

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-14.024 Composition of Boards of Trustees

PURPOSE AND EFFECT: The purpose of this rule development is to implement the changes enacted by ch. 2015-19 L.O.F. The effect will be a rule consistent with governing law.

SUBJECT AREA TO BE ADDRESSED: The membership requirements for the Florida College System institution boards of trustees.

RULEMAKING AUTHORITY: 1001.02(1), 1001.61(1), F.S.

LAW IMPLEMENTED: 1001.61(1), (2), 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: Christopher Mullin, Executive Vice Chancellor, Florida College System, (850)245-9903 or email christopher.mullin@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.09422 Florida Comprehensive Assessment Test and End-of-Course Assessment Requirements

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to establish scale scores for each Achievement Level for reporting student proficiency levels for the statewide English Language Arts assessment for grades 3 through 10, the statewide Mathematics assessment for grades 3 through 8,

and the end-of-course assessments in Algebra 1, Geometry, and Algebra 2.

SUMMARY: The purpose of the proposed rule amendment is to establish scale scores for each Achievement Level for all new English Language Arts, Mathematics, and end-of-course assessments in order to report student proficiency levels. References to language duplicative with Florida Statutes and to historical Achievement Levels and requirements for assessments no longer included in the statewide assessment program, per s. 1008.22, F.S., were removed.

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 rule revisions relate only to establishing achievement levels for statewide K-12 assessments; therefore, there is no direct or immediate impact on economic growth, private sector job creation, employment, or private sector investment. If there is any impact on such economic growth and private sector job creation, the impact would be positive because the establishment of rigorous yet attainable assessment standards positively impacts student outcomes, which, in turn, positively impact economic growth, private sector job creation, and employment. For the same reasons, though no impact on business competitiveness is anticipated, any impact would be positive. Because the proposed rule relates only to the establishment of achievement levels for statutorily required statewide assessments, it is not likely to increase regulatory costs.

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: 1001.02, 1008.22, FS.

LAW IMPLEMENTED: 1001.02, 1001.11, 1008.22, FS.

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

DATE AND TIME: January 6, 2016, 9:00 a.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Vince Verges, Assistant Deputy Commissioner, Division of Accountability, Research, and

Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, Florida 32399-0400, (850)245-0513.

THE FULL TEXT OF THE PROPOSED RULE IS:

~~6A-1.09422 Statewide, Standardized Florida Comprehensive Assessment Test and End of Course Assessment Program Requirements.~~

(1) Definitions. For the purpose of this rule, the following definitions shall apply:

(a) "Achievement level." Scores are reported by achievement levels, which are five (5) categories of achievement that represent the success students demonstrate with the content assessed. Achievement levels range from one (1) through five (5), with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on the assessment. The minimum score in achievement level 3 is the designated passing score for all assessments described in subsection (3) of this rule pursuant to Section 1008.22(3)(e)2., F.S. Achievement level scale score ranges are established in paragraphs (5)(a)-(c) of this rule.

(b) "Baseline year." The first school year in which an assessment is administered operationally, as referenced for each assessment in subsection (5) of this rule. Achievement levels are established for an assessment after the baseline year, and results from the baseline administration are used to establish the achievement standards.

(c) "Eligible students." All students except those who are prohibited from taking an assessment pursuant to Section 1008.22(3)(b)2., F.S., and those who are exempted from the assessment pursuant to Sections 1008.212, F.S., 1008.22(10), F.S., and Rule 6A-6.0909, F.A.C. Pursuant to Section 1008.22(3), F.S., participation in the assessment program is mandatory for all eligible students attending public schools, including adult students seeking a standard high school diploma under Section 1003.4282, F.S., and students in the Department of Juvenile Justice education programs, except as otherwise provided by law.

(2) The statewide, standardized assessment program of educational assessment required by Section 1008.22, F.S., shall be developed under the direction and supervision of the Commissioner of Education and shall be:

(a) Kept secured at all times, in accordance with the provisions of Rule 6A-10.042, F.A.C.

(b) Provided to all school districts as computer-based or paper-based tests, according to Section 1008.22(3)(d)1., F.S. Paper-based tests must be provided in the quantity needed for the students in the district for assessments that are not administered in computer-based format, and for students requiring paper-based accommodations in accordance with Rule 6A-1.0943, F.A.C.

~~(c) Administered in accordance with standard written instructions appropriate for the assessment. The written instructions shall be issued by the Commissioner in the form of test administration manuals and other written communications, as required, and provided to school districts in sufficient time prior to each assessment.~~

~~(d) Revised and updated as needed.~~

~~(e) Developed in consultation with teachers and other appropriate professionals and approved by the Commissioner prior to being administered to students.~~

~~(d)(f) Be aligned to derived from the student performance standards adopted in Rule 6A-1.09401, F.A.C.~~

(3)(2) The assessment program shall include comprehensive assessments in English Language Arts (ELA), Mathematics and Science, end-of-course assessments, and pursuant to Section 1008.22(3)(e)3., F.S., retake administrations of former assessments required for graduation the Florida Comprehensive Assessment Test® (FCAT), the Florida Comprehensive Assessment Test® (FCAT) 2.0, and the Florida End of Course (EOC) Assessments.

(a) The statewide ELA assessments shall measure reading skills in grade three and reading and writing skills in grades four through ten.

(b) The statewide Mathematics assessments shall measure students' mathematics skills in grades three through eight.

(c) The statewide Science assessments shall measure students' science skills in grades five and eight.

(a) Before the 2010-2011 school year, the FCAT shall consist of four (4) sections: one (1) measuring reading skills in grades three through ten; one (1) measuring mathematics skills in grades three through ten; one (1) measuring writing skills in grades four, eight and ten; and one (1) measuring science skills in grades five, eight, and eleven. Beginning with the 2010-2011 school year, the FCAT shall consist of three (3) sections; one (1) measuring mathematics skills in grade ten; one (1) measuring writing skills in grades four, eight, and ten; and one (1) measuring science skills in grades five, eight, and eleven. Beginning with the 2011-2012 school year, the FCAT shall consist of one (1) section measuring writing skills in grades four, eight, and ten. The FCAT Retake in reading shall continue to be administered through the 2011-2012 school year, and the FCAT Retake in mathematics shall continue to be administered through 2012-2013 school year.

(b) Beginning with the 2010-2011 school year, the FCAT 2.0 shall consist of two (2) sections: one (1) measuring reading skills in grades three through ten, and one (1) measuring mathematics skills in grades three through eight. Beginning with the 2011-2012 school year, the FCAT 2.0 shall consist of three (3) sections: one (1) measuring reading skills in grades three through ten, one (1) measuring mathematics skills in grades three through eight, and one (1) measuring science

skills in grades five and eight.

~~(d)(e)~~ The end-of-course assessments Florida EOC Assessments shall consist of assessments measuring the skills specified in ~~six (6) five (5)~~ courses: Algebra 1, Geometry, Algebra 2, Biology 1, Geometry, United States History, and Civics.

~~(e)~~ The FCAT 2.0 Reading retake with a baseline administration of 2010-2011 shall measure reading skills in grade ten and shall continue to have retake administrations through the 2017-2018 school year.

~~(f)~~ The Algebra 1 end-of-course assessment retake with a baseline administration of 2010-2011 shall measure Algebra 1 skills required in the Algebra 1 course, including course equivalents contained from 2010-2011 to 2013-2014, and shall continue to have retake administrations through the 2016-2017 school year.

~~(4)(3)~~ The statewide assessment program shall be administered as follows:

~~(a)~~ Beginning with the 2014-2015 school year, all eligible students in grades three through ten shall take the statewide ELA assessment ~~Before the 2010-2011 school year, all eligible students in grades three through ten shall take the FCAT Reading and Mathematics. Beginning with the 2010-2011 school year, all eligible students in grades three through ten shall take the FCAT 2.0 Reading, and all eligible students in grades three through eight shall take the FCAT 2.0 Mathematics. All eligible students in grades four, eight, and ten shall take the FCAT Writing. Eligible students are those who are not exempted from the assessment pursuant to Section 1008.212, F.S. and Rule 6A-6.0909, F.A.C.~~

~~(b)~~ Beginning with the 2014-2015 school year, all eligible students in grades three through eight shall take the statewide Mathematics assessment.

~~(c)(b)~~ Before the 2011-2012 school year, all eligible students in grades five, eight, and eleven shall take the FCAT Science. Beginning with the 2011-2012 school year, all eligible students in grades five and eight shall take the statewide FCAT 2.0 Science assessment. Eligible students are those who are not exempted from the assessment pursuant to Section 1008.212, F.S.

~~(d)(e)~~ Beginning with the 2014-2015 2010-2011 school year, all eligible students enrolled in a high school Algebra 1 or equivalent course must take the Algebra 1 end-of-course assessment EOC Assessment with a baseline administration of 2014-2015; all eligible students enrolled in a high school Geometry or equivalent course must take the Geometry end-of-course assessment; and all eligible students enrolled in a high school Algebra 2 or equivalent course must take the Algebra 2 end-of-course assessment.

~~(e)(d)~~ Beginning with the 2011-2012 school year, all eligible students enrolled in a high school Geometry or equivalent

course must take the Geometry EOC Assessment, and all students enrolled in a high school Biology 1 or equivalent course must take the Biology 1 end-of-course assessment EOC Assessment.

~~(f)(e)~~ Beginning with the 2012-2013 school year, all eligible students enrolled in a high school United States History or equivalent course must take the United States History end-of-course assessment EOC Assessment.

~~(g)(f)~~ Beginning with the 2013-2014 school year, all eligible students enrolled in a middle school Civics education course must take the Civics end-of-course assessment EOC Assessment.

~~(h)(g)~~ Provisions shall be made by school districts to administer the assessment to students who are absent on the designated testing dates according to directions specified by the Commissioner. The directions shall be issued in the form of test administration manuals and other written communications, as required, and provided to school districts in sufficient time prior to each assessment.

~~(i)(h)~~ Provisions shall be made by the Commissioner to permit the assessment to be administered to home school students and private school students pursuant to Sections 1002.39 and 1002.395, F.S., under conditions which preserve the security of the assessment and require the public school districts to be responsible for the test administration procedures and requirements of Rule 6A-10.042, F.A.C.

~~(j)(i)~~ In accordance with the requirements of Sections 1008.22(3)(a) and (b), F.S., provisions shall be made by school districts the Commissioner to administer the retake assessments to retest students if they do not attain passing scores on the assessments required for graduation. Pursuant to Section 1008.22(3)(e)3., F.S., assessments required for graduation may not be discontinued until the graduation, based on normal student progression, of students participating in the final, regular administration of the former assessment.

~~(k)(j)~~ The assessments shall be administered to students not less than one (1) time per year on a schedule approved by the Commissioner; however, for assessments required for graduation with a standard high school diploma, students must participate in each retake of the assessment until achieving a passing score on the required assessment or a concordant or comparative score on an alternative assessment.

~~(4)~~ Examinee scores on the FCAT Reading and Mathematics shall be reported on a score scale from 100 to 500 defined by the baseline assessment administered during January and February 1998, and a developmental scale of approximately 0 to 3000 that defines performance across grades three through ten. Examinee scores on the FCAT Science shall be reported on a score scale from 100 to 500 defined by the baseline assessment administered during March 2003. Examinee scores on the FCAT Writing shall be reported on a score scale from 1

to 6 defined by the FCAT Writing holistic rubrics.
 (5) The total scores on the FCAT Reading, Mathematics, and Science also are reported on an achievement level scale. Achievement levels range from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on the assessment. The total scores that correspond to each achievement level are shown in the following paragraphs.

(a) The achievement levels for the FCAT Reading and Mathematics shall be as shown in the following tables.

FCAT Reading grade level scale scores (100 to 500) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	100-258	259-283	284-331	332-393	394-500
4	100-274	275-298	299-338	339-385	386-500
5	100-255	256-285	286-330	331-383	384-500
6	100-264	265-295	296-338	339-386	387-500
7	100-266	267-299	300-343	344-388	389-500
8	100-270	271-309	310-349	350-393	394-500
9	100-284	285-321	322-353	354-381	382-500
10	100-286	287-326	327-354	355-371	372-500

FCAT Reading developmental scale scores (86 to 3008) for each achievement:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	86-1045	1046-1197	1198-1488	1489-1865	1866-2514
4	295-1314	1315-1455	1456-1689	1690-1964	1965-2638
5	474-1341	1342-1509	1510-1761	1762-2058	2059-2713
6	539-1449	1450-1621	1622-1859	1860-2125	2126-2758
7	671-1541	1542-1714	1715-1944	1945-2180	2181-2767
8	886-1695	1696-1881	1882-2072	2073-2281	2282-2790
9	772-1771	1772-1971	1972-2145	2146-2297	2298-2943
10	844-1851	1852-2067	2068-2218	2219-2310	2311-3008

FCAT Mathematics grade level scale scores (100 to 500) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	100-252	253-293	294-345	346-397	398-500
4	100-259	260-297	298-346	347-393	394-500
5	100-287	288-325	326-354	355-394	395-500
6	100-282	283-314	315-353	354-390	391-500
7	100-274	275-305	306-343	344-378	379-500

8	100-279	280-309	310-346	347-370	371-500
9	100-260	261-295	296-331	332-366	367-500
10	100-286	287-314	315-339	340-374	375-500

FCAT Mathematics developmental scale scores (375 to 2709) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	375-1078	1079-1268	1269-1508	1509-1749	1750-2225
4	581-1276	1277-1443	1444-1657	1658-1862	1863-2330
5	569-1451	1452-1631	1632-1768	1769-1956	1957-2456
6	770-1553	1554-1691	1692-1859	1860-2018	2019-2492
7	958-1660	1661-1785	1786-1938	1939-2079	2080-2572
8	1025-1732	1733-1850	1851-1997	1998-2091	2092-2605
9	1238-1781	1782-1900	1901-2022	2023-2141	2142-2596
10	1068-1831	1832-1946	1947-2049	2050-2192	2193-2709

(b) The achievement levels for the FCAT Science shall be as shown in the following table.

FCAT Science grade level scale scores (100 to 500) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
5	100-272	273-322	323-376	377-416	417-500
8	100-269	270-324	325-386	387-431	432-500
11	100-278	279-323	324-379	380-424	425-500

(5)(6) Examinee scores on the statewide ELA FCAT 2.0 Reading and Mathematics assessments shall be reported by the use of scaled scores and achievement levels defined by the baseline assessment administered during the 2014-2015 2010-2011 school year. Examinee scores on the statewide FCAT 2.0 Science assessment shall be reported by the use of scaled scores and achievement levels defined by the baseline assessment administered during the 2011-2012 school year. Examinee scores on end-of-course EOC assessments shall be reported by the use of scaled scores and achievement levels defined by the baseline assessment administered as follows: Algebra 1 end-of-course assessment (2014-2015), Algebra 1 end-of-course assessment EOC Assessment for retake students (2010-2011), Geometry end-of-course assessment EOC Assessment (2014-2015)(2011-2012), Algebra 2 end-of-course assessment EOC Assessment (2014-2015), Biology 1 end-of-course assessment EOC Assessment (2011-2012), United States History end-of-course assessment EOC Assessment (2012-2013), and Civics end-of-course assessment EOC Assessment (2013-2014). Achievement

levels range from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on the assessment.

(a) The achievement levels for the comprehensive statewide assessments FCAT 2.0 Reading and Mathematics shall be as shown in the following tables.

Statewide ELA assessment developmental scale scores (240 to 412) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	240-284	285-299	300-314	315-329	330-360
4	251-296	297-310	311-324	325-339	340-372
5	257-303	304-320	321-335	336-351	352-385
6	259-308	309-325	326-338	339-355	356-391
7	267-317	318-332	333-345	346-359	360-397
8	274-321	322-336	337-351	352-365	366-403
9	276-327	328-342	343-354	355-369	370-407
10	284-333	334-349	350-361	362-377	378-412

Statewide Mathematics assessment developmental scale scores (240 to 393) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	240-284	285-296	297-310	311-326	327-360
4	251-298	299-309	310-324	325-339	340-376
5	256-305	306-319	320-333	334-349	350-388
6	260-309	310-324	325-338	339-355	356-390
7	269-315	316-329	330-345	346-359	360-391
8	273-321	322-336	337-352	353-364	365-393

FCAT 2.0 Reading developmental scale scores (140 to 302) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	140-181	182-197	198-209	210-226	227-260
4	154-191	192-207	208-220	221-237	238-269
5	161-199	200-215	216-229	230-245	246-277
6	167-206	207-221	222-236	237-251	252-283
7	171-212	213-227	228-242	243-257	258-289
8	175-217	218-234	235-248	249-263	264-296
9	178-221	222-239	240-252	253-267	268-302
10	188-227	228-244	245-255	256-270	271-302

FCAT 2.0 Mathematics developmental scale scores (140 to 298) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
3	140-182	183-197	198-213	214-228	229-260
4	155-196	197-209	210-223	224-239	240-271
5	163-204	205-219	220-233	234-246	247-279
6	170-212	213-226	227-239	240-252	253-284
7	179-219	220-233	234-247	248-260	261-292
8	187-228	229-240	241-255	256-267	268-298

(b) The achievement levels for the FCAT 2.0 Science shall be as shown in the following table.

Statewide FCAT 2.0 Science assessment grade-level scale scores (140 to 260) for each achievement level:

Grade	Level 1	Level 2	Level 3	Level 4	Level 5
5	140-184	185-199	200-214	215-224	225-260
8	140-184	185-202	203-214	215-224	225-260

(b) The achievement levels for the end-course-assessments shall be as shown in the following tables.

Algebra 1 end-of-course assessment (baseline 2014-2015) scale scores (425 to 575) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
425-486	487-496	497-517	518-531	532-575

(c) The achievement levels for the Algebra 1 EOC Assessment shall be as shown in the following table.

Algebra 1 EOC Assessment scale scores (325 to 475) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
325-374	375-398	399-424	425-436	437-475

(d) The achievement levels for the Geometry EOC Assessment shall be as shown in the following table.

Geometry end-of-course assessment EOC Assessment scale scores (425 to 575) (325 to 475) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
425-485	486-498	499-520	521-532	533-575

Level 1	Level 2	Level 3	Level 4	Level 5
325-369	370-395	396-417	418-433	434-475

Algebra 2 end-of-course assessment scale scores (425 to 575) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
425-496	497-510	511-528	529-536	537-575

(e) The achievement levels for the Biology 1 EOC Assessment shall be as shown in the following table.

Biology 1 end-of-course assessment EOC Assessment scale scores (325 to 475) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
325-368	369-394	395-420	421-430	431-475

(f) The achievement levels for the United States History EOC Assessment shall be as shown in the following table.

United States History end-of-course assessment EOC Assessment scale scores (325 to 475) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
325-377	378-396	397-416	417-431	432-475

(g) The achievement levels for the Civics EOC Assessment shall be as shown in the following table.

Civics end-of-course assessment EOC Assessment scale scores (325 to 475) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
325-375	376-393	394-412	413-427	428-475

(c) The achievement levels for the retake assessments shall be shown in the following tables.

Grade 10 FCAT 2.0 Reading retake scale scores (188 to 302) for each achievement level:

Level 1	Level 2	Level 3	Level 4	Level 5
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188-227 228-244 245-255 256-270 271-302
Algebra 1 end-of-course assessment retake (baseline 2010-
2011) scale scores (325 to 475) for each achievement level:

<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>	<u>Level 4</u>	<u>Level 5</u>
<u>325-374</u>	<u>375-398</u>	<u>399-424</u>	<u>425-436</u>	<u>437-475</u>

~~(7) Students who entered grade nine during the 1999-2000 school year through the 2008-2009 school year shall be required to earn passing scores on the Grade 10 FCAT Reading and students who entered grade nine during the 1999-2000 school year through the 2009-2010 school year shall be required to earn passing scores on the Grade 10 FCAT Mathematics. Students who entered grade nine during the 2009-2010 school year and thereafter, shall be required to earn passing scores on the Grade 10 FCAT 2.0 Reading-~~

~~(8) For students who entered grade nine during the 2000-2001 school year through the 2009-2010 school year, the passing score for the required reading and mathematics assessments shall be a score equal to or greater than 300 on the 100 to 500 scale, and 1926 for the reading assessment and 1889 for the mathematics assessment on the developmental scale.~~

~~(9) Beginning with students entering grade nine during the 2010-2011 school year, the passing score for all assessments required for high school graduation, a high school diploma scholar designation, or for course credit under the Credit Acceleration Program (CAP) under Section 1003.4295, F.S., shall be the minimum scale score in achievement level 3.~~

~~(10) Beginning with the 2013-14 school year, passing scores shall be designated for each FCAT 2.0 and EOC assessment pursuant to Section 1008.22(3)(c)2., F.S. For FCAT 2.0 Reading, Mathematics, and Science, the passing score shall be the minimum scale score in achievement level 3. For FCAT 2.0 Writing, the passing score shall be a score of 3.5. For Algebra 1, Biology 1, Geometry, United States History, and Civics EOC Assessments, the passing score shall be the minimum scale score in achievement level 3.~~

~~(11) The Commissioner of Education shall review student performance levels annually and recommend to the State Board of Education whether to maintain the existing passing scores and achievement levels or to increase one or more of the requirements.~~

(6) In accordance with Section 1008.22(3)(e)3., F.S., for students who took the statewide ELA Grade 10 (2014-15) or Algebra 1 end-of-course (2014-15) prior to the adoption on February 9, 2016, of the achievement levels and developmental scale scores defined herein, the alternate passing score for ELA Grade 10 is 349 and above, which corresponds to the passing score of 245 and above on Grade 10 FCAT 2.0 Reading retake; the alternate passing score for the Algebra 1 end-of-course is 489 and above, which corresponds to the passing score of 399 and above for the Algebra 1 end-of-course retake (2010-11).

(7) For students who took the statewide Geometry end-of-course (2014-15) prior to the adoption on February 9, 2016, of the achievement levels and developmental scale scores defined herein, the alternate passing score shall be 492 and above, which corresponds to the passing score of 396 and above for the previous Geometry end-of-course (2010-11), which was last administered December 2014.

~~(8)(12) The assessments shall be administered according to a schedule approved by the Commissioner.~~

~~(9)(13) Students with disabilities may be provided test modifications or accommodations in accordance with the provisions of Rule 6A-1.0943, FAC. Requirements for the alternate assessment for students with significant cognitive disabilities are established in Rule 6A-1.0943, F.A.C.~~

(10) English Language Learners (ELLs) may be provided test accommodations in accordance with the provisions of Rule 6A-6.09091, F.A.C. Requirements for the annual English language proficiency assessment for ELLs are established in Rule 6A-6.09021, F.A.C.

~~(14) Invalidity of a section of this rule shall not invalidate the remainder of the rule.~~

Rulemaking Authority 1001.02, 1008.22, 1008.25 FS. Law Implemented 1001.02, 1001.11, 1008.22, 1008.25 FS. History—New 1-24-99, Amended 10-7-01, 1-22-02, 12-23-03, 3-27-06, 3-1-07, 2-25-09, 7-19-10, 2-12-12, 2-3-13, 2-25-14, 2-17-15.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Juan Copa, Deputy Commissioner, Division of Accountability, Research and Measurement.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 1, 2015

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.:	RULE TITLE:
60Y-2.001	General
60Y-2.011	Petitions for Variances or Waivers from Rules

PURPOSE AND EFFECT: These rules are to be repealed. There will be no adverse effect on the public.

SUMMARY: Rule 60Y-2.001, F.A.C. reiterates section 760.01, Florida Statutes, and repeats the same information that is stated there. Rule 60Y-2.011, F.A.C. reiterates the requirements already found in Rule Chapter 28-104, F.A.C., so it is not necessary that it be repeated.

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 proposed rule repeal is to a procedural rule and will have no economic impact, and therefore, will not require ratification. There are no applicable federal standards that relate to Rule 60Y-2, F.A.C.

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: 760.06(12), FS.

LAW IMPLEMENTED: 760.01(2), 760.03, 760.05, 120.542, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cheyanne Costilla, cheyanne.costilla@fchr.myflorida.com, (850)488-7082

THE FULL TEXT OF THE PROPOSED RULE IS:

60Y-2.001 General.

Rulemaking Authority 760.06(12) FS. Law Implemented 760.01(2), 760.03, 760.05 FS. History—New 11-2-78, Amended 8-12-85, Formerly 22T-6.01, 22T-6.001, Amended 12-31-03, Repealed

60Y-2.011 Petitions for Variances or Waivers from Rules.

Rulemaking Authority 120.54, 760.06(13) FS. Law Implemented 120.542 FS. History—New 12-31-03, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cheyanne Costilla, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michelle Wilson, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 10, 2015

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-25.032 **RULE TITLE:** Regulations Governing the Establishment of Alligator Management Programs

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to clarify that there are exemptions to alligator trapping licensing requirements. The effect of the proposed rule amendment will be to make the rule consistent with recent changes to s. 379.3751, F.S.

SUMMARY: The proposed rule amendment would clarify that there are exemptions to alligator trapping licensing requirements consistent with recent changes to s. 379.3751, F.S.

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 HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 10 - 11, 2016, 8:30 a.m. to 5:00 p.m., each day.

PLACE: Doubletree by Hilton Hotel, Tampa Airport – Westshore, 4500 West Cypress Street, Tampa FL, 33607.

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-25.032 Regulations Governing the Establishment of Alligator Management Programs.

Alligator management programs designed for the taking of alligator eggs and hatchlings and the trapping of non-hatchling alligators may only be established on private lands and on public lands, other than sovereign submerged lands, for which a governmental entity can demonstrate an ownership interest or a leasehold interest and approval of the owner (referred to as "public lands" in this section) under the following conditions:

(1)(a) through (f) No change.

(g) Designees shall be licensed in accordance with the provisions of Section 379.3751, F.S., prior to the issuance of their permits. A permittee's agents shall be licensed, if necessary, in accordance with the provisions of Section 379.3751, F.S., prior to said agents taking non-hatchling alligators, alligator hatchlings, or alligator eggs.

(h) No change.

(2)(a) through (d) No change.

(e) Any person possessing a valid alligator trapping or trapping agent's license, or who is exempt from such licenses, pursuant to Section 379.3751, F.S., may take non-hatchling alligators provided they are authorized to do so by the designee. Authorized persons licensees taking non-hatchling alligators independently of the designee shall be in possession of a copy of the harvest permit.

(f) Any alligators captured shall be released or killed before the permittee, or authorized persons referenced in paragraph (2)(e) above, ~~licensee~~ leaves the property described in the Alligator Management Program Application (FWC form 1000PW). An identifying alligator CITES tag issued by the Commission shall be locked through the skin of the alligator within six (6) inches of the tip of the tail immediately upon killing or, if the alligator is killed from or in a boat, no later than immediately upon return to shore and before leaving the property. If there is a permitted alligator processing facility on the property, alligators must be tagged immediately upon capture except that alligators captured from a boat must be tagged no later than immediately upon return to shore and before leaving the property. The identifying alligator CITES tag shall remain attached to the alligator hide until the hide is tanned, taxidermy mounted, or exported from the state. CITES

tags may not be altered to compromise the locking mechanism in any way and shall be used only one time. The possession of any alligator hide not tagged as prescribed herein is prohibited, and such hide shall be subject to seizure and forfeiture to the Commission under the provisions of Section 379.338, F.S.

(g) through (h) No change.

(3) through (4) No change.

(5) All tags issued under this rule shall remain the sole property of the Commission until used as provided herein, and may be possessed only by the permittee, or persons licensees the permittee has authorized to take alligators as provided for in paragraph (2)(e) above, ~~or his licensed agent(s)~~ prior to such use. Permittees shall be strictly liable in ensuring that all unused tags remain in their possession, or the possession of persons licensees they have authorized to take alligators as provided for in paragraph (2)(e) above, ~~or the possession of his licensed agent(s)~~, and that all unused tags are returned to the Commission within 15 days following permit expiration.

PROPOSED EFFECTIVE DATE: As soon as possible following Commission action.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., ~~379.3012~~ 379.3751, 379.3752 FS. History—New 5-5-88, Amended 2-14-89, 4-11-90, 4-4-91, 4-15-92, 10-22-92, 4-29-93, 4-10-94, 3-30-95, 4-1-96, 9-15-96, 4-12-98, Formerly 39-25.032, Amended 5-28-00, 10-10-00, 5-13-02, 3-30-06, 3-19-08, 7-20-09, 3-24-13, 10-9-13, 4-2-14, 8-19-14, 12-23-14,

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-25.042 Regulations Governing Statewide Alligator Trapping, Permitting, Taking and Sale

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to clarify that there are exemptions to alligator trapping licensing requirements. The effect of the proposed rule amendment will be to make the rule consistent with recent changes to s. 379.3751, F.S.

SUMMARY: The proposed rule amendment would clarify that there are exemptions to alligator trapping licensing requirements consistent with recent changes to s. 379.3751, F.S.

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 HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 10 - 11, 2016, 8:30 a.m. to 5:00 p.m., each day.

PLACE: Doubletree by Hilton Hotel, Tampa Airport – Westshore, 4500 West Cypress Street, Tampa FL, 33607

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-25.042 Regulations Governing Statewide Alligator Trapping, Permitting, Taking and Sale.

No person shall take non-hatchling alligators from the wild except as provided herein and under other applicable rules of the Commission.

(1)(a) through (b) No change.

(2) Harvest permit issuance:

(a) Harvest permits may be applied for through the Commission’s online licensing system at designated times and dates each year by:

1. Paying for an alligator trapping license, unless exempt, as specified required by Section ~~379.3751~~379.3451, F.S., and \$10 for each CITES tag, pursuant to Section 379.3752, F.S., issued with harvest permits; or

2. Providing evidence of possession of an alligator trapping license valid through the last day of the designated harvest season, or a current-year Statewide Alligator Harvest Permit, and paying \$30 for each CITES tag, pursuant to Section 379.3752, F.S., issued with harvest permits.

(b) through (f) No change.

(3)(a) through (d) No change.

(e) Any persons actively participating in the taking of alligators as provided herein shall possess an alligator trapping license or alligator trapping agent’s license, if necessary, in accordance with the provisions of Section 379.3751, F.S. However, for the purposes of this provision, the taking of alligators does not include the activities of driving the vessel or the use of a light.

(f) No change.

(g) Any person possessing a valid alligator trapping or trapping agent’s license, or who is exempt from such licenses, pursuant to Section 379.3751, F.S., may take alligators as provided in the harvest permit but only in the presence of the permittee.

(h) through (i) No change.

(j) Tags issued under this section shall remain the property of the Commission until affixed as provided herein. Tags issued pursuant to this section may be possessed only by the permittee or persons provided for in paragraph (3)(g) above ~~his licensed agents~~ prior to use. The permittee shall be strictly liable in ensuring that possession of unused tags is limited to persons authorized under this rule.

- (k) No change.
- (4) through (5) No change.

PROPOSED EFFECTIVE DATE: As soon as possible following Commission action.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., ~~379.3012~~, 379.3751, 379.3752 FS. History—New 5-5-88, Amended 2-14-89, 4-11-90, 4-14-92, 4-29-93, 7-1-94, 3-30-95, 4-1-96, 9-15-96, 4-12-98, Formerly 39-25.042, Amended 4-30-00, 5-13-02, 4-11-04, 3-30-06, 3-19-08, 3-12-09, 7-20-09, 7-20-11, 3-24-13, 8-19-14, _____.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.03315 RULE TITLE: Private School Scholarship Compliance

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 192, October 2, 2015 issue of the Florida Administrative Register.

Form IEPC SCF-1, Scholarship Program Compliance Form for Private School Participants in State Scholarship Programs is amended as follows:

Section 9: School Facility

A)	* Does the school facility meet the prescribed minimum requirements and standards of sanitation and safety for K-12 private schools possess a current and acceptable semi-annual Public/Private School Inspection Report (Department of Health Form DH 4030), in accordance with Section 381.006(6), Florida Statutes, and State Department of <u>Education Rule 6A-2.0040</u> Health Rule 64E-13, Florida Administrative Code?
B)	* If the school facility possesses a well that serves 1 to 24 people, does the school possess a current and acceptable Limited-Use Public/Private Drinking Water System Sanitation Survey & Inspection Report (Department of Health Form DH 4020), in accordance with State Department of Health Rule 64E-8, Florida Administrative Code? The water supply for the school must be from a source that is <u>it licensed or permitted pursuant to the Florida Safe Drinking Water Act or Section 381.0062, F.S., as applicable?</u>
C)	* If the school facility possesses a well that serves more than 24 people, has the school worked with the local Department of Environmental Protection (DEP) to meet their compliance regulations and received a Public Water System (PWS) ID in accordance with State Department of Environmental Protection Rule 62-550, Florida Administrative Code?
CD)	* If the school facility stores, prepares, or serves food to students, does the school possess a current and satisfactory quarterly Food Service Inspection Report (Department of Health Form DH 4023), <u>food service establishment sanitation certificate</u> in accordance with State Department of Health Rule 64E-11.013, Florida Administrative Code, and Section 381.0072, Florida Statutes?
DE)	*If the school facility is located in a non-exempt county , does the school possess a current and acceptable Mandatory Measurements Nonresidential Radon Measurement Report (Department of Health Form DH 1777), in accordance with Section 404.056, Florida Statutes, and State Department of Health Rule 64E-5.1208, Florida Administrative Code?

EF)	* Does the school facility possess a current, violation free or satisfactory Fire Code inspection and compliance report in accordance with Section 1002.421(2)(g)1., Florida Statutes, Chapter 69A-60, Florida Administrative Code, and county and/or municipal ordinance?
FG)	* If students are transported to and from the school facility by a school-owned vehicle or vehicles, does the school possess a current policy for Auto Liability in accordance with Section 316.615 and Chapter 1006, Florida Statutes?

WATER MANAGEMENT DISTRICTS
Suwannee River Water Management District
 RULE NO.: RULE TITLE:
 40B-5.0091 Permit Processing

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 41 No. 226, November 20, 2015 issue of the Florida Administrative Register has been withdrawn.

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-1.004: General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on December 7, 2015, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, and subsection 61C-4.010(1), Florida Administrative Code, from Artic Expeditions @ WDW located in Lake Buena Vista. The above referenced F.A.C. addresses the requirement that at

least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided, and that each establishment have areas for food preparation and storage. They are requesting to share the mop sink, dishwashing, food preparation and food storage areas with another licensed food service establishment under the same ownership and on the same premises.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NO.: RULE TITLE:

73C-23.0041: Application Process - General Information

The Department of Economic Opportunity hereby gives notice that it has issued a Final Order Granting a Petition for Waiver of paragraph 73C-23.0041(3)(c), F.A.C., on December 7, 2015. The Petition was received from Suwannee County, Florida and filed with the Department's Agency Clerk on September 9, 2015. The Notice of Petition was filed in the Florida Administrative Register on September 14, 2015, and published in Volume 41, Issue Number 178. The Petition sought a waiver of the \$1,500,000 maximum grant amount imposed upon the Small Cities Community Development Block Grant Program. The Petition was granted to enable the County to accomplish economic development activity that it would have not otherwise been able to with the maximum amount of funds available under the Program.

A copy of the Order or additional information may be obtained by contacting Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or katie.zimmer@deo.myflorida.com.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

The Florida Rehabilitation Council for the Blind and Division of Blind Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 7, 2016, 2:00 p.m. – 3:30 p.m.

PLACE: Telephone number 1(888)670-3525, participant passcode 1242528392 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subcommittee Client Satisfaction Survey Committee Meeting.

A copy of the agenda may be obtained by contacting: Sharon Scurry, (850)245-0392, Sharon.Scurry@dbs.fldoe.org.

For more information, you may contact: The Division of Blind Services, 325 West Gaines Street, Room 1114, Tallahassee, FL 32399, (850)245-0392.

DEPARTMENT OF CORRECTIONS

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

DATE AND TIME: December 22, 2015, 10:00 a.m.

PLACE: Florida Department of Corrections Headquarters Building, 501 South Calhoun Street, Training Classroom Room 118, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Under the authority of the Florida Criminal Justice Standards and Training Commission, Criminal Justice Standards and Training Region XVI, announces a regular schedule meeting of the Region XVI Training Council. The primary business of the meeting will be to discuss training and budget issues.

A copy of the agenda may be obtained by contacting: Florida Department of Corrections, attention Oscar Paz Soldan, Bureau of Staff Development and Training, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, January 12, 2016; 1:30 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Environmental Advisory Committee meeting: Discuss committee business. All or part of this meeting may be

conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Dennis.cockrell@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4400 (Ad Order EXE0473).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, January 5, 2016; 10:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: FY 2016 FDOT Mitigation Plan Public Meeting: Overview of the 2016 Mitigation Plan and accept public comment.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Jennifer.brunty@watermatters.org. 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. 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: Jennifer.brunty@watermatters.org, 1(800)423-1476 (FL only) or (352)796-7211, ext. 6571 (Ad Order EXE474).

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice announces public meetings to which all persons are invited.

DATES AND TIMES: May 5, 2016, 6:30 p.m. ET; May 6, 2016 8:00 a.m. ET

PLACE: Buena Vista Suites, 8203 World Center Drive, Orlando, Florida 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

To obtain a copy of the agenda contact the Board of Physical Therapy Practice, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255; call the board office at (850)245-4373, ext. 3468, or visit www.floridaspysicaltherapy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the Department of Health at (850)245-4444, ext. 3418. 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.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Department of Health/CMS: Early Steps Workgroup announces a workshop to which all persons are invited.

DATE AND TIME: December 17, 2015, 9:00 a.m. – 11:00 a.m.

PLACE: Department of Education/Turlington Building, 325 W. Gaines Street, Tallahassee, FL 32399; Bureau of Exceptional Education and Student Services (BEESS) Resource and Information Center (BRIC) Conference Room 628 B

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Health/CMS: Early Steps Workgroup Meeting - Transition from IDEA Part C to Part B. Meeting focus will be discussion related to improving the effectiveness of transition of children from Early Steps to the school district prekindergarten program for children with disabilities through the tracking of child outcomes data and the review of a draft proposal to pilot a data activity in collaboration with the North Dade Early Steps.

A copy of the agenda may be obtained by contacting: Carole West at Carole.West@fldoe.org or (850)245-0475.

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: Carole West at Carole.West@fldoe.org or (850)245-0475. 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 FINANCIAL SERVICES

Division of State Fire Marshal

The Division of State Fire Marshal announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 22, 2016, 1:00 p.m.

PLACE: Ocean Center, Room 202 C, 101 N. Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is holding a second workshop for the purpose of exploring options with the public for the implementation of potential changes to the firesafety inspector program. The workshop may also include a general discussion of the firesafety inspector program, instructor requirements, provider requirements, recommended course work, general procedures, exams, and proposed rule development in that regard. This workshop will take input from affected persons as to what rule amendments are necessary to implement this statutory change.

A telephone conference line is available: (850)413-1558, conference ID 7896905. To ensure our conference call participants have the opportunity to provide public comment or testimony, we are providing the following information.

All public comment requests must be submitted by email to Bill.Wentlandt@MyFloridaCFO.com with the subject title "Request to Speak". In the body of the email, please provide ALL of the following: 1. Your name 2. Telephone number 3. Email address 4. Subject on which you will be providing comment All requests to speak from our conference call participants will be provided to the moderator. Comments will be heard from attendees in the room, and then the moderator will call upon speakers attending by conference line. Please remember to unmute your line to speak when you are called

upon, as all lines will be muted at the start of the workshop to minimize disruptions.

A copy of the agenda may be obtained by contacting Bill Wentlandt, Superintendent, Bureau of Fire Standards and Training, Division of State Fire Marshal, Department of Financial Services, 11655 NW Gainesville Road, Ocala, FL 34482, (352)369-2833, Bill.Wentlandt@MyFloridaCFO.com.

OTHER AGENCIES AND ORGANIZATIONS

Florida Workers' Compensation Insurance Guaranty Association, Inc.

The FWCIGA Investment Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 17, 2015, 3:30 p.m.

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Investment Committee will meet to discuss general matters of the Association.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. 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).

Section VII

**Notice of Petitions and Dispositions
Regarding Declaratory Statements**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Drugs, Devices and Cosmetics

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulations, Division of Drugs, Devices and Cosmetics has declined to rule on the petition for declaratory statement filed by Validus Pharmaceuticals, LLC located at 119 Cherry Hill Road, Suite 310, Parsippany, NJ 07054 on August 28, 2015. The following is a summary of the agency's declination of the petition:

The Petitioner Validus Pharmaceuticals withdrew the petition on October 14, 2015 with the Department.

Please refer all comments to: Department of Business and Professional Regulation, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399.

Section VIII

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

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

NONE

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

NONE

Section IX

**Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

Section X

**Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

Section XI

**Notices Regarding Bids, Proposals and
Purchasing**

NONE

Section XII

Miscellaneous

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES**

Division of Motor Vehicles

Boca Scooters LLC for the establishment of KYMC motorcycles

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 Kymco USA, Inc., intends to allow the establishment of Boca Scooters LLC, as a dealership for the sale of motorcycles manufactured by Kwang Yang Motor Co., Ltd. (line-make KYMC) at 389 Northwest 1st Avenue, Boca Raton, (Palm Beach County), Florida 33432, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Boca Scooters LLC, are dealer operator(s): Colton Ralston, 334 Northeast 5th Street, Boca Raton, Florida 33432; principal investor(s): Colton Ralston, 334 Northeast 5th Street, Boca Raton, Florida 33432.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Bruce Ramsey, Kymco USA, Inc., 5 Stan Perkins Road, Spartanburg, South Carolina 29307.

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

Hitches R Us LLC for the establishment of BASH motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of Hitches R Us LLC, as a dealership for the sale of motorcycles manufactured by Chongqing Astronautical Bashan Motorcycle Manufacturing CO., Ltd. (line-make

BASH) at 221 Northeast 39th Avenue, Gainesville, (Alachua County), Florida 32609, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Hitches R Us LLC, are dealer operator(s): Danny Nugent, 221 Northeast 39th Avenue, Gainesville, Florida 32609, principal investor(s): Danny Nugent, 221 Northeast 39th Avenue, Gainesville, Florida 32609.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Meiredith Huang, Peace Industry Group (USA), Inc., 2649 Mountain Industrial Boulevard, Tucker, Georgia 30084.

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

Myers Auto Group LLC d/b/a McLaren Palm Beach for the establishment of McLaren Automotive Limited (MCLA) automobiles

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 McLaren Automotive, Inc., intends to allow the establishment of Myers Auto Group LLC, d/b/a McLaren Palm Beach as a dealership for the sale of automobiles manufactured by McLaren Automotive Limited (line-make MCLA) at 915 S Dixie Highway, West Palm Beach, (Palm Beach County), Florida 33401, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Myers Auto Group LLC, d/b/a

McLaren Palm Beach are dealer operator(s): Stephen E. Myers, 101 El Vedado Road, Palm Beach, Florida 33480; principal investor(s): Stephen E. Myers, 101 El Vedado Road, Palm Beach, Florida 33480, The Northfield 2015 Trust, Alaska Trust Company, Trustee, 1029 West 3rd Avenue, Anchorage, Arkansas 99501, The Stephen E. Myers, Jr., Delaware Northfield Trust, Commonwealth Trust Company, Trustee, c/o Commonwealth Trust Company, 29 Bancroft Mills Road, Wilmington, Delaware 19806, Jeremy's Eastfield Trust, Jeremy Myers, Trustee, 1040 Biscayne Boulevard, Unit 3704, Miami, Florida 33132 and Kelsey's Eastfield Trust, Kelsey Myers, Trustee, 21 Buck Hill Road, Weston, Connecticut 06883.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Robert Rizzo, McLaren Automotive, Inc., 750 Third Avenue, Suite 2400, New York, New York 10017. 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
Paradise Power Sports LLC for the establishment of EZGO low speed vehicles

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Textron, Inc., intends to allow the establishment of Paradise Power Sports LLC, as a dealership for the sale of low-speed vehicles manufactured by Textron, Inc. (line-make EZGO) at 920 East Third Avenue, New Smyrna Beach, (Volusia County), Florida 32169, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Paradise Power Sports LLC, are dealer operator(s): Bryan Christiansen Sirois, 817 East 22nd Avenue, New Smyrna Beach, Florida 32169, Hayley Kristian Sirois, 817 East 22nd Avenue, New Smyrna Beach, Florida 32169, Neal Joseph Welch, 832 East 11th Avenue, New Smyrna Beach, Florida 32169; principal investor(s): Bryan Christiansen Sirois, 817 East 22nd Avenue, New Smyrna Beach, Florida 32169, Hayley Kristian Sirois, 817 East 22nd Avenue, New Smyrna Beach, Florida 32169, Neal Joseph Welch, 832 East 11th Avenue, New Smyrna Beach, Florida 32169.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Rusty McGahee, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

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
Paradise Power Sports LLC for the establishment of ZHNG motorcycles

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 Hammer Brand, LLC, d/b/a Wolf Brand Scooters intends to allow the establishment of Paradise Power Sports LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. (line-make ZHNG) at 920 East 3rd Avenue, New Smyrna Beach, (Volusia County), Florida 32169, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Paradise Power Sports LLC, are dealer operator(s): Bryan Sirois, 920 East 3rd Avenue, New Smyrna Beach, Florida 32169; principal investor(s): Bryan Sirois, 920 East 3rd Avenue, New Smyrna Beach, Florida 32169.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Diana Hammer, Hammer Brand, LLC, 12485 44th Street North, Suite A, Clearwater, Florida 33762.

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

Ponte Vedra Golf Carts LLC for the establishment of CLUB low speed vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Club Car LLC, intends to allow the establishment of Ponte Vedra Golf Carts LLC, as a dealership for the sale of low-speed vehicles manufactured by Club Car LLC (line-make CLUB) at 10036 Sawgrass Drive West, Suite 6, Ponte Vedra Beach, (St Johns County), Florida 32082, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Ponte Vedra Golf Carts LLC, are dealer operator(s): Christopher W. Allen, 13685 Picarsa Drive, Jacksonville, Florida 32225, principal investor(s): Christopher W. Allen, 13685 Picarsa Drive, Jacksonville, Florida 32225.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Michael R. Packer, Club Car LLC, 4125 Washington Road, Evans, Georgia 30809.

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

Renli of Florida, Inc. for the establishment of DRXX low speed vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Duruxx, LLC, intends to allow the establishment of Renli of Florida, Inc., as a dealership for the sale of low-speed vehicles manufactured by Duruxx, LLC (line-make DRXX) at 17510 North US Highway 41, Lutz, (Hillsborough County), Florida 33549, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Renli of Florida, Inc., are dealer operator(s): Ed James, 17510 North US Highway 41, Lutz, Florida 33549; principal investor(s): Ed James, 17510 North US Highway 41, Lutz, Florida 33549.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Mandy M. Sefcik, Duruxx, LLC, 14953 South Grant Street, Bixby, Oklahoma 74008.

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

Rymer Electric Vehicles, Inc. for the establishment of STAR low speed vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that JH Global Services, Inc., intends to allow the establishment of Rymer Electric Vehicles, Inc., as a dealership for the sale of low-speed vehicles manufactured by JH Global Services, Inc. (line-make STAR) at 7332 Omega Street, Winter Park, (Orange County), Florida 32792, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Rymer Electric Vehicles, Inc., are dealer operator(s): Kris Rymer, 7332 Omega Street, Winter Park, Florida 32792-7110; principal investor(s): Kris Rymer, 7332 Omega Street, Winter Park, Florida 32792-7110.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Jaze Zhang, JH Global Services, Inc., 378 Neely Ferry Road, Simpsonville, South Carolina 29680.

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

Xtreme Powersports, Inc. for the establishment of HUSQ motorcycles

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 Husqvarna Motorcycles North America, Inc., intends to allow the establishment of Xtreme Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Husqvarna (line-make HUSQ) at 1019 US Highway 301 South, Tampa, (Hillsborough County), Florida 33619, on or after January 13, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Xtreme Powersports, Inc., are dealer operator(s): Hans Klockes, 10204 Elbow Bend Road, Riverview, Florida 33578 and Randy Young, 933 Bunker View Drive, Apollo Beach, Florida 33572; principal investor(s): Hans Klockes, 10204 Elbow Bend Road, Riverview, Florida 33578 and Randy Young, 933 Bunker View Drive, Apollo Beach, Florida 33572.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Buttleman, Husqvarna Motorcycles North America, Inc., 30100 Technology Drive, Murrieta, California, 92563.

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.

STATE BOARD OF ADMINISTRATION

Maximum Statutory Adjusted Capacity for Mandatory FHCF Coverage, Maximum Statutory Coverage for Optional Coverages, and Aggregate Retention for the 2016 Contract Year

NOTICE IS HEREBY GIVEN by the State Board of Administration of Florida, as required by Section 215.555(17)(d), F.S., for the Florida Hurricane Catastrophe Fund (FHCF) Reimbursement Contract Year commencing on June 1, 2016, of the maximum statutory adjusted capacity for the mandatory coverage, the maximum statutory coverage for any optional coverage, and the aggregate fund retention used to calculate individual insurers' retention multiples. As provided in Section 215.555(4)(c)1., F.S., the maximum statutory capacity for the mandatory coverage is \$17 billion. No additional optional coverages are available for the Reimbursement Contract Year commencing on June 1, 2016. The aggregate fund retention used to calculate individual insurers' retention multiples is \$6.966 billion.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration received the following CON application for expedited review:

CON #10422	Received: 12/10/15
County: Volusia	Service District: 4-4
Facility/Project: University Center West	
Applicant: University West Rehabilitation Center, LLC	
Project Description: Construct a 120-bed replacement community nursing home within 30 miles of the existing location	

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

Long-term Care (LTC) Waiver Amendment Request

The Agency for Health Care Administration (Agency) is submitting to the Centers for Medicare and Medicaid Services (CMS) a request to amend the Long-term Care (LTC) waiver that operates under the authority of Section 1915 (c) of the Social Security Act. The Agency is providing public notice of the 30-day public comment period as specified in 42 CFR 441.304(f) to solicit meaningful input from recipients,

providers and all stakeholders on the amendment request prior to submission to CMS.

Description of Long-term Care (LTC) Waiver and Amendment Request

The Long-term Care waiver offers eligible disabled adults ages 18 to 64 and elderly adults ages 65 or older long-term care services in the community setting as an alternative to nursing facility placement. The program uses a managed care service delivery model to provide home and community-based services to eligible waiver recipients. Competitively selected managed care plans offer long-term care services designed to meet the identified care needs of waiver recipients in their community. Recipients' case managers develop care plans based upon individual need assessments with input from the recipient and others involved in the recipient's care. Recipients may select service providers from the managed care plans provider network.

This waiver amendment requests approval to: 1) revise case management qualifications; 2) remove Structured Family Caregiving from the waiver service menu; 3) revise performance measures; 4) update the spousal impoverishment policy; 5) update the physical therapy providers and 6) update the unduplicated recipient count and related Appendix J tables. The 30 day comment period will begin on Monday, December 14, 2015 and end on Thursday, January 14, 2016. The Agency will post the draft waiver amendment request with a description of the changes on its website. When submitting written comments by postal service or internet email, please have 'Long-term Care Waiver Amendment' contained in the subject line. Mail comments and suggestions to:

Agency for Health Care Administration
 Attention: HCBS Waivers
 2727 Mahan Drive, MS 20
 Tallahassee, Florida 32308

Email your comments and suggestions to: FLMedicaidWaivers@ahca.myflorida.com.

If you are hearing or speech impaired, please contact us using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Keith Young at 1(850)412-4257 or email Keith.Young@AHCA.myflorida.com.

The waiver amendment request document can be viewed at the following link:

http://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/federal_authorities/federal_waivers/ltc_fed_auth.shtml.

DEPARTMENT OF HEALTH

Board of Massage Therapy

Notice of Emergency Action

On December 11, 2015, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Rachael Devan Alter, L.M.T., License # MA 69609. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2014-2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 11, 2015, State Surgeon General issued an Order of Emergency Restriction of Certification with regard to the certificate of Nikole J. Gold, C.N.A., License # CNA 314411. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2014). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 11, 2015, State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the certificate of Terasa M. Ward, C.N.A., License # CNA 185084. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2014). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 11, 2015, State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the certificate of Terasa M. Ward, C.N.A., License # CNA 185084. This Emergency Suspension Order was predicated

upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 11, 2015, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Mark David Vollmer, R.N., License # RN 9359244. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-200

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-200 on December 8, 2015, in response to an application submitted by the CAJO Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order denied the application for covenant revitalization after determining that the application did not meet the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.zimmer@DEO.MyFlorida.com.

Section XIII

Index to Rules Filed During Preceding Week

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