399-0850  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting to discuss general business of the commission. The public meeting agenda, related documents, and Florida Gaming Control Commission contact information are available by contacting Dixie Parker at Dixie.Parker@flgaming.gov or (850)880-3433.

If any person decides to appeal any decision made by the commission 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. If you want to make public comment at this meeting, please contact Dixie Parker no less than 24 hours before the start of the meeting at Dixie.Parker@flgaming.gov. A copy of the agenda may be obtained by contacting: Dixie Parker at Dixie.Parker@flgaming.gov or (850)880-3433.

**FLORIDA FOUNDATION FOR CORRECTIONAL EXCELLENCE, INC.**  
 The Florida Foundation for Correctional Excellence Meeting of the Board Members announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 5, 2023, 1:00 p.m., EDT  
**PLACE:** Operation New Hope: 1830 N Main St. Unit 4 Jacksonville, FL 32206 or Teleconference via Teams: +1(312)667-7115, Phone Conference ID: 230 235 024#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Topic: FFCE Board Meeting  
 1. Call to Order Denver Stutler  
 2. Prior Board Meeting Minutes Approval Denver Stutler  
 3. New Business FDOC Representative  
 4. FFCE Developments Erica Averion/Noelle Manasco  
 5. Discussion Items Erica Averion  
 6. Next Steps/ Next Meeting Denver Stutler  
 7. Meeting Adjourned Denver Stutler

A copy of the agenda may be obtained by contacting: erica@flcorrectionalexcellence.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 2 days before the workshop/meeting by

contacting: erica@flcorrectionalexcellence.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: erica@flcorrectionalexcellence.com.

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

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission  
 NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has received the petition for declaratory statement from Brian L. Woods, on behalf of Team Real Education Solutions, LLC, on September 6, 2023. The petition seeks the agency's opinion as to the applicability of paragraph 61J2-3.009(1)(b), F.A.C. and subsection 61J2-3.009(3), F.A.C., as it applies to the petitioner.

Petitioner seeks the determination from the Commission to clarify what constitutes as proper licensee attendance at Commission-approved live stream courses, as it pertains to the rules. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Giuvanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com.

### DEPARTMENT OF HEALTH

Board of Medicine  
 The Board of Medicine hereby gives notice: that the Notice of Declaratory Statement filed by Nyree Penn, MHSc., CAA, on September 12, 2023, seeking the agency's opinion as the applicability of bringing parity to the professional landscape, ensuring that Certified Anesthesiologist Assists (CAAs) enjoy indirect supervision and prescriptive rights comparable to those of professional midlevel, counter-parts, Advanced Registered Nurse Practitioners (ARNPs) and Physician Assistants (PAs), has been withdrawn. The Notice of Declaratory Statement was published in Vol. 49, No. 180 of the September 15, 2023, issue of the Florida Administrative Register.

Please refer all comments to: Paul J. Vazquez, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, or Paul.Vazquez@flhealth.gov

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has received the petition for declaratory statement from Viki Beth Freinberg, RN, on September 7, 2023. The petition seeks the agency's opinion as to the applicability of Section 464.003(19), F.S., as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board and asks the following questions: 1. "Is it within my scope of practice as a Registered Nurse in Florida to perform massages for body contouring or body-sculpting purposes?" 2. "Does my scope of practice allow me to utilize non-invasive or non-surgical electrical devices designed to dissolve or eliminate subcutaneous fat deposits, thereby contributing to body slimming and contouring, especially without the direct supervision of a physician?" Examples of these devices are listed in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, MQA.Nursing@flhealth.gov, or by telephone at (850)245-4125.

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that that the Board of Nursing has received the petition for declaratory statement from Viki Beth Freinberg, RN, on September 18, 2023. The petition seeks the agency's opinion as to the applicability of Section 456.072(1)(bb), F.S., as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board and asks the following questions: 1. "Would the act of manually expelling fluids from surgical incisions of patients who have undergone liposuction be categorized as a "wrong procedure" or "medically unnecessary" if .. done by a registered nurse in Florida? Especially with no direct supervision of a physician being physically present and immediately available to me while performing the procedure?" 2. "If this manipulation is found to be neither a "wrong procedure" nor "medically unnecessary" for a registered nurse to perform without the direct supervision of a physician, can Petitioner perform this procedure on patients in non-sterile environments such as the patient's residence, a hotel room, or a standard non-sterilized office?" Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02,

Tallahassee, Florida 32399, MQA.Nursing@flhealth.gov, or by telephone at (850)245-4125.

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

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

**NONE**

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

Phillip Hoback,  
Petitioner  
vs.  
Department of Agriculture and Consumer Services,  
Respondent.;  
CASE NO.: 23-3274RU

Glenn Brimmer,  
Petitioner  
vs.  
Florida Department of Law Enforcement Alcohol Testing Program;  
CASE NO.: 23-3262RX;  
RULE NO.: 11D-8.012, 11D-8.013, 11D-8.014, 11D-8.015

Basik Trading, Inc.,  
Petitioner  
vs.  
Department of Business and Professional Regulation,  
Division of Alcoholic Beverages and Tobacco,  
Respondent.;  
CASE NO.: 23-0543;  
RULE NO.: 61A-10.082

**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

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

CLAY COUNTY BOARD OF COUNTY COMMISSIONERS  
RFP No. 22/23-95, Public Private Partnership (P3) to Design,  
Build and Finance Two (2) Fire Stations in Clay County  
NOTICE OF REQUEST FOR PROPOSAL  
NOTICE OF UNSOLICITED PROPOSAL FOR PUBLIC-  
PRIVATE PARTNERSHIP OPPORTUNITY TO DESIGN,  
BUILD AND FINANCE TWO (2) FIRE STATIONS IN  
CLAY COUNTY

NOTICE IS HEREBY GIVEN that Clay County, Florida has received an unsolicited proposal submitted under the provisions of Section 255.065, Florida Statutes, Public-Private Partnerships, to design, build and finance two (2) fire stations in Clay County. The County has determined that this unsolicited proposal is sufficient for consideration. As such the County will accept other proposals to build the two (2) fire stations.

Proposals shall include Design, Construction and Finance Options to build two fire stations and related site improvements. Clay County currently owns the sites for both stations. Conceptual site and floor plans including living quarters and accommodations for each station are to be included in proposal. Station 22 is located at County Road 220 and Arena Road. Consider a five or six bay station estimated between 16,000 and 19,000 sq. ft. on a 1.73-acre site. Provide one- and two-story options for this station.

Station 1 is located at Old Jennings Road and Brannan Mill Boulevard. Consider a four or five bay station estimated between 12,000 and 15,000 sq. ft. on a 4.24-acre site.

Sealed bids will be received until 4:00 p.m., Thursday, November 2, 2023, for the following: RFP NO. 22/23-95, Public Private Partnership (P3) to Design, Build and Finance Two (2) Fire Stations in Clay County

Bids will be opened at 9:00 a.m., or as soon thereafter, on Friday, November 3, 2023, in the Clay County Administration Building, Conference Room “B”, Fourth Floor, 477 Houston St, Green Cove Springs, Florida and through the County’s electronic bidding system as well. Bids will not be valid unless received by the bid deadline.

The solicitation package is available at:

<https://procurement.opengov.com/PORTAL/claycounty?STATUS=ALL>.

In order to submit a response to this solicitation the respondent must be registered on Clay County’s Public Portal.

For information concerning procedures for responding to this Bid, contact Donna Fish in the Purchasing Department at (904)278-3761 or by email: [purchasing@claycountygov.com](mailto:purchasing@claycountygov.com).

Bidders are prohibited from contacting, by any means, whether orally, telephonically, electronically or in writing, any member of the Board, any County employee, including the County Manager, the County Attorney or the Commission Auditor, any member of the designated Evaluation Committee or any agent of the County regarding the Request for bids in any respect during the Request for Bid Period. The Request for Bid Period during which no contact may occur commences from the date of publication of the notice of a Request for Bids and ends upon a Bid Decision becoming final, i.e. after the notice of bid protest period of 72 hours has expired. However, in the event of a notice of protest, the no contact rule continues in place during the Protest Period and does not end until a resolution of the protest has occurred and become final. The following exceptions exist to the no-contact rule:

Inquiries may be submitted to the Purchasing Department if specifically provided in the Request for Bids;

Pre-bid conferences provided for in the Request for Bids; and  
Formal presentations by Bidders to the designated Evaluation Committee or to the Board or any committee thereof specifically contemplated in the Request for Bids.

The Board reserves the right and power to reject any and all Bids without cause and to waive technical and non-technical or non-material defects in the Request for Bids or submittal of any Bid, and in its discretion to re-advertise the Request for Bids. The Board reserves the right to award Bids, quotes, or Proposals which would be in the Best Interest of the County. Interested suppliers are advised that the Clay County Board of County Commissioners has a local preference policy and Buy American policy. The complete policy for both can be viewed at:

<https://www.claycountygov.com/government/purchasing/vendor-information>.

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount

provided in Section 287.017, Florida Statutes, for CATEGORY TWO for a period of 36 months from the date of being placed on the convicted vendor list.

Florida Workers' Compensation Insurance Guaranty Assoc., Inc.

FWCIGA RFP for Investment Services

The American Guaranty Fund Group, management company for the Florida Workers' Compensation Insurance Guaranty Association (FWCIGA), is seeking proposals for investment management services detailed in the Request for Proposal (RFP). FWCIGA is a 501(c)6 not-for-profit organization established by the Florida Legislature. The scope of services is included in the RFP document, which can be found in the news&media tab on the FWCIGA.ORG website. Parties may apply by responding to the RFP on or before the submission date as instructed in the RFP via mail or by contacting Elizabeth Frisbie, Controller at lfrisbie@agfgroup.org. The deadline for submitting written questions for the RFP is October 6, 2023. The deadline for RFP submission is October 20, 2023 at 5:00 p.m., EST.

## 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., Wednesday, September 20, 2023 and 3:00 p.m., Tuesday, September 26, 2023.

Rule No.	File Date	Effective Date
2ER23-1	9/20/2023	9/20/2023
12ER23-11	9/26/2023	10/1/2023
12ER23-12	9/26/2023	10/1/2023
12ER23-13	9/26/2023	10/1/2023
12ER23-14	9/26/2023	10/1/2023
12ER23-15	9/26/2023	10/1/2023
27P-11.0061	9/22/2023	10/12/2023
53ER23-51	9/26/2023	9/26/2023
60A-1.020	9/22/2023	10/12/2023
61G15-19.004	9/22/2023	10/12/2023
64B1-8.003	9/25/2023	10/15/2023
64B2-18.0055	9/22/2023	10/12/2023
64B6-2.003	9/22/2023	10/12/2023
64B6-3.001	9/22/2023	10/12/2023

64B6-8.002	9/25/2023	10/15/2023
64B6-8.003	9/25/2023	10/15/2023
64B15-13.001	9/25/2023	10/15/2023
64B18-17.002	9/22/2023	10/12/2023
68A-15.061	9/21/2023	10/11/2023
68A-15.064	9/21/2023	10/11/2023
68D-24.0037	9/20/2023	10/10/2023

### 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
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-330.010	4/28/2023	**/**/****
62-330.050	4/28/2023	**/**/****
62-330.055	4/28/2023	**/**/****
62-330.301	4/28/2023	**/**/****
62-330.310	4/28/2023	**/**/****
62-330.311	4/28/2023	**/**/****
62-330.350	4/28/2023	**/**/****
62-330.405	4/28/2023	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of SRQ Scooters LLC, line-make SCM0

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

Pursuant to section 320.642, Florida Statutes, notice is given that Genuine Scooters LLC intends to allow the establishment of SRQ Scooters LLC, as a dealership for the sale of motorcycles manufactured by SCO Motor Co., Ltd. (Line-make SCM0) at 4023 Sawyer Road Unit 100, Sarasota, (Sarasota County), Florida 34233, on or after October 27, 2023. The name and address of the dealer operator(s) and principal investor(s) of SRQ Scooters LLC are dealer operator(s): Walt Ottaviano, 4023 Sawyer Road Unit 100, Sarasota, Florida 34233; principal investor(s): Walt Ottaviano, 4023 Sawyer Road Unit 100, Sarasota, Florida 34233.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Sarah Miyashiro, Genuine Scooters LLC, 2700 W Grand Avenue, Chicago, Illinois 60612.

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

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#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

##### Division of Motor Vehicles

Establishment of Bintelli GC LLC, dba Bintelli Golf Carts. 3385, line-make BINT

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

Pursuant to section 320.642, Florida Statutes, notice is given that Bintelli LLC, intends to allow the establishment of Bintelli GC LLC, dba Bintelli Golf Carts, as a dealership for the sale of low-speed vehicles manufactured by Bintelli LLC (line-make BINT) at 3385 S US-17-92 Highway #133, Casselberry, (Seminole County), Florida 32707, on or after October 27, 2023.

The name and address of the dealer operator(s) and principal investor(s) of Bintelli GC LLC are dealer operator(s): John Hegedus, 717 Deer Creek Via Verona, Deerfield Beach, Florida 33442; principal investor(s): Lana Jamrosyk, 1643B Savannah Highway # 172, Charleston, South Carolina 29407.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Bintelli LLC, 6900 Weber Boulevard, Ladson, South Carolina 29456.

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

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority  
Tampa Bay Water - A Regional Water Supply Authority  
Annual Regulatory Plan

Tampa Bay Water's 2023-2024 Regulatory Plan was published on the agency's website on September 25, 2023, in compliance with Section 120.74 Fla. Stat. The 2023-2024 Regulatory Plan can be obtained by visiting [www.tampabaywater.org](http://www.tampabaywater.org) or by contacting the agency's Records Department at [records@tampabaywater.org](mailto:records@tampabaywater.org).

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#### COMMISSION ON ETHICS

Notice of Publication of 2023-2024 Regulatory Plan

On September 26, 2023, the Florida Commission on Ethics published its 2023-2024 Regulatory Plan. The Plan can be accessed at the following hyperlink:

<https://ethics.state.fl.us/Documents/Publications/RegulatoryPlan2023.pdf?cp=2023926>.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

Notice of Florida Building Code Binding Interpretation

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN THAT the Binding Interpretation Panel has issued a binding interpretation pursuant to Section 553.775, Florida Statutes, in response to the petition submitted by Accent Closets, and accepted by BOAF on September 5, 2023. The following is a summary of the interpretation:

Question: Are automatic sprinklers required by section [F]903.2.4.1, Florida Building Code, Building, 7th Edition (2020), for a fire area that is larger than 2,500 square feet containing a woodworking area that is 2,500 square feet or less?

Answer: No. However, determination of the subject woodworking operation area must be in accordance with a dust hazard analysis as required by section 426.1, Florida Building Code, Building, 7th Edition (2020), as reviewed and approved by the authority having jurisdiction.

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

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### Section XIII

## Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.

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