

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-12.011 Definitions

PURPOSE AND EFFECT: Clarify situations in which the referenced exemption is not applicable

SUBJECT AREA TO BE ADDRESSED: Clarification

RULEMAKING AUTHORITY: 489.103(1), 489.103(5), 489.105(3), 489.108, 489.113(3) FS.

LAW IMPLEMENTED: 489.103(1), 489.103(5), 489.105(3), 489.113(3), 489.115(6), 489.119(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395

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

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-29.003 Child Protective Investigations

PURPOSE AND EFFECT: The Department intends to amend Rule 65C-29.003, F.A.C., to clarify safety planning requirements when the child cannot safely remain in the home.

SUBJECT AREA TO BE ADDRESSED: Child Protective Investigations.

RULEMAKING AUTHORITY: 39.012, 39.0121, 39.301(14)(c) FS.

LAW IMPLEMENTED: 39.301 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jodi Abramowitz. Jodi can be reached at Jodi.abramowitz@myflfamilies.com or (850)717-4189

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

Section II
Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:

59A-3.077 Fire Protection

59A-3.079 Codes and Standards to Be Used for Construction of Hospitals

59A-3.080 Plans Submission and Fee Requirements

59A-3.081 Physical Plant Requirements for General, Rehabilitation and Psychiatric Hospitals

59A-3.303 Facilities and Physical Plant Safety

PURPOSE AND EFFECT: The purpose is to update references to the outdated edition of the Life Safety Code which has been revised and incorporated in rule; correct rule references; delete unnecessary rule language already contained in the Life Safety Code and incorporate the Florida Building Code by reference.

SUMMARY: These rules are amended to:

59A-3.077, F.A.C.: update references to the outdated edition of the Life Safety Code which has been revised and incorporated in rule; correct rule references.

59A-3.079, F.A.C.: correct rule references; delete unnecessary rule language already in the Life Safety Code; incorporate the Florida Building Code by reference.

59A-3.080, F.A.C.: correct rule references; delete unnecessary rule language already in the Life Safety Code; incorporate the Florida Building Code by reference.

59A-3.08, F.A.C.1: eliminate physical plant requirements established by rule; update rule references and references to building and fire codes; add requirements for Mobile Surgical Facilities

59A-3.303, F.A.C.: correct rule references; delete unnecessary rule language already in the Life Safety Code; incorporate the Florida Building Code by reference.

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

For rules where a SERC was not prepared, a checklist was prepared to determine the need for a SERC.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A SERC has not been prepared by the agency. For rules where a SERC was not prepared, a checklist was prepared to determine the need for a SERC.

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: 395.0163, 395.1055 FS.

LAW IMPLEMENTED: 252.35(2)(l), 252.38(1)(e), 395.001, 395.0163, 395.1055, 471.025, 481.221, 553.73 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 15, 2016, 2:00 p.m. – 3:00 p.m.

PLACE: Ft. Knox Bldg. 3, Conference Room D, 2727 Mahan Drive, Tallahassee, FL 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Scott Waltz, Bureau of Plans and Construction, 2727 Mahan Drive, MS #28A, Tallahassee, FL 32308 or at (850)412-4485

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-3.077 Fire Protection.

(1) Each hospital shall provide fire protection through the elimination of fire hazards. All portions of the existing facility shall comply with the requirements of ~~the Chapter 13, Existing Health Care Occupancies chapter, as written in the Code for Safety To Life From Fire in Buildings and Structures, published by The National Fire Protection Association (NFPA), known as the of NFPA101 Life Safety Code.~~ The edition shall be as described in the fire codes in Rule 69A-3.012, F.A.C.; as adopted by the State Fire Marshal.

(2) All fires or explosions shall be reported ~~by telephone~~ to the Agency's Office of Plans and Construction by telephone at (850) 412-4477 or by fax at (850) 922-6483 by the next

working day after the occurrence. The facility shall complete and submit a Fire Incident Report, AHCA form 3500-0031, July 2014, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. This office will send a fire occurrence report to the facility which is to be completed and returned to the Office of Plans and Construction and a copy to the appropriate Agency Field Office within 15 calendar days of the incident. All reports shall be complete and thorough and shall record the cause of the fire or explosion, the date and time of day it occurred, the location within the facility, how it was extinguished, any injuries which may have occurred and a description of the local fire department participation. The Fire Incident Report is available from the Agency for Health Care Administration, Office of Plans and Construction, 2727 Mahan Drive, Mail Stop 24, Tallahassee, Florida, 32308 or at the _____ web _____ address: <http://ahca.myflorida.com/plansandconstruction>.

Rulemaking Authority 395.1055 FS. Law Implemented 395.1055 FS. History—New 1-1-77, Formerly 10D-28.77, 10D-28.077, Amended 1-16-87, 9-3-92, _____.

(Substantial rewording of Rule 59A-3.079 follows. See Florida Administrative Code for present text.)

59A-3.079 Physical Plant Codes and Standards to Be Used for Construction of Hospitals.

(1) The Agency provides technical assistance to the Florida Building Commission and the State Fire Marshal in developing and maintaining standards for the design and construction of hospitals. These standards are included in the following:

(a) The building codes in Rule 61G20-1.001, F.A.C.; as adopted by the Florida Building Commission.

(b) The fire codes in Rule 69A-3.012, F.A.C.; as adopted by the State Fire Marshal.

(c) The handicap accessibility standards in Chapter 553, Part V, F.S. and Rule 61G20-4.002, F.A.C; as adopted by the Florida Building Commission.

(2) No building shall be converted to a licensed hospital unless it complies with the standards and codes in effect when the building is converted.

(3) The Fire Safety Evaluation System (FSES) NFPA-101A as adopted by the State Fire Marshall and described in Rule 69A-3.012

(4) Where modernization or replacement construction is done within an existing facility, all new work and additions shall comply with applicable sections of the codes for new facilities.

(5) In renovation projects and those projects that are making additions to existing facilities, only that portion of the total facility affected by the project shall comply with

applicable sections of the referenced codes for new construction.

(6) Existing portions of the facility that are not included in the additions, modifications, alterations, refurbishing, renovations or reconstruction, shall be in compliance with the requirements of Chapter 19, Existing Health Care Occupancy, of the National Fire Protection Association (NFPA) Life Safety Code 101, as adopted by the State Fire Marshall and described in Rule 69A-3.012 F.A.C.

(7) When a building is converted from another type of occupancy to a hospital, it shall comply with the requirements for an Institutional Group I-2 Occupancy and the hospital occupancy chapter, of the Florida Building Code (FBC) as adopted by the Florida Building Commission and incorporated by reference and obtainable from the International Code Council at www.iccsafe.org and the National Fire Protection Association (NFPA) Life Safety Code 101, Chapter 18, New Health Care Occupancy, as adopted by the State Fire Marshall and incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269-9101. A change of ownership shall not constitute a change of occupancy.

(8) Nothing in these standards shall be construed as restrictive to a facility that chooses to do work or alterations as part of a long-range, phased safety improvement plan. All hazards to life and safety and all areas of noncompliance with applicable codes and regulations are to be corrected in accordance with a plan of correction approved in advance by the Office of Plans and Construction.

(9) An ambulatory surgical center or a birth center shall not be constructed, located or operated within the same physical plant of, nor shall it be physically attached with any interior openings to a hospital facility. Other facilities not owned or operated by the licensee of a hospital may be fully integrated with the hospital's physical plant only when it has been successfully demonstrated to the agency that the following conditions have been met:

(a) The Agency is granted the authority to enter and inspect any part of the physical plant of the facility to determine full compliance with all applicable federal and state codes and standards.

(b) All areas of the physical plant of the facility are maintained in a manner that will ensure continued licensure compliance of the hospital.

(c) The Agency is granted the authority to review for approval all contemplated additions, conversions, renovations or alterations to the physical plant of the facility before such additions, conversions, renovations or alterations are commenced.

(d) The unlicensed or separately licensed facility shall provide and maintain clear, visible and readable signs denoting its separateness from the licensed hospital.

(10) In addition to meeting the standards contained in Rule 59A-3.079(9), F.A.C., a separately licensed hospital facility to be located within the physical plant or on the premises of another facility must also meet the following:

(a) Have a separate pharmacy and basic radiographic equipment located within the boundaries of the physical plant of the newly licensed hospital;

(b) Be in compliance with all codes and standards as required for a new hospital facility as described in Section 59A-3.079(7) F.A.C. above; or

(c) Be in compliance with all codes and standards as required for an existing hospital as described in Section 59A-3.079(6) F.A.C. above, if the new facility is to be located in a currently licensed Class I hospital utilizing currently licensed hospital beds and spaces or utilizing previously licensed hospital beds and spaces that have not been altered in a manner that reduced code compliance.

(11) In addition to the codes and standards of this section, a new physically detached emergency department of a hospital facility must be in compliance with the requirements of the hospital occupancy chapter and with the requirements for an Institutional Group I-2 Occupancy, of the Florida Building Code (FBC), as adopted by the Florida Building Commission and incorporated by reference and obtainable from the International Code Council at www.iccsafe.org, and with the National Fire Protection Association (NFPA) Life Safety Code 101, Chapter 18, New Health Care Occupancy, as adopted by the State Fire Marshall and incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269-9101.

(12) Projects that have not received a Stage II Preliminary Plan approval or Stage III Construction Document approval from the Office of Plans and Construction on the effective date of this rule shall conform to the requirements as set forth in these rules.

Rulemaking Authority ~~395.1055~~ ~~395.005~~ FS. Law Implemented ~~395.1055~~~~395.001~~, ~~395.005~~ FS. History—New 1-1-77, Formerly 10D-28.79, Amended 1-16-87, 11-23-88, Formerly 10D-28.079, Amended 9-3-92, _____.

(Substantial rewording of Rule 59A-3.080 follows. See Florida Administrative Code for present text.)

59A-3.080 Plans Submission and Fee Requirements.

(1) No construction work, including demolition, shall be started until prior written approval has been given by the Agency's Office of Plans and Construction. This includes all construction of new facilities and any and all additions, modifications, renovations, or refurbishment of the site.

building, equipment or systems of all existing facilities. Approval to start construction will be granted by the Agency when the design complies with all applicable codes and standards, as evidenced by a thorough examination of the documents submitted to the Agency, as required for Stage III construction documents.

(2) Approval to start construction limited to demolition, site work, foundation, and building structural frame may be obtained prior to the approval of Stage III construction documents when the following is submitted for review and approval:

(a) A Preliminary Stage II approval letter from the Office of Plans and Construction granted by the Agency when the design complies with applicable life safety code requirements, flood requirements and the layout will accommodate all required functional spaces as evidenced by a thorough examination of the documents submitted to the Agency as required in this rule for Stage II preliminary plans.

(b) Construction documents, specifications and construction details for all work to be undertaken.

(c) A letter from the facility holding the Agency harmless for any changes that may occur to the project as a result of the final construction document review.

(d) An infection control risk assessment (IRCA) and a life safety plan indicating temporary egress and detailed phasing plans indicating how the area(s) to be demolished or constructed are to be separated from all occupied areas shall be submitted for review and approval when demolition or construction in and around occupied buildings is to be undertaken. Submissions that fail to provide an ICRA or depict the safety measures prescribed by the ICRA will not be approved.

(3) Projects which have not received approval to begin construction will be considered abandoned following 12 months of inactivity and the project will be terminated. Construction must commence within 12 months of receiving approval from the Agency's Office of Plans and Construction to begin construction. Once construction begins construction activities should be continuous until the completion of the project. Failure to commence construction within 12 months of plan approval or periods of construction inactivity exceeding 12 months following commencement of construction will result in termination of the project. Restarting a terminated project will require resubmission of the construction documents accompanied by a new plan review application and will be subject to all fees prescribed by section 395.0163, F.S. Projects requiring a Certificate of Need (CON) must also comply with the conditions of the CON relating to the commencement, completion and continuity of construction.

(4) When construction is planned, either for new buildings or additions, alterations or renovations to existing buildings, the plans and specifications shall be prepared and submitted to the Office of Plans and Construction for approval by the appropriate Florida-registered design professionals as required by the Florida Building Code, Chapter 471, F.S. and Chapter 481, F.S. All architecture or engineering firms not practicing as a sole proprietor shall also be registered as an architecture or engineering firm with the Florida Department of Business and Professional Regulation or Board of Professional Engineers, as applicable.

(5) The initial submission of plans to the Agency's Office of Plans and Construction for any new project shall include a completed Application for Plan Review, AHCA Form 3500-0011, June 2014, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-05456>, and a valid Certificate of Need if required by the Agency. This information shall accompany the initial submission, and approval will not be granted for any project without a certificate of need if required by the Agency. Applications for Plan Review are available from the Agency for Health Care Administration, Office of Plans and Construction, 2727 Mahan Drive, Mail Stop 24, Tallahassee, Florida 32308, or at the web address at: <http://ahca.myflorida.com/MCHO/HOALicensureForms/index.shtml>.

(6) Projects submitted for review shall be subject to the fees authorized by Section 395.0163, F.S. All fees shall be payable to the Agency for Health Care Administration and shall annotate the Office of Plans and Construction and the facility log number. The initial review fee is due with the first submission of plans. Fees are not refundable. The Agency will conduct onsite construction inspections as needed to verify compliance with applicable codes and standards.

(7) Plans and specifications may be submitted for review at any of the three stages of development described in this rule.

(a) Stage I, schematic plans.

(b) Stage II, preliminary plans or design development drawings.

(c) Stage III, construction documents, including specifications, addenda and change orders.

(8) For each stage of submission, a program or scope of work shall be submitted. It shall consist of a detailed written description of all contemplated work and any required phasing and shall identify the types of medical services to be provided.

(9) For projects involving only equipment changes or system renovations, only Stage III, construction documents may be submitted. These documents shall include the following:

(a) Life safety plans showing the fire/smoke compartments in the area of renovation.

(b) Detailed phasing plans indicating how the new work will be separated from all occupied areas.

(c) Engineering plans and specifications for all of the required work.

(10) Stage I, Schematic Plans.

(a) The following shall be incorporated into the schematic plans:

1. Single-line drawings of each floor that indicates the relationship of the various activities or services to each other and the room arrangement in each.

2. The function of each room or space shall be noted in or near the room or space.

3. The proposed roads and walkways, service and entrance courts, parking, and orientation shown on either a small plot plan or on the first floor plan.

4. A simple cross-section diagram showing the anticipated construction.

5. A schematic life safety plan showing smoke and fire compartments, exits, exit passageways and gross areas of required smoke and fire compartments.

6. Indication of which areas are sprinklered, both new and existing.

(b) If the proposed construction is an addition or is otherwise related to existing buildings on the site, the schematic plans shall show the facilities and general arrangement of those buildings.

(c) If the project involves increasing, decreasing, relocating or transferring licensed beds, a schedule showing the total number of beds, types of bedrooms and types of ancillary spaces must be provided.

(11) Stage II, Preliminary Plans. The following shall be incorporated into the preliminary plans.

(a) A Vicinity Map. For new facility construction, provide a vicinity map showing the major local highway intersections.

(b) Site Development Plans.

(c) Plans depicting existing grades and proposed improvements.

(d) Building location dimensions.

(e) Evidence of compliance with the hospital disaster preparedness site standards of the Florida Building Code, must be provided for projects that involve a new facility, an addition to an existing facility, or substantial improvements to an existing facility.

(f) Location of the fire protection services water source to the building.

(g) Architectural Plans.

1. Floor plans, 1/8-inch scale minimum, showing door swings, windows, case work and mill work, fixed equipment and plumbing fixtures. Indicate the function of each space.

2. A large-scale plan of typical new bedrooms with a tabulation of gross and net square footage of each bedroom. Tabulate the size of the bedroom window glass.

3. Typical large-scale interior and exterior wall sections to include typical rated fire and fire/smoke barriers and a typical corridor partition.

4. All exterior building elevations.

(h) Equipment which is not included in the construction contract that requires mechanical or electrical service connections or construction modifications shall be identified to assure coordination with the architectural, mechanical and electrical phases of construction.

(i) If the project is located in an occupied facility, preliminary phasing plans indicating how the project is to be separated from all occupied areas.

(j) Life Safety Plans.

1. Life safety plans must include the following:

a. Single-sheet floor plans depicting required fire and smoke compartmentation, all means of egress and all exit signs. If smoke compartmentation is required, depict and provide the dimension for the longest path of travel in each smoke compartment to the door(s) accessing the nearest adjoining smoke compartment, calculate the total area of the smoke compartment in square feet, and tabulate exit inches.

b. All sprinklered areas.

c. All fire extinguishers.

d. All fire alarm devices and pull station locations.

2. If the project is an addition, or conversion of an existing building, fully developed life safety plans must be submitted.

3. If the project is a renovation in an existing building, life safety plans of the floor being renovated and the required exit egress floor(s) must be submitted.

4. When demolition or construction in and around occupied buildings will be undertaken, a life safety plan indicating temporary egress, and detailed phasing plans indicating how the area(s) to be demolished or constructed will be separated from all occupied areas must be submitted.

(k) Mechanical Engineering Plans.

1. Single-sheet floor plans with a one-line diagram of the ventilating system with relative pressures of each space. Provide a written description and drawings of the anticipated smoke control system, passive or active, and a sequence of operation correlated with the life safety plans.

2. The general location of all fire and smoke dampers, all duct smoke detectors and fire stats.

3. If the building is equipped with fire sprinklers, indicate the location of the sprinkler system risers and the point of connection for the fire sprinkler system. State the method of design for the existing and new fire sprinkler systems.

4. The locations of all plumbing fixtures and other items of equipment requiring plumbing services and/or gas services.

5. The locations of any fume, radiological or chemical hoods.

6. The locations of all medical gas outlets, piping distribution risers, terminals, alarm panel(s), low pressure emergency oxygen connection, isolation/zone valve(s), and gas source location(s).

7. The locations and relative size of major items of mechanical equipment such as chillers, air handling units, fire pumps, medical gas storage, boilers, vacuum pumps, air compressors and fuel storage vessels.

8. The locations of hazardous areas and the volume of products to be contained therein.

9. The location of fire pump, stand pipes, and sprinkler riser(s).

(l) Electrical Engineering Drawings.

1. A one-line diagram of normal and essential electrical power systems showing service transformers and entrances, switchboards, transfer switches, distribution feeders and over-current devices, panel boards and step-down transformers. The diagram shall include a preliminary listing and description of new and existing, normal and emergency loads, preliminary estimates of available short-circuit current at all new equipment and existing equipment serving any new equipment, short-circuit and withstand ratings of existing equipment serving new loads and any new or revised grounding requirements.

2. Show fire alarm zones and correlate with the life safety plan.

(m) Outline Specifications. Outline specifications must include a general description of the construction, including construction classification and ratings of components, interior finishes, general types and locations of acoustical material, floor coverings, ventilating equipment, plumbing fixtures, fire protection equipment, medical gas equipment and electrical equipment.

(n) Whenever an existing building is to be converted to a health care facility, the general layout of spaces of the existing structure shall be submitted with the preliminary plans for the proposed facility.

(o) Whenever an addition, alteration, renovation or remodeling to an existing facility is proposed, the general layout of spaces of the existing facility shall be submitted with the preliminary plans.

(12) Stage III, Construction Documents.

The Stage III, construction documents shall be an extension of the Stage II, preliminary plan submission and shall provide a complete description of the contemplated construction. Construction documents shall be signed, sealed, dated, and submitted for written approval to the Office of

Plans and Construction by a Florida-registered architect and/or Florida-registered professional engineer. These documents shall consist of work related to civil, structural, mechanical, and electrical engineering, fire protection, lightning protection, landscape architecture and all architectural work. In addition to the requirements for Stage II submission, the following shall be incorporated into the construction documents:

(a) Site and civil engineering plans indicating building and site elevations, site utilities, paving plans, grading and drainage plans and details, locations of the two fire hydrants utilized to perform the water supply flow test, and landscaping plans.

(b) Life safety plans for the entire project. Projects located on floors above or below the exit discharge level must also include life safety plans for the exit discharge serving the project area.

(c) Architectural Plans.

1. Typical large-scale details of all typical interior and exterior walls and smoke walls, horizontal exits and exit passageways.

2. Comprehensive ceiling plans that show all utilities, lighting fixtures, smoke detectors, ventilation devices, sprinkler head locations and fire-rated ceiling suspension member locations where applicable.

3. Floor/ceiling and roof/ceiling assembly descriptions for all conditions.

4. Details and other instructions to the contractor on the construction documents describing the techniques to be used to seal floor construction penetrations necessary to prevent smoke migration from floor to floor during a fire.

(d) Structural engineering plans, schedules and details.

(e) Mechanical engineering plans including fire and smoke control plans. Show all items of owner furnished equipment requiring mechanical services. Provide a clear and concise narrative control sequence of operations for each item of mechanical equipment including, but not limited to, air conditioning, heating, ventilation, medical gas, plumbing, and fire protection and any interconnection of the equipment of the systems. Mechanical engineering drawings shall depict completely the systems to be utilized, whether new or existing, from the point of system origination to termination. Provide a tabular schedule giving the required air flow (as computed from the information contained on the ventilation rate table) in cubic feet per minute (cfm) for supply, return, exhaust, outdoor, and ventilation air for each space, as applicable, shown on the architectural documents. The schedule shall also contain the HVAC system design air flow rates and the resulting space relative pressures. The schedule or portion of the schedule as applicable shall be placed on each floor plan drawing sheet containing the spaces depicted on the drawing.

(f) Fire protection system layout documents as defined by the Department of Business and Professional Regulation in Rule 61G15-32.002, F.A.C., where applicable, that shall include the existing system as necessary to define the new work. These documents shall be signed and sealed by a Florida-registered professional engineer.

(g) Electrical engineering plans describing complete power, lighting, alarm, communications and lightning protection systems and power system study.

(h) A power study that shall include a fault study complete with calculations to demonstrate that over-current devices, transfer switches, switchboards, panel boards, motor controls, transformers and feeders are adequately sized to safely withstand available phase-to-phase and phase-to-ground faults. The study shall also include an analysis of generator performance under fault conditions and a coordination study resulting in the tabulation of settings for all over-current device adjustable trips, time delays, relays and ground fault coordination. This must be provided for all new equipment and existing equipment serving any new equipment. Power studies for renovations of existing distribution systems shall include only new equipment and existing equipment upstream to the normal and emergency sources of the new equipment. Renovations involving only branch circuit panel boards without modifications to the feeder do not require a full power study; instead, the power study shall be limited to the calculation of new and existing loads of the branch circuit panel.

(13) A complete set of specifications for all work to be undertaken.

(a) All project required contractor supplied testing and/or certification reports shall be submitted in writing reviewed and accepted by the Engineer of Record prior to presenting to the agency for review.

(b) The specifications shall require a performance verification test and balance air quantity values report with the specified air filters installed for each air handling unit system operating in the minimum pressure drop condition (clean filter state) and at the maximum pressure drop condition (dirty filter state).

(14) All construction documents shall be coordinated to provide consistency of design intent throughout the documents and phasing plans shall be clear and provide continuity of required services. It is specifically required that in the case of additions to existing institutions, the mechanical and electrical, especially existing essential electrical systems and all other pertinent conditions shall be a part of this submission.

(a) All subsequent addenda, change orders, field orders and other documents altering the above shall also be signed, sealed, dated, and submitted in advance to the Agency's Office of Plans and Construction for review. The Agency will

either approve or disapprove the submission based on compliance with all applicable codes and standards and shall provide a listing of deficiencies in writing.

(b) All submissions will be acted upon by the Agency within 60 days of the receipt of properly executed construction documents and the initial payment of the plan review fee. The Agency will either approve or disapprove the submission and shall provide a listing of deficiencies in writing. All deficiencies noted by the Agency must be satisfactorily corrected before final approval will be provided from the Agency.

(15) Additions or revisions that increase the scope of the project work greater than fifty percent or change the original scope of the project more than fifty percent will be required to be submitted as a new project.

(16) Record Drawings. Within 60 days after final approval of the project has been obtained from the Agency, the Office of Plans and Construction shall be provided with a complete set of legible record drawings showing all of the construction, fixed equipment and the mechanical and electrical systems as installed. These drawings shall include the life safety plans. Record drawings may be submitted electronically in Portable Document Format (PDF).

Rulemaking Authority 395.1055 FS. Law Implemented 395.001, 395.0163, 471.025, 481.221, 553.73, ~~633.033~~ FS. History—New 6-14-78, Formerly 10D-30.21, Amended 2-3-88, 5-6-92, Formerly 10D-30.021, Amended 11-12-96.

(Substantial rewording of Rule 59A-3.081 follows. See Florida Administrative Code for present text.)

59A-3.081 Physical Plant Requirements for ~~Mobile Surgical Facilities General, Rehabilitation and Psychiatric Hospitals.~~

(1) The following are special requirements for Mobile Surgical Facilities established after July 1, 1998.

(a) A mobile surgical facility is a mobile facility as defined in Chapter 395.002, F.S., and that provides elective surgical care under contract with the Department of Corrections or a private correctional facility operating pursuant to Chapter 957, F.S.

(b) General Requirements: In addition to the codes and standards referenced in this rule, the mobile surgical facility shall comply with the requirements of the National Fire Protection Association (NFPA) Life Safety Code 101, New Ambulatory Health Care Occupancy, adopted pursuant to Rule 69A-60, F.A.C.

1. Site Requirements:

a. A level concrete pad designed for the structural loads of the facility in accordance with the Florida Building Code, adopted pursuant to 61G20-4.002, F.A.C.

b. Walls, fences or concrete-filled steel bollards around the immediate site to prevent collisions with the unit by other vehicles.

c. A tie-down anchoring system designed by a Florida registered professional engineer to meet the wind up lift requirements of the Florida Building Code.

d. Facility siting so that it does not diminish egress from the hospital and so that the exhaust from the tractor and/or generator is kept away from all fresh air intakes of the hospital.

e. A rain-free covered passage from the hospital to the entrance of the mobile facility.

2. Architectural Design Requirements:

a. An operating room with a minimum area of 170 square feet. The minimum room dimension shall be 12 feet.

b. An operating room service area containing sterilizing facilities, medication preparation and storage areas, scrub facilities, soiled work room with work counter, clean work room with storage for clean and sterile supplies, and janitor's closet with floor receptor or service sink.

c. A recovery room/Post-Anesthetic Care Unit (PACU) adjacent to the operating room, that shall accommodate two or more recovery beds. The size of this room shall be based on 80 square feet per recovery bed.

d. A nurse station for charting, communications, and storage.

e. A recovery service area containing a nourishment station, a hand washing facility, medication preparation area with refrigerator and double locked storage, clean linen storage, soiled linen area with soiled linen receptacles, and clean work area with work counter and sink.

f. An accessible patient/staff toilet room and hand wash facility adjacent to the recovery room.

g. A clothing change area for doctors, nurses and other personnel with secured storage and access to toilet room.

3. Mechanical System Requirements:

a. The Heating, Ventilating and Air Conditioning systems shall comply with NFPA 90A, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C

b. The patient gas medical systems shall be Type I as defined by NFPA 99, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C. Medical gas, vacuum, and oxygen supply systems shall comply with the requirements of NFPA 99, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C

c. The facility shall provide no fewer than the quantity of station outlets per bed position indicated in the following table:

<u>Area</u>	<u>Oxygen</u>	<u>Vacuum</u>
<u>Recovery room/(PACU)</u>	<u>1</u>	<u>3</u>
<u>Operating Room</u>	<u>2</u>	<u>3</u>

An additional vacuum station outlet shall be provided in the operating room dedicated for connection of an anesthesia machine.

d. The plumbing systems shall comply with the Florida Building Code – Plumbing adopted pursuant to 61G20-4.002, F.A.C.

e. The facility shall be equipped with fire extinguishers.

4. Electrical System Requirements:

a. An essential electrical system which complies with a Type I system as defined in NFPA 99, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C

b. An electrical system which complies with Article 517 of the National Electric Code, NPFA 70, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C and with the Florida Building Code, adopted pursuant to 61G20-4.002, F.A.C.

c. An automatic fire alarm system in the facility. An alarm initiated in the mobile facility shall activate the hospital fire alarm system and an alarm in the hospital shall initiate an alarm in the mobile facility.

d. A telephone connected to the hospital communication system.

e. Electrical connections to the hospital shall not interrupt, diminish or otherwise affect adversely in any way the electrical system of the hospital.

f. A lightning protection system as defined in NFPA 780, incorporated by reference in the Florida Fire Prevention Code adopted pursuant to Rule 69A-60, F.A.C, for the rain-free covered connection and the mobile facility, unless the mobile facility is shown to be within the cone of protection of the hospital and bonded to the lightning protection systems of the hospital.

5. Details and Finishes: The mobile facility shall comply with the building codes in Rule 61G20-1.001, F.A.C.; as adopted by the Florida Building Commission.

Rulemaking Authority 395.0163, 395.1055, ~~408.036~~, ~~400.23~~ F.S. Law Implemented 395.0163, ~~395.1031~~, 395.1055, ~~400.23~~, ~~408.036~~ F.S. History—New, 1-1-77, Formerly 10D-28.81, Amended 1-16-87, 11-23-88, Formerly 10D-28.081, Amended 9-3-92, 6-29-97, 3-18-98, 11-29-99, 12-20-99, 5-25-00, _____.

59A-3.303 Facilities and Physical Plant Safety.

(1) through (2)(g) No change.

(2)(h) Provide laundry and/or dry cleaning facilities.

Where laundry facilities are provided, they shall be adequate to ensure an ample quantity of clean clothing, bed linens and towels. Laundry facilities shall be of sound construction and shall be kept clean and in good repair. Laundry rooms shall be

well lighted and properly ventilated. Clothes dryers and dry cleaning machines shall be vented to the exterior. ~~Exposure to dry cleaning solvents shall not exceed threshold limit values set by the American Conference of Governmental Hygienists.~~ If laundry facilities are not available, sheets and blankets shall be sent to commercial laundries.

(2)(i) through (2)(k) No change.

(3) The facility shall be constructed and maintained in a manner that protects the lives and insures the physical safety of patients, staff and visitors. The center will comply with all relevant federal, state and local building codes, fire, health, safety laws and ordinances and regulations as specified below. Current inspection reports shall be retained in the facility's files for Agency AHCA review.

(3)(a) No change.

(3)(b) The grounds and all buildings on the grounds shall be maintained in a safe and sanitary condition, as required in Chapter 386, F.S. (~~Nuisances Injurious to Health Particular Conditions Affecting Public Health~~).

(3)(c) through (3)(d)1. No change.

(3)(d)2. All plumbing shall comply with the requirements of the Florida Building Code, Plumbing as adopted pursuant to Rule 61G20-1 Chapter 9B-51, F.A.C., or the plumbing code legally applicable to the area where the facility is located.

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

(3)(g) Insect and Rodent Control. Facilities shall be kept free of all insects and rodents. All outside openings shall be effectively sealed or screened to prevent entry of insects or rodents. All pesticides used to control insects or rodents shall be applied in accordance with instructions on the registered product label. Persons applying restricted use pesticides shall be certified by the Department of Agriculture. Facilities not having certified pest control operators shall utilize commercial licensed pest control companies.

(4) All facilities shall be required to meet the uniform fire safety standards for special hospitals as established by the State Fire Marshal pursuant to Section ~~633.206~~633.05(8), F.S.

(4)(a) through (6) No change.

Rulemaking Authority 395.1055 FS. Law Implemented 252.35(2)(l), 252.38(1)(e), 395.1055 FS. History—New 2-15-82, Formerly 10D-28.108, Amended 9-4-95, Formerly 59A-3.108, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Scott Waltz, Bureau of Plans and Construction, 2727 Mahan Drive, MS #28A, Tallahassee, FL 32308 or at (850)412-4485
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek, Secretary
 Agency for Health Care Administration
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 31, 2014

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: RULE TITLE:

64B24-1.004 Terms, Meetings, Quorum, and Absences.

PURPOSE AND EFFECT: To provide for staggered terms for council members, eliminate the quorum requirement, and clarify the annual report.

SUMMARY: The rule is being amended to provide for staggered terms for council members, eliminate the quorum requirement which is not necessary for an advisory council, and clarify the annual report.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 467.005, FS.

LAW IMPLEMENTED: 456.011(3), 467.004, 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: Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399-3256, (850)245-4162 or MQA.Midwifery@FLHealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64B24-1.004 Terms, Meetings, ~~Quorum, and Absences, and Reports.~~

(1) Council members are appointed for staggered terms of four years and each may be reappointed for one additional consecutive term. The Surgeon General shall determine the date of the appointment for purposes of staggering the terms.

~~(2)(4)~~ The council shall hold such meetings during the year as it may deem necessary, one of which shall be the annual meeting at which the chairperson and vice-chairperson shall be elected. ~~The department, the chairperson or a quorum of the council shall have the authority to call other meetings.~~

~~(3)(2)~~ Fifty one percent (51%) or more of the appointed members of the council shall constitute a quorum necessary to ~~transact business. The business of the council shall be conducted according to The Standard Code of Parliamentary Procedure.~~

~~(4)(3)~~ Three consecutive unexcused absences, ~~or absences constituting 50 percent or more of the council's meetings within any 12 month period shall cause the council membership of the member in question to become void, and the position shall to be considered vacant pursuant to Section 456.011(3), Florida Statutes. For the purposes of this rule, an absence shall be deemed unexcused~~ ~~excused~~ if the council member ~~member's~~ has not received approval of the Chair or the Chair's designee prior to missing the meeting ~~absence is caused by a health problem or condition verified in writing by a physician, or by an accident or similar unforeseeable tragedy or event, and the council member submits to the Executive Director a statement in writing attesting to the event and its circumstances prior to the next council meeting.~~

(5) The council shall prepare an annual report by November 1 for the preceding fiscal year which shall contain information including, but not limited to, major activities, rule recommendations, council meetings, education efforts and activities, status of midwifery practice in other states, safety recommendations and a review of the data elements collected from the annual midwife reports. A fiscal year begins on July 1 of each year and ends June 30 of the succeeding year.

Rulemaking Authority 467.005 FS. Law Implemented 456.011(3), 456.026, 467.004 FS. History--New 1-26-94, Formerly 61E8-1.004, 59DD-1.004, Amended 11-21-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Claudia Kemp

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 18, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 12, 2015

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NOS.:	RULE TITLES:
64B24-2.001	Licensure to Practice Midwifery
64B24-2.002	Examination
64B24-2.003	Licensure by Examination
64B24-2.004	Licensure by Endorsement

PURPOSE AND EFFECT: To clarify the rules and update the application forms.

SUMMARY: The rule is being amended for clarification and to update the application forms.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.004(5), 467.005, FS.

LAW IMPLEMENTED: 381.0034, 456.013, 456.017, 467.011, 467.0125, 467.017, 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: Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399-3256, (850)245-4162 or MQA.Midwifery@FLHealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64B24-2.001 Licensure to Practice Midwifery.

(1) ~~Applications for a midwife license by examination or endorsement~~ Persons desiring to be licensed as a midwife shall ~~be submitted~~ make application to the department and remit all applicable fees as required by Chapter 64B24-3, F.A.C. The application shall be made on incorporated by reference Form DH-MQA 1051, (08/2015), ~~(3/10)~~ Application for Midwifery Licensure, available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-####> which can be obtained from the Council of Licensed Midwifery, Department of Health, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399 3256 or at <http://www.doh.state.fl.us/mqa/midwifery>. If incomplete the application and fees shall expire 1 year from the date on which the application is initially received by the department. After a period of 1 year a new application with required fees must be submitted.

(2) ~~Applicants must~~ The department shall license only those applicants who have completed the application form, remitted the appropriate fees required by Rule Chapter 64B24-3, F.A.C., and who demonstrate to the department that they:

(a) No change.

(b) Meet the requirements for licensure by examination exam pursuant to Rule 64B24-2.003, F.A.C., or licensure by endorsement pursuant to Rule 64B24-2.004, F.A.C.;

(c) Have completed a one-hour educational course on HIV/AIDS that meets the substantive specifications set forth in Section 381.0034, F.S., as it pertains to the practice of midwifery; and

(d) Have completed a two-hour course relating to the prevention of medical errors; and

~~(e)(3)~~ Have successfully completed an approved four-month prelicensure course, if required Applications to the Department shall be accepted from persons desiring to be licensed as a midwife by endorsement and needing to establish educational eligibility for acceptance into the required 4-month prelicensure course. The application shall be made on Form DH-MQA 1113, 8/07, Application For 4 Month Pre-Licensure Course, incorporated herein by reference, which can be obtained from the Council of Licensed Midwifery, Department of Health, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399 3256. Unless the Department has reason to believe that mistaken or fraudulent documentation was relied upon or unless requested by an applicant, the educational eligibility determination for purposes of the 4-month prelicensure course also shall be used to determine educational eligibility for purposes of the subsequent licensure by endorsement application.

(4) When the department is satisfied that all requirements are met in full, a license to practice midwifery will be issued to the applicant. The license will remain valid for the

~~remainder of the biennium in which it is issued, unless suspended or revoked by the department.~~

Rulemaking Authority 456.004(5), 467.005 FS. Law Implemented 381.0034, 456.013, 467.011, 467.0125 FS. History—New 1-26-94, Formerly 61E8-2.001, 59DD-2.001, Amended 10-29-02, 12-26-06, 2-7-08, 5-17-09, 8-10-10, _____.

64B24-2.002 Examination.

The department hereby designates the North American Registry of Midwives' (NARM) written examination ~~dated after October 1, 1993~~, as the midwifery licensure examination. Any person desiring to be licensed as a midwife shall apply and pay the examination fee to the NARM ~~to take the licensure examination.~~

Rulemaking Specific Authority 456.004, 467.005, 456.017 FS. Law Implemented 467.011, 456.017 FS. History—New 1-26-94, Formerly 61E8-2.002, Amended 9-3-95, Formerly 59DD-2.002, Amended 9-26-02, _____.

64B24-2.003 Licensure by Examination.

In addition to the application, ~~Persons desiring to obtain seeking~~ licensure as a midwife by examination shall ~~make application to the department pursuant to Rule 64B24-2.001, F.A.C., and shall evidence compliance of licensure requirements by submit~~ submitting the following:

(1) No change.

(2) A general written emergency care written plan for the management of emergencies which meets the requirements of Section 467.017(1), F.S., and ~~submitted on Form DH-MQA 1077 (10/05), Emergency Back Up Plan for Licensed Midwifery Patients, incorporated herein by reference,~~ and

(3) Documentation of a passing score on the licensure examination ~~designated in Rule 64B24-2.002, F.A.C.~~ Such documentation shall be sent directly to the department from the NARM.

Rulemaking Specific Authority 456.004(5), 467.005 FS. Law Implemented 456.017, 467.011, 467.017 FS. History—New 1-26-94, Formerly 61E8-2.003, 59DD-2.003, Amended 10-24-02, 2-2-06, _____.

64B24-2.004 Licensure by Endorsement.

(1) (a) In addition to the application, ~~Foreign trained~~ applicants for licensure as a midwife by endorsement shall ~~make application to the department pursuant to Rule 64B24-2.001, F.A.C., and shall in addition submit to the department~~ following:

1. through 4. No change.

5. Explanation Clarification of the existence of any deviation as to how the applicant's name appears on the face of different names on documents in support of this submitted with the application;

6. Evidence of successful completion of ~~the~~ an approved 4 month prelicensure course ~~pursuant to Rule 64B24-4.010, F.A.C.;~~

7. No change.

8. A general written emergency care plan for the management of emergencies which meets the requirements described in Section 467.017, F.S.

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

2. The completed midwifery or medical program equivalent to a three year program, offered the equivalent to 90 credit hours, and included minimum required ~~exposure to~~ course work and practicum areas as demonstrated by use of the Form DH-MQA 1111, Foreign-Trained Midwife Applicant Evaluation Tool (08/2015) 8/07, EVALUATION TOOL Four Month Pre Licensure Course Foreign Trained Midwife Applicant for Licensure By Endorsement, incorporated herein by reference and available at <https://flrules.org/Gateway/reference.asp?No=ref-####>.

3. The applicant has received a determination of substantial equivalency through the use of this evaluation tool by an approved foreign education credentialing agency, meeting the following criteria:

a. ~~Has a comprehensive, standardized orientation and training program for all reviewers who must be experienced and knowledgeable in the area of midwifery education.~~

b. ~~Has an audit and quality assurance or review committee to monitor the evaluation process.~~

c. ~~Employs full time staff support including an international expert in education credential equivalency and analysis.~~

d. ~~Has an updated, current, and comprehensive resource document library available for reference.~~

e. ~~Consults with a Florida licensed midwife approved by the Department to review the professional education component of the review.~~

f. ~~Uses original documentation for the institution with institutional seals and signatures.~~

(2)(a) In addition to the application, persons trained in another state for seeking licensure as a midwife by endorsement shall make application to the department pursuant to Rule 64B24-2.001, F.A.C., and shall in addition submit to the department following:

1. Evidence of successful completion of the approved ~~four-~~4 month prelicensure course ~~pursuant to Rule 64B24-4.010, F.A.C.;~~

2. No change.

3. A general written emergency care plan for the management of emergencies which meets the requirements described in Section 467.017, F.S.

(b) through (b)3. No change.

4. Official transcripts from the midwifery program which document classroom instruction and clinical training equivalent to the requirements in ~~Rules 64B24-4.004 through 64B24-4.007, F.A.C these rules.~~

(c) through (c)1. No change.

2. The completed midwifery or medical program equivalent to a three-year program, offered the equivalent to 90 credit hours, and included minimum required ~~exposure to~~ course work and practicum areas as demonstrated by use of the Form DH-MQA 1112, Out of State Midwife Applicant Evaluation Tool (08/2015), 8/07, EVALUATION TOOL Four Month Pre Licensure Course Out of State Midwife Applicant for Licensure By Endorsement, incorporated herein by reference and available at <https://flrules.org/Gateway/reference.asp?No=Ref-####>.

3. The applicant has received a determination of substantial equivalency through the use of this evaluation tool by an approved education credentialing agency, meeting the following criteria:

a. ~~Has a comprehensive, standardized orientation and training program for all reviewers who must be experienced and knowledgeable in the area of midwifery education.~~

b. ~~Has an audit and quality assurance or review committee to monitor the evaluation process.~~

c. ~~Employs full time staff support including an international expert in education credential equivalency and analysis.~~

d. ~~Has an updated, current, and comprehensive resource document library available for reference.~~

e. ~~Consults with a Florida licensed midwife approved by the department to review the professional education component of the review.~~

f. ~~Uses original documentation for the institution with institutional seals and signatures.~~

(3)(a) The department shall issue a temporary certificate to practice midwifery in areas of critical need may be issued to any applicant who is qualifying for licensure by endorsement pursuant to subsection 64B24-2.004(1) or (2), F.A.C. The applicant shall submit to the department:

1. A a completed application on form DH-MQA 5013, Application for Temporary Midwifery Certificate in Areas of Critical Need (08/2015), incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-####>; and the temporary certificate fee required pursuant to Rule 64B24-3.004, F.A.C.;

2. ~~Documentation as required by paragraph (1)(a) or (2)(a) of this rule which will evidence the active pursuit of licensure through endorsement;~~

3. ~~D~~documentation of the area of critical need pursuant to Section 467.0125(2)(a), F.S.; and the

4. ~~n~~Name of the individual who will serve as the midwife’s supervisor. This individual shall be a physician currently licensed pursuant to Chapter 458 or Chapter 459, F.S., a certified nurse midwife licensed pursuant to Chapter 464, F.S., or a midwife licensed pursuant to Chapter 467, F.S., who has a minimum of 3 years of professional experience.

~~(4)(b)~~ A temporary certificate issued under this section shall be valid only as long as an area for which it is issued remains an area of critical need, but no longer than 2 years. A temporary certificate is not renewable, nor shall a person be granted a temporary certificate more than once.

~~(c) To ascertain that the minimum requirements of the midwifery rules are being met, temporary certificate holders shall submit by December 1 each year on Form DH MQA 1052, Annual Report of Midwifery Practice, incorporated herein by reference and revised 8/01, and can be obtained from the Council of Licensed Midwifery, Department of Health, 4052 Bald Cypress Way, Bin C02, Tallahassee, Florida 32399 3256.~~

Rulemaking Authority 467.005 FS. Law Implemented 467.0125 FS. History—New 1-26-94, Formerly 61E8-2.004, 59DD-2.004, Amended 10-24-02, 2-7-08, 4-22-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Claudia Kemp
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon General and Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 18, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 12, 2015

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.:	RULE TITLE:
64B24-3.002	Application Fees
64B24-3.003	Examination Fee
64B24-3.004	Endorsement Fee
64B24-3.005	Initial License Fee
64B24-3.006	Temporary Certificate Fee
64B24-3.007	Active Biennial Renewal Fee
64B24-3.008	Delinquent Fee
64B24-3.009	Reactivation Fee
64B24-3.011	Duplicate License Fee
64B24-3.013	Continuing Education Provider Application Fee
64B24-3.014	Unlicensed Activity Fee
64B24-3.015	Change of Status Fee
64B24-3.016	Inactive Renewal Fee
64B24-3.017	Retired Status Fee

PURPOSE AND EFFECT: To simplify the rule and update the fees.

SUMMARY: The rule is being amended for simplification and to update the fee schedule.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.004(5), 456.025, 456.036, 456.065(3), 467.005, 467.0135 FS.

LAW IMPLEMENTED: 456.025, 456.036, 456.065, 467.0125, 467.0135 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: Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin C-06, Tallahassee, FL 32399-3256 or MQA.Midwifery@FLHealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B24-3.002 ~~Application~~ Fees.
- (1) through (2) No change.
- (3) The examination fee shall be paid to the examination vendor and refunded if the applicant is ineligible to sit for the examination.
- (4) The endorsement fee shall be \$250.
- (5) The intitial licensure fee shall be \$500, whether by examination or endorsement.
- (6) The temporary certificate fee shall be \$50 in addition to the fee required for licensure.
- (7) The active biennial renewal fee shall be \$500.
- (8) The delinquent fee shall be \$75.
- (9) The reactivation fee shall be \$500.
- (10) The duplicate license fee shall be \$25.
- (11) The continuing education provider application fee shall be \$250.

(12) The change of status fee shall be \$75.

(13) The inactive status renewal fee shall be \$500.

(14) The retired status fee shall be \$50.

(15) The unlicensed activity fee shall be \$5.

Rulemaking Authority 467.005, 467.0135 FS. Law Implemented 456.036(4), 467.0135(4) FS. History–New 1-26-94, Formerly 61E8-3.002, Amended 8-15-95, Formerly 59DD-3.002, Amended 12-23-97, 11-9-05, 5-4-06, 11-8-07, _____.

64B24-3.003 Examination Fee.

Rulemaking Authority 467.005 FS. Law Implemented 467.0135(1) FS. History–New 1-26-94, Formerly 61E8-3.003, Amended 8-15-95, 8-20-97, Formerly 59DD-3.003, Repealed _____.

64B24-3.004 Endorsement Fee.

Rulemaking Authority 467.005, 467.0135 FS. Law Implemented 467.0135(6) FS. History–New 1-26-94, Formerly 61E8-3.004, Amended 8-15-95, Formerly 59DD-3.004, Amended 12-23-97, 11-10-99, 5-2-10, Repealed _____.

64B24-3.005 Initial License Fee.

Rulemaking Authority 467.005 FS. Law Implemented 467.0135(2) FS. History–New 1-26-94, Formerly 61E8-3.005, Amended 8-15-95, Formerly 59DD-3.005, Amended 11-10-99, Repealed _____.

64B24-3.006 Temporary Certificate Fee.

Rulemaking Authority 467.005 FS. Law Implemented 467.0125(2)(f) FS. History–New 1-26-94, Formerly 61E8-3.006, Amended 8-15-95, Formerly 59DD-3.006, Repealed _____.

64B24-3.007 Active Biennial Renewal Fee.

Rulemaking Authority 467.005, 467.0135 FS. Law Implemented 467.0135(3) FS. History–New 1-26-94, Formerly 61E8-3.007, Amended 8-15-95, Formerly 59DD-3.007, Amended 12-23-97, 11-10-99, Repealed _____.

64B24-3.008 Delinquent Fee.

Rulemaking Authority 456.036 FS. Law Implemented 456.036 FS. History–New 1-26-94, Formerly 61E8-3.008, Amended 8-15-95, Formerly 59DD-3.008, Repealed _____.

64B24-3.009 Reactivation Fee.

Rulemaking Authority 467.005, 467.0135(3) FS. Law Implemented 467.0135 FS. History–New 1-26-94, Formerly 61E8-3.009, Amended 8-15-95, Formerly 59DD-3.009, Amended 12-23-97, Repealed _____.

64B24-3.011 Duplicate License Fee.

Rulemaking Authority 456.025, 467.005 FS. Law Implemented 456.025(10) FS. History–New 1-26-94, Formerly 61E8-3.011, Amended 8-15-95, Formerly 59DD-3.011, Repealed _____.

64B24-3.013 Continuing Education Provider Application Fee.

Rulemaking Authority 456.004(5) FS. Law Implemented 456.025(4) FS. History–New 8-15-95, Formerly 59DD-3.013, Repealed _____.

64B24-3.014 Unlicensed Activity Fee.

Rulemaking Authority 456.065(3) FS. Law Implemented 456.065(3) FS. History–New 8-15-95, Formerly 59DD-3.014, Repealed _____.

64B24-3.015 Change of Status Fee.

Rulemaking Authority 456.036 FS. Law Implemented 456.036 FS. History–New 8-15-95, Formerly 59DD-3.015, Amended 9-10-02, Repealed _____.

64B24-3.016 Inactive Renewal Fee.

Rulemaking Authority 456.036(3) FS. Law Implemented 456.036 FS. History–New 8-15-95, Formerly 59DD-3.016, Amended 12-23-97, 11-10-99, Repealed _____.

64B24-3.017 Retired Status Fee.

Rulemaking Authority 456.036(15), 467.005 FS. Law Implemented 456.036(4) FS. History–New 5-4-06, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Claudia Kemp
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon General and Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 18, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 12, 2015

Section III Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.193
 RULE TITLE: Statewide Medicaid Managed Care Long-term Care Waiver Program Prioritization and Enrollment

NOTICE OF PUBLIC HEARING

The Agency for Health Care Administration announces an additional hearing regarding the above rule, as noticed in Vol. 41 No. 245, December 21, 2015, Florida Administrative Register.

DATE AND TIME: January 28, 2016, 10:00 a.m. – 11:00 a.m.
 PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a public hearing for the purpose of discussing Statewide Medicaid Managed Care Long-term Care Waiver program prioritization and enrollment requirements.

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: Devona Pickle, Bureau of Medicaid Policy, (850)412-4646. 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 ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:
62-730.186 Universal Pharmaceutical Waste
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 41 No. 179, September 15, 2015 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: RULE TITLE:
69L-7.720 Forms Incorporated by Reference for
Medical Billing, Filing and Reporting
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 Volume 41, No. 91, May 11, 2015, issue of the *Florida Administrative Register*, and subsequently amended by a notice of change published in Vol. 41, No. 216, November 5, 2015, issue of the *Florida Administrative Register*.

The changes to the proposed rule are based on the record of a public hearing conducted on May 11, 2015, and include certain technical changes.

SUMMARY OF CHANGES:

The form completion instructions for the DFS-F5-DWC-90 (UB-04) located in the headers of incorporated forms are changed as follows:

Edition ("2015") and copyright ("July 2014") date references to the NATIONAL UNIFORM BILLING COMMITTEE OFFICIAL UB-04 DATA SPECIFICATIONS MANUAL (UB-04 MANUAL) are deleted from the form completion instructions headers.

Language requiring insurer/claim administrator information to be entered in the blank area at the top of the DFS-F5-DWC-90 (UB-04) billing form is deleted.

In addition to the above-referenced changes, the form completion instructions in the header of Form DFS-F5-DWC-90-B (Completion Instructions for Ambulatory Surgical Centers) are revised to clarify that compliance with the UB-04 Manual is required unless modified by the aforementioned form completion instructions. Reflecting the above changes, the form completion instructions in the header of Form DFS-F5-DWC-90-B are changed to read as follows:

“AMBULATORY SURGICAL CENTER (ASC) PROVIDERS SHALL COMPLETE THE DFS-F5-DWC-90 (UB-04) ACCORDING TO THE NATIONAL UNIFORM BILLING COMMITTEE OFFICIAL UB-04 DATA SPECIFICATIONS MANUAL (UB-04 MANUAL), AS INCORPORATED BY REFERENCE IN RULE 69L-8.072, F.A.C., UNLESS MODIFIED BY THESE INSTRUCTIONS.”

Information located in the Form DFS-F5-DWC-90-B field numbers listed below are modified as follows:

Field Numbers 3a and 3b: Comments are modified to read “Assigned by ASC.”

Field Number 10: Comment regarding date information is modified to require a MMDDYYYY format.

Field Number 42: Comments are modified to read as follows: “Pursuant to the UB-04 Manual.”

Field Number 44: Comment modified to read as follows: “Pursuant to the UB-04 Manual and Rule 69L-7.100, F.A.C., CPT or workers’ compensation unique code(s) and modifier(s) are required for all applicable Revenue Codes.”

Field Number 47: Comments modified to read as follows: “Total of billed charges. Total at the bottom of field number 47 is a summation of all the individual charges for each line item.”

Field Number 62: Field Status is modified to indicate “NOT REQUIRED.” Comment language is removed.

**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-4.010 Sanitation and Safety Requirements

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

On November 20, 2015 the Division of Hotels and Restaurants
received a Petition for an Emergency Variance for
Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section
3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA
Food Code, Section 6-202.16, 2009 FDA Food Code,
subsection 61C-4.010(1), F.A.C., and subsection 61C-
4.010(6), F.A.C., from Brunia Caribbean Take Out Restaurant
MFDV located in Lauderdale Lake. The above referenced
F.A.C. addresses the requirement for proper handling and
dispensing of food. They are requesting to dispense bulk
time/temperature control for safety foods from an open air
mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 41, No.
230, F.A.R., on November 30, 2015. The Order for this
Petition was signed and approved on December 7, 2015. After
a complete review of the variance request, the Division finds
that the application of this Rule will create a financial hardship
to the food service establishment. Furthermore, the Division
finds that the Petitioner meets the burden of demonstrating
that the purpose of the underlying statute has been achieved by
the Petitioner ensuring that each pan within the steam table is
properly covered with an individual lid; the steam table is
enclosed within a cabinet with tight-fitting doors, and is
protected by an air curtain installed and operated according to
the manufacturer's specifications that protects against flying
vermin or other environmental contaminants; all steam table
foods must be properly reheated for hot holding at approved
commissaries and held hot at the proper minimum temperature
per the parameters of the currently adopted FDA Food Code;
and steam table food is to be dispensed by the operator with
no customer self-service. The Petitioner shall also strictly
adhere to the operating procedures and copies of the variance
and operating procedures are to be present on the MFDV
during all periods of operation.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on December 16, 2015,
the Department of Business and Professional Regulation,
Division of Hotels and Restaurants, Bureau of Elevator Safety,
received a petition for TD Lake Buena Vista Hotel, LLC d/b/a
Delta Orlando Hotel. Petitioner seeks an emergency variance
of the requirements of ASME A17.1b, Section 2.20.1 and
2.24.2.3.1, as adopted by subsection 61C-5.001(1), F.A.C.,
that requires suspension means and traction which poses a
significant economic/financial hardship. Any interested person
may file comments within 5 days of the publication of this
notice with Michelle Comingore, Bureau of Elevator Safety,
1940 North Monroe Street, Tallahassee, Florida 32399-1013
(VW2015-313).

A copy of the Petition for Variance or Waiver may be
obtained by contacting: Michelle Comingore, Bureau of
Elevator Safety, 1940 North Monroe Street, Tallahassee,
Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation,
Division of Hotels and Restaurants, Bureau of Elevator Safety
hereby gives notice:

On January 23, 2014, the Division issued an order regarding
the Petition for an Emergency Variance from Commander
Apartments (The), license numbers 5435 and 5455, filed
December 26, 2013. The Notice of Petition for an Emergency
Variance was advertised on December 26, 2013, in Vol. 39,
No. 250, of the Florida Administrative Register. A Final Order
granting the Petition for an Emergency Variance was issued
on January 23, 2014, and advertised on January 23, 2014, in
Vol. 40, No. 16, of the Florida Administrative Register. The
Final Order on the Petition for Variance granted the Petitioner
a variance from Rule 8.7.1.1, 8.7.1.2, 8.7.2.7.7 and 8.7.2.1.5,
ASME A17.1b, 2009 edition, as adopted by paragraph 61C-
5.001(1)(a), F.A.C., from providing alteration requirements to
the elevator as plans are in the works to demolish the building,
with the condition of providing a contract to demolish by

December 31, 2014 (VW2013-417). The Division’s order, filed December 17, 2015, vacates the Final Order granting the Petition for an Emergency Variance due to failing to comply with the conditions of the Final Order by not providing a contract to demolish. The Division found the building was not demolished and the elevators subject to the Final Order in operation.

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on December 17, 2015, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), F.A.C., and subsection 61C-4.010(6), F.A.C., from Aklan Buffet & Sushi MFDV located in Miami. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

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 BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

The Department of Business & Professional Regulation, Division of Drugs, Devices, and Cosmetics hereby gives notice:

The Petitioner is seeking a variance/waiver from the statutory requirement that applicants for the prescription drug wholesale distributor permit or the out-of-state prescription drug wholesale distributor permit name a certified designated representative. Petitioner asserts that “the sum of Accelis Pharma’s actions do encompass and fulfill the requirements

set forth in the statutes for a variance/waiver to be granted in this specific situation.” Accelis is in fact seeking a variance/waiver from Section 499.012 (16), Florida Statutes, which is the statutory provision that requires the certified designated representative for prescription drug wholesale distributors and out-of-state prescription drug wholesale distributors. Thus, Accelis has not fulfilled the requirements for a variance/waiver.

Because Petitioner seeks a variance/waiver from a statutory requirement, the Department is prohibited by law from granting the request. The petition for variance/waiver is therefore denied.

A copy of the Order or additional information may be obtained by contacting: The Department of Business & Professional Regulation, Division of Drugs, Devices, and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399, (850)717-1800.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on December 17, 2015, the Board of Medicine received a petition for waiver filed by Chandra S. Menon, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Adrienne Rodgers, Interim Executive Director, Board of Medicine, at the above address or (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on December 18, 2015, the Board of Medicine received a petition for waiver or variance filed by Isaac Cohen, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner’s medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Rodgers, Interim Executive Director, Board of Medicine, at the above address or telephone: (850)245-4131.

Section VI Notice of Meetings, Workshops and Public Hearings

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: January 21, 2016, 9:30 a.m.

PLACE: Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Room 105, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

Internal Affairs Agendas and Florida Public Service Commission's contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

Changes to this notice will be published at the earliest practicable time on the Commission's website.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: January 5, 2016, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The Florida Public Service Commission Conference's Notice, Agenda, related documents, and contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

Changes to this notice will be published at the earliest practicable time on the Commission's website.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, a Regional Water Supply Authority, announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2016, 1:30 p.m. – 2:30 p.m., ET or until completed

PLACE: Tampa Bay Water's Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for the Request for Proposals for the As-Needed Ecological Services, Contract Nos. 2016-016 thru 2016-023. As part of the selection process, the Selection Committee will meet and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting the Records Department at (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting the Records Department at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the Records Department at (727)796-2355.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Pilotage Rate Review Committee

The Pilotage Rate Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 22, 2016, 9:00 a.m.

PLACE: Crowne Plaza Fort Lauderdale Airport/Cruise Port, 455 S. E. 24th Street (State Road 84), Ft. Lauderdale, FL 33316, (954)523-8080

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Elections and New Member Training.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

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: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

The Board of Professional Geologists announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, January 27, 2016, 1:00 p.m.; Thursday, January 28, 2016, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe St., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Board Business.

A copy of the agenda may be obtained by contacting: Board of Professional Geologists, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1984.

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: Board of Professional Geologists, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Professional Geologists, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
RULE NOS.:RULE TITLES:

62-777.100 Referenced Guidelines

62-777.150 Applicability

62-777.170 Derivation of Cleanup Target Levels

The Division of Waste Management's Contaminated Media Forum announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, January 20, 2016, 9:00 a.m. – 1:00 p.m.

PLACE: Call-in number: 1(888)670-3525, participant code: 164-302-8932; webinar (no audio): <https://meet.lync.com/floridadep/brian.dougherty/fst0380t>.

Very limited public seating also available in Room 338D, Bob Martinez Center, 2600 Blair Stone Rd, Tallahassee.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This teleconference is related to two discussion groups of the Contaminated Media Forum.

1. Continuation of discussions regarding the evaluation of risk to sensitive population for certain carcinogens, to include consideration of the scope and benefit of doing so, and a review of the use of Age Dependent Adjustment Factors and alternative approaches. This discussion will begin at 9:00 a.m.
2. Continuation of discussions with regard to development and applicability of cleanup target levels based upon acute exposure criteria. Discussion to include evaluation of chemicals for which such considerations are appropriate and what circumstances might heighten concerns of acute effects. This discussion will begin immediately upon conclusion of the above.

A copy of the agenda may be obtained by contacting: Brian.Dougherty@dep.state.fl.us one week prior to teleconference.

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: Brian.Dougherty@dep.state.fl.us or (850)245-7503. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact:
 Brian.Dougherty@dep.state.fl.us or (850)245-7503.

DEPARTMENT OF HEALTH

Board of Medicine

The Dietetics and Nutrition Practice Council under the Board of Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: Time change: Please note the meeting scheduled to take place in Tallahassee, Florida on January 29, 2016, 9:00 a.m., ET has been changed to take place via conference call at 9:30 a.m., ET

PLACE: Conference call: 1(888)670-3525; when prompted, insert participant code: 7811783909 followed by the # sign

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting The Dietetics and Nutrition Practice Council, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255, by visiting our website: www.floridahealth.gov/licensing-and-regulation/dietetic-nutrition or by calling the council office at (850)245-4373, ext. 3475.

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

Board of Medicine

The Board of Medicine - Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Correction: Friday, January 8, 2016, 2:00 p.m.

PLACE: Phone number: 1(888)670-3525, participation code: 125-528-7056

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting Sheila Autrey, (850)245-4444, ext. 8210, sheila.autrey@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Sheila Autrey, (850)245-4444, ext. 8210, sheila.autrey@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Sheila Autrey, (850)245-4444, ext. 8210, sheila.autrey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Probable Cause Panel North announces a public meeting to which all persons are invited.

DATE AND TIME: Correction: Friday, January 22, 2016, 2:00 p.m.

PLACE: Phone number: 1(888)670-3525, participation code: 125-528-7056

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting Jacoyia Hill, (850)245-4444, ext. 8215, jacoyia.hill@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Jacoyia Hill, (850)245-4444, ext. 8215, jacoyia.hill@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Jacoyia Hill, (850)245-4444, ext. 8215, jacoyia.hill@flhealth.gov.

FLORIDA IS FOR VETERANS INC.

The Veterans Florida Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 28, 2015, 9:00 a.m., ET

PLACE: Teleconference at www.uberconference.com/v?eteransflorida or dial in at 1(877)619-2945, no PIN needed

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of Marketing Plan for FY 15-16, Review and Approval of RFPs for 5th Florida VETS Entrepreneurship Program Network Institution, Approval of Curriculum Design for Florida VETS Entrepreneurship Program, and Approval of Phase II commencement of the Unite US agreement.

A copy of the agenda may be obtained by contacting Kristen Kerr, kerr@veteransflorida.org or (850)898-1442.

For more information, you may contact Kristen Kerr, kerr@veteransflorida.org, or (850)898-1442.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Amber Perrin and David Ocomo, In Re: De Soleil South Beach Association, Inc., Docket No. 2015054479, filed on December 15, 2015. The petition seeks the agency's opinion as to the applicability of Section 718.501, Florida Statutes, as it applies to the petitioner: whether the master association, De Soleil South Beach Association, Inc., falls within the Division's jurisdiction pursuant to Section 718.501, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1415, Rikki.Anderson@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

NOTICE IS HEREBY GIVEN that The Department of Business & Professional Regulation, Division of Drugs, Devices, and Cosmetics has issued an order disposing of the petition for declaratory statement filed by Rosine Imperato, RIA International LLC, 11 Melanie Lane, Unit #17, East Hanover, New Jersey 07936 on June 3, 2015. The following is a summary of the agency's disposition of the petition:

Based on the foregoing, Petitioner's questions are answered as follows: A. Can we sell raw materials powders or API's (sic) to Florida with just a certified designated representative license? No. The CDR registration is only done in conjunction with a prescription drug wholesale distributor or out-of-state prescription drug wholesale distributor permit. See, Sections 499.003(43); 499.01(2)(e), and 499.012(16)(a), Florida Statutes. B. What kind of permit do we need to apply for in Florida? Based on the facts as set forth in the Petition, the Petitioner would need a permit to operate as an out-of-state prescription drug wholesale distributor in order to sell prescription API into the State of Florida. See, Section 499.01(2)(e), Florida Statutes. However, if Petitioner meets one of the exemptions described herein, a permit may not be needed, but Petitioner would have to comply with the procedures for obtaining the exemption. C. Is there another application we need to fill out to sell raw materials powders or APIs to Florida? In addition to the out-of-state prescription drug wholesale distributor permit application, which requires a natural person to serve as the designated representative, the applicant would have to be permitted in the state in which it is a resident to engage in the wholesale distribution of prescription drugs. See, Sections 499.01(2)(e) and 499.012(16)(a), Florida Statutes. If Petitioner meets one of the exemptions described herein, Petitioner would have to apply to the Department for the exemption. D. Since you offer a prescription drug wholesale license to brokers who do not sell RX drugs in Florida, do you offer the same to out-of-state brokers? No. The Department does not offer an out-of-state prescription drug wholesale distributor- broker only permit.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: The Department of Business and Professional Regulation, Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399.

Please refer all comments to: Reginald Dixon, Division Director, The Department of Business and Professional Regulation, 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

DEPARTMENT OF EDUCATION

University of Florida

UF-615 Cable and Switchgear Replacement - CM Selection
 NOTICE TO CONSTRUCTION MANAGERS:

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-615, Electrical Substation 2 Cable and Switchgear Replacement (SS2 North to HSC and Shands)

This project is reserved for participation by either a Small Business or a joint venture between a Small Business and a Large Business as described in the Project Fact Sheet. This project consists of replacing Medium Voltage Cabling and Switchgear equipment in our campus. An Engineering Feasibility Study has already been developed with regards to

the upgrades that might be achieved. This Feasibility Study will be provided to the Construction Management (CM) shortlisted firms only. UF is seeking for a Construction Management firm to replace Medium Voltage Cabling and Switchgears on campus. Of particular note due to the sensitivity of the load served (Health Science Center and Shands Hospital), the construction phase must include Phasing and Sequencing planning of the work in order to facilitate and assure success of the project. This project is complicated, due to the nature of the loads. Failure is not an option with these critical loads, as power must be maintained except for brief transitions of sources. We are seeking a Construction Manager comfortable working in this high pressure Health Care/Research type environment, working with various User Groups and Scheduling Outages, in order to replace select components of an aging electrical infrastructure system.

In addition, some extended testing of the construction of these new systems will be required to assure the Completeness and Quality of Construction (Cable and Splice Testing, Switchgear Controller Settings, etc.) as referred in the Project Fact Sheet.

The project will occur in phases with an anticipated overall construction schedule of approximately 3.5 years to implement, including material ordering and delivery. The University reserves the right at its sole discretion to terminate the project at the close of any major phase for any reason.

The estimated construction budget is approximately \$4,350,000 including site restoration, underground utilities, fees, surveys & tests, equipment, and contingencies.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Conceptual Schematic Design stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade contracts; development of waste management strategies; and development of a Guaranteed Maximum Price (GMP) proposal based on 100% Construction Documents. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement, may result in the termination of the construction manager's contract.

Applicants will be evaluated on the basis of their past performance, experience, personnel, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, Workers' Compensation, and Builder's Risk.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the CMQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "CM Qualifications Supplement" (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, accreditations, and other pertinent credentials for all proposed staff.
5. Proof of the applicant's corporate status in Florida (if applicable) and a copy of the applicant firm's current contracting license from the appropriate governing board.
6. Proof of applicant's bonding capacity and liability insurance coverage.

If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Agreement for CM Services, Non-Technical Specs. and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 p.m. local time on Thursday January 28, 2015. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction
 245 Gale Lemerand Drive / P.O. Box 115050
 Gainesville, FL 32611-5050
 Telephone: (352)273-4000
 Internet: www.facilities.ufl.edu

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DEP Solicitation No.: 2016016C, Burn Crew Augmentation
 NOTICE OF Request for Proposal: On behalf of the Florida Department of Environmental Protection the Procurement Office is soliciting formal, competitive, sealed bids from contractors for bid number 2016016C, Burn Crew Augmentation.

The Department will post notice of any changes or additional meeting(s) on the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VBS at: http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

DEPARTMENT OF JUVENILE JUSTICE

“ITN 10331 Psychiatrist Services”

The Department of Juvenile Justice is seeking Child Psychiatrist Consultant services to be provided in the South Region of the State. Provider shall be located at a Department office in the South Region or the Provider's office as agreed upon by the Department and the Provider.

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=123784

FLORIDA HOUSING FINANCE CORPORATION

Request for Applications 2015-114 for Elderly Housing
Community Loan

RULE NO.: RULE TITLE:

67-48.040: EHCL General Program Procedures and
Restrictions

This Request for Applications (RFA) is open to Applicants proposing the rehabilitation of affordable, multifamily housing utilizing Elderly Housing Community Loan (EHCL) funding established under Section 420.5087(3)(e), F.S. Funding under this RFA must be used to provide for life-safety, building preservation, health, sanitation, or security-related repairs or improvements to Developments currently serving Elderly residents aged 62 or older. Under this RFA, Florida Housing Finance Corporation expects to have up to an estimated \$1,800,000 of EHCL available for award to proposed Developments.

Applications shall be accepted until 11:00 a.m., Eastern Time, on January 28, 2016, to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at Ken.Reecy@floridahousing.org or as otherwise directed in the RFA. This Request for Applications, which outlines selection criteria and Applicant’s responsibilities, can be downloaded from the Florida Housing Finance Corporation website at <http://www.floridahousing.org/Developers/MultiFamilyPrograms/Competitive/2015-114/>.

Any modifications that occur to the Request for Applications will be posted at the web site and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

Section XII
Miscellaneous

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

Division of Marketing and Development

Peach Referendum Announcement

The Department of Agriculture and Consumer Services announces a referendum on the proposed Florida Peach Marketing Order in which all producers of peaches in Florida south and east of the Suwannee River are invited to participate.

This notice corrects the previous notice published on December 16, 2015 in Volume 41, Number 242, F.A.R., that stated the following: “The Department of Agriculture and Consumer Services announces a referendum on the proposed Florida Peach Marketing Order in which all producers of peaches in Florida are invited to participate.”

TIME PERIOD FOR REFERENDUM: Ballots and copies of the proposed order will be mailed to all peach producers affected who are in the state and whose names and addresses are known on January 5, 2016. Ballots and copies of the proposed order may be obtained from county extension offices in all counties south and east of the Suwannee River by producers not receiving them by mail, or by calling: Chris Denmark at (850)617-7341 or Shayla Ivey at (850)617-7306.

The date by which ballots must be returned to the Department is: FRIDAY, JANUARY 22, 2016.

GENERAL INFORMATION ABOUT THE REFERENDUM: The Department received an application from representatives of over 10 percent of the affected producers to conduct a referendum on activation of the order.

On September 17 and November 12, 2015, the Department held public meetings concerning the establishment of the marketing order.

The proposed marketing order establishes the assessment of 2cents per pound of peaches marketed through first handlers.

If you have any questions, please call: Chris Denmark at (850)617-7341.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this referendum is asked to advise the Department by contacting: Chris Denmark at (850)617-7341. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TTY) or 1(800)955-8770 (Voice).

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-203

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-203 on December 15, 2015, in response to an application submitted by Country Villas Homeowners’ Association, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met 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.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-204

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-204 on December 15, 2015, in response to an application submitted by Tymber Creek Homeowners Association, Inc. (Phase I), for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met 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.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-205

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-205 on December 15, 2015, in response to an application submitted by Tymber Creek Homeowners Association, Inc. (Phase II), for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met 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.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-202

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-202 on December 15, 2015, in response to an application submitted by The Gables Owners Association, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met 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.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-209

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-209 on December 18, 2015, in response to an application submitted by Cobble Stone Homeowners Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met 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.