

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-2.014 Licensure Requirements for Applicants from
Accredited Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule
amendment to update the incorporated forms and to clarify the
name of the commission through which the licensure
examination is given.

SUBJECT AREA TO BE ADDRESSED: Licensure
Requirements for Applicants from Accredited Schools or
Colleges.

RULEMAKING AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 456.033, 466.006, 466.007, 466.028
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: Jennifer
Wenhold, Executive Director, Board of Dentistry/MQA, 4052
Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-
3258

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-2.0142 Application for Health Access Dental
License

PURPOSE AND EFFECT: The Board proposes the rule
amendment to update the incorporated form and to clarify the
web address from which the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Application for
Health Access Dental License.

RULEMAKING AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 466.0067 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: Jennifer
Wenhold, Executive Director, Board of Dentistry/MQA, 4052
Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-
3258

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DEVELOPMENT IS AVAILABLE AT NO CHARGE
FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-2.0144 Licensure Requirements for Dental Hygiene
Applicants from Unaccredited Dental
Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule
amendment to update the incorporated form, clarify the web
address from which the form may be obtained, and clarify the
name of the commission through which the licensure
examination is given.

SUBJECT AREA TO BE ADDRESSED: Licensure
Requirements for Dental Hygiene Applicants from
Unaccredited Dental Schools or Colleges.

RULEMAKING AUTHORITY: 466.004, 466.007 FS.

LAW IMPLEMENTED: 466.007 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: Jennifer
Wenhold, Executive Director, Board of Dentistry/MQA, 4052
Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-
3258

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DEVELOPMENT IS AVAILABLE AT NO CHARGE
FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-2.0146 Licensure Requirements for Applicants from
Non-Accredited Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule
amendment to update the incorporated form, clarify the web
address from which the form may be obtained, and clarify the

name of the commission through which the licensure examination is given.

SUBJECT AREA TO BE ADDRESSED: Licensure Requirements for Applicants from Non-Accredited Schools or Colleges.

RULEMAKING AUTHORITY: 466.004(4), 466.006(3) FS.

LAW IMPLEMENTED: 466.006 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: Jennifer Wenhold, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-7.005 RULE TITLE: Teaching Permits

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the incorporated form and clarify the web address from which the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Teaching Permits.

RULEMAKING AUTHORITY: 466.002(6), 466.004(4) FS.

LAW IMPLEMENTED: 466.002(6) 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: Jennifer Wenhold, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-7.007 RULE TITLE: Limited License as Allowed in Section 456.015, F.S.

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the incorporated form and clarify the web address from which the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Limited License as Allowed in Section 456.015, F.S.

RULEMAKING AUTHORITY: 456.015, 466.004 FS.

LAW IMPLEMENTED: 456.015, 466.006, 466.007 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: Jennifer Wenhold, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.009 RULE TITLE: Standard of Care for Office Surgery

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to delete the requirement for Vasopressin on the crash cart and to add the American Red Cross to those entities who provide certification in basic life support.

SUBJECT AREA TO BE ADDRESSED: Removal of Vasopressin from the crash cart and the addition of the American Red Cross as an entity providing basic life support certification.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 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: Claudia

Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-30.005 Physician Assistant Licensure Renewal and Reactivation

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address recent statutory changes with regard to licensure renewal and reactivation.

SUBJECT AREA TO BE ADDRESSED: Changes to the rule regarding licensure renewal and reactivation.

RULEMAKING AUTHORITY: 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.031(1), 456.033, 456.036, 458.347 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-30.008 Formulary

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address recent statutory changes with regard to the prescribing of controlled substances by physician assistants.

SUBJECT AREA TO BE ADDRESSED: Changes to the rule to address recent statutory changes with regard to the prescribing of controlled substances by physician assistants.

RULEMAKING AUTHORITY: 458.309, 458.347(4)(f)1. FS.

LAW IMPLEMENTED: 458.347(4)(e), (f), 458.3295, 456.044 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-6.0035 Physician Assistant Licensure Renewal and Reactivation

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address recent statutory changes with regard to licensure renewal and reactivation.

SUBJECT AREA TO BE ADDRESSED: Changes to the rule regarding licensure renewal and reactivation.

RULEMAKING AUTHORITY: 456.013, 456.033(1), 459.005, 459.022 FS.

LAW IMPLEMENTED: 456.013, 456.031, 459.022(7)(b), (c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-6.0038 Formulary

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address recent statutory changes with regard to the prescribing of controlled substances by physician assistants.

SUBJECT AREA TO BE ADDRESSED: Changes to the rule to address recent statutory changes with regard to the prescribing of controlled substances by physician assistants.

RULEMAKING AUTHORITY: 458.347, 459.022(4) FS.

LAW IMPLEMENTED: 459.022(4)(e), 459.0137, 456.44 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

Section II Proposed Rules

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-1.007 List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The proposed rule amendment is intended to delete the forms which are incorporated by reference in other rules.

SUMMARY: The proposed rule amendments delete the forms which are incorporated by reference in other rules.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct

or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2) 458.3151, 458.317, 457.319, 358.317, 358.319, 458.320(8), 458.321(2), 458.345(3), (8), 458.347(13), 458.3475, 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 456.036, 456.048, 456.50, 456.0635, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms ~~is~~ used by the Board ~~in its dealings with the public are listed as follows~~ and ~~is~~ are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753, or by telephoning (850)245-4131:

(1) ~~DH MQA 1000, entitled "Florida Board of Medicine Medical Doctor Licensure Application," (12/14)~~
~~http://www.flrules.org/Gateway/reference.asp?No=Ref_05088~~

(2) ~~DH MQA 1008, entitled "Florida Board of Medicine Limited License Application," (6/15)~~
~~http://www.flrules.org/Gateway/reference.asp?No=Ref_05843~~

(3)(a) ~~DH MQA 1009, entitled "Board of Medicine Temporary Certificate to Practice in an Area of Critical Need," (8/14)~~
~~http://www.flrules.org/Gateway/reference.asp?No=Ref_04749~~

(b) ~~DH5001 MQA, entitled "Application Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Active Duty Military and Veterans" (8/14)~~
~~http://www.flrules.org/Gateway/reference.asp?No=Ref_04750~~

~~(4) DH MQA 1014, entitled "Financial Responsibility," (8/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04751>.~~

~~(5) DH MQA 1015, entitled "Renewal Notice," (1/00).~~

~~(6) DH MQA 1032, entitled "Board of Medicine Application Materials for Initial Registration and Renewal of Intern/ Resident/Fellow and House Physician," (2/15) <http://www.flrules.org/Gateway/reference.asp?No=Ref-05408>.~~

~~(7) DH MQA 1070, entitled "Physician Dispensing Registration," (7/11) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00780>.~~

~~(8) DH MQA 1072, entitled "Board of Medicine Medical Faculty Certificate For Allopathic Physicians," (8/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04752>.~~

~~(9) DH MQA 1076, entitled "Extension of Temporary Licensure Application," (2/04).~~

~~(10) DH MQA 1079, entitled "Temporary Certificate For Visiting Physicians To Obtain Medical Privileges For Instructional Purposes In Conjunction With Plastic Surgery, Medical Or Surgical Training Programs and Educational Symposiums," (8/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04753>.~~

~~(11) DH MQA 1087, entitled "Application for Licensure as an Anesthesiologist Assistant," (10/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-03736> or~~

~~<https://www.doh.state.fl.us/DOHInitialApp/CreateAccount.aspx?Board=8015&Procede=1515>.~~

~~(12) DH-MQA 1093, entitled "Anesthesiologist Assistant Licensure Renewal Form," (8/06) <http://www.flrules.org/Gateway/reference.asp?No=Ref->~~

~~(13) DH MQA 1088, entitled "Anesthesiologist Assistants Financial Responsibility," (7/04).~~

~~(14) DH MQA 1090, entitled "Anesthesiologist Assistant Protocol," (10/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-05090>.~~

~~(15) DH MQA 2000, entitled "Application for Licensure as a Physician Assistant," (10/14) <https://www.flrules.org/Gateway/reference.asp?No=Ref-04965>.~~

~~(16) DH MQA 2004, entitled "Supervision Data Form," (8/10).~~

Rulemaking Authority 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.312(4), 458.313(4), 458.313(7), 458.314(5), 458.315(2), 458.315(1), 458.317, 458.319, 458.320(8), 458.321(2), 458.345(3), 458.347(13), 458.347(5), 458.351(6) FS. Law Implemented 456.013, 456.035, 456.036, 456.048, 456.50, 456.0635, 456.073, 458.309, 458.311, 458.312(4), 458.313, 458.313(7), 458.314(5), 458.315, 458.315(1), 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.347(5), 458.348, 458.351, 465.0276 FS. History—New 4-17-01, Amended 11-20-01, 8-13-02, 11-10-02, 3-19-03, 6-4-03, 11-17-03, 4-19-04, 1-31-05, 9-29-05, 6-29-06, 12-26-06,

4-2-07, 6-25-08, 1-18-09, 3-17-09, 5-20-09, 10-7-09, 1-7-10, 2-2-10, 12-6-10, 12-27-11, 2-28-12, 1-27-13, 8-5-13, 11-10-13, 1-9-14, 3-10-14, 7-15-14, 9-10-14, 12-2-14, 2-22-15, 3-17-15, 5-19-15, 9-28-15,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 08, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 7, 2016

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-4.009
RULE TITLE: Applications
PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised Intern/ Resident/Fellow and House Physician application form into the application rule.

SUMMARY: The proposed rule amendment incorporates the revised Intern/ Resident/Fellow and House Physician application form into the rule.

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

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

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS.

LAW IMPLEMENTED: 456.013(1), (7),(13), 456.031, 456.033, 456.0635, 456.50, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 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, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Department. The application shall be made on the applicable form set forth below, all of which are hereby adopted and incorporated by reference and can be obtained from the website at http://www.doh.state.fl.us/mqa/medical/me_applicant.html.

The application must be accompanied by the application fee.

(a) through (c) No change.

(d) DH-MQA 1032, entitled "Board of Medicine Application Materials for Initial Registration and Renewal of Intern/ Resident/Fellow and House Physician," ~~(4/16)~~ ~~(2/15)~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-05408>;

(e) through (g) No change.

(2) through (4) No change.

Rulemaking Authority 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS. Law Implemented 456.013(1), (7), (13), 456.031, 456.033, 456.50, 456.0635, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 FS. History--New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06, 1-18-09, 3-17-09, 10-7-09, 1-7-10, 5-18-10, 2-28-12, 1-27-13, 8-5-13, 11-10-13, 1-9-14, 7-15-14, 9-10-14, 12-2-14, 3-17-15, 5-19-15, 9-28-15, 11-11-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Credentials Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 7, 2016

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
64B8-31.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants

64B8-31.005 Anesthesiologist Assistant Protocols and Performance

64B8-31.006 Financial Responsibility

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application for anesthesia assistant licensure, the revised anesthesia assistant protocol and the financial responsibility form into the appropriate anesthesia assistant rules.

SUMMARY: The proposed rule amendments incorporate the revised application for anesthesia assistant licensure, the revised anesthesia assistant protocol and the financial responsibility form into the appropriate anesthesia assistant rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.048, 458.309, 458.3475 FS.

LAW IMPLEMENTED: 456.013(7), 456.048, 456.0635, 458.331(1)(m), 458.3475 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, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-31.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

(1) Application for Licensure.

(a) All persons applying for licensure as an anesthesiologist assistant shall submit an application to the Department. The application shall be made on Form DH-MQA 1087, entitled "Application for Licensure As An Anesthesiologist Assistant," (revised 4/16 ~~10/13~~), hereby adopted and incorporated by reference, and can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-03736>,

or <http://flboardofmedicine.gov/licensing/anesthesiologist-assistant-licensure/> <https://www.doh.state.fl.us/DOHInitialApp/CreateAccount.aspx?Board=8015&Procede=1515>.

(b) through (c) No change.

(2) through (3) No change.

Rulemaking Authority 456.048, 458.309, 458.3475 FS. Law Implemented 456.013(7), 456.048, 456.0635, 458.3475 FS. History—New 8-2-05, Amended 5-20-09, 2-2-10, 3-10-14, _____.

64B8-31.005 Anesthesiologist Assistant Protocols and Performance.

(1) No change.

(2) Anesthesiologist assistants may perform duties set forth in Section 458.3475(3)(a), F.S., under the direct supervision of an anesthesiologist and as set forth in the protocol required by subsection (1) above. The protocol shall be set forth on form DH-MQA 1090, entitled "Anesthesiologist Assistant Protocol," (Rev. 4/16) ~~(10/14)~~, which is hereby incorporated by reference and available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-05090> or from the Board's website at <http://flboardofmedicine.gov/licensing/anesthesiologist-assistant-licensure/>.

(3) through (5) No change.

Rulemaking Authority 458.309, 458.3475 FS. Law Implemented 458.331(1)(m), 458.3475 FS. History—New 8-2-05, Amended 4-21-09, 3-17-15, _____.

64B8-31.006 Financial Responsibility. Pursuant to Section 456.048, F.S., all anesthesiologist assistants shall carry malpractice insurance or demonstrate proof of financial responsibility. Any applicant for licensure shall submit proof of compliance with Section 456.048, F.S., or submit proof that the applicant meets the criteria to be granted an exemption to the Board office prior to licensure. All licensees shall submit such proof as a condition of biennial renewal or reactivation. Acceptable proof of financial responsibility shall include:

(1) through (2) No change.

(3) A licensee seeking to renew a license, reactivate an inactive license or update a previously filed financial responsibility disclosure must complete form DH-MQA 1088, Financial Responsibility, (Rev. 4/16), which is hereby adopted and incorporated by reference and can be obtained from the website at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ or from the Board's website at <http://flboardofmedicine.gov/licensing/anesthesiologist-assistant-licensure/>. The licensee may also obtain the form by contacting the Board of Medicine at 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3253.

Rulemaking Authority 458.309, 458.3475 FS. Law Implemented 458.3475 FS. History—New 8-2-05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anesthesia Assistants Committee

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 7, 2016

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NOS.:	RULE TITLES:
64B15-7.003	Application for Licensure and Licensure Requirements for Anesthesiologist Assistants
64B15-7.005	Anesthesiologist Assistant Protocols and Performance
64B15-7.006	Financial Responsibility

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application for anesthesia assistant licensure, the revised anesthesia assistant protocol and the financial responsibility form into the appropriate anesthesia assistant rules.

SUMMARY: The proposed rule amendments incorporate the revised application for anesthesia assistant licensure, the revised anesthesia assistant protocol and the financial

responsibility form into the appropriate anesthesia assistant rules.

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

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

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

RULEMAKING AUTHORITY: 456.048, 459.005, 459.023 FS.

LAW IMPLEMENTED: 456.013(7), 456.048, 456.0635, 459.023, 459.015(1)(o) 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-7.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

(1) Application for Licensure.

(a) All persons applying for licensure as an anesthesiologist assistant shall submit an application to the Department. The application shall be made on Form DH-MQA 1087, entitled "Application for Licensure As An

Anesthesiologist Assistant," (revised ~~4/16~~ ~~10/13~~), hereby adopted and incorporated by reference, and can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-03737>,

or <http://flboardofmedicine.gov/licensing/anesthesiologist-assistant-licensure/> <https://www.doh.state.fl.us/DOHInitialApp/CreateAccount.aspx?Board=8015&Procede=1515>.

(b) through (c) No change.

(2) through (3) No change.

Rulemaking Authority 456.048, 459.005, 459.023 FS. Law Implemented 456.013(7), 456.048, 456.0635, 459.023 FS. History—New 8-2-05, Amended 5-20-09, 2-2-10, 3-10-14, _____.

64B15-7.005 Anesthesiologist Assistant Protocols and Performance.

(1) No change.

(2) Anesthesiologist assistants may perform duties set forth in Section 459.023(3)(a), F.S., under the direct supervision of an anesthesiologist and as set forth in the protocol required by subsection (1) above. The protocol shall be set forth on form DH-MQA 1090, entitled "Anesthesiologist Assistant Protocol," (Rev. 4/16) (~~10/14~~), which is hereby incorporated by reference and available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-05091> or from the Board's website at <http://flboardofmedicine.gov/licensing/anesthesiologist-assistant-licensure/>.

(3) through (5) No change.

Rulemaking Authority 459.005, 459.023 FS. Law Implemented 459.015(1)(o), 459.023 FS. History—New 8-2-05, Amended 4-21-09, 3-17-15, _____.

64B15-7.006 Financial Responsibility. Pursuant to Section 456.048, F.S., all anesthesiologist assistants shall carry malpractice insurance or demonstrate proof of financial responsibility. Any applicant for licensure shall submit proof of compliance with Section 456.048, F.S., or submit proof that the applicant meets the criteria to be granted an exemption to the Board office prior to licensure. All licensees shall submit such proof as a condition of biennial renewal or reactivation. Acceptable proof of financial responsibility shall include:

(1) through (2) No change.

(3) A licensee seeking to renew a license, reactivate an inactive license or update a previously filed financial responsibility disclosure must complete form DH-MQA 1088, Financial Responsibility, (Rev. 4/16), which is hereby adopted and incorporated by reference and can be obtained from the website at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ or from the Board's website at [2674](http://flboardofmedicine.gov/licensing/anesthesiologist-</u></p>
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assistant-licensure/. The licensee may also obtain the form by contacting the Board of Medicine at 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3253.

Rulemaking Authority 459.005, 459.023 FS. Law Implemented 456.048, 459.023 FS. History—New 8-2-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anesthesia Assistants Committee
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 20, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 7, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

RULE NOS.:	RULE TITLES:
61G3-20.009	Barber License Biennial Renewal Fee
61G3-20.010	Biennial Barbershop Licensure Renewal Fee
61G3-20.0105	Barbershop Delinquent Renewal Fee
61G3-20.015	Renewal of Inactive License Fee
61G3-20.020	Delinquent License Fee

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 107, June 2, 2016 issue of the Florida Administrative Register.

The correction is as follows:

An incorrect date for the publication of the Notice of Proposed Rule Development was listed. The correct date is May 13, 2016.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF HEALTH

Board of Optometry

RULE NOS.:	RULE TITLES:
64B13-3.002	Responsibility to Patient
64B13-3.006	Licenses and Signs in Office
64B13-3.008	Corporate, Lay, and Unlicensed Practice of Optometry Prohibited
64B13-3.009	False, Fraudulent, Deceptive and Misleading Advertising Prohibited; Policy; Definitions; Affirmative Disclosure
64B13-3.010	Standards of Practice
64B13-3.012	Prescriptions
64B13-3.015	Performance of Delegated Tasks by Non-Licensed Personnel

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. 42 No. 77, April 20, 2016 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated May 5, 2016. The changes are as follows:

- 64B13-3.002 Responsibility to Patient
 - (1) No change.
 - (2) No change.

Rulemaking Authority ~~456.058~~, 463.005(1) FS. Law Implemented ~~456.058~~, 463.005(1), 463.0135 FS. History—New 11-13-79, Formerly 21Q-3.02, Amended 12-16-86, Formerly 21Q-3.002, Amended 3-16-94, Formerly 61F8-3.002, Amended 12-31-95, Formerly 59V-3.002, Amended.

64B13-3.006 Licenses and Signs in Office

A licensed practitioner who is not a certified optometrist shall display at every location at which he or she practices optometry a sign in at least Times New Roman 40 point font size or Courier New 44 point font size which states:

“I am a Licensed Practitioner, not a Certified Optometrist, and I am not able to prescribe ~~topical~~ ocular pharmaceutical agents.”

Rulemaking Authority 463.005(1) FS. Law Implemented 463.002(3), 463.0055, 463.011 FS. History—New 11-13-79, Amended 3-13-81, 6-29-82, Formerly 21Q-3.06, Amended 12-16-86, 2-13-90, Formerly 21Q-3.006, 61F8-3.006, 59V-3.006, Amended 11-13-06, 4-17-13,

64B13-3.010 Standards of Practice

- (1) No change.
- (2) No change.
- (3) Certified optometrists employing the topical ocular pharmaceuticals listed in subsection ~~64B13-18.002(8)(9)~~, F.A.C., Anti-Glaucoma Agents, shall comply with the following:

(a) Upon initial diagnosis of glaucoma of a type other than those specifically listed in Section 463.0135(2), F.S., the certified optometrist shall develop a plan of treatment and management.

1.No change.

2. In the event the certified optometrist cannot otherwise comply with the requirements of subsections 463.016(1)(s), and 463.0135(1), F.S., and a co-management plan shall be established with a physician skilled in the diseases of the human eye and licensed under Chapter 458 or 459, F.S.

(b) through (c) No change

(4) No change.

(5) No change.

(6) No change.

(7) No change.

(8) Only a certified optometrist may administer and prescribe ocular pharmaceutical agents. A licensed practitioner who is not certified may use topically applied anesthetics solely for the purpose of glaucoma examinations, but is otherwise prohibited from administering or prescribing ocular pharmaceutical agents. Certified optometrists may administer and prescribe only those ocular pharmaceutical agents identified by the rule of the Board and oral ocular pharmaceutical agents listed in the statutory formulary.

(9) Only certified optometrists who have successfully completed the Board approved pharmaceutical course and examination specified in paragraph 463.0055(1)(b), F.S., and provided proof of such to the Department are authorized to administer and prescribe the oral ocular pharmaceutical agents or their therapeutic equivalents specified in subsection 463.0055(3), F.S.

(10) Controlled substances listed on the statutory formulary of oral pharmaceutical agents may only be administered or prescribed by a certified optometrist who has successfully completed the Board approved oral drug course and examination specified in paragraph 463.0055(1)(b), F.S., provided proof of such to the Department, and after the certified optometrist has acquired a United States Drug Enforcement Administration registration number

(11)(a) Any prescription for an ocular pharmaceutical agent written by a certified optometrist shall contain the following information:

1. No change.

2. No change.

3. No change.

4. No change.

(b) No change.

(12) When an ocular pharmaceutical agent is either administered or prescribed to a patient by a certified optometrist, such shall be documented in the patient's record.

Rulemaking Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0055, 463.0135(1), ~~463.016(4)~~ FS. History—New 9-16-80, Amended 12-20-82, Formerly 21Q-3.10, Amended 7-11-88, 6-18-92, 1-28-93, Formerly 21Q-3.010, Amended 3-16-94, Formerly 61F8-3.010, Amended 8-24-94, 9-21-94, 2-13-95, 12-31-95, Formerly 59V-3.010, Amended 6-15-00, 2-7-01, 11-16-05, 11-5-07, 11-4-08,

64B13-3.012 Prescriptions

(1) No change.

~~(2)(3)~~ A prescription for daily wear soft contact lens shall be considered valid for a period of two (2) years and a licensed practitioner shall make available to the patient or his or her agent any daily wear soft contact lens prescription or duplicate copy determined for that patient. This subsection applies only to contact lenses determined by the Food and Drug Administration to be daily wear lenses.

~~(3)(4)~~ No change.

~~(4)(5)~~ No change.

Rulemaking Authority 463.005 FS. Law Implemented 463.005, 463.012, 463.0135, ~~463.016(1)(4)~~ FS. History—New 4-10-84, Formerly 21Q-3.12, Amended 3-4-86, 8-30-87, Formerly 21Q-3.012, 61F8-3.012, Amended 2-5-96, Formerly 59V-3.012, Amended 1-2-02, 6-5-06, 3-11-09, _____.

64B13-3.015 Performance of Delegated Tasks by Non-Licensed Personnel

(1) Non-licensed personnel, who need not be employees of the licensed practitioner, may perform ministerial duties, tasks and functions assigned to them by and performed under the general supervision of a licensed practitioner, including obtaining information from patients for the purpose of making appointments for the licensed practitioner. Tasks and functions that may be performed shall include, but not be limited to, delivery of eyeglasses, selection of frames, adjustment of frames, and instruction for the insertion, removal and care of contact lenses. However, to ensure patient confidentiality of examination records in accordance with Section 456.057(5), Florida Statutes, a non-employee shall not be allowed to perform any task or function which would require or give them access to patient records or examination reports of any person without prior written authorization of that patient.

(2) Such non-licensed supportive personnel may perform data gathering, preliminary testing, prescribed visual therapy and related duties under the direct supervision of the licensed practitioner.

Rulemaking Authority 463.005(1) FS. Law Implemented 463.009 FS. History—New 10-23-88, Formerly 21Q-3.015, 61F8-3.015, 59V-3.015, Amended 11-16-05, _____.

The person to be contacted regarding the above change is: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:
 64B17-1.003 Attendance at Board Meetings
 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. 42 No. 67, April 6, 2016 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee in letters dated April 14, 2016 and April 27, 2016. The changes are as follows:

64B17-1.003 Attendance at Board Meetings
 (1) No change

(2) An absence for any reason other than as stated in subsection (1) constitutes an unexcused absence for the purpose of declaring a vacancy on the Board. An otherwise excused absence is not excused if the Board member fails to notify the Board office prior to the meeting at which the absence will occur, unless the failure to notify the Board office is the result of circumstances surrounding the reason for the absence and the absence is excused by the Board.

(3) “Family” consists of immediate family, nieces, nephews, cousins, and in-laws.

(4) “Immediate family” consists of spouse, child, parents, parents-in-law, siblings, grandchildren, and grandparents.

Rulemaking Authority 456.011, 486.025 FS. Law Implemented 456.011 FS. History—New 10-25-93, Formerly 61F11-1.007, 59Y-1.007, Amended _____.

The person to be contacted regarding the above change is: Allen Hall, Executive Director, Board of Physical Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3257.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NOS.: RULE TITLES:
 64B17-3.001 Licensure as a Physical Therapist by Examination
 64B17-3.002 Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Laws and Rules Examination
 64B17-3.006 Examination Security and Sanctions for Subversions
 64B17-3.007 Board Approved Credentialing Agencies; Credentials Evaluation Reports
 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. 42 No. 67, April 6, 2016 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee in letters dated April 14, 2016 and April 27, 2016. The changes are as follows:

64B17-3.001 Licensure ~~as a Physical Therapist by Examination~~

(1) Application. Every person who applies for licensure as a physical therapist or physical therapist assistant shall file DOH Form #DH-MQA 1142 Application for Licensure, revised 07/16 ~~08/14~~, which is hereby incorporated by reference and is available through http://www.flrules.org/Gateway/reference.asp?No=Ref-____ or www.floridasphysicaltherapy.gov/resources.

(2) Qualifications for Licensure. All applicants for licensure as a physical therapist or physical therapist assistant must demonstrate the following:;

- (a) No change
- (b) No change
- (c) Education

1. For physical therapists, have received a degree in physical therapy from an institution that has been approved for the training of physical therapists by the Commission on Accreditation for Physical Therapy Education (CAPTE), at the time of graduation; or

2. For physical therapist assistants, have received a degree as a physical therapist assistant from a physical therapist assistant educational program accredited by the Commission on Accreditation in Physical Therapy (CAPTE) at the time of graduation; or

3. For physical therapists and physical therapist assistants who have received a diploma from a program in physical therapy in a foreign country, have received a determination that their credentials are equivalent to the education and preparation required for licensure as a physical therapist or physical therapist assistant in the United States. Educational credentials equivalent to those required for the education and preparation of physical therapists or physical therapist assistants in this country shall be determined by an agency as provided in Rule 64B17-3.007, F.A.C.

(3) Additional provision for applications for licensure without examination (by endorsement).

(a) For purposes of compliance with sections 486.031 and 486.017, Florida Statutes, the standard for determining whether the standards of another jurisdiction are as high as the standards in Florida shall be whether the written examination taken for licensure in such other jurisdiction by applicants meeting Florida’s minimum educational qualifications was through the national physical therapy examination provider certified by the Department.

(b) An applicant for licensure without examination who has been educated in a foreign country shall demonstrate minimum educational qualifications, as used in paragraph (3)(a), by:

1. Obtaining a determination of educational credentials equivalency as provided by Rule 64B17-3.007, F.A.C.; or
2. Providing the following:
 - a. A certified copy of the credential evaluation used by the physical therapy licensing board of another state. The evaluation must be on the appropriate coursework tool (CWT) adopted by the Federation of State Boards of Physical Therapy (FSBPT) and reflect the education criteria in place at the time of graduation, and
 - b. Proof of 1000 clinical practice hours each year in the United States for five (5) out of the last ten (10) years.
 - i. Full-time teaching of physical therapy education may count toward 250 of the 1000 required practice hours per year.
 - ii. Proof of clinical practice hours in the United States shall consist of submission of a written statement evidencing the number of clinical hours the applicant practiced in each of the five (5) years.

(4) An applicant for licensure as a physical therapist who has failed to pass the National Physical Therapy Examination for Physical Therapists or an applicant for licensure as a physical therapist assistant who has failed to pass the National Physical Therapy Examination for Physical Therapist Assistants by or on the fifth attempt, regardless of the jurisdiction through which the examination was taken, is precluded from licensure.

Rulemaking Authority 486.025, 486.031(3) FS. Law Implemented 456.013, 456.017, 456.0635, 456.38, 486.031, 486.041, 486.051, 486.061, 486.0715, 486.081, 486.104 FS. History—New 8-6-84, Amended 6-2-85, Formerly 21M-7.20, Amended 5-18-86, Formerly 21M-7.020, 21MM-3.001, Amended 3-1-94, Formerly 61F11-3.001, Amended 12-22-94, 4-10-96, Formerly 59Y-3.001, Amended 12-30-98, 1-23-03, 4-9-06, 9-19-06, 3-13-07, 5-11-08, 5-21-09, 8-10-09, 7-5-10, 12-17-12, 12-15-14,_____.

64B17-3.002 Licensure Examination and Passing Score; Law and Rules Examination; Additional Requirements After Third Failure

(1) The licensure examination for physical therapists shall be the National Physical Therapy Examination (NPTE) for Physical Therapists developed by the Federation of State Boards of Physical Therapy (FSBPT). The licensure examination for physical therapist assistants shall be the National Physical Therapy Examination for Physical Therapist Assistants developed by the FSBPT. An applicant for licensure by examination must have obtained a passing score on the NPTE examination within the five (5) years immediately prior to the filing of the application.

(2) Florida Laws and Rules Examination.

(a) All applicants for licensure including those seeking licensure without examination (by endorsement) are required to take and pass the Florida Laws and Rules Examination developed by the FSBPT. Passing scores on the Laws and Rules Examination are set by the FSBPT and are not valid for more than five years after the Applicant took the examination.

- (b) The Florida Laws and Rules Examination has 40 scored questions and the content and approximate weights are:
1. through 5. No change
 6. Consumer Advocacy 12.5%.
- (3) Passing Scores.

(a) Passing scores on the NPTE and Florida Laws and Rules Examination are determined by the FSBPT. In determining whether an applicant has received a passing score, the Board will use the information contained in the applicant’s FSBPT Score Report.

(b) In cases where an applicant’s Score Report does not state “pass” or “fail,” the Board will deem an applicant to have passed the examination if the applicant’s raw scaled score is not less than one point five (1.5) standard deviations below the national average for that examination offering.

- (4) Examination retakes.
- (a) In order to retake either the NPTE or the Florida Laws and Rules Examination, an applicant must reapply, using DOH Form #DH-MQA 1143, Re-Exam Application, Revised 11/15 2/46, incorporated by reference, which is available through <http://www.flrules.org/Gateway/reference.asp?No=> or www.floridaphysicaltherapy.gov/resources.

(b) If an applicant wishes to take the NPTE examination for the fourth time, the applicant must submit to the Board for approval satisfactory evidence of having successfully completed the following since the last taking of the examination: successful completion of a course of study or internship designed to prepare the applicant for the physical therapy examination. An applicant who has completed these additional requirements may take the examination on two more occasions.

Rulemaking Authority 456.017, 486.025, ~~486.051~~, 486.104 FS. Law Implemented 456.017, 486.051, 486.104 FS. History—New 8-6-84, Formerly 21M-7.22, Amended 3-16-88, 6-20-89, Formerly 21M-7.022, Amended 6-6-90, 6-3-92, 3-24-93, Formerly 21MM-3.002, 61F11-3.002, Amended 12-22-94, Formerly 59Y-3.002, Amended 2-14-02, 4-23-02, 12-5-04, 4-9-06, 1-7-07, 6-27-07, 5-21-09, 8-10-09, 6-29-10,_____.

64B17-3.006 Examination Security and Sanctions for Subversions

An applicant, licensee, or examinee who is found by the Board, prior to, during, or after the administration of an examination, to have engaged or to have attempted to engage in conduct that subverts or undermines the integrity of the examination process shall be subject to penalties up to and

including disqualification from taking the examination and from licensure as a physical therapist or physical therapist assistant, and up to receiving a failing grade on the examination if applicable pursuant to guidelines set forth in Rule 64B17-7.001, F.A.C.

Rulemaking Authority ~~486.023(4)~~, 486.025 FS. Law Implemented 456.017(1)(d) FS. History—New 6-12-03, Amended 8-9-04.

64B17-3.007 Board Approved Credentialing Agencies; Credentials Evaluation Reports.

(1) For purposes of identifying appropriate agencies to conduct credentialing evaluations of non-United States educated applicants, the Board approves the following:

(a) The Foreign Credentialing Commission on Physical Therapy Education (FCCPT); or

(b) Any other organization which meets the criteria of subsection (2), below.

(2) Criteria for Board approval as an educational credentialing agency. The Board will approve credentialing agencies to conduct educational equivalence evaluations if such agency:

(a) Has a comprehensive, standardized orientation and training program for all reviewers who must be experienced and knowledgeable in the area of physical therapy education;

(b) Has an audit and quality assurance or review committee that regularly meets to monitor the evaluation process and to provide random audits of the credentials reviews;

(c) Uses the Federation of State Boards of Physical Therapy (FSBPT) coursework evaluation tool that reflects the educational criteria in place at the time of graduation;

(d) Employs full time staff support, including an international expert in General Education credential equivalency and analysis;

(e) Has an updated, current, and comprehensive resource document library available for reference;

(f) Uses two independent physical therapists to perform the professional education component of the credentials reviews; and

(g) Uses original documentation from the institution with institutional seals and signatures and does not permit notarized copies of transcripts or course descriptions for credentials reviews.

(3) Educational equivalency evaluation reports.

(a) All educational credentials evaluation reports must contain, at a minimum, the following information:

1. A clear and definitive statement as to whether the education is equivalent to a CAPTE-accredited physical therapy educational program;

2. Whether the institution is accredited by any governmental agency and, if so, which agency;

3. A list of courses in general education and professional education with the United States post-secondary equivalent course indicated; and

4. A statement that the educational expert's or physical therapist's evaluation is not affiliated with the institutions or individual under review.

(b) All opinions contained in the report shall be substantiated by reference to the source materials which form the basis for the opinion.

Rulemaking Authority 486.025, 486.031(3), 486.102 FS. Law Implemented ~~456.013, 456.017, 456.0635, 456.38, 486.031, 486.041, 486.051, 486.061, 486.0715, 486.102, 486.104~~ FS. History—New

The person to be contacted regarding the above change is: Allen Hall, Executive Director, Board of Physical Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3257.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-711.500 Waste Tire Site Notification and Requirements

The Department of Environmental Protection hereby gives notice that it has issued an order on June 21, 2016 granting Tire Express of Jacksonville, Inc.'s Petition for a waiver. The Petition was received on March 21, 2016. Notice of receipt of this Petition was published in the Florida Administrative Register on March 24, 2016. The Petition requested a waiver from paragraph 62-711.500(3)(a), Florida Administrative Code (F.A.C.), which requires that owners and operators of waste tire sites provide financial assurance in the amount of the closing cost estimate for the facility. No public comment was received. The Order, file number 16-0161, granted the Petition to paragraph 62-711.500(3)(a), F.A.C., based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner demonstrated that the

purpose of the underlying statute will be or has been achieved by other means.

A copy of the Order or additional information may be obtained by contacting: the Department of Environmental Protection, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; Attn: Cory Dilmore, P.E., (850)245-8712, cory.dilmore@dep.state.fl.us during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays.

DEPARTMENT OF HEALTH

Board of Acupuncture

The Board of Acupuncture hereby gives notice that the Petition filed by Kimbrell Rayfield, AP, MSOM, FABORM, on June 10, 2016, seeking a variance and waiver of Rule 64B1-3.004, F.A.C., has been withdrawn. The Notice of Petition was published in Vol. 42, No. 114, the June 13, 2016 issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting: Kama Monroe, JD, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

DEPARTMENT OF HEALTH

Board of Acupuncture

The Board of Acupuncture hereby gives notice that the Petition filed by April N. Bradley on June 10, 2016, seeking a variance and waiver of Rule 64B1-3.004, F.A.C., has been withdrawn. The Notice of Petition was published in Vol. 42, No. 114, the June 13, 2016 issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting: Kama Monroe, JD, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

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

DATE AND TIME: Thursday, June 30, 2016, 10:00 a.m. to conclusion

PLACE: R.A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Friends of Florida History Board will hold a meeting to conduct Friends' business and to support the Florida

Department of State's Division of Historical Resources to implement and manage programs designed to create statewide impact and position Florida as a national leader in historic preservation.

A copy of the agenda may be obtained by contacting: Celeste Ivory at (850)245-6300 or Celeste.Ivory@DOS.MyFlorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Celeste Ivory at (850)245-6300 or Celeste.Ivory@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Celeste Ivory with the Division of Historical Resources at (850)245-6300 or Celeste.Ivory@DOS.MyFlorida.com.

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Council on the Social Status of Black Men and Boys announces telephone conference calls to which all persons are invited.

DATES AND TIMES: July 20, 2016, 1:00 p.m. – 3:00 p.m.; August 24, 2016, 1:00 p.m. – 3:00 p.m.; September 21, 2016, 1:00 p.m. – 3:00 p.m.; October 19, 2016, 1:00 p.m. – 3:00 p.m.

PLACE: Toll-free dial-in number: 1(888)670-3525, conference code: 1937102943

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Various subcommittees will focus on the Council's 2016 Annual Report.

A copy of the agenda may be obtained at <http://www.cssbmb.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: the Bureau of Criminal Justice Programs at (850)414-3300. 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 Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Florida Department of Agriculture and Consumer Services announces the following monthly public meeting of the Pesticide Registration Evaluation Committee to which all interested persons are invited.

DATE AND TIME: July 7, 2016, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Scientific Evaluation & Technical Assistance, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the meeting agenda may be obtained by contacting: the Pesticide Registration Section, (850)617-7940 or from the PREC website at:

[http://www.freshfromflorida.com/Divisions-](http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures)

[Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures](http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures)

For more information you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Review Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Florida Peanut Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 30, 2016, 2:00 p.m., ET

PLACE: Florida Department of Agriculture and Consumer Services, Doyle Conner Building, 3125 Conner Boulevard, Tallahassee, FL 32399, (850)617-7345

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General meeting to discuss research and funding for the current year.

A copy of the agenda may be obtained by contacting: Chris O'Neal, (850)617-7345.

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: Chris O'Neal, (850)617-7345. 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: Chris O'Neal, (850)617-7345.

DEPARTMENT OF EDUCATION

State Board of Education

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

DATE AND TIME: Friday, July 1, 2016, 10:30 a.m. – 11:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting to discuss increasing the participation of the FRCB Public Forum.

A copy of the agenda may be obtained by contacting: Selena Sickler, Selena.Sickler@dbs.fldoe.org, (850)245-0329.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The Division of Blind Services, 325 West Gaines Street, Room 1114, Tallahassee, Florida 32399, (850)245-0329. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Blind Services, 325 West Gaines Street, Room 1114, Tallahassee, Florida 32399, (850)245-0329.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Local Emergency Planning Committee (LEPC), Chairpersons and Staff Contacts for the State Emergency Response Commission for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2016, 1:30 p.m.

PLACE: Double Tree by Hilton St. Augustine Historic District, 116 San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committee in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials (SERC) announces a public meeting to which all persons are invited.

DATE AND TIME: July 15, 2016, 10:00 a.m.

PLACE: Double Tree by Hilton St. Augustine Historic District, 116 San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials Training Task Force (TTF) announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2016, 9:30 a.m.

PLACE: Double Tree by Hilton St. Augustine Historic District, 116 San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Training Task Force and other hazardous materials training issues.

A copy of the agenda may be obtained by contacting: the Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Emergency Management at (850)413-9970. 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).

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: July 8, 2016, 2:00 p.m.

PLACE: District Headquarters, 81 Water Management Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a public meeting for opening of sealed bids is hereby noticed within the timeline for the Request for Proposal (RFP) 16-002 Auto, Property, Casualty, Liability, Workers Comp, Honesty Bond Insurance Coverage Five-Year Period Commencing October 1, 2016.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Candice Costello at Candice.costello@nfwwater.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Candice Costello at Candice.costello@nfwwater.com.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

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

DATE AND TIME: July 7, 2016, 9:00 a.m. – 12:00 Noon, ET-local Clearwater time or until completed

PLACE: Tampa Bay Water, Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for REQUEST FOR PROPOSALS FOR TAMPA BAY SEAWATER DESALINATION FACILITY HYDROBIOLOGICAL MONITORING PROGRAM, CONTRACT NO. 2017-003. As

a part of the selection process, if determined as necessary, the Selection Committee will hear presentations and conduct interviews with short-listed firms in order to determine the highest-ranking firm to recommend for award.

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.

REGIONAL UTILITY AUTHORITIES

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

DATE AND TIME: July 7, 2016, 1:00 p.m. – 3:00 p.m., ET-local Clearwater time or until completed

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for REQUEST FOR PROPOSALS FOR TAMPA BYPASS CANAL AND ALAFIA RIVER FACILITIES HYDROBIOLOGICAL MONITORING PROGRAM, CONTRACT NO. 2017-004. As a part of the selection process, if determined as necessary, the Selection Committee will hear presentations and conduct interviews with short-listed firms in order to determine the highest ranking firm to recommend for award.

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.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Thursday, June 30, 2016, 10:00 a.m. – 12:00 Noon

PLACE: This meeting is available via online webinar which requires a telephone or computer VOIP for audio. To join the webinar go to www.joinwebinar.com and enter webinar ID: 152-284-435. For audio, dial: 1(866)952-8437 and enter the participant code: 886-795-770 (phones are muted at call in). If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

The agenda will be posted on the Agency website seven (7) days prior to the meeting: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/SCHIP/chismetings.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Miller, Florida Center for Health Information and Policy Analysis at Jennifer.Miller@ahca.myflorida.com or (850)412-3735. 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: Jennifer Miller, Florida Center for Health Information and Policy Analysis at Jennifer.Miller@ahca.myflorida.com or (850)412-3735.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Agency For Health Care Administration (Agency) announces public meetings to which all persons are invited.

DATES AND TIMES: July 5, 2016, 2:00 p.m. – 3:00 p.m.; July 6, 2016, 10:30 a.m. – 11:30 a.m.

PLACE: July 5, 2016, 2:00 p.m. – 3:00 p.m.: Mary Grizzle Building, 11351 Ulmerton Road, Largo, FL 33778.

To participate by phone, please call: 1(877)299-4502, and enter the participant passcode: 985 653 67#.

July 6, 2016, 10:30 a.m. – 11:30 a.m.: Agency for Health Care Administration, 400 W. Robinson St., Suite S309, Conference Room S309, Orlando, FL 32801. To participate by phone, please call: 1(877)809-7263 and enter the participant passcode: 835 393 65#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed Amendment to Florida's 1115 Managed Medical Assistance (MMA) Waiver.

SUMMARY DESCRIPTION OF PROPOSED AMENDMENT: The State is seeking federal authority to amend Florida's 1115 Managed Medical Assistance (MMA) Waiver (Project Number 11-W-002064) as a result of changes in the law passed during the 2016 Legislative session. The State was directed to seek federal approval to pay for flexible services for persons with severe mental illness or substance use disorders, including, but not limited to, temporary housing assistance. Payments may be made as enhanced capitation rates or incentive payments to managed care plans that meet the requirements of Section 409.968(4), Florida Statutes.

The State is submitting this amendment to implement a pilot program for housing assistance in region 5 and 7 of the State. The Pilot program would provide additional behavioral health services and supportive housing assistance services for persons aged 21 and older with serious mental illness (SMI), substance use disorder (SUD) or SMI with co-occurring SUD, who are homeless or at risk of homelessness due to their disability.

To view the full description of the proposed amendment request please see the public notice document published on the Agency's website at the following link:

http://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/federal_authorities/federal_waivers/mma_fed_auth_amend_waiver_2016-06.shtml

PUBLIC NOTICE AND PUBLIC COMMENT PERIOD: The Agency will conduct a 30-day public notice and comment period prior to the submission of the proposed amendment request to Federal Centers for Medicare and Medicaid Services (CMS). The Agency will consider all public comments received regarding the proposed amendment request. The 30-day public notice and public comment period is from June 22, 2016 through July 22, 2016. This public notice and public comment period is being held to solicit public input from recipients, providers and all stakeholders and interested parties on the development of the proposed amendment request to Florida's 1115 MMA Waiver.

To submit comments by postal service or Internet email, please follow the directions outlined below. When providing comments regarding the proposed amendment to the 1115 MMA Waiver please have 'Proposed Amendment to 1115 MMA Waiver' referenced in the subject line. Mail comments and suggestions to: Proposed Amendment to 1115 MMA Waiver, Office of the Deputy Secretary for Medicaid, Agency for Health Care Administration, 2727 Mahan Drive, MS 8, Tallahassee, Florida 32308. Email your comments and suggestions to FLMedicaidWaivers@ahca.myflorida.com.

A copy of the agenda may be obtained by contacting: Heather Morrison at (850)412-4034 or Heather.Morrison@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Heather Morrison at (850)412-4034 or Heather.Morrison@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Heather Morrison at (850)412-4034 or Heather.Morrison@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 6, 2016, 9:00 a.m., Eastern Time

PLACE: Zora Neale Hurston Building, 400 West Robinson Street, Suite N901, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Real Estate, (407)481-5662. 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

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

DATE AND TIME: June 30, 2016, 10:00 a.m.

PLACE: Gainesville Regional Utilities, Multi-Purpose Room, 301 SE 4th Avenue, Gainesville, FL 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Orange Creek Basin Working Group will be held on June 30 in Gainesville at Gainesville Regional

Utilities Administration Office. This meeting is open to the public. The morning portion of the meeting will present a strategy for allocating responsibilities for nutrient loading reductions as well as an update of efforts to implement best management practices in agriculture. The afternoon session of the meeting will focus on restoration of Newnans Lake and the actions that can be taken to improve water quality. The second phase Orange Creek Basin Management Action Plan (BMAP) was adopted in July 2014. The BMAP addresses bacterial problems in streams and nutrient water quality problems in lakes in the Orange Creek Basin.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8560.

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: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8560. 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. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8560.

DEPARTMENT OF HEALTH

The Florida Department of Health, Alzheimer’s Disease Research Grant Advisory Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 8, 2016, 10:00 a.m. – 11:00 a.m.

PLACE: Conference call: call-in number: 1(888)670-3525, participant code: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Preparation for upcoming review of FY 2016-2017 grant applications. Planning for FY 2017-2018 Funding Opportunity Announcement.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF HEALTH

The Florida Department of Health, Alzheimer’s Disease Research Grant Advisory Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 20, 2016, 10:30 a.m. – 11:30 a.m.

PLACE: Conference call: call-in number: 1(888)670-3525, participant code: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Preparation for upcoming review of FY 2016-2017 grant applications. Planning for FY 2017-2018 Funding Opportunity Announcement.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
 RULE NOS.:RULE TITLES:

64J-2.006 Trauma Registry and Trauma Quality Improvement Program

64J-2.010 Apportionment of Trauma Centers Among the Trauma Service Areas (TSA)

64J-2.012 Process for the Approval of Trauma Centers

64J-2.013 Extension of Application Period

64J-2.016 Site Visits and Approval

The Bureau of Emergency Medical Oversight announces a workshop to which all persons are invited.

DATE AND TIME: July 11, 2016, 9:00 a.m.

PLACE: Orange County Health Department, Auditorium, 6101 Lake Ellenor Drive, Orlando, Florida

A phone line has been established to allow participation in the workshop via telephone: call-in number: 1(888)670-3525, participant code: 1043560135 then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will reassess the allocation of trauma centers, the application process, verification process and changes to the Florida Trauma Registry Manual, Data Dictionary.

A copy of the agenda may be obtained by contacting: Michael Leffler, 4052 Bald Cypress Way, Bin #A-22, Tallahassee, Florida 32399, (850)245-4440, ext. 2760, Michael.Leffler@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 5 days before the workshop/meeting by contacting: Michael Leffler, 4052 Bald Cypress Way, Bin #A-22, Tallahassee, Florida 32399, (850)245-4440, ext. 2760, Michael.Leffler@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 CHILDREN AND FAMILIES

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

DATE AND TIME: July 7, 2016, 10:00 a.m. – 11:30 a.m., CT

PLACE: Child Advocacy Center, 210 E. 11th Street, Panama City, FL 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families, Circuit 14 Alliance - Community Action Team to provide a forum for providers and the Community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Bay, Calhoun, Gulf, Holmes, Jackson, and Washington Counties. For those that cannot attend in person, the following conference call number is being provided for their convenience: 1(888)670-3525, participant code: 6368767367. Agenda: Department of Children and Families Update, Big Bend Community Based Care Update, Mental Health Governing Council Update, Assisted Living Facilities Update.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, (850)921-8269, jeanna.olson@myflfamilies.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: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, (850)921-8269, jeanna.olson@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Jacksonville Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 13, 2016, 1:30 p.m. – 3:30 p.m.

PLACE: Jacksonville Baptist Association, 2700 University Boulevard South, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Jacksonville Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Debbie Ansbacher at (904)524-1316 or Taddese Fessehaye at (407)317-7335.

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: Debbie Ansbacher at (904)524-1316 or Taddese

Fessehaye at (407)317-7335. 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: Debbie Ansbacher at (904)524-1316 or Taddese Fessehaye at (407)317-7335.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

The Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways announces a public meeting to which all persons are invited.

DATE AND TIME: June 29, 2016, 9:00 a.m.

PLACE: Florida Fish and Wildlife Conservation Commission, Bryant Building, 620 South Meridian Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Florida Boating Improvement Program (FBIP) will meet to score applications for fiscal year 2016-2017 funding.

A copy of the agenda may be obtained by contacting: FBIP Program Administrator, FBIP@MyFWC.com or (850)488-5600.

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: June 29, 2016, 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: the 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: the 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: the Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

MID-FLORIDA AREA AGENCY ON AGING

The Mid-Florida Area Agency on Aging dba Elder Options announces a hearing to which all persons are invited.

DATE AND TIME: August 11, 2016, 1:00 p.m.

PLACE: 100 SW 75th Street, Suite 301, Conference Room A, Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Elder Options’ Area Plan on Aging for 2017-2019 and inform participants of the Older Americans Act services that Elder Options is proposing to provide directly: Chronic Disease Self-Management, Diabetes Self-Management, Matter of Balance, Tai Chi: Moving for Better Balance, Enhance Wellness, Program to Encourage Active, Rewarding Lives for Seniors (PEARLS), Caregiver Training/Support (example: Savvy Caregiver), and Arthritis Foundation Tai Chi Program (aka Tai Chi for Arthritis). Participants will have the opportunity to make public comments.

A copy of the agenda may be obtained by contacting: Kathy Dorminey, (352)692-5214 or dormineyk@agingresources.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 48 hours before the workshop/meeting by contacting: Kathy Dorminey, (352)692-5214. 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: Kathy Dorminey, (352)692-5214.

**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 Andrew P. Speranzini, Esq., In Re: City of Tamarac, Docket No. 2016029023, filed on June 17, 2016. The petition seeks the agency’s opinion as to the applicability of Sections 720.403-720.407, 720.301(9), 720.302(3)(a), 712.01(4), and 712.11, Florida Statutes, as they apply to the petitioner.

Whether the Association is entitled to utilize the revitalization procedures provided in Sections 720.403-720.407, Florida Statutes, due to the Association’s status as either a homeowner’s association under Sections 720.301(9) and 720.302(3)(a), Florida Statutes, or as a homeowner’s association not subject to Chapter 720, Florida Statutes, pursuant to Sections 712.01(4) and 712.11, Florida Statutes?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Tonia Blount, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1031, (850)717-1476, Tonia.Blount@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, 2601 Blair Stone Road, 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

Division of Pari-Mutuel Wagering

NOTICE IS HEREBY GIVEN that on June 13, 2016, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has received the Amended Petition for Declaratory Statement from Petitioner West Flagler Associates, LTD., in DBPR Case No. 2016-016786 (DS 2016-020). The Amended Petition seeks the agency’s opinion as to the applicability of Chapter 551, Florida Statutes, as it applies to the Petitioner.

Petitioner seeks a determination as to whether its facility located at 450 NW 37th Avenue, Miami, Florida 33126, must continue to run the same type of racing or games that first qualified the facility to become an “eligible facility” pursuant to Section 551.102(4), Florida Statutes.

Petitioner also seeks a determination as to whether, pursuant to Section 551.102(4), Florida Statutes, West Flagler may discontinue the operation of greyhound races and instead operate a full schedule of jai alai performances in order to maintain its “eligible facility” status to continue to conduct slot machine operations.

Any person whose substantial interests may be affected by a declaratory statement on the subject matter of the Amended Petition may file a motion to intervene within 21 days of the publication of this notice.

A copy of the Amended Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342, agc.filings@myfloridalicense.com.

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

NOTICE IS HEREBY GIVEN that on June 16, 2016, the Department of Health (Department) has issued an order disposing of the petition for declaratory statement filed by Milind V. Tilak, M.D., of Doctors Inlet Pediatrics and Primary Care Clinic on March 10, 2016. The following is a summary of the agency’s disposition of the petition:

The Notice of Petition for Declaratory Statement was published March 22, 2016, in Vol. 42, No. 56 of the Florida Administrative Register. The Petition asks whether certification from the American Board of Interventional Pain Physicians (ABIPP) would exempt Petitioner from the statutory requirement to register a pain-management clinic with the Department. The Petition was answered in the negative. ABIPP is not a board approved by the American Board of Medical Specialties, the American Association of Physician Specialists, or the American Osteopathic Association as required by the applicable statute.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: the Agency Clerk, Florida Department of Health, 4052 Bald Cypress Way, Bin #A-02, Tallahassee, Florida 32399-1703, (850)245-4005, or Shannon.Revels@FHHealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Workers’ Compensation, has declined to rule on the petition for declaratory statement filed by The Circus Arts Conservatory, Inc., on March 15, 2016.

The following is a summary of the agency’s declination of the petition:

The petition was denied because it requested the Department to make a determination outside of its jurisdiction.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Dustin William Metz, Assistant General Counsel, Division of Legal Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4150, email: dustin.metz@myfloridacfo.com.

Please refer all comments to: Dustin William Metz.

**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**

TAMPA INTERNATIONAL AIRPORT
HILLSBOROUGH COUNTY AVIATION AUTHORITY -
Solicitation #16-411-028
Request for Qualifications
Solicitation Number 16-411-028

Project Number 6310 17

Sealed qualifications for the Runway 4-22 and Other Pavement Rehabilitation will be received from Design Professional firms by the Authority at Tampa International Airport Offices located at 4160 George J. Bean Parkway, Suite 2400, Administrative Building, Second Level, Red Side, Tampa, Florida 33607.

Solicitation documents and detailed requirements will be available on the Tampa International Airport website at www.tampairport.com, Airport Business, Active Solicitations on Wednesday, July 6, 2016 by 5:00 p.m.

Section XII Miscellaneous

DEPARTMENT OF HEALTH Board of Massage Therapy

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Alejandro Gomez, L.M.T., License # MA 61392. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH Board of Medicine

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Isaac Kojoh Anakwah Thompson, M.D., License # ME 63531. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH Board of Medicine

Notice of Emergency Action

On June 20, 2016, State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Mohammad Khalaf Batayneh, M.D., License # ME 97717. This Emergency Suspension Order was predicated upon the

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

DEPARTMENT OF HEALTH Board of Medicine

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Robert Joseph Morgenthal, M.D., License # ME 86083. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH Board of Nursing

Notice of Emergency Action

On June 20, 2016 the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Jessie Dale Jones, R.N., License # RN 9353939. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH Board of Nursing

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Alvin Radhacharan, L.P.N., License # PN 5214564. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 20, 2016 the State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the license of Nesha L. Watson, C.N.A., License # CNA 145505. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 20, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Audra Marie Hayes, R.N., License # RN 9324948. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Tennille M. Stanley, R.N., License # RN 9246837. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 20, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Angela Michele Dejean, R.N., License # RN 9413166. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Suspension of Registration with regard to the license of Linda A. Paccione, R.P.T., License # RPT 51822. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On June 20, 2016, the State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the license of Candi Wilhite, C.N.A., License # CNA 323707. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Division of Family Health Services

Request for Public Comments on Florida's WIC Program

The WIC Program (the Special Supplemental Nutrition Program for Women, Infants, and Children) is soliciting comments and suggestions about its program and how service delivery can be improved to better meet the clients’ needs. WIC is federally funded by the United States Department of Agriculture, and serves low- and moderate-income pregnant, breastfeeding, and postpartum women; infants; and children up to age 5. The program provides a combination of nutritious foods, nutrition education, breastfeeding support, and referrals for health care. WIC is available in all 67 counties in Florida. If you have any comments or suggestions, please direct them to Karen Martinez, Department of Health, WIC Program Services, BIN #A-16, 4052 Bald Cypress Way, Tallahassee, FL 32399-1726 or by fax: (850)922-3936. Your feedback is essential and is appreciated by July 14, 2016.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations

and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, sex, disability, age, or reprisal or retaliation for prior civil rights activity in any program or activity conducted or funded by USDA.

Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.), should contact the Agency (State or local) where they applied for benefits. Individuals who are deaf, hard of hearing or have speech disabilities may contact USDA through the Federal Relay Service at 1(800)877-8339. Additionally, program information may be made available in languages other than English.

To file a program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, (AD-3027) found [online](http://www.ascr.usda.gov/complaint_filing_cust.html) at: http://www.ascr.usda.gov/complaint_filing_cust.html, and at any USDA office, or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call 1(866)632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202)690-7442 or (3) email: program.intake@usda.gov.

This institution is an equal opportunity provider.

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.
