

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-4.0161 Mobile Food Dispensing Vehicles,
 Temporary Commercial Kitchens and
 Theme Park Food Carts

PURPOSE AND EFFECT: To revise an existing form incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Instructions on submitting a completed form.

RULEMAKING AUTHORITY: 509.032, 509.221, 509.241(4)(c), F.S.

LAW IMPLEMENTED: 509.032, 509.091, 509.101, 509.102, 509.211, 509.215, 509.221, 509.241(4)(c), F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717.1290.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

RULE NO.: RULE TITLE:
61G2-5.005 Definitions Applying to Exemptions

PURPOSE AND EFFECT: The proposed amendment adds language to paragraph (4) for clarification purposes, in accordance with s. 468.383(7), F.S. A JAPC letter was received on October 23, 2023.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment adds language to paragraph (4) for clarification purposes, in accordance with s. 468.383(7), F.S. A JAPC letter was received on October 23, 2023.

RULEMAKING AUTHORITY: 468.384(2) FS.

LAW IMPLEMENTED: 468.383 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: Stacey Buccieri, Executive Director, Auctioneers’ Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

RULE NO.: RULE TITLE:
61G2-7.030 Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed amendments: 1) Add a statutory reference for each violation; 2) Update the amount of administrative fine for second and subsequent offenses of each violation; and 3) Remove violation 61G2-7.030(1)(o), F.A.C., because it is not found in s. 468.389, F.S., and is duplicative of the violation in s. 455.227(1)(t), F.S.

SUBJECT AREA TO BE ADDRESSED: The proposed amendments: 1) Add a statutory reference for each violation; 2) Update the amount of administrative fine for second and subsequent offenses of each violation; and 3) Remove violation 61G2-7.030(1)(o), F.A.C., because it is not found in s. 468.389, F.S., and is duplicative of the violation in s. 455.227(1)(t), F.S.

RULEMAKING AUTHORITY: 455.2273(1), 455.273(2), 468.384(2) FS.

LAW IMPLEMENTED: 455.227, 455.2273(1), (2), (3), 468.389 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: Stacey Buccieri, Executive Director, Auctioneers’ Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:
 61G4-16.009 Examination and Reexamination
 PURPOSE AND EFFECT: The Board proposes an amendment that updates the rule requirements for examination and reexamination.
 SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment addresses examination and reexamination.
 RULEMAKING AUTHORITY: 455.217(2), 455.219(1), 489.108, 489.129(2) FS.
 LAW IMPLEMENTED: 455.217, 489.109, 489.111 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: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, or telephone: (850)487-1395, or by electronic mail to Amanada.Ackermann@myfloridalicense.com
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
 Proposed Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
 61C-1.002 Licensing and Inspection Requirements
 PURPOSE AND EFFECT: To clarify requirements related to the implementation of Chapter 2023-48 and Chapter 2023-211, Laws of Florida, and adopt updated forms by reference.
 SUMMARY: The proposed rulemaking amends Rule 61C-1.002, F.A.C., to establish requirements for the creation of a DBPR online service account; set specific circumstances allowing for applicants, licensees or licensed agents to opt-out of creating an online account; to instruct applicants, licensees or licensed agents to provide an email address to the division for use as the primary method of contact; to define the license classification of temporary commercial kitchen; and revise existing applications.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.
 The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.
 Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.
 RULEMAKING AUTHORITY: 509.032, 509.241, 509.2112, F.S.
 LAW IMPLEMENTED: 213.0535, 509.032, 509.102, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112, 509.013, 509.096, F.S.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717.1290.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-1.002 Licensing and Inspection Requirements.

- (1) No Change.
- (2) Each applicant for a public lodging or public food service establishment license and each licensee or licensed agent must:
 - (a) Provide an email address to the division for use as the primary contact for all division communications.
 - (b) Create and maintain a division online service account to manage their application or license.
 - 1. Pursuant to s. 509.241(4)(c), F.S., any applicant, licensee or licensed agent may request an exemption from the online service account requirements of this rule by submitting DBPR HR-7037, Request for Exemption from Creating and Maintaining a Division Online Service Account (<http://www.flrules.org/Gateway/reference.asp?No=Ref->) incorporated herein by reference and effective 2023 November.

2. Approved exemptions will be valid for 365 calendar days from the date of approval.

3. The division will provide any person granted an exemption under this subsection with instructions on how to submit applications, forms and fees in physical format.

4. Any applicant, licensee or licensed agent who wishes to continue their exemption for an additional 365 days must submit a new request before the current exemption expires. The extension will be valid for 365 calendar days from division approval of the extension.

(3)(2) To apply for licensure, an applicant must submit the appropriate application and the required fee, pursuant to Section 509.251, F.S. and Rule 61C-1.008, F.A.C., to the division. Any license fee received by the division is non-refundable once the establishment commences operation.

(a) License Applications.

1. Public lodging establishments, except vacation rentals and timeshare projects, required to be licensed by the division, under Chapter 509, F.S., must submit DBPR HR-7027, Application for Public Lodging Establishment License (<http://www.flrules.org/Gateway/reference.asp?No=Ref-14782>), incorporated herein by reference and effective 2022 August.

2. Vacation rentals and timeshare projects required to be licensed by the division under Chapter 509, F.S., must submit DBPR HR-7028, Application for Vacation Rental or Timeshare Project License (<http://www.flrules.org/Gateway/reference.asp?No=Ref-12476>), incorporated herein by reference and effective 2020 December.

3. Public food service establishments required to be licensed by the division under Chapter 509, F.S., must submit one of the following applications, as appropriate to the establishment.

a. DBPR HR-7035 ~~7007~~, Application for Fixed Public Food Service Establishment License (<http://www.flrules.org/Gateway/reference.asp?No=Ref-14781>), incorporated herein by reference and effective 2023 November 2022 August.

b. DBPR HR-7030, Application for ~~Public-Fixed~~ Public Food Service Establishment License with Plan Review (<http://www.flrules.org/Gateway/reference.asp?No=Ref-15336>), incorporated herein by reference and effective 2023 November March.

c. DBPR HR-7036, Application for Mobile Public Food Service Establishment License (<http://www.flrules.org/Gateway/reference.asp?No=Ref->), incorporated herein by reference and effective 2023 November.

~~d.e.~~ DBPR HR-7031, Application for Mobile Public Food Dispensing Vehicle Service Establishment License with Plan

Review

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-14783>), incorporated herein by reference and effective 2023 November 2022 August.

4.a. Temporary public food service establishments required to be licensed by the division under Chapter 509, F.S., must complete DBPR ~~Form~~ HR 5021-029, Temporary Event Vendor Receipt, Application and Inspection (<https://www.flrules.org/Gateway/reference.asp?No=Ref-12471>), incorporated herein by reference and effective 2020 December. The division will provide a copy of this application at the time of inspection.

(b) Pursuant to Section 559.79(1), F.S., the application shall require the name, address and social security number of each person who owns 10 percent or more of the outstanding stock or equity interest in the licensed activity. The division shall keep the social security number of each person reported on the application confidential, except in accordance with Section 559.79(3), F.S., and as provided in law with other governmental agencies.

(c) Pursuant to Section 213.0535, F.S., the application shall require the federal employer identification number and sales tax identification number of the applicant. The division shall keep such numbers confidential except as provided in conjunction with the Registration Information Sharing and Exchange Program and as provided in law with other governmental agencies.

(4)(3) Upon the division determining that each new application for license or application for change of ownership is complete, the establishment shall pass an opening inspection by the division prior to issuance of the license. An opening inspection shall not be required for vacation rentals, timeshare projects or vending machines. An opening inspection shall not be required for a change of ownership for public food service establishments that do not require a plan review if within 120 days prior to the postmark date on the application the establishment had a satisfactory inspection that did not result in administrative action or require a call-back inspection.

(5)(4) Public lodging establishments as defined in Section 509.013(4), F.S., are licensed in accordance with the classifications in Section 509.242, F.S., and:

(a) Transient establishments – are licensed as hotels, motels, transient apartments, bed and breakfast inns, vacation rentals and timeshare projects. Vacation rentals are further classified as condominiums or dwellings. A

vacation rental condominium license will be issued for a unit or group of units in a condominium or cooperative. A

vacation rental dwelling license will be issued for a single-family house, a townhouse, or a unit or group of units in a duplex, triplex, quadruplex, or other dwelling unit that has

four or less units collectively.

1. Vacation rental and timeshare project licenses will be issued as a single, group, or collective license pursuant to Section 509.251, F.S., to either an individual person or to a licensed agent. For the purpose of this rule, “licensed agent” means the operator of a management company that has been licensed by the dwelling or unit owner, through a rental agreement or contract between the two parties, to hold out the dwelling or unit for rent on a transient basis. A licensed agent is not required to hold a license from the Division of Real Estate.

a. A single license is a license issued by the division to an individual person or entity, but not a licensed agent. A single license may include one single-family house or townhouse, or a unit or group of units within a single building that are owned and operated by the same individual person or entity.

b. A group license is a license issued by the division to a licensed agent to cover all units within a building or group of buildings in a single complex. A group license shall only cover those units which are held out to the public as a place regularly rented to guests as defined in Chapter 509, F.S.

c. A collective license is a license issued by the division to a licensed agent who represents a collective group of houses or units found on separate locations. A collective license may not be issued for more than 75 houses or units

per license and is restricted to counties within one district.

2. Responsibilities of Vacation Rental and Timeshare Project Licensees.

a. For inspection purposes, the licensee or operator shall, upon request, meet the inspector at the site of a specified establishment with keys to the licensed house or unit being inspected.

b. The licensee or operator shall notify the division of any and all houses or units represented for inclusion in the license application. Anytime a change occurs in the street or unit address or number of houses or units included under the license, the licensee or operator must ~~shall~~ submit any and all changes through their Department online service account at least 60 days prior to the expiration date of the license. In addition, a list of the included houses or units shall be maintained in a written form for inspection by request.

c. Failure to fulfill any of the responsibilities of the licensee set forth in sub-subparagraphs a. and b. above

constitutes failure to make the premises available for inspection.

d. In the case of a single license, the licensee shall be responsible for all violations pursuant to Chapter 509, F.S.

and Chapters 61C-1 and 61C-3, F.A.C.

e. In the case of a collective license or group license, the authorized agent shall be responsible for all violations

pursuant to Chapter 509, F.S. and Chapters 61C-1 and 61C-3, F.A.C., if violations occurred while the dwelling or unit was

listed under the licensed agent or as reflected in records filed with the division.

(b) Nontransient establishments – are licensed as nontransient apartments.

(c) For all public lodging establishments except vacation rentals and timeshare projects, the operator is required to notify the division immediately of any changes in the number of rental units.

(d) Attestation for Exclusion from Public Lodging Establishment License.

1. As provided in section 509.013(4)(b)8., F.S., any apartment building designated primarily as housing for persons at least 62 years of age which is inspected by the United States Department of Housing and Urban Development or other entity acting on its behalf is excluded from division licensure.

2. Attestation for exclusion shall be submitted on DBPR HR-7032, Attestation for Exclusion from Public Lodging Establishment License (<http://www.flrules.org/Gateway/reference.asp?No=Ref-15335>) incorporated herein by reference and effective 2023 March.

a. The exclusion may be partial and apply to specific individual apartment buildings or it may be full and apply to the entire apartment complex.

b. Upon change of ownership, a new Attestation for Exclusion from Public Lodging Establishment License shall be completed and submitted by the new operator.

c. If circumstances change and the exclusion no longer applies, the operator must notify the division and submit a DBPR HR-7027, Application for Public Lodging Establishment License.

~~(6)(5)~~ Public food service establishments, as defined in Section 509.013(5), F.S., are licensed in accordance with the following classifications and requirements:

(a) Nonseating:

1. Permanent – Permanent nonseating establishments are classified as those fixed public food service establishments for which the sole service provided is intended as take-out or delivery, or which do not otherwise provide accommodations for consumption of food by guests on the premises, or premises under the control of the operator. For the purposes of this section, establishments located at food courts and malls are classified in this manner as long as seating is not provided within the premises of the establishment itself.

2. Mobile food dispensing vehicle – Mobile food dispensing vehicles are classified as any vehicle mounted public food service establishments which are self-propelled or otherwise movable from place to place and include self-contained utilities, such as gas, water, electricity and liquid waste disposal. The owner is responsible for acquainting all operators with the requirements of all applicable laws and rules.

All mobile food dispensing vehicles required to have vehicle identification numbers shall submit this number to the division on the application for license. All mobile food dispensing vehicles required to have a commissary under Rule 61C-4.0161, F.A.C., must submit DBPR HR-7022, Commissary Services Notification, to the division upon submission application for plan review or application for a license, if plan review is not required.

3. Temporary commercial kitchen – Temporary commercial kitchens are classified as any kitchens that are public food service establishments, used for the preparation of takeout or delivery-only meals housed in portable structures that are movable from place to place by a tow or are self-propelled or otherwise axle-mounted, that include self-contained utilities, including, but not limited to, gas, water, electricity, or liquid waste disposal. The term does not include a tent. All temporary commercial kitchens required to have a commissary under Rule 61C-4.0161, F.A.C., must submit DBPR HR-7022, Commissary Services Notification, to the division upon submission for plan review or application for a license, if plan review is not required.

4.3. Caterer – Caterers are classified as any public food service establishments where food or drink is prepared for service elsewhere in response to an agreed upon contract for a function or event. The term includes catering kitchens. For the purpose of this rule, the term “caterer” does not include those establishments licensed pursuant to Chapter 500 or 381, F.S., or any other location where food is provided or displayed for sale by the individual meal. A licensed public food service establishment that also provides catering services is not required to hold a separate catering license from the division. Caterers must meet all applicable standards of a public food service establishment as provided in Rules 61C-1.004, 61C-4.010 and 61C-4.023, F.A.C. Separate independent caterers utilizing the equipment or premises of a licensed public food service establishment are deemed operators as defined by Section 509.013(2), F.S., of such public food service establishment and subject to all applicable requirements of law and rule.

5.4. Temporary public food service establishments and vendors.

a. Temporary public food service establishments are classified as those establishments operated at temporary food service events as defined in Section 509.013(8), F.S. If upon inspection the temporary public food service establishment does not meet minimum sanitation standards as provided in Chapters 61C-1 and 61C-4, F.A.C., food service operations shall be discontinued until corrections are complete and verified by the division.

b. Public food service establishments that have a current license may operate one facility at a temporary event as part of

the existing license. Each additional facility operated by the same licensee must acquire a separate temporary food service event license.

6.5. Vending machines – Vending machines are classified as any self-service devices licensed pursuant to Chapter 509, F.S., which, upon insertion of coin or token, or by other means, dispense unit servings of time/temperature control for safety (potentially hazardous) food, either in bulk or packaged, without the necessity of replenishing the device between each operation. All vending machine owners shall submit the serial number of each vending machine to the division on DBPR HR 7035 7007, Application for Fixed Public Food Service Establishment License. The vending machine owner shall maintain an accurate and current list of vending machine locations with the corresponding serial number. This list shall be made available to the division upon request. The division shall coordinate with the vending machine owner to schedule inspections with the assistance of the owner or the owner’s agent with the capability to open and demonstrate the machine.

7.6. Theme park food carts – Theme park food carts are classified as mobile or stationary units which operate within the confines of a theme park or entertainment complex as an extension of or in association with a fixed public food service establishment. Such carts shall be licensed collectively by the entity which maintains and operates them. The entity which maintains and operates any food cart or group of food carts within a theme park or entertainment complex shall acquaint all operators with the requirements of all applicable laws and rules. The operator is required to notify the division immediately of any changes in the number of carts.

8.7. Culinary education programs – Nonseating culinary education programs are culinary education programs as

defined in Section 381.0072(2), F.S., which offer, prepare, serve, or sell food to the general public and that do not otherwise provide accommodations for consumption of food by guests on the premises, or premises under the control of the establishment.

(b) Seating:

1. Permanent seating establishments are classified as those public food service establishments that provide and maintain accommodations for consumption of food on the premises of the establishment or under the control of the

establishment. The operator of the establishment is responsible for providing the number of seats available to the public to the division prior to licensing. Prior to making any changes in the number of seats provided which may affect the license fee, fire safety, or the wastewater disposal system, the operator must report the change to the division by submitting DBPR Form HR 5021-103, Seating Change Evaluation (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00895>), incorporated herein by reference and effective

October 22, 2008, or any document obtained from the local authorities having jurisdiction that provides proof the

operator obtained approval for the change. A change in the number of seats is not valid until approved by the division. License fees related to a seating change are not due until the license is renewed, unless the seating change is part of a license application.

2. Culinary education programs – Seating culinary education programs are culinary education programs as defined in Section 381.0072(2), F.S., which offer, prepare, serve, or sell food to the general public and that provide and maintain accommodations for consumption of food on the premises of the establishment or under the control of the establishment. The operator of the establishment is responsible for providing the number of seats available to the public to the division prior to licensing. Prior to making any changes in the number of seats provided which may affect the license fee, fire safety, or the wastewater disposal system, the operator must report the change to the division by submitting DBPR ~~Form~~ HR 5021-103, Seating Change Evaluation or any document obtained from the local authorities having jurisdiction that provides proof the operator obtained approval for the change. A change in the number of seats is not valid until approved by the division. License fees related to a seating change are not due until the license is renewed, unless the seating change is part of a license application.

(c) Plan Reviews.

1. The operator of each public food service establishment to be newly constructed, remodeled, converted, or reopened after being out of business for more than 18 months shall submit properly prepared facility plans and specifications to the division for review and approval in accordance with the provisions of Chapter 509, F.S. and Rule Chapters 61C-1 and 61C-4, F.A.C. Such plans must be approved by the division as meeting the sanitation and safety requirements provided in law prior to scheduling of an opening inspection and licensing. The operator of each public food service establishment to be renovated or remodeled shall submit updated facility plans and specifications to the division indicating any changes to the establishment for review and approval in accordance with the provisions of Chapter 509, F.S., and Rule Chapters 61C-1 and 61C-4, F.A.C. Such plans must be approved by the division as meeting the sanitation and safety requirements provided in law prior to renovating or remodeling. The terms renovate and remodel include adding new equipment, removing existing equipment, or moving equipment from its previously approved location. For renovating or remodeling, plan review submittal is not required if the division can otherwise determine that the intended remodeling will not have an impact on any sanitation and safety requirements provided in law or rule. Plan review is not required for applications for change of ownership when no

interruption in operation or no change to the establishment occurs. Plan reviews for additional theme park food carts are not required if such units have been previously reviewed and approved and have no modifications from the originally approved model.

2. The plans and specifications shall indicate the general operation of the establishment; the intended menu items; location of employee and public bathrooms; proposed layout, including all work, guest, and employee areas and storage facilities; construction finishes of work areas; and equipment location, design and installation, including the type of proposed fixed equipment and facilities. Plans and specifications for permanent seating, permanent nonseating, culinary education programs, caterers, vending machines and theme park food carts must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7005, Application for Plan Review for Fixed Public Food Service Establishment

(http://www.flrules.org/Gateway/reference.asp?No=Ref-____44779), incorporated by reference herein and effective 2023 November 2022 August, or DBPR HR-7030, Application for Fixed Public Food Service Establishment License with Plan Review. Plans and specifications, for mobile food dispensing vehicles and temporary commercial kitchens must be submitted by the owner, prospective operator or their designated representative along with DBPR HR-7006, Plan Review for Mobile Public Food Service Establishment Dispensing Vehicle Plan Review Application (http://www.flrules.org/Gateway/reference.asp?No=Ref-____44780), incorporated herein by reference and effective 2023 November 2022 August, or DBPR HR-7031, Application for Mobile Public Food Service Establishment Dispensing Vehicle License with Plan Review. ~~The division shall grant or deny approval of the plans in writing pursuant to the provisions of Chapter 120, F.S.~~

(d) A public food service establishment operating in conjunction with a public lodging establishment must obtain a separate public food service establishment license from the division, unless the only food served at the public lodging establishment is packaged or prepackaged as defined in the Food Code, as adopted by reference in Rule 61C-1.001, F.A.C. In such cases, the establishment which prepares the food is subject to the licensing provisions of this chapter, unless otherwise exempt.

~~(7)(6)~~Renewal – The licensee is responsible for renewing the license prior to the expiration date. Any public lodging establishment or public food service establishment operating on an expired license is deemed to be operating without a license, and subject to the penalties provided for this offense in law and rule. Annual renewal dates for all establishments are determined by district and county as follows:

- (a) DISTRICT 01 – October 1 – Dade, Monroe;
- (b) DISTRICT 02 – December 1 – Broward, Martin, Palm Beach;
- (c) DISTRICT 03 – February 1 – Citrus, Hernando, Hillsborough, Pasco, Pinellas, Polk, Sumter;
- (d) DISTRICT 04 – April 1 – Brevard, Indian River, Lake, Orange, Osceola, St. Lucie, Seminole, Volusia;
- (e) DISTRICT 05 – June 1 – Alachua, Baker, Bradford, Clay, Columbia, Dixie, Duval, Flagler, Gilchrist, Hamilton, Lafayette, Levy, Marion, Nassau, Putnam, St. Johns, Suwannee, Union;
- (f) DISTRICT 06 – June 1 – Bay, Calhoun, Escambia, Franklin, Gadsden, Gulf, Holmes, Jackson, Jefferson, Leon, Liberty, Madison, Okaloosa, Santa Rosa, Taylor, Wakulla, Walton, Washington; and
- (g) DISTRICT 07 – December 1 – Charlotte, Collier, Desoto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota.

(8)(7) The division shall issue a license to each public lodging establishment and public and food service establishment which has satisfied the requirements of Chapter 509, F.S., and this chapter upon initial licensing and annual renewal. In addition to the license, the division shall issue a license decal to each mobile food dispensing vehicle, temporary commercial kitchen, theme park food cart and vending machine, which must be prominently displayed and affixed to the vehicle, kitchen, cart or machine.

(9)(8) General Inspection Requirements.

(a) Division personnel shall inspect all public lodging establishments as often as necessary for enforcement of the provisions of law and rule and protection of the public’s health, safety and welfare. The result of each inspection shall be recorded on DBPR Form HR-5022-014, Lodging Inspection Report ~~LODGING INSPECTION REPORT~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-14778>), incorporated herein by reference and effective 2022 August, a legible copy of which shall be provided to the operator.

(b) Division personnel shall inspect all public food service establishments and other places where food is served to or prepared for service to the public as often as necessary for enforcement of the provisions of law and rule and

protection of the public’s health, safety and welfare. The result of each inspection, except inspections of temporary public food service establishments, shall be recorded on DBPR Form HR-5022-015, Food Service Inspection Report ~~FOOD SERVICE INSPECTION REPORT~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07063>), incorporated herein by reference and effective 2016 July, a legible copy of which shall be provided to the operator. The result of each inspection of a temporary public food service

establishment shall be recorded on DBPR Form HR 5021-029, Temporary Event Vendor Receipt, Application and Inspection ~~TEMPORARY EVENT VENDOR RECEIPT, APPLICATION AND INSPECTION~~, a legible copy of which shall be provided to the operator. Persons operating a public food service establishment shall permit division personnel right of entry during operating hours to observe food preparation and service, and if necessary examine records of the establishment to obtain pertinent information pertaining to food and supplies purchased, received or used.

(c) The operator of each public food service establishment shall maintain the latest inspection report on premises and shall make it available to any consumer who asks to see it.

(d) Inspection Frequency. The division shall annually inspect each licensed public lodging and food service establishment as described herein and at such times as the division determines necessary to ensure the public’s health, safety and welfare. The annual inspection cycle shall begin July 1 and end June 30 the following year.

1. Public lodging establishments shall be inspected as prescribed by Section 509.032(2)(a), F.S.

2. Public food service establishments.

a. The minimum number of annual inspections required for each public food service establishment shall be based upon the risk presented by the establishment’s type of food and food preparation processes, type of service, and compliance history. An establishment’s initial classification shall be assigned upon annual inspection or upon

application for a license and verified at the licensing inspection, as applicable. Public food service establishments shall be classified and inspected according to the following risk-based inspection frequency schedule.

Classification	Public Food Service Establishment Classification Guidelines	Minimum Annual Inspections
Level 1	Establishments licensed as culinary education programs, annual temporary public food service establishments, vending machines; or Establishments that: <ul style="list-style-type: none"> · Do not cook raw animal food; or · Cook raw animal food, but do not cool any cooked or heated foods. 	1

Level 2	Establishments that: · Cook raw animal food and cool any cooked or heated foods; or · Conduct a special process as described in 3-502.11 or 3-502.12, Food Code, as adopted by reference in Rule 61C-1.001, F.A.C.; or · Serve a raw or undercooked animal food that requires a consumer advisory under 3-603.11, Food Code, as adopted by reference in Rule 61C-1.001, F.A.C. or Rule 61C-4.010, F.A.C.	2
Level 3	Establishments with a history of non-compliance resulting in three or more disciplinary Final Orders filed with the Agency Clerk within the previous two annual inspection cycles; or Establishments that serve a highly susceptible population as defined in the Food Code, as adopted by reference in Rule 61C-1.001, F.A.C.	3
Level 4	Establishments with a confirmed foodborne illness within the previous calendar year as reported by the Florida Department of Health.	4

b. The division shall reassess each establishment’s inspection frequency classification and reclassify each establishment as necessary.

3. Establishments initially licensed between January 1 and June 30 will receive a prorated number of annual inspections, including the opening inspection, during the first annual inspection cycle.

(10)(9) Obtaining forms. All forms incorporated in this section are available from the Division of Hotels and Restaurants internet website www.MyFloridaLicense.com/dbpr/hr; by e-mail request submitted at www.MyFloridaLicense.com/contactus; by phone request to the department at (850) 487-1395; or upon written request to the Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Rd., Tallahassee, Florida 32399-1011.

Rulemaking Authority 509.032, 509.241, 509.2112 FS. Law Implemented 213.0535, 509.032, 509.102, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112, 509.013, 509.096 FS. History—New 1-20-63, Amended 9-19-63, 5-20-64, 2-23-66, 8-9-68, 2-4-71, 10-18-71, Repromulgated 12-18-74, Amended 9-1-83, 10-1-83, Formerly 7C-1.02, Amended 1-30-90, 12-31-90, 2-27-92, 6-15-92, Formerly 7C-1.002, Amended 3-31-94, 3-15-95, 10-9-95, 9-25-96, 5-11-98, 9-9-03,

1-1-13, 7-4-13, 7-1-14, 11-20-14, 12-28-15, 2-24-16, 7-11-16, 12-28-16, 7-16-17, 9-2-18, 2-18-21, 11-28-21, 12-5-22, 6-25-23, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steven von Bodungen, Director, Division of Hotels and Restaurants, Florida Department of Business and Professional Regulation.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Florida Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 14, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 12/12/2023

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-3.0003

RULE TITLE: Definitions

PURPOSE AND EFFECT: To create a definition for “provide annual training.”

SUMMARY: The proposed rulemaking amends Rule 61C-3.0003, F.A.C., to establish a definition for “provide annual training” as related to human trafficking awareness training requirements for statutorily specified types of employees in public lodging establishments.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 509.032, F.S.

LAW IMPLEMENTED: 509.096, 509.211(5), F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Keith; Division of Hotels and Restaurants, Department of Business and Professional

Regulation, 2601 Blair Stone Rd., Tallahassee, FL 32399-1011; DHR.Rules@myfloridalicense.com; (850)717.1290.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-3.0003 Definitions.

(1) As referenced in Sections 509.096(1) and 509.211(5), F.S., and in this rule, the term “employee” means a person who is directly employed by a public lodging establishment and works at the licensed premises. The term excludes independent contractors and persons employed by a temporary staffing agency or employee leasing company.

(2) No Change.

(3) As referenced in Section 509.096(1), F.S., the phrase “provide annual training” means a public lodging establishment is required to provide yearly division-approved human trafficking awareness training to all employees required by statute to be trained. The training must initially be provided within 60 days after an employee begins employment in a role requiring training and provided again no later than every 365 days from the date the training was last provided to that same employee for as long as the employee remains in a role requiring training.

Rulemaking Authority 509.032 FS. Law Implemented 509.096, 509.211(5) FS. History—New 11-30-22, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steven von Bodungen, Director, Division of Hotels and Restaurants, Florida Department of Business and Professional Regulation.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Melanie S. Griffin, Secretary, Florida Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 2/14/2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 01/19/2024

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.: 68B-14.0038
 RULE TITLES: Recreational Snapper Seasons
 68B-14.0039 Recreational Grouper and Tilefish Seasons
 68B-14.0042 Recreational Hogfish Season

PURPOSE AND EFFECT: The Florida Fish and Wildlife Conservation Commission (FWC) is clarifying possession restrictions within the closed fishing season for Atlantic blueline tilefish, Atlantic hogfish, and Gulf red snapper. Presently, only harvest is prohibited during the closed season for these three species in state waters, resulting in state regulations being inconsistent with federal regulations.

Additionally, with the exception of these species, all other reef fish species in rule 68B-14 with a closed fishing season prohibit both the harvest and possession of that species during its closed season.

The purpose of these rule changes is to improve compliance and aid in enforcement by providing consistency between state and federal regulations.

The effect of the rule amendments would prohibit recreational harvesters from possessing blueline tilefish and hogfish in Atlantic state waters and red snapper in Gulf state waters during the species respective closed seasons.

SUMMARY: These rule amendments modify rule language to include prohibiting possession during the recreational closed fishing season for blueline tilefish and hogfish in Atlantic state waters and for red snapper in Gulf state waters.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division

of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-24-17, Amended 7-1-19, _____.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0038 Recreational Snapper Seasons.

(1) No change.

(2) Red Snapper Closed Seasons. Except as provided elsewhere in this chapter for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., no recreational harvester person shall harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, any red snapper outside of the open season established by the procedure in subsection (1).

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, 3-12-09, 8-7-09, 10-16-09, 6-4-10, 10-8-10, 7-22-11, 7-6-12, 5-31-13, 10-31-13, 5-24-14, 5-23-15, 5-7-16, 5-23-17, 4-1-20, _____.

68B-14.0039 Recreational Grouper and Tilefish Seasons.

(1) through (4) No change.

(5) Tilefish.

(a) No change.

(b) Blueline Tilefish Closed Seasons. Except for persons harvesting blueline tilefish for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., No recreational harvester shall harvest in or from all state waters of the Atlantic Ocean and all waters of Monroe County, nor possess in or on all state waters of the Atlantic Ocean and all state waters of Monroe County, the recreational harvest of any blueline tilefish shall be prohibited from September 1 through April 30 (consistent with the Federal Standard established in 50 C.F.R. §622.183(b)(7) as of June 15, 2020).

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-6-09, Amended 8-27-09, 1-19-10, 6-17-11, 3-23-12, 5-9-13, 10-31-13, 6-1-16, 7-1-16, 8-31-17, 1-1-21, 7-1-22, 1-1-23, 2-25-24, _____.

68B-14.0042 Recreational Hogfish Season.

(1) No change.

(2) Hogfish Closed Seasons. Except for persons harvesting hogfish for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., No recreational harvester person shall harvest in or from state waters of the Atlantic Ocean and south of 25°09' North Latitude in the Gulf of Mexico, nor possess in or on state waters of the Atlantic Ocean and south of 25°09' North Latitude in the Gulf of Mexico, any hogfish from January 1 through April 30 and November 1 through December 31 (consistent with the Federal Standard established in 50 C.F.R. §622.183(b)(4) as of August 24, 2017).

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 21, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 17, 2024

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLE:

68B-18.005 Seasons

PURPOSE AND EFFECT: The purpose of this rule amendment is to set the long-term bay scallop season dates for the Pasco Zone. The effect of this rule will be to modify the bay scallop season dates for the Pasco Zone to open on July 10 and extend through August 18 each year, beginning in 2024.

SUMMARY: This rule would modify the bay scallop season dates for the Pasco Zone to start on July 10 and extend through August 18 each year, beginning in 2024.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-18.005 Seasons.

(1) Except as provided in paragraphs (a) through (c), the harvest of bay scallops begins on July 1 and continues through September 24 each year.

(a) through (b) No change.

(c) Within the Pasco Zone, the harvest of bay scallops shall be limited to an open season that begins on July 10 and continues through August 18 each year ~~the third Friday in July each year and continues for 10 consecutive days.~~

(2) through (3) No Change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 6-13-85, Amended 3-1-95, Formerly 46-18.005, Amended 9-1-13, 11-26-14, 1-1-20, 1-1-21,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 21, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 24, 2023

Section III

Notice of Changes, Corrections and Withdrawals

NONE

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on February 23, 2024, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for World Equestrian Center Extended Lodging at 1615 NW 81st Terr. Rd., Ocala, FL 34482. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2016 Edition, Section 2.8.1, as adopted by 61C-5.001, Florida Administrative Code that requires no foreign equipment be placed inside an elevator hoistway which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2024-030).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on February 26, 2024, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2017 FDA Food Code from Agave Bandido Lakewood Ranch LLC located in Sarasota. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same

level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level. The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-3.0015 Verification of Supervised Experience for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling Applicants

NOTICE IS HEREBY GIVEN that on February 16, 2024, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for variance and waiver submitted by Kristina R. Krupinski. The Petitioner requests a waiver and variance of Rule 64B4-3.0015, F.A.C., which requires Verification of Supervised Experience for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling Applicants. Comments on the petition should be filed with the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258, telephone: (850)488-0595, or by electronic mail – Ashleigh.Irving@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashleigh Irving, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, at the above address.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.2031 Licensure by Examination (Non-U.S. Graduates); Application

NOTICE IS HEREBY GIVEN that on February 20, 2024, the Board of Pharmacy, received a petition for variance or waiver filed by Dalia Attia, seeking a waiver of the requirement of subparagraph 64B16-26.2031(2)(b)2., Florida Administrative Code, which requires that in addition to the requirements of subsection (1), the applicant must demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet-based test (TOEFL ibt) with scores of: Listening – 18; Reading – 21; Speaking – 26; and Writing – 24.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 or at info@Floridaspharmacy.gov. Comments on this petition should be filed with the Board of Pharmacy/MQA, within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 6, 2024, 3:00 p.m.

PLACE: Please call (850) 414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women’s Hall of Fame Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850) 414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131.

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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

The Criminal Justice Standards and Training Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2024, 10:00 a.m., E.D.T.
PLACE: CJSTC Probable Cause Determination Hearings will be held at Broward College Institute for Public Safety, 3501 SW Davie Road, Davie, Florida 33314
GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting will be held to determine whether or not probable cause exists to pursue disciplinary action against the certification of sworn correctional, law enforcement, or correctional probation officers.
A copy of the agenda may be obtained by contacting: Erica Gaines at (850) 410-8645 or by e-mail at EricaGaines@fdle.state.fl.us.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Erica Gaines at (850) 410-8645 or by e-mail at EricaGaines@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
For more information, you may contact: Erica Gaines at (850) 410-8645 or by e-mail at EricaGaines@fdle.state.fl.us.

DEPARTMENT OF CITRUS

The Florida Department of Citrus announces a workshop to which all persons are invited.
DATE AND TIME: March 6, 2024, 9:00 a.m.
PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830
GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is for the Florida Citrus Commission to review proposals from finalists of RFP 23-04 Consumer Marketing.
A copy of the agenda may be obtained by contacting: Heather Anderson at handerson@citrus.myflorida.com or 1(863)537-3950. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring reasonable accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Heather Anderson at handerson@citrus.myflorida.com or (863)537-3950. 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.

EXECUTIVE OFFICE OF THE GOVERNOR
Division of Emergency Management
The Florida Division of Emergency Management announces a public meeting to which all persons are invited.
DATE AND TIME: March 12, 2024, 3:30 p.m.
PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd. Tallahassee, FL 32399
Conference Call Info: Dial in Number: 1(888)585-9008
Conference Room: 527-059-248
GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the time frame set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Request for Proposal (RFP-DEM-23-24-014) for Emergency Standby Materials and Services Contracts.
The Division reserves the right to issue amendments, addenda, and changes to the Timeline of Events and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the MyFloridaMarketPlace (MFMP) Vendor Information Portal (VIP) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the MFMP VIP at: <https://vendor.myfloridamarketplace.com/>.
A copy of the agenda may be obtained by contacting: Mina Barekat, Purchasing Specialist, Mina.Barekat@em.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: Mina Barekat, Purchasing Specialist, (850)815-4621, Mina.Barekat@em.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: Mina Barekat, Purchasing Specialist, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, (850)815-4621, Mina.Barekat@em.myflorida.com

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District
The St. Johns River Water Management District announces a public meeting to which all persons are invited.
DATE AND TIME: Tuesday, March 12, 2024. 10:00 a.m.
PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177
GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend

approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meeting by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Heather Barnes, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4239, or by visiting the District's website at sjrwmd.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: Civil Rights Coordinator at (386)329-4500. 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).

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

RULE NO.: RULE TITLE:

59G-4.250 Prescribed Drug Services

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

DATE AND TIME: NEW: March 20, 2024, 2:00 p.m. - 2:30 p.m.

CANCELLED: February 28, 2024, 2:00 p.m. - 2:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is cancelling the February 28, 2024, hearing noticed in Vol. 50, No. 31, February 14, 2024, Florida Administrative Register, and rescheduling the hearing for the purpose of discussing the Prescribed Drug Services Coverage Policy.

A copy of the agenda may be obtained by contacting: MedicaidRuleComments@ahca.myflorida.com.

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 5, 2024, 10:00 a.m., ET

PLACE: Via MS TEAMS

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjZkZjc1YTgtYjU2YS00NGNjLTgxZjMtZjhlYWExZjViYjNh%40thread.v2/0?context=%7b%22Tid%22%3a%2272615e7c-9896-4507-b940-b3b3bd01cdc7%22%2c%22Oid%22%3a%22fe5821a5-c21b-48c8-a8c2-93bcff74a11c%22%7d

Or Call: (850)270-6017, Conference ID: 158 983 839#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission Panel will conduct a non-evidentiary deliberation hearing and vote on the disposition of the matters identified below. Neither the parties nor their representatives are required to attend this hearing. Requests for oral argument must be filed by an eligible party pursuant to Rule 60Y-4.028(3), Florida Administrative Code. Continuances will not be granted.

A copy of the agenda may be obtained by contacting: clerk@fchr.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 5 days before the workshop/meeting by contacting: clerk@fchr.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission's Hurricane Research Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 2024, 1:00 p.m.

PLACE: Meeting to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(877)309-2073, meeting ID/access code: 533-378-925, public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: -To review and discuss the research work plan for FY 2024/2025 Other Committee business as stated on the agenda.

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

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

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mo Madani, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/>.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

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

DATE AND TIME: Thursday, May 16, 2024, 8:30 a.m.

PLACE: Tampa Airport Marriott, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board business, to include licensure and discipline

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: MQA.Chiropractic@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: <https://floridaschiropracticmedicine.gov/>.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Board of Nursing Home Administrator announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 12, 2024, 9:00 a.m.

PLACE: Drury Plaza Hotel, Orlando, Florida 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board business, to include licensure and discipline

A copy of the agenda may be obtained by contacting: <https://floridasnursinghomeadmin.gov>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: MQA.NursingHomeAdmin@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: <https://floridasnursinghomeadmin.gov>

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech-Language Pathology and Audiology announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2024, 9:00 a.m. E.T.

PLACE: Hyatt Place Melbourne Airport 747 Air Terminal Parkway, Melbourne, FL 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general business of the Board.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Board Staff at (850)245-4161 or mqa.speechlanguage@flhealth.gov or 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board Staff at (850)245-4161 or mqa.speechlanguage@flhealth.gov or 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Board of Optometry

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

DATE AND TIME: Wednesday, April 24, 2024, 9:00 a.m.

PLACE: Holiday Inn, Tampa, Florida 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General board business, to include licensure and discipline

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: MQA.Optomtry@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:
<https://floridasoptometry.gov/>

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Bureau of Emergency Medical Oversight announces a public meeting to which all persons are invited.

DATES AND TIMES: March 25 and March 26, 2024, 9:30 a.m. - 4:30 p.m.

PLACE: Marion County Fire Rescue, 2631 SE Third Street, Ocala, Florida 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a change to the date, time and location to the meeting published in notice 28088792.

Florida Emergency Medical Services Advisory Council (EMSAC) Communication Committee sub group will meet to review State of Florida 911 Public Safety Telecommunicator(PST) study guide.

A copy of the agenda may be obtained by contacting: Lisa Cahill at (352)438-2855

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: Lisa Cahill at (352)438-2855. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lisa Cahill at (352)438-2855

AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC.

The Area Agency on Aging of Palm Beach/Treasure Coast, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2024, 8:30 a.m.

PLACE: Area Agency on Aging, 4400 North Congress Avenue, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Agency governance

A copy of the agenda may be obtained by contacting: Dwight Chenette at (561)684-5885 or DChenette@aaapbtc.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Dwight Chenette at (561)684-5885 or DChenette@aaapbtc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Dwight Chenette at (561)684-5885 or DChenette@aaapbtc.org

AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC.

The Area Agency on Aging of Palm Beach/Treasure Coast, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 12, 2024, 8:30 a.m.

PLACE: Community Room, 4400 N. Congress Avenue, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Advisory Council Executive Committee will discuss general business.

A copy of the agenda may be obtained by contacting: Lee Hardy at (561)684-5885, lhardy@aaapbtc.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Lee Hardy at (561)684-5885, lhardy@aaapbtc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lee Hardy at (561)684-5885, lhardy@aaapbtc.org

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation's Consumer Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2024, 11:00 a.m. - 12:00 noon

PLACE: Public Line: (786)635-1003, meeting ID: 977 8143 2199, Zoom webinar link available at www.citizensfla.com

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Business before the Consumer Services Committee

A copy of the agenda may be obtained by contacting: The Corporate Website at <https://www.citizensfla.com> or Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303

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: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303. 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: Barbara Walker, barbara.walker@citizensfla.com, 2101 Maryland Circle, Tallahassee, FL 32303

CITIZENS PROPERTY INSURANCE CORPORATION

The Information Systems Advisory Committee of Citizens Property Insurance Corporation announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 26, 2024, 10:00 a.m.

PLACE: Public Line: (786)635-1003, meeting code: 989 9031 8631

Zoom webinar link available at www.citizensfla.com

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Business before the Information Systems Advisory Committee

A copy of the agenda may be obtained by contacting: The Corporate Website at <https://www.citizensfla.com> or Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303

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: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303. 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).

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, March 8, 2024, 9:00 a.m. – 11:00 a.m.

PLACE: Sunshine 811 Bylaws and Policies Ad-Hoc Committee Meeting

Hosted by Sunshine 811

Sunshine 811 Bylaws and Policies Ad Hoc Committee Meeting

Hosted by Sunshine 811

<https://sunshine811.webex.com/sunshine811/j.php?MTID=m02ce767ae0b375a5d8f62cad64d151f4>

Friday, March 8, 2024, 9:00 a.m. | 3 hours | (UTC-05:00) Eastern Time (US & Canada)

Meeting number: 2633 965 0193

Password: F3uyvb9StP4 (33898297 from video systems)

Join by video system

Dial 26339650193@sunshine811.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-415-655-0001 US Toll

1-844-621-3956 United States Toll Free

Access code: 263 396 50193

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop proposed amendments to the Sunshine 811 Bylaws and policies.

A copy of the agenda may be obtained by contacting: March 8, 2024: www.sunshine811.com/agenda

For more information, you may contact: Lori Budiani, Executive Assistant, lori.budiani@sunshine811.com

VOLUNTEER FLORIDA FOUNDATION

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

DATE AND TIME: Tuesday, February 27, 2024, 9:00 a.m. until all business is complete.

PLACE: 1(888)585-9008, Code: 721648837#

GENERAL SUBJECT MATTER TO BE CONSIDERED: A call discussing general business.

A copy of the agenda may be obtained by contacting: Erin Sjostrom, erin@volunteerflorida.org, (850)414-7400.

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: Erin Sjostrom, erin@volunteerflorida.org, (850)414-7400. 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: Erin Sjostrom, erin@volunteerflorida.org, (850)414-7400.

ATKINS - LAKE CITY

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

DATE AND TIME: March 5, 2024, 4:30 p.m. – 6:00 p.m.

PLACE: In person: Heritage Baptist Church, 4325 U.S. 17, Fleming Island, FL 32003

Online: nflroads.com/VPH

By phone: (213) 929-4212

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation invites the public to attend a meeting to discuss proposed changes to U.S. 17 in Fleming Island. Proposed changes include intersection improvements at CR 209 (Russell Road) that would replace the existing traffic signal, add directional islands in the median, add a new signal at Mahama Bluff Road, lengthen the northbound left turn lane on U.S. 17 and enhance roadway lighting. The improvements will coincide with Clay County’s CR 209 (Russell Road) widening project, which is currently in the initial construction phase. The project would also modify the existing median opening at Biovin Road and CR 209. The existing full median opening will be converted to a directional median opening allowing for southbound to eastbound turn movements from U.S. 17 to CR 209.

FDOT staff and consultants will be available from 4:30 p.m. to 6:00 p.m. to answer questions and accept comments. A formal hearing and public comment period will begin at 6:00 p.m. Project documents are available for review at www.nflroads.com/VPH. Persons wishing to submit written statements in place of or in addition to oral statements may do so during the meeting or by March 15, 2024 by email to Lenny.DeAngelo@dot.state.fl.us or traditional mail to Lenny De Angelo, 2198 Edison Avenue, Jacksonville, Florida 32204. All exhibits or statements postmarked on or before March 15, 2024 will become part of the public record.

A copy of the agenda may be obtained by contacting:

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: Briana Ray-Turner at Briana.Ray-Turner@dot.state.fl.us or (904) 360-5481. 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: Lenny De Angelo at Lenny.DeAngelo@dot.state.fl.us.

TALLAHASSEE COMMUNITY COLLEGE – FLORIDA PUBLIC SAFETY INSTITUTE

The FDLE CJSTC Region III Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: May 22, 2024, 9:00 a.m.

PLACE: Florida Public Safety Institute, Conference Center, 75 College Dr., Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Discussion about current operations of the current fiscal year.

A copy of the agenda may be obtained by contacting:

<https://www.tcc.fl.edu/about/locations/florida-public-safety-institute/region-iii-training-council/>

For more information, you may contact: 850-201-7081

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

THE SCHOOL DISTRICT OF LEE COUNTY
Construction – Invitation to Negotiate (ITN) No. CN24-0139TA Public-Private Partnership (P3) to Build Hector A. Cafferata, Jr. K-8 School
Construction – Invitation to Negotiate (ITN) No. CN24-0139TA Public-Private Partnership (P3) to Build Hector A. Cafferata, Jr. K-8 School
ELECTRONIC SUBMITTALS must be submitted to the School Board of Lee County, Procurement Services Department, Bonfire Platform, for a Public-Private Partnership (P3) to Build Hector A. Cafferata, Jr. K-8 School, no later than 2:00 PM (EST) on March 20, 2024. The project location is 214 NW 20th Avenue, Cape Coral, Florida.
A MANDATORY Pre-Proposal Meeting will be held virtually via Microsoft Teams Meeting at 10:00 AM (EST), February 28, 2024. For more information and the link to this meeting, please download the ITN documents located on the Bonfire Platform <https://leeschools.bonfirehub.com>.
The Selection Committee will meet to score proposals received at 10:00 a.m. (EST) on March 28, 2024, at the Lee County Public Education Center, 2855 Colonial Boulevard, Fort Myers, FL 33966.

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., Tuesday, February 20, 2024, and 3:00 p.m., Monday, February 26, 2024.

Rule No.	File Date	Effective Date
53ER24-7	2/22/2024	2/26/2024
53ER24-8	2/22/2024	2/26/2024
53ER24-9	2/22/2024	2/26/2024
53ER24-10	2/22/2024	2/26/2024
64B9-14.001	2/22/2024	3/13/2024
64B9-14.0015	2/22/2024	3/13/2024
64B9-14.002	2/22/2024	3/13/2024
64B9-14.003	2/22/2024	3/13/2024

64B9-15.001	2/22/2024	3/13/2024
64B9-15.002	2/22/2024	3/13/2024
64B9-15.0025	2/22/2024	3/13/2024
64B9-15.0026	2/22/2024	3/13/2024
64B9-16.001	2/22/2024	3/13/2024
64B9-16.002	2/22/2024	3/13/2024
64B9-16.004	2/22/2024	3/13/2024
65A-4.201	2/22/2024	3/13/2024
65A-4.203	2/22/2024	3/13/2024
65A-4.207	2/22/2024	3/13/2024
65A-4.208	2/22/2024	3/13/2024
65A-4.210	2/22/2024	3/13/2024
65A-4.2131	2/22/2024	3/13/2024
65A-4.214	2/22/2024	3/13/2024
65A-4.215	2/22/2024	3/13/2024
65A-4.216	2/22/2024	3/13/2024
65A-4.220	2/22/2024	3/13/2024
65CER22-1	2/23/2024	2/27/2024
66B-1.008	2/20/2024	3/11/2024
66B-1.014	2/20/2024	3/11/2024
66B-1.015	2/20/2024	3/11/2024
66B-2.008	2/20/2024	3/11/2024
66B-2.014	2/20/2024	3/11/2024
66B-2.015	2/20/2024	3/11/2024
68-1.003	2/23/2024	3/14/2024

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
40B-400.091	2/8/2024	**/**/****
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

Withdrawal of Drive the Coast, line-make VCRT.

Notice of Withdrawal

Notice is hereby given that the publication of Drive the Coast, at 161 Goldsby Road, Santa Rosa Beach, (Walton County), Florida 32459 as a new point for Low-speed vehicles manufactured by VCarts, Inc., (line-make VCRT) franchise dealership in Walton County by VCarts, Inc., published in Volume 50, Issue 27, Page 488 of the Florida Administrative Weekly on February 8, 2024, has been withdrawn.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of a Service facility of Duval Ford LLC, dba Duval Ford,

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 Ford Motor Company, intends to allow the establishment of a Service facility of Duval Ford LLC, dba Duval Ford, as a Motor Vehicle Service Facility only of automobiles manufactured by Ford Motor Company (line-make FORD) at 5203 Waterside Drive, Jacksonville, (Duval County), Florida 32210, on or after March 28, 2024.

The name and address of the dealer operator(s) and principal investor(s) of Duval Ford LLC, dba Duval Ford are dealer operator(s): Jose Negron, 1616 Cassat Avenue, Jacksonville, Florida 32210; principal investor(s): Hampton H. Graham, 1616 Cassat Avenue, Jacksonville, Florida 32210, Kevin F. Snyder, 1616 Cassat Avenue, Jacksonville, Florida 32210, Alexander McRae Graham, 1616 Cassat Avenue, Jacksonville, Florida 32210, Jeffrey F. Curry, 1616 Cassat Avenue, Jacksonville, Florida 32210, Erika S. Puhalski, 1616 Cassat Avenue, Jacksonville, Florida 32210.

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: Joe Ryan, Ford Motor Company, One American Road, Dearborn, Michigan 48126.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of a service facility of Bill Currie Ford Inc, dba Bill Currie Ford.

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 Ford Motor Company, intends to allow the establishment of a service facility of Bill Currie Ford Inc, dba Bill Currie Ford, as a Motor Vehicle Service Facility only of automobiles manufactured by Ford Motor Company (line-make FORD) at 5805 North Dale Mabry Highway, Tampa, (Hillsborough County), Florida 33614, on or after March 28, 2024.

The name and address of the dealer operator(s) and principal investor(s) of Bill Currie Ford Inc., are dealer operator(s): Sean D. Sullivan, 5805 North Dale Mabry Highway, Tampa, Florida 33614; principal investor(s): Wilmer E. Currie, 5815 N Dale Mabry, Tampa, Florida 33614, Jennifer L. Currie Bellomo, 5815 North Dale Mabry Highway, Tampa, Florida 33614.

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: Joe Ryan, Ford Motor Company, One American Road, Dearborn, Michigan 48126.

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.

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT
NOTICE OF RULE DEVELOPMENT BY BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT**

In accordance with Chapter 2007-306, Laws of Florida, as amended, the Babcock Ranch Community Independent Special District ("District") hereby gives notice of its intention to develop amended and supplemented Schedule of Fees to the Babcock Ranch Community Independent Special District Design and Specification Manual, Volume 1, 2 and 3 as well as fees associated with the right-of-way and stormwater acceptance process. The purpose and effect of the proposed rates, fees and charges is to provide for efficient and effective administration of District construction, maintenance and operations within the boundaries of the District.

It is anticipated that a public hearing will be conducted by the District on March 28, 2024, at 4:00 p.m. at the Babcock Ranch Field House Cafeteria, 43281 Cypress Parkway, Babcock Ranch, Florida 33982.

Specific legal authority for the rule includes Chapter 2007-306, Laws of Florida, as amended, and section 120.054, Florida Statutes. A copy of the proposed rates, fees and charges may be obtained by contacting the District Manager, Craig Wrathell, at 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561) 571-0010, or by visiting the District's website at <http://www.babcockranchliving.com/153/Independent-Special-District>.

**Section XIII
Index to Rules Filed During Preceding
Week**

INDEX TO RULES FILED BETWEEN FEBRUARY 19, 2024, AND FEBRUARY 23, 2024

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF THE LOTTERY

53ER24-7	2/22/24	2/26/24	50/38	
53ER24-8	2/22/24	2/26/24	50/38	
53ER24-9	2/22/24	2/26/24	50/38	
53ER24-10	2/22/24	2/26/24	50/38	

DEPARTMENT OF HEALTH

Board of Nursing

64B9-14.001	2/22/24	3/13/24	50/11
64B9-14.0015	2/22/24	3/13/24	50/11
64B9-14.002	2/22/24	3/13/24	50/11
64B9-14.003	2/22/24	3/13/24	50/11
64B9-15.001	2/22/24	3/13/24	50/11
64B9-15.002	2/22/24	3/13/24	50/11
64B9-15.0025	2/22/24	3/13/24	50/11
64B9-15.0026	2/22/24	3/13/24	50/11
64B9-16.001	2/22/24	3/13/24	50/11
64B9-16.002	2/22/24	3/13/24	50/11
64B9-16.004	2/22/24	3/13/24	50/11

DEPARTMENT OF CHILDREN AND FAMILIES

Economic Self-Sufficiency Program

65A-4.201	2/22/24	3/13/24	49/239
65A-4.203	2/22/24	3/13/24	49/239
65A-4.207	2/22/24	3/13/24	49/239
65A-4.208	2/22/24	3/13/24	49/239
65A-4.210	2/22/24	3/13/24	49/239
65A-4.2131	2/22/24	3/13/24	49/239
65A-4.214	2/22/24	3/13/24	49/239
65A-4.215	2/22/24	3/13/24	49/239
65A-4.216	2/22/24	3/13/24	49/239
65A-4.220	2/22/24	3/13/24	49/239

Family Safety and Preservation Program

65CER22-1	2/23/24	2/27/24	50/39
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NAVIGATION DISTRICTS

Florida Inland Navigation District

66B-1.008	2/20/24	3/11/24	49/245
66B-1.014	2/20/24	3/11/24	49/245
66B-1.015	2/20/24	3/11/24	49/245
66B-2.008	2/20/24	3/11/24	49/246
66B-2.014	2/20/24	3/11/24	49/246
66B-2.015	2/20/24	3/11/24	49/246

FISH AND WILDLIFE CONSERVATION COMMISSION

68-1.003	2/23/24	3/14/24	49/242
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LIST OF RULES AWAITING LEGISLATIVE REVIEW/ APPROVAL PURSUANT TO SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

WATER MANAGEMENT DISTRICT

Suwannee River Water Management District			
40B-400.091	2/8/24	**/**/**	50/02

St. John Water Management District

40C-4.091	3/31/23	**/**/**	49/31	49/47
40C-41.043	3/31/23	**/**/**	49/31	49/47

South Florida Water Management District

40E-4.091	6/27/23	**/**/**	49/78
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DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.009	7/21/16	**/**/**	42/105
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-330.010	4/28/23	**/**/**	49/38	49/58
62-330.050	4/28/23	**/**/**	49/38	49/58
62-330.055	4/28/23	**/**/**	49/38	
62-330.301	4/28/23	**/**/**	49/38	
62-330.310	4/28/23	**/**/**	49/38	
62-330.311	4/28/23	**/**/**	49/38	49/58
62-330.350	4/28/23	**/**/**	49/38	49/58
62-330.405	4/28/23	**/**/**	49/38	49/58

DEPARTMENT OF HEALTH

Board of Medicine

64B8-10.003	12/9/15	**/**/**	39/95	41/49
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DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

65C-9.004	3/31/22	**/**/**	48/28
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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.