

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: RULE TITLE:

60Y-2.005 General Information

PURPOSE AND EFFECT: The proposed rule amendment seeks to delete outdated information from the rule while clarifying and updating other phrases within the rule.

SUBJECT AREA TO BE ADDRESSED: The proposed rule simplifies and clarifies the general information about the Florida Commission on Human Relations.

RULEMAKING AUTHORITY: 760.06(12) FS.

LAW IMPLEMENTED: 120.54, 760.06 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: Cheyanne Costilla, General Counsel, Florida Commission on Human Relations, 4075 Esplanade Way, Room 110, Tallahassee, FL 32399-7020, (850)488-7082, Cheyanne.Costilla@fchr.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-2.005 General Information.

(1) The location of the principal office of the Commission is: 4075 Esplanade Way, Room 110, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32399-7020 32301-4857.

(2) The office is open from 8:00 a.m. to 5:00 p.m. (Eastern Time) of each working day.

(3) All requests for specific forms, and information, or answers to any questions may be directed submitted to the Office of Customer Service Executive Director at the above address. Telephonic inquiries may be made at (850)488-7082, and requests may also be e-mailed to fchrinfo@fchr.myflorida.com.

(4) Applications for employment may be completed and submitted online at https://peoplefirst.myflorida.com. obtained from the office of the Commission or from the Department of Management Services.

(5) All complaints, petitions for relief, and appeals from final Commission action may be mailed, sent filed electronically by facsimile to (850)487-5291, or e-mailed to fchrinfo@fchr.myflorida.com, at the Commission's website found at http://fchr.state.fl.us. ~~The original physically signed document shall be sent the same day by U.S. Mail.~~ The party who elects to file a document by electronic transmission shall be responsible for any delay, disruption, or interruption of the electronic signals and must accept full risk that the document may not be properly filed with the Commission as a result. The filing date for an electronically transmitted document shall be the date the Commission receives the complete document. Any document received by the Clerk or other agent of the Commission after 5:00 p.m. (Eastern Time) shall be filed as of 8:00 a.m. on the next regular business day. ~~All complaints may be sent by facsimile to (850) 488 5291. All petitions and appeals from Commission action may be sent by facsimile to (850) 487 4957.~~

~~(6) Requests for information or any questions are to be directed to the Commission at 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301 4857, or call (850) 488 7082. Rulemaking Authority 760.06(12) FS. Law Implemented 120.54, 760.06 FS. History—New 11-2-78, Formerly 22T-6.05, 22T-6.005, Amended 12-31-03, 3-7-13, _____.~~

Section II

Proposed Rules

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NOS.: RULE TITLES:

19B-16.003 Participation Agreement

19B-16.005 Maximum Account Balance Limit

PURPOSE AND EFFECT: The purpose and effect is to update rules to reflect modifications to the Florida Prepaid College Program.

SUMMARY: These rules are amended to specify the former federal standard under which an Account Owner may change the Investment Options with a reference to the relevant Internal Revenue Code provision anticipating further revisions to that Code provision; update Form numbers for the Participation Agreement and Terms and Conditions applicable to this change; rename the Maximum Account Balance to Maximum Account Contribution Limit to reflect the industry standard; and reduce the Maximum Account Contribution Limit from seven (7) times to five (5) times the most expensive annual qualified higher education expense to correspond to the safe harbor provision in the proposed Treasury Regulations.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During a review of the economic impact of these rules determined that a SERC was not necessary and that the rules will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact.

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: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.971, 1009.981(1)(c), and 1009.981(2) FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL, (850)488-8514, michael.frick@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL, (850)488-8514, michael.frick@myfloridaprepaid.com

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-16.003 Participation Agreement.

The Participation Agreement, Form No. ~~FPCB 2015-05 FPCB 2014-05~~, [reference link to provided by Florida Administrative Register] ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 02640~~, is hereby incorporated by reference. The Terms and

Conditions, applicable to the Participation Agreement, Form No. ~~FPCB 2015-06, FPCB 2014a-06~~ [reference link to provided by Florida Administrative Register] ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 03229~~, is hereby incorporated by reference.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.971, 1009.981 FS. History—New 11-27-02, Amended 12-28-04, 6-2-05, 7-13-06, 12-4-07, 5-29-08, 6-3-09, 6-22-10, 10-24-12, 5-8-13, 10-7-13, _____.

19B-16.005 Maximum Account ~~Contribution Balance~~ Limit.

The Maximum Account ~~Balance~~ Contribution Limit shall be calculated by multiplying the Qualified Higher Education Expenses, including tuition fees, room and board, and supplies, at the most expensive Eligible Educational Institution, by five, (5) ~~seven (7)~~ and rounding the resulting product downward to the nearest \$1,000.00 increment. In determining the Qualified Higher Education Expenses at the most expensive Eligible Educational Institution, the Board will consult the figures compiled by the College Board and published in the annual College Handbook which is found at the College Board's website (www.collegeboard.com). The Maximum Account ~~Contribution Limit Balance~~ shall not exceed the amount permitted pursuant to Section 529 of the Code.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.971, 1009.98, 1009.981 FS. History—New 5-30-02, Amended 11-27-02, 12-28-03, 7-13-06, 7-9-08, 5-8-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Prepaid College Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 12, 2015

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

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NOS.: RULE TITLES:

58A-6.002	Definitions
58A-6.006	Governing Authority, Administration and Staffing
58A-6.007	Participant Care Standards
58A-6.009	Basic Services
58A-6.010	Optional Supportive Services
58A-6.011	Participant and Program Data, Emergency Management Plan
58A-6.013	Physical Plant, Sanitary Conditions, Housekeeping Standards and Maintenance
58A-6.015	Adult Day Care Center Employee Training Requirements
58A-6.0151	Specialized Alzheimer's Services Adult Day Care Center Employee Training Requirements
58A-6.016	Adult Day Care Center Training Provider and Curriculum Approval

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 27, February 10, 2015 issue of the Florida Administrative Register.

58A-6.002 Definitions.

(1) The following terms are defined in Sections 429.901 and 429.918, F.S., and are applicable to this rule chapter: "ADRD Participant", "Adult Day Care Center" or "Center," "Agency," "Basic Services," "Department," "Multiple or Repeated Violations," "Operator," "Owner," "Participant," "Specialized Alzheimer's Services," and "Supportive and Optional Services."

(2) Additional definitions applicable in this rule chapter are as follows:

(a) "Activities of Daily Living" or "ADL" shall mean the functions or tasks for self-care and shall include: ambulation, bathing, dressing, eating, grooming, transferring, and toileting, self-administration of medications, and other personal hygiene activities.

(b) "Adult" shall mean any person 18 years of age or older.

(c) "Applicant for Licensure" shall mean the Owner or Operator of a Center or, if the Owner is a business entity, the person (i.e., corporate officer, general or limited partner) acting on ~~in~~ behalf of the entity.

(d) "Assistant Operator" shall mean an individual designated in writing by the Owner or Operator as having full responsibility and authority for the daily operation of the facility when the Owner or Operator is not on-site. The Assistant Operator shall meet the same minimum qualifications as the Operator.

(e) "Participant Capacity" shall mean the number of Participants for which a Center is licensed to provide care to at any given time and shall be based upon required net floor space.

(f) "Comprehensive Emergency Management Plan" ~~or "Plan"~~ shall mean a plan developed by the Adult Day Care Center describing how the Center will prepare for and respond to an emergency, pursuant to Section 58A-6.011(10), F.A.C.

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

(q) "Participant File" shall mean a ~~written~~ record, prepared and kept by the Center which shall include: a Participant Care Plan, documenting adult day health services provided to the Participant, if any; medical and social history or copies of an examination completed by a physician; diagnosis; disabilities and limitations; rehabilitation potential; short and long-term goals; recommended activities; orders for medication or modified diet, including such as Supervision of Self-administered Medication; special needs for health or safety; permitted levels of physical activity; frequency of attendance at the Center; and notes as required in this rule chapter.

(2)(r) through (2)(u) No change.

(v) "Staff Providing Direct Care for ADRD Participants" means Staff providing personal or Specialized Alzheimer's Services to ADRD Participants or Participants with dementia-related disorders, including, but not limited to, Owners, Operators, and Assistant Operators providing such services.

(x) "Staff in Direct Contact with ADRD Participants" means all Staff who are not Staff Providing Direct Care to ADRD Participants or Participants with dementia-related disorders ~~residents~~, but whose duties may require them to interact with ADRD Participants or Participants with dementia-related disorders on a daily basis.

(2)(y) through (2)(aa) No change.

(bb) "Transportation Services" shall mean the conveyance of Participants between the Center and a designated location, as well as to and from services provided directly or indirectly by the Center facility. No Participant's transportation to and from a designated location and the Center shall exceed two hours if the transportation is provided or arranged by the Center.

(2)(cc) No change.

Rulemaking Authority 429.929 FS. Law Implemented ~~429.901, 429.918, 429.929~~ FS. History—New 7-8-81, Amended 2-27-84, Formerly 10A-6.02, 10A-6.002, 59A-16.002, Amended 11-9-95, 3-29-98, 10-23-01, _____.

58A-6.006 Governing Authority, Administration and Staffing.

(1) The Center shall have a Governing Authority which shall establish policies in compliance with this rule chapter. Governing Authority, as defined in this rule chapter, may consist of one or more people, and designation of its membership or composition shall be determined by the Owner or Operator. The Governing Authority shall be responsible for ensuring compliance with standards requiring that:

(a) Admission criteria shall be determined by the Owner, Operator or Governing Authority and it may limit Participant eligibility to adults with Functional Impairments, in need of a protective environment or a program of therapeutic social and health activities and services as defined in this rule chapter. The ~~Owner or Operator~~ will assure that the admission of each Participant shall be reviewed within the confines of specific requirements set forth below:

1. Within forty-five days prior to admission to the Center, each person applying to be a Participant shall provide a statement signed by a physician licensed under Chapters 458 and 459, F.S., a Florida licensed health care provider under the direct supervision of a physician, or a county public health unit. The statement must be signed within forty-five days prior to admission to the Center, and must state that the applicant is free from tuberculosis in the communicable form and free from signs and symptoms of any other communicable disease. Any Participant who is diagnosed as having a communicable disease shall be excluded from participation until deemed non-infectious. However, Participants who have Human Immunodeficiency Virus (HIV) infection may be admitted to the Center, provided that they would otherwise be eligible according to this rule.

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

(3) Each Center ~~shall comply with all standards, rules and regulations and~~ shall be under the administrative control of the Operator or Assistant Operator. The Operator may supervise more than one Center, provided that a qualified, responsible Assistant Operator, duly appointed in writing, is in charge of each facility during the Operator's absence.

(4) through (5)(b)6. No change.

7. A signed statement from a Florida licensed physician, a Florida licensed health care provider under the direct supervision of a physician, or a county public health unit, that the employee is free from tuberculosis in a communicable form, and free from apparent signs and symptoms of other

communicable diseases. The statement must be signed no less than within forty-five days prior to beginning work in the Center.

8. Training certificates or copies of training certificates as required by subsection Section 58A-6.016(7), F.A.C.

(6) The Owner or Operator shall also be responsible for the administration of all components of the facility and accountable for the implementation and enforcement of all policies and procedures, standards of care, and program development in accordance with the social, physical and mental capabilities and needs of the Participants served. The Operator must be at least twenty-one years of age and have a high school diploma or GED.

(7) through (8) No change.

(9) Center Staff whose conduct constitutes abuse, neglect, or exploitation of a Participant shall immediately be terminated from employment and shall be reported to the Department of Children and Families Family Services in accordance with Section 415.103, F.S.

(10) No administrator who has been terminated pursuant to the provisions of subsection ~~(9)(10)~~ shall accept employment in an Adult Day Care Center and no Owner or Operator of a Center shall knowingly employ any person who has been terminated pursuant to subsection ~~(9)(10)~~.

(11) The Governing Authority shall establish policies and procedures to facilitate reporting of abuse, neglect or exploitation as defined in Section 415.102, F.S., and in accordance with Section 415.103, F.S., and the Operator shall ensure that the statewide toll free telephone number of the Department of Children and Families central abuse hotline, accompanied by the words "To Report the Abuse, Neglect, or Exploitation of an Elderly or Disabled Person, Please Call the Toll Free Number 1(800)96-ABUSE" is posted in a prominent place in the Center and made clearly visible.

Rulemaking Authority 429.929, FS. Law Implemented 429.929, ~~760.50~~ FS. History—New 7-8-81, Amended 2-27-84, Formerly 10A-6.06, 10A-6.006, 59A-16.006, Amended 11-9-95, 3-29-98, 10-23-01, _____.

58A-6.007 Participant Care Standards.

(1) through (3) No change.

(4) The Center shall not be required to accept or retain any applicant or Participant whose behavior and physical limitations are deemed hazardous to the safety of the individual or other Participants. Such conditions shall constitute a basis for termination of Center participation. Participation may be terminated after reasonable alternatives have failed, and upon written notification of the Participant, guardian and responsible person. Fifteen calendar days shall be allowed for arranging for alternative services for the Participant except in cases of emergency as determined by the Governing Authority or Operator of the Center.

(5) No change.

Rulemaking Authority 429.929, 429.918(12)(10) FS. Law Implemented ~~252.355~~, 429.929, 429.918, 415.103, 760.50 FS. History—New 7-8-81, Amended 2-27-84, Formerly 10A-6.07, 10A-6.007, 59A-16.007, Amended 11-9-95, 3-29-98, 10-23-01, _____.

58A-6.009 Basic Services.

(1) No change.

(2) To be licensed as an Adult Day Care Center, the Center shall conduct and document a count of all ~~ADRD~~ Participants present in the Center a minimum of ~~every~~ three hours times throughout each day. The count must be reconciled against the Participants' attendance record to ensure Participants are not missing. The Center is responsible for the Personal Supervision of all Participants to ensure the Participants' safety and welfare.

(3) To be licensed as an Adult Day Care Center, the following nutrition services shall be provided by the Center:

(a) Participants attending or in transit to the Center for four or more hours daily shall be served a meal which shall adhere to the U.S. Department of Health and Human Services and U.S. Department of Agriculture's Dietary Guidelines for Americans 2010 (DGAs) and provides at least one-third of the current Recommended Dietary Reference Intakes as referenced in the DGAs Allowances of the Food and Nutrition Board, National Academy of Sciences, National Research Council (RDA), adjusted for age, sex and activity. Modified diets, if required, shall meet these nutritional standards to the extent medically possible. Menus approved and provided by Title III-C of the Older Americans Act or the Adult Care Food Program of USDA shall be evidence of meeting the one-third of the Dietary Reference Intakes RDA requirement.

(b) The Dietary Reference Intakes requirement allowances shall be met by offering a variety of foods adapted to the food habits, preferences, and physical abilities of the Participants and shall be prepared using standardized recipes. A copy of the DGAs, which are hereby incorporated by reference, RDA interpreted by a daily food guide shall be available at no cost by writing to the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000 or the local county public health unit.

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

4. Menus not approved by or meeting the requirements of Title III-C of the Older Americans Act or the Adult Care Food Program of USDA shall be reviewed by a registered or Florida licensed dietitian or a dietetic technician supervised by a registered or Florida licensed dietitian to ensure that the menus are commensurate with the Dietary Reference Intakes as referenced in the DGAs current RDA, adjusted for age, sex and activity. Documentation of review of the menus shall be maintained in the Center files and shall include the signature

and registration or license number of the reviewer and date reviewed. Menus shall be kept on file for one year and shall be accessible to Participants and families of Participants.

(e) If food is catered from outside sources, ~~the catered meals must be prepared in an approved food establishment.~~ No warewashing may take place on-site. Catered food, once delivered to an Adult Day Care Center, must be adequately protected. In order to provide catered meals through a third party, there must be a formal contract between the Center and the third party provider containing assurances that the provider will meet all food service and dietary standards.

(3)(f) No change.

58A-6.010 Supportive and Optional Services.

(1) through (5) No change.

(6) Adult day health care services for disabled adults or aged persons, provided the Center complies with the following:

(a) Make services available for a minimum of five hours per day five days per week, excluding ~~legally recognized public legal~~ holidays as posted by the facility. For purposes of this subsection, legal holiday shall mean any day which, by the laws of this state or the United States, is designated or recognized as a legal or public holiday or any day on which businesses or institutions are customarily closed.

(b) Provide or coordinate, in addition to the Basic Services specified in Rule 58A-6.009, F.A.C., and Supportive and Optional Services, pursuant to subsections (1), (2), (3), (4) and (5), the following adult day health care services:

1. Medical screening emphasizing prevention and continuity of care which includes routine blood pressure checks or blood glucose diabetic maintenance checks;

2. Nursing services including a configuration of services at different levels of intensity as determined by the nursing assessment, Participant Care Plan, and physician's orders. Services shall include:

a. Health education and counseling including nutritional advice, liaison with the Participant's personal physician, and notification of the Participant's physician, as well as the caregiver or family, of any changes in the Participant's health status;

b. Coordination of the provision of other health services provided outside the Center;

c. Supervision of health services provided by program aides.

3. Social services including: counseling for Participants' families and caregivers; compilation of a social history and psychosocial assessment of formal and informal support systems; mental and emotional status; caregiver data; information on planning for discharge; and referral for persons not appropriate for adult day care.

4. Additional medical services such as dental, ophthalmological, optometric, hearing aid, or laboratory services.

5. Transportation Services to and from the adult day health care services.

(6)(c) through (6)(d) No change.

~~(e) Centers providing adult day care or adult day health care services to Medicaid clients through a Medicaid waiver must also comply with the following:~~

~~1. Be enrolled as a Medicaid provider through the Agency's for Health Care Administration's Medicaid office.~~

~~2. Have a current authorization for services from an enrolled Medicaid waiver case manager. Case managers in a specific waiver program will authorize adult day health care ADHC services for enrolled waiver recipients. Those adult day health care ADHC providers must also be enrolled in the same waiver as those for whom services are authorized.~~

~~3. Comply with all provisions of the program and Medicaid waiver requirements.~~

Rulemaking Authority 429.929 FS. Law Implemented 429.929 FS. History—New 7-8-81, Formerly 10A-6.10, 10A-6.010, 59A-16.010, Amended 11-9-95, 3-29-98,_____.

58A-6.011 Participant and Program Data, Comprehensive Emergency Management Plan.

(1) The Owner or Operator shall establish, maintain and make available and ready for immediate use to the Agency, complete and accurate social, medical and fiscal records which fully disclose the extent of services to be maintained by the Center ~~and for a the periods of two years time required by State and Federal law.~~

(2) through (7) No change.

(8) Major Incidents, as defined in this rule chapter shall be reported immediately to the Agency's Complaint Administration Unit at the following website: http://ahca.myflorida.com/MCHQ/Field_Ops/CAU.shtml ~~immediately~~. Reports shall be made by the individual having first-hand knowledge of the incident and performing functions and responsibilities as an authorized agent and may include paid, emergency and temporary Staff, Volunteers and student interns.

(9) No change.

(10) Pursuant to Section 429.929(1)(g), F.S., as a part of the licensure process, each Center shall develop and follow a written Comprehensive Emergency Management Plan for emergency care during an internal or external disaster in accordance with Emergency Management Planning Criteria for Adult Day Care Facilities, dated July 2001, incorporated by reference. A copy of the July 2001 Emergency

Management Planning Criteria for Adult Day Care Facilities may be obtained from the Agency's Website at: http://www.fdhc.state.fl.us/MCHQ/Health Facility Regulation/Assisted Living/docs/adcc/ADCC_CEMP_2008.pdf

(10)(a) through (11) No change.

Rulemaking Authority 429.929 FS. Law Implemented 429.929 FS. History—New 7-8-81, Amended 2-27-84, Formerly 10A-6.11, 10A-6.011, 59A-16.011, Amended 11-9-95, 3-29-98, 10-23-01,_____.

58A-6.013 Physical Plant, Sanitary Conditions, Housekeeping Standards and Maintenance.

(1) No change.

(2) The Participant Capacity shall be determined by the total amount of Net Floor Space available for all of the Participants. Centers licensed prior to the effective date of this rule shall provide 30 square feet of net floor area per Participant. For Centers initially licensed after November 9, 1995, there shall not be less than 45 square feet of net floor area per Participant. Centers shall be required to provide additional floor space for special target populations to accommodate activities required by Participant care plans. A change in space usage that increases or decreases the Participant Capacity must continue to comply with all requirements of part III of Chapter 429, Florida Statutes, and this rule.

(3) through (4) No change.

(5) Center facilities shall consist of, but not be limited to, the following:

- (a) Bathrooms;
- (b) Dining areas;
- (c) Kitchen areas;
- (d) Rest areas; and
- (e) Recreation and leisure time areas.

(6) through (14) No change.

(15) Every Center shall be maintained for the comfort and safety of the Participants and. ~~Centers providing their own maintenance~~ shall have an effective written maintenance plan that ensures preventive maintenance as well as immediate attention to and correction of hazardous or potentially hazardous conditions. The plan shall provide for:

(a) Keeping the building in good repair and free of hazards such as: cracks in floors, walls, or ceilings; warped or loose boards, tile, linoleum, handrails or railings; broken window panes; and any similar hazards.

(b) Keeping all heating, air conditioning, electrical, mechanical, water supply, fire protection and sewage disposal systems in a safe and functioning condition. Electrical wiring cords and appliances shall be maintained in a safe condition. Emergency generators, where existing, shall be tested monthly.

(c) Keeping all plumbing fixtures in good repair, properly functioning and satisfactorily provided with protection to prevent infiltration and contamination of the water supply.

(d) Painting the interior and exterior of the building as needed to keep it reasonably attractive. Loose, cracked or peeling wallpaper or paint shall be promptly replaced or repaired to provide a satisfactory finish.

(e) Keeping all furniture and furnishings clean and in good repair.

(f) Keeping the grounds and buildings in a safe, sanitary and presentable condition. Grounds and buildings shall be kept free from refuse, litter, and insect and rodent breeding areas.

~~(16) (16) A change in space usage that increases or decreases the Participant Capacity shall not be made without prior approval from the Agency's central office, which shall ensure that such space use change would not place a Center out of compliance with standards contained in this chapter.~~

Rulemaking Authority 429.929 FS. Law Implemented 429.929 FS. History—New 7-8-81, Amended 2-27-84, Formerly 10A-6.13, 10A-6.013, 59A-16.013, Amended 11-9-95, 3-29-98,_____.

58A-6.015 Adult Day Care Center Staff Training Requirements.

(1) Each Adult Day Care Center licensed under Part III of Chapter 429, F.S., shall provide the following training.

(a) All Staff in Direct Contact with ADRD Participants and Staff Providing Direct Care for ADRD Participants shall receive one initial hour of training within ninety days of employment after June 30, 2004, which shall satisfy the requirement referenced in subsection 429.917(1)(b), F.S. The curriculum for the Initial one-hour training shall address the following subject areas:

1. Understanding Alzheimer's Disease and Related Disorders;
2. Characteristics of Alzheimer's Disease and Related Disorders; and
3. Communicating with Participants with Alzheimer's Disease or Related Disorders.

(b) All Staff Providing Direct Care for ADRD Participants shall receive three hours of additional training after June 30, 2004, within nine months of employment, which shall satisfy the requirement referenced in subsection 429.917(1)(c), F.S. The curriculum for the three hours of additional training must address the following subject areas as they apply to Alzheimer's Disease and Related Disorders:

1. Behavior management;
2. Assistance with Activities of Daily Living to promote the patient's independence;
3. Activities for Participants;

4. Stress management for the caregiver;
5. Family issues;
6. Participant environment; and
7. Ethical issues.

(c) All training providers and their curricula must be approved by the Department or its designee pursuant to Rule 58A-6.016, Florida Administrative Code, prior to the commencement of training activities pursuant to this Rule.

(2) through (3) No change.

Rulemaking Authority 429.917(1), FS. Law Implemented 429.917(1) FS. History—New 1-1-04, Amended_____.

58A-6.0151 Specialized Alzheimer's Services Adult Day Care Center Staff Training Requirements.

(1) No change.

(2) Within three months of employment, all Staff in Direct Contact with ADRD Participants and all Staff Providing Direct Care for ADRD Participants at a Center designated as a Specialized Alzheimer's services adult day care center pursuant to Section 429.918, F.S., and hired on or after July 1, 2012, must obtain four hours of Alzheimer's disease and related disorders training pursuant to Section 58A-6.015(1) F.A.C.

(3) Within six months of employment, all Staff Providing Direct Care for ADRD Participants at a Center designated as a Specialized Alzheimer's services adult day care center pursuant to Section 429.918, F.S., and hired on or after July 1, 2012, must obtain an additional four hours of dementia-specific training approved by the Department. The curriculum for the additional four hours of training must address the following subject areas as they apply to Alzheimer's disease and related disorders:

- a. understanding brain disease
- b. normal brain functions and normal aging
- c. understanding treatable and irreversible dementia
- d. mental status tests
- e. communication and the effects of damage to brain cells
- f. influences on behavior and brain deterioration
- g. interventions
- h. physical causes and pain indications
- i. common Alzheimer's disease and related disorders medications and side effects
- j. malnutrition and dehydration
- k. activities of daily living - routines and schedules
- l. validation therapy
- m. safety - new and proven technologies
- n. caregiver stress management - physical, emotional, and financial; burden tests

(4) All training providers and their curricula must be approved by the Department or its designee pursuant to Rule

58A-6.016, Florida Administrative Code, prior to the commencement of training activities pursuant to this Rule.

(5) All Staff Providing Direct Care For ADRD Participants shall participate in four hours of continuing education annually in topics related to Alzheimer’s disease and related disorders.

(6) No change.

58A-6.016 Adult Day Care Center Training Provider and Curriculum Approval.

(1) Persons seeking approval as an adult day care Alzheimer’s disease or related disorders training provider, pursuant to Sections 429.917 and 429.818, F.S. and Rules 58A-6.015 and 58A-6.0151, F.A.C., shall:

(a) provide the Department of Elder Affairs or its designee documentation that he or she holds a Bachelor’s degree in a health-care, human service, or gerontology-related field from an accredited college or university, or holds a license as a registered nurse; and

1. Possess at least two years of teaching or training experience as an educator of caregivers for persons with Alzheimer’s Disease or Related Disorders; or

(1)(a)2. through (1)(a)4. No change.

(b) complete DOEA form ADC/ADRD-001, Application for Adult Day Care Alzheimer’s Disease or Related Disorders Training Provider Certification, dated March 2015 August 2014, which is incorporated by reference and available at the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000 and the following website: (web-link effective date).

(2) Persons seeking to obtain approval of an adult day care Alzheimer’s disease or related disorders curriculum pursuant to Rule 58A-6.015, F.A.C. shall complete DOEA form ADC/ADRD-002, Application for Adult Day Care Three-Year Curriculum Certification, dated March 2015 August 2014, which is incorporated by reference and available at the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000 and at the following website: (web-link effective date).

(3) Persons seeking to obtain approval of a specialized Alzheimer’s services adult day care center curriculum pursuant to Rule 58A-6.0151, F.A.C. shall complete DOEA form SAADC/ADRD-003, Application for Specialized Alzheimer’s Disease Adult Day Care Three-Year Curriculum Certification, dated March 2015 August 2014, which is incorporated by reference and available at the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000 and the following website: (web-link effective date).

(4) No change.

(5) Upon receipt of a training provider or a training curriculum application, the Department or its designee shall respond in writing within 30 calendar days in one of the following ways:

(a) Notify the applicant that the application is approved or not approved pursuant to Rules 58A-6.015, 58A-6.0151 and 58A-6.016(1)-(3), Florida Administrative Code. If an application is not approved, the Department or its designee shall respond in writing indicating the reasons for not approving the application and describing the information or documentation needed for approval;

(5)(b) through (10) No change.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on April 6, 2015, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), F.A.C., Section 5-203.13, 2009 FDA Food Code, paragraph 61C-1.004(2)(a), F.A.C., subsections 61C-4.010(7), F.A.C., 61C-4.010(6), F.A.C., and Section 6-402.11, 2009 FDA Food Code from Taco Bus St. Pete located in St. Petersburg. The above referenced F.A.C. addresses the requirement that at least one service sink be provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; and at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize the mopsink and bathroom facilities located within an adjacent establishment under the same ownership for use by both customers and employees.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received 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 HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on April 3, 2015, the Board of Massage Therapy, received a petition for Faith A. Rogers seeking a variance or waiver of Rule 64B7-32.002, F.A.C. regarding using counterfeit proof paper for transcripts. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christy Robinson, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4588 or by electronic mail: christy.robinson@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

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

DATE AND TIME: Thursday, April 16, 2015, 11:00 a.m.

PLACE: Palm Coast Holdings, Inc., 145 City Place, Palm Coast, Florida 32164

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Board of Trustees to discuss general business.

A copy of the agenda may be obtained by contacting: Andy Morrow at (386)446-7630.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Andy Morrow at (386)446-7630. 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 EDUCATION

State Board of Education

The State Board of Education announces a meeting to which all persons are invited.

DATE AND TIME: April 15, 2015, 9:00 a.m.

PLACE: Department of Education, Turlington Building, 325 West Gaines St., Suite 1703, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The meeting agenda will consist of approval of minutes of the State Board meeting held February 25, 2015. Updates will be provided by President Jim Henningsen on behalf of the Council of Presidents and a representative of the Florida Association of District School Superintendents. Items for consideration include action relating to the following: Rule 6A-6.0571, Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks, Rule 6A-10.0401, Gold Standard Career Pathways Articulation Agreements, Rule 6A-6.0573, Industry Certification Process, Rule 6A-6.0903, Requirements for Exiting English Language Learners from the English for Speakers of Other Languages Program, Rule 6A-10.083, Standards Relating to Gross Immorality and Acts of Moral Turpitude, Charter School Appeal for Lake Worth Classical Academy vs. School Board of Palm Beach County and South Palm Beach Charter School vs. School Board of Palm Beach County. Other items include Critical Teacher Shortage Areas for 2015-16, Adoption of Resolutions Authorizing the Issuance and Sale of Not Exceeding \$600,000,000 State of Florida, Full Faith and Credit, State Board of Education Public Education Capital Outlay (PECO) Refunding Bonds, 2015 Series and Reappointments the Education Practices Commission (EPC).

A copy of the agenda may be obtained by contacting: Cathy Schroeder at (850)245-9661 or cathy.schroeder@fldoe.org or by visiting the Department's website at: <http://www.fldoe.org/policy/state-board-of-edu/meetings>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least seven days before the meeting by contacting: Cathy Schroeder at (850)245-9661 or cathy.schroeder@fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Cathy Schroeder at (850)245-9661 or cathy.schroeder@fldoe.org.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: April 13, 2015, 2:00 p.m. – 4:30 p.m.

PLACE: FDOT, 605 Suwannee Street, Executive Conference Room

Go to Meeting <https://global.gotomeeting.com/join/163954619>
dial-in number: 1(215)383-1004, access code: 163-954-619

GENERAL SUBJECT MATTER TO BE CONSIDERED: Strategic Intermodal System Plan update Advisory meeting.

A copy of the agenda may be obtained by contacting: Brian Watts at (850)414-4818.

STATE BOARD OF ADMINISTRATION

RULE NOS.: RULE TITLES:

19-8.029 Insurer Reporting Requirements

19-8.030 Insurer Responsibilities

The Florida Hurricane Catastrophe Fund Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 17, 2015, 1:30 p.m. (ET) until conclusion of meeting

PLACE: Persons wishing to participate may dial: 1(888)670-3525 and enter conference code: 7135858151

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Notice of Proposed Rule for Rule 19-8.029, F.A.C., Insurer Reporting Requirements, and Rule 19-8.030, F.A.C., Insurer Responsibilities, was published on March 25, 2015, providing the public with 21 days from that date to request a rule hearing. If a rule hearing is timely requested, the Advisory Council will meet by conference call on April 17, 2015, to review comments made by the public at the rule hearing. In addition, other general business of the Council may be addressed.

A copy of the agenda may be obtained by contacting: Leonard E. Schulte, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, leonard.schulte@sbafla.com, (850)413-1335.

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: Leonard Schulte at the email or number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CITRUS

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

DATE AND TIME: April 15, 2015, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E. Main Street, Bartow, Florida 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of exploring the possibilities of a Federal Research and Promotion Order.

A copy of the agenda may be obtained by contacting: Alex Cutts, Florida Department of Citrus, P. O. Box 9010, Bartow, Florida 33831 or acutts@citrus.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Screws at dscrews@citrus.myflorida.com or (863)537-3984. 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 ENVIRONMENTAL PROTECTION

RULE NOS.:RULE TITLES:

- 62-762.101 Intent
- 62-762.201 Definitions
- 62-762.211 Reference Standards
- 62-762.301 Applicability
- 62-762.401 Registration and Financial Responsibility
- 62-762.411 Notification
- 62-762.421 Financial Responsibility
- 62-762.431 Incidents
- 62-762.441 Discharges
- 62-762.451 Notification and Reporting
- 62-762.501 Performance Standards for Category-C Storage Tank Systems
- 62-762.511 Performance Standards for Category-A and Category-B Storage Tank Systems
- 62-762.601 Release Detection Standards
- 62-762.611 Release Detection Methods
- 62-762.641 Performance Standards for Release Detection Methods
- 62-762.701 Repairs, Operation and Maintenance of Storage Tank Systems
- 62-762.711 Recordkeeping
- 62-762.801 Out-of-Service and Closure Requirements
- 62-762.821 Incident and Discharge Response
- 62-762.851 Alternative Requirements and Equipment Approvals
- 62-762.891 Mineral Acid Storage Tank Requirements
- 62-762.901 Storage Tank Forms

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

DATE AND TIME: April 30, 2015, 9:00 a.m. – 4:30 p.m.

PLACE: Barnett Park, 4801 W. Colonial Drive, Orlando, Florida 32808

GENERAL SUBJECT MATTER TO BE CONSIDERED: AST Technical Advisory Group. Technical discussion for those providing in-depth technical information regarding regulated aboveground storage tanks. Revisit proposals for Definitions and Applicability (Rules 62-762.201 and 62-762.301, F.A.C.). Begin discussion on Incidents, Discharges, Notification and Storage Tank System Requirements (Rules 62-762.431, 62-762.441, 62-762.411, and 62-762.501, F.A.C.).

A copy of the agenda may be obtained by contacting William E. Burns, Jr., (850)245-8842 or bill.burns@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting William E. Burns, Jr., (850)245-8842 or bill.burns@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact William E. Burns, Jr., (850)245-8842 or bill.burns@dep.state.fl.us.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Tuesday, April 21, 2015, 9:00 a.m. – 10:00 a.m., EST

PLACE: Florida Department of Health, 2585 Merchants Row Blvd., Suite 345Q, Tallahassee, FL 32399 or by telephone call-in toll free number: 1(877)309-2070, Access Code: 964-539-717 and by accessing the meeting online at <https://global.gotomeeting.com/join/964539717>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Information Clearinghouse on Developmental Disabilities Advisory Council will provide technical assistance to the Department of Health in the establishment of a website of resource information related to Down syndrome or other prenatally diagnosed developmental disabilities; support programs for parents and families; and developmental evaluation and intervention services.

A copy of the agenda may be obtained by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@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 2 days before the workshop/meeting by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@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).

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

The Board of Funeral, Cemetery and Consumer Services, Probable Cause Panel A announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 21, 2015, 10:00 a.m.

PLACE: 111 West Madison Street, Claude Denson Pepper Building, Room 336J, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider the following disciplinary case with prior findings of probable cause: Molico Inc. d/b/a David Russell Funeral Home, Case No. 157493-14-FC.

A copy of the agenda may be obtained by contacting: LaTonya Bryant at LaTonya.Bryant@myfloridacfo.com or (850)413-3039.

DEPARTMENT OF ECONOMIC OPPORTUNITY

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: April 15, 2015, 9:00 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

FLORIDA ASSOCIATION OF CENTERS FOR INDEPENDENT LIVING

The Florida Association of Centers for Independent Living, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 9, 2015, 10:00 a.m.

PLACE: Via teleconference: 1(888)853-9372, participant code: 148868

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the status of the James Patrick Memorial Work Incentives Personnel Attendant Services Program.

A copy of the agenda may be obtained by contacting: Linda Keen at (850)575-6004 or linda@floridacils.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Linda Keen at (850)575-6004 or linda@floridacils.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice: Continuum Subcommittee Resource Subgroup announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, April 13, 2015, 11:00 a.m.

PLACE: Telephone conference, please dial: 1(888)376-5050 and enter the following participant pin: 4533883354#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Continuum Subcommittee, Resource Subgroup will be discussing resources available now for the pro se client, such as different court programs, online resources and other services, including hotlines, libraries and self help clinics.

A copy of the agenda may be obtained by contacting: The Resource Subgroup will be having a general discussion.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by

contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org.

URS CORPORATION - MIAMI

The Florida Department of Transportation, District Six announces a workshop to which all persons are invited.

DATE AND TIME: April 21, 2015, 6:00 p.m. – 8:00 p.m.

PLACE: Hallandale Beach Cultural Community Center, 410 SE 3rd Street, Hallandale Beach, Florida 33009

GENERAL SUBJECT MATTER TO BE CONSIDERED: NE 203rd Street and NE 215th Street Intersection Improvements between US-1 and West Dixie Highway Project Development & Environment (PD&E) Study.

A copy of the agenda may be obtained by contacting: Ms. Fabiana Gonzalez, P.E., at (305)470-5183 or by email: fabiana.gonzalez@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Ms. Eman Gomaa, P.E., at (305)470-5219, in writing at 1000 NW 111 Avenue, Room 6111-A, Miami, FL 33172 or by email: eman.gomaa@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Ms. Fabiana Gonzalez, P.E., at (305)470-5183 or by email: fabiana.gonzalez@dot.state.fl.us.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Miscellaneous Businesses and Professions - Asbestos Consultants/Asbestos Consultant Examination

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation has received the petition for declaratory statement from Cassandra Spradlin on January 29, 2015. The petition seeks the agency’s opinion as to the applicability of section 469.002(1), F.S., as it applies to the petitioner.

Petitioner asks whether the asbestos licensing exemptions in paragraphs 469.002(1)(b) and 469.002(1)(e), F.S., apply to the asbestos-related activities URS Federal Services, Inc. and Yang Enterprises, Inc. perform at the Kennedy Space Center. A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk’s Office, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202, (850)921-0342, AGC.Filing@myfloridalicense.com. Please refer all comments to: Brittany B. Griffith, Assistant General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice.

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

METROPOLITAN PLANNING ORGANIZATIONS

Lee County Metropolitan Planning Organization
 Lee County Roundabout Study LOI

Lee County Metropolitan Planning Organization (MPO)
 REQUEST FOR LETTERS OF INTEREST
 Professional Planning/Engineering Services Related To Lee
 County Roundabout Study
 FPN: 434991-1
 LOI: JOI - 2015

The Lee County Metropolitan Planning Organization (MPO), request Letters of Interest from professional firms to provide planning/engineering and design services for a Roundabout Study. Work associated with this contract requires conducting roundabout operation analysis at 18 intersections and developing conceptual layout designs at all the intersections where roundabouts are determined viable. Work also includes doing some traffic modelling and simulation, and conducting surveys and developing 30% design drawings for the top two (2) ranked roundabout projects.

Guidelines detailing form and content requirements for the Letter of Interest are available by contacting Donald Scott, Executive Director, P.O Box 150045, Cape Coral, FL 33915, (239)330-2241 or they may be downloaded from our website at <http://leempo.flprocurement.com/>

It is a basic tenet of the MPO’s contracting program that contracts are procured in a fair, open, and competitive manner. By submitting a Letter of Interest, the Consultant certifies that they are in compliance with FDOT Procedure No. 375-030-006, Restriction on Consultant’s Eligibility to Compete for Department Contracts. This directive is available on FDOT’s Web Site.

This project is federally funded with assistance from the Florida Department of Transportation and the Federal Highway Administration. By submitting a Letter of Interest, the Consultant certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this contract by any federal department or agency.

In addition, by submitting a Letter of Interest, the Consultant affirms that it is FDOT prequalified in the following work categories: Group 3 Highway Design - Roadway, Group 6. Traffic Engineering and Operations Studies, Group 13. Planning

Submittals must be submitted electronically to the Lee MPO at <http://leempo.flprocurement.com/> no later than 11:59 p.m. EST, Friday May 22, 2015, in order to be considered.

The Lee MPO has implemented a new Electronic Submittal & Selection Process, which requires the use of

GovernmentForms.software™ (GFS). This software program, which generates and posts a customized version the Standard Form (SF) 330 along with the capability to upload other required items, can be downloaded at the following address: <http://leempo.flprocurement.com>

This public notice was posted on the bulletin board outside the offices of the Lee County MPO at 815 Nicholas Parkway East, Cape Coral, FL 33990, on April 8, 2015. The Lee County MPO does not discriminate based on age, race, color, sex, religion, national origin, disability or marital status. Qualified minority-owned, women-owned or disadvantaged business enterprises are encouraged to apply.

Section XII Miscellaneous

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On April 7, 2015, State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Tiffany Lee Goulart, L.P.N., License #: PN 5170038. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2014). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NO.: RULE TITLE:

73C-23.0041 Application Process - General Information

Notice of Funding Availability

The Department of Economic Opportunity (DEO) announces funding availability for non-entitlement units of local government under the Florida Small Cities Community Development Block Grant (CDBG) Program. The Department will make Federal Fiscal Year (FFY) 2014 funding available for the Neighborhood Revitalization (\$8.17 million), Housing Rehabilitation (\$4.88 million) and Commercial Revitalization (\$1.47 million) program areas. Units of local government are not eligible to apply for funding in one of the three program areas if they have an open CDBG subgrant in any of the three areas or an open Planning and Design subgrant.

The Department also has approximately \$8.17 million available in the Economic Development (ED) program area for job creation/retention activities. Non-entitlement units of local government that have an open Neighborhood Revitalization, Housing Rehabilitation, Commercial

Revitalization or Economic Development subgrant are eligible to apply for Economic Development funding if the open subgrant is "on time" and "on schedule."

A total of \$22.7 million in FFY 2014 funding will be available to eligible applicants in the four program areas. The FFY 2014 list of non-entitlement units of local government is available on the Department's website at www.FloridaJobs.org/CDBGApplicantInfo. The application process is conducted in accordance with Sections 290.0401 – 290.048, Florida Statutes, and Chapter 73C-23, Florida Administrative Code.

The Federal Fiscal Year 2014 application cycle for all of the above-mentioned categories of funding will begin ("open") on May 8, 2015, and end ("close") at 5:00 p.m. EST on June 22, 2015, ("the deadline date"). Funding requests must be submitted on the Florida Small Cities CDBG Application for Funding, Form SC-60, which will be available on the Department's website listed above on April 7, 2015, and must be received by 5:00 p.m. EST on June 22, 2015. Mailing address: Florida Small Cities CDBG Program, Department of Economic Opportunity, 107 East Madison Street – MSC 400, Tallahassee, Florida 32399-6508. Hand-delivered applications must be received by 5:00 p.m. EST on June 22, 2015, at the Small Cities CDBG Program office in the Caldwell Building, 107 East Madison Street, Tallahassee. Two copies of the Application for Funding must be submitted, including at least one complete hard copy with original signatures. An electronic copy of the Application for Funding (in Microsoft Word or Adobe PDF format on a CD or USB drive) can be submitted as the second required copy of the application.

In the event that funds remain available in the Economic Development category after the application deadline date, ED applications submitted after the deadline date will be reviewed, and eligible applications will be awarded funding on a first-come, first-served basis.

An additional \$0.60 million has been designated as Emergency Set-Aside funding for state-declared emergencies that occurred between April 1, 2014, and March 31, 2015. A separate Notice of Funding Availability will be published for these funds.

If you have questions, please contact Roger Doherty, Small Cities CDBG Planning Manager, at (850)717-8417 or by email: roger.doherty@deo.myflorida.com.

CLERK OF COURT OPERATIONS CORPORATION

Florida Clerks of Court Operations Corporation
Pursuant to Section 121.055 Florida Statutes, the Florida Clerks of Court Operations Corporation (CCOC) provides public notice of the intent to include the following position in the Florida Retirement System's Senior Management Service Class effective May 1, 2015: Deputy Executive Director.

Additional information may be obtained by writing to the Florida Clerks of Court Operations Corporation, Attn: Lisa Daws, 2560-102 Barrington Circle, Tallahassee, Florida 32308.

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.
