

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF TRANSPORTATION

RULE NO.: **RULE TITLE:**
14-15.0081 Toll Facilities Description and Toll Rate
 Schedule

PURPOSE AND EFFECT: To insert a footnote to the Pinellas Bayway toll schedule for the continuation of a \$50 annual pass for frequent users of the toll road.

SUBJECT AREA TO BE ADDRESSED: Toll rates.

RULEMAKING AUTHORITY: 334.044(2), 338.155(1), 338.231 FS.

LAW IMPLEMENTED: 334.044(16), 338.155, 338.165, 338.222, 338.2216, 338.231 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: Susan Schwartz, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street, Tallahassee, FL 32399, (850)414-5392, susan.schwartz@dot.state.fl.us

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

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NO.: **RULE TITLE:**
27P-2.002 State Comprehensive Emergency
 Management Plan Adopted

PURPOSE AND EFFECT: The purpose of this amendment is to adopt the 2016 State Comprehensive Emergency Management Plan.

SUBJECT AREA TO BE ADDRESSED: State Comprehensive Emergency Plan.

RULEMAKING AUTHORITY: 252.35 FS.

LAW IMPLEMENTED: 252.35(2)(a) 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: Melinda Dowling, Agency Clerk, mindy.dowling@em.myflorida.com. (850)410-1268

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NO.: **RULE TITLE:**
69L-7.020 Florida Workers’ Compensation Health Care
 Provider Reimbursement Manual

PURPOSE AND EFFECT: The proposed rule amends the existing rule to adopt and incorporate by reference the 2016 Edition of the Florida Workers’ Compensation Health Care Provider Reimbursement Manual, as approved by the Three-Member panel on April 20, 2016, pursuant to paragraph 440.13(12)(a), F.S. The aforementioned manual is updated to incorporate the 2016 Medicare Conversion Factor and Resource Based Relative Value Scale (“RBRVS”) geographic-specific reimbursement levels used to determine Maximum Reimbursement Allowances (“MRAs”) for physician’s services and non-surgical hospital outpatient services provided to Florida’s injured workers.

SUBJECT AREA TO BE ADDRESSED: Florida Workers’ Compensation Health Care Provider Reimbursement Manual (2016 Edition).

RULEMAKING AUTHORITY: 440.13(13)(b), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (13)(b) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Thursday, July 28, 2016, 1:00 p.m. – 2:30 p.m.

PLACE: Room 102, Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida

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: Brittany O’Neil, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brittany O’Neil, Policy Coordinator, Division of Workers’ Compensation, Department of Financial Services, address:

200 East Gaines Street, Tallahassee, Florida 32399-4220,
 telephone: (850)413-1927, email:
 Brittany.ONeil@myfloridacfo.com
 THE PRELIMINARY TEXT OF THE PROPOSED RULE
 DEVELOPMENT IS AVAILABLE AT NO CHARGE
 FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NO.: RULE TITLE:
 69L-7.100 Florida Workers’ Compensation
 Reimbursement Manual for Ambulatory
 Surgical Centers (ASCs)

PURPOSE AND EFFECT: The proposed rule amendment incorporates and adopts for use the 2016 Edition of the Florida Workers’ Compensation Reimbursement Manual for Ambulatory Surgical Centers (“ASC Reimbursement Manual”), as approved by the Three-Member Panel on April 20, 2016, pursuant to paragraph 440.13(12)(a), F.S. The 2016 Edition of the ASC Reimbursement Manual contains an updated list of the Maximum Reimbursement Allowances (“MRAs”) for various medical services provided to Florida’s injured workers.

SUBJECT AREA TO BE ADDRESSED: Florida Workers’ Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs), 2016 Edition.

RULEMAKING AUTHORITY: 440.13(4), (13), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (13) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Thursday, July 28, 2016, 10:30 a.m. - 12 Noon

PLACE: Room 102, Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida

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: Brittany O’Neil, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brittany O’Neil, Policy Coordinator, Division of Workers’ Compensation, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-4220,

telephone: (850)413-1927, email:
 Brittany.ONeil@myfloridacfo.com

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NO.: RULE TITLE:
 69L-7.501 Florida Workers’ Compensation
 Reimbursement Manual for Hospitals

PURPOSE AND EFFECT: The proposed rule is amended to adopt the 2016 Edition of the Florida Workers’ Compensation Reimbursement Manual for Hospitals (“Manual”), as approved by the Three-Member Panel during a scheduled meeting held on April 20, 2016, pursuant to paragraph 440.13(12)(a), F.S. The 2016 Edition of the Manual increases the per diem reimbursement rates for surgical and non-surgical hospital inpatient services and the threshold dollar amount triggering Stop-Loss reimbursement above reimbursement allowances specified in the 2014 Edition of the Manual, as adopted by the existing rule. The 2016 Edition of the Manual also provides an updated fee schedule for various categories of hospital outpatient services based on the Current Procedural Terminology (“CPT”) line level charge data, with an adjustment of the Maximum Reimbursement Allowance (“MRA”) based on the geographic location of the service provider.

SUBJECT AREA TO BE ADDRESSED: Florida Workers’ Compensation Reimbursement Manual for Hospitals, 2016 Edition.

RULEMAKING AUTHORITY: 440.13(12), (14), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (14) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Thursday, July 28, 2016, 9:00 a.m. – 10:30 a.m.

PLACE: Room 102, Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida

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: Brittany O’Neil, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brittany O’Neil, Policy Coordinator, Division of Workers’ Compensation, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-4220, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-4.1295
 RULE TITLE: Additional Standards for Homes That Admit Children 0 Through 20 Years of Age

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate changes in the authorizing statute and revise technical errors and update references.

SUMMARY: The Agency proposes to amend Rule 59A-4.1295, F.A.C., which includes technical changes, clarification of requirements for the approval to initiate, expand or suspend pediatric services, repeal staffing requirements that are in conflict with Chapter 400, F.S., and provides reference to the rule containing the Florida Building Code for all new construction including renovation, additions and modifications and removal of language as required by statutory changes.

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.

Based on this information at the time of analysis and pursuant to Section 120.541, F.S., the rules will not require legislative ratification.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not require legislative ratification.

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: 400.9977 FS.

LAW IMPLEMENTED: 400.9977 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 9, 2016, 3:00 p.m. – 4:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, FL 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jacqueline Williams, Division of Health Quality Assurance, 2727 Mahan Drive, MS#33, Tallahassee, Florida 32308, Phone: (850)412-4303, Email: LTCStaff@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-4.1295 Additional Standards for Homes That Admit Children 0 Through 20 Years of Age.

(1) Nursing homes who accept children with a level of care of Intermediate I or II, skilled or intensive skilled ~~fragile~~ must meet the following standards as indicated. Intermediate I and II are defined in Rule Chapter 59G-4.180, F.A.C. Children considered skilled have a chronic debilitating disease or condition of one or more physiological or organ systems that generally make the child dependent upon 24 hour per day medical, nursing, or health supervision or intervention. Intensive skilled ~~Fragile~~ children are medically complex and the medical condition is such that they are technologically dependent upon through ~~through~~ medical equipment apparatus or procedure(s) to sustain life and who can expire, without warning unless continually under observation.

(2) Each child must ~~shall~~ have an assessment upon admission by licensed physical, occupational, and speech therapists ~~who are~~ experienced in working with children. Therapies must ~~will~~ be administered based upon the outcome of these assessments and the orders of the child’s physician.

(3) Admission criteria:

(a) The child must require intermediate, skilled or intensive skilled ~~fragile~~ nursing care, and be medically stable, as documented by the physician determining level of care.

(b) For nursing home ~~facility~~ placement a recommendation must ~~shall~~ be made in the form of a written order by the child’s attending physician in consultation with the parent(s) or legal guardian(s). For Medicaid certified nursing facilities, the recommendations for placement of a Medicaid applicant or recipient in the nursing home ~~must~~

~~facility shall~~ be made by the Department of Health's Children's Medical Services Multidisciplinary Assessment Team (CMAT) Multiple Handicap Assessment Team. Consideration must be given to relevant medical, emotional, psychosocial, and environmental factors.

(c) Each child admitted to the nursing home ~~must facility shall~~ have a plan of care developed by the interdisciplinary care plan team. The plan of care ~~must shall~~ consist of those items listed below.

1. Physician's orders, diagnosis, medical history, physical examination and rehabilitative or restorative needs.

2. A preliminary nursing evaluation with physician orders for immediate care, completed on admission.

3. A comprehensive, accurate, reproducible, and standardized assessment of each child's functional capability which is completed within 14 days of the child's admission to the nursing home facility and every twelve months thereafter. The assessment ~~must shall~~ be:

a. Reviewed no less than once every 120 days;

b. Reviewed promptly after a significant change, which is a need to stop a form of treatment because of adverse consequences (e.g., an adverse drug reaction), or commence a new form of treatment to deal with a problem in the child's physical or mental condition;

c. Revised as appropriate to assure the continued usefulness of the assessment.

4. The plan of care ~~must shall~~ also include measurable objectives and timetables to meet the child's medical, nursing, mental and psychosocial needs identified in the comprehensive assessment. The care plan must describe the services that are to be furnished to attain or maintain the child's highest practicable physical, mental, social and educational well-being. The care plan must be completed within 7 days after completion of the child's assessments ~~required in subsection (3) above~~.

5. The facility must, upon admission and quarterly, conduct and include in the resident's plan of care a comprehensive assessment of the resident's functional capacity and a post-discharge plan of care that includes plans, actions and goals to transition the child to a home and community-based, non-institutional setting.

~~65. To In order to~~ enhance the quality of life of each child ages 3 years through 15 years, the nursing home facility must notify by certified mail the school board in the county in which the nursing home facility is located that there is a school-age child residing in the nursing home facility. Children ages 16 through 20 years may be enrolled in an education program according to their ability to participate. Program participation for each child regardless of age is predicated on his or her ~~their~~ intellectual function, physical limitations, and medical stability. Collaborative planning with

the public school system and community at-large is necessary to produce integrated and inclusive settings which meet each child's needs. The failure or inability on the part of City, County, State, or Federal school system to provide an educational program according to the child's ability to participate shall not obligate the nursing home facility to supply or furnish an educational program or bring suit against any City, County, State, or Federal organizations for their failure or inability to provide an educational program. Nothing contained herein is intended to prohibit, restrict or prevent the parents or legal guardian of the child from providing a private educational program that meets applicable State laws.

76. At the child's guardian's option, every effort must shall be made to include the child and his or her family or responsible party, including private duty nurse or nursing assistant, in the development, implementation, maintenance and evaluation of the child's plan of care.

87. All employees of the nursing home facility who provide hands on care, ~~must shall~~ be knowledgeable of, and have access to, the child's plan of care.

98. A summary of the child's plan of care must shall accompany each child discharged or transferred to another health care facility or ~~must shall~~ be forwarded to the facility receiving the child as soon as possible consistent with good medical practice.

(4) The child's attending physician, licensed under Rule Chapters 458 or 459, F.S., ~~must shall~~ maintain responsibility for the overall medical management and therapeutic plan of care and ~~must will~~ be available for face-to-face consultation and collaboration with the nursing home facility medical and nursing director. ~~The At a minimum, the~~ physician or his or her designee ~~must shall~~:

(a) Evaluate and document the status of the child's condition at least monthly;

(b) Review and update the plan of care every 60 days;

(c) Prepare orders as needed and accompany them by a signed progress note in the child's medical record; and,

(d) Co-sign verbal orders no more than 72 hours after the order is given. Physician orders may be transmitted by facsimile machine. It is not necessary for a physician to re-sign a facsimile order when he or she visits a nursing home facility. Orders transmitted via computer mail are not acceptable. Verbal orders not co-signed within seventy-two (72) hours shall not be held against the nursing home facility if it has documented timely, good-faith efforts to obtain said co-signed orders.

(5) The following must be completed for each child. A registered nurse must ~~An RN shall~~ be responsible for ensuring these tasks are accomplished:

(a) Informing the attending physician and medical director of beneficial and untoward effects of the therapeutic interventions;

(b) Maintaining the child's record in accordance with nursing home facility policies and procedures; and,

(c) Instructing or arranging for the instruction of the parent(s), legal guardian(s), or other caretakers(s) on how to provide the necessary interventions, how to interpret responses to therapies, and how to manage unexpected responses in order to facilitate a smooth transition from the nursing home facility to the home or other placement. This instruction must will cover care coordination and must will gradually pass the role of care coordinator to the parent or legal guardian, as appropriate.

(6) In addition to the requirements of Rule 59A-4.133, F.A.C., the nursing home must ~~The facility shall~~ provide the following:

(a) A minimum of 100 square feet in a single bedroom and 80 square feet per child in multiple bedrooms;

(b) Bathroom and bathing facilities appropriate to the child's needs to allow for:

1. Toileting functions with privacy (a door to the bathroom must will be provided); and,
2. Stall showers and tubs.

(c) There must shall be indoor activities area that:

1. Encourage exploration and maximize the child's capabilities;
2. Accommodate mobile and non-mobile children; and,
3. Support a range of activities for children and adolescents of varying ages and abilities.

(d) There must shall be an outdoor activity area that is:

1. Secure with areas of sun and shade;
2. Free of safety hazards; and,
3. Equipped with age appropriate recreational equipment for developmental level of children and has storage space for same.

(e) All furniture and adaptive equipment must be physically appropriate to the developmental and medical needs of the children;

(f) Other equipment and supplies must shall be made available to meet the needs of the children as prescribed or recommended by the attending physician or medical director and in accordance with professional standards of care.

(7) For those nursing homes facilities who admit children age 0 through 15 years of age the following standards apply in addition to those above and throughout Chapter 59A-4, F.A.C.

(a) Each child must shall have an assessment upon admission by licensed physical, occupational, and speech therapists who are experienced in working with children. Therapies must will be administered based upon the outcome of these assessments and the orders of the child's physician.

(b) The nursing home must facility shall have a contract with a board certified pediatrician who serves as a consultant and liaison between the nursing home facility and the medical community for quality and appropriateness of services to children.

(c) The nursing home facility must ensure assure that pediatric physicians are available for routine and emergency consultation to meet the children's child's needs.

(d) The nursing home facility must ensure that children reside in distinct and separate units from adults.

~~(e) The facility shall be equipped and staffed to accommodate no more than sixty (60) children at any given time, of which there shall be no more than 40 children of ages 0 through 15 at any given time, nor more than 40 children of ages 16 through 20 at any given time.~~

~~(e)(f)~~ The nursing home facility must provide access to emergency and other forms of transportation for children.

~~(f)(g)~~ At least one licensed health care staff person with current Pediatric Advanced Life Support (PALS) Life Support certification for children must shall be on the unit where children are residing at all times ~~where children are residing~~.

~~(g)(h)~~ The nursing home must facility shall maintain an Emergency Medication Kit of pediatric medications, as well as adult dosages for those children who require adult doses. The contents in the Emergency Medication Kit must shall be determined by the children's needs in consultation with the Medical Director, Director of Nursing, a registered nurse who has current experience working with children, and a Pharmacist who has pediatric expertise. The kit must shall be readily available and must shall be kept sealed. All items in the kit must shall be properly labeled. The nursing home must facility shall maintain an accurate log of receipt and disposition of each item in the Emergency Medication Kit. An inventory to include expiration dates of the contents of the Emergency Medication Kit must shall be attached to the outside of the kit. If the seal is broken, the kit must be restocked and resealed the next business day after use.

~~(h)(i)~~ Each nursing home must facility shall develop, implement, and maintain a written staff education plan which ensures a coordinated program for staff education for all nursing home facility employees who work with children. The plan must shall:

1. Be reviewed at least annually by the quality assurance committee and revised as needed.
2. Include both pre-service and in-service programs. In-service for each department must include pediatric-specific requirements as relevant to its discipline.
3. Ensure that education is conducted annually for all nursing home facility employees who work with children, ~~at a minimum,~~ in the following areas:

a. Childhood diseases to include prevention and control of infection;

b. Childhood accident prevention and safety awareness programs; and,

4. Ensure that all ~~non-licensed~~ employees of the nursing home complete an initial educational course on HIV and AIDS, preferably pediatric HIV and AIDS in accordance with Section 381.0035, F.S. If the employee does not have a certificate of completion at the time they are hired, they must have completed the course two hours within six months of employment. ~~All employees shall have a minimum of one hour biennially.~~

~~(i)(j)~~ All nursing home staff must ~~facility staff shall~~ receive in-service training in and demonstrate awareness of issues particular to pediatric residents annually.

(8) For the purposes of this rule, nursing care ~~must shall~~ consist of the following:

~~(a) For residents who are skilled: registered nurses, licensed practical nurses, respiratory therapists, respiratory care practitioners, and certified nursing assistants (CNA's). The child's nursing care shall be as follows:~~

~~1. There shall be one registered nurse on duty, on-site 24 hours per day on the unit where children reside. There shall be an average of 3.5 hours of nursing care per patient day.~~

~~2. In determining the minimum hours of nursing care required above, there shall be no more than 1.5 hours per patient day of certified nursing assistant (CNA) care and no less than 1.0 hours per patient day of licensed nursing care.~~

~~(a)(b) For residents who are fragile: Registered registered nurses, licensed practical nurses, respiratory therapists, respiratory care practitioners, and certified nursing assistants and must include one registered nurse on duty, on-site 24 hours per day on the unit where children reside. The child's nursing care shall be as follows:~~

~~1. One registered nurse on duty, on-site 24 hours per day on the unit where children reside. There shall be an average of 5.0 hours of nursing care per patient day.~~

~~2. In determining the minimum hours per patient day required above, there shall be no more than 1.5 hours per patient day of CNA care, and no less than 1.7 hours per patient day of licensed nursing care.~~

~~(b)(c) The nursing home must have at least one registered nurse for every 40 children. This In the event that there are more than forty two (42) children in the facility, there shall be no fewer than two (2) registered nurse nurses must be on duty, on-site, 24 hours per day on the unit where the children reside.~~

(9) A qualified dietitian with knowledge, expertise and experience in the nutritional management of medically involved children ~~must shall~~ evaluate the needs and special diet of each child at least every 60 days.

(10) The pharmacist ~~must will~~ have access to appropriate knowledge concerning pediatric pharmaceutical procedures, i.e., total parenteral nutrition (TPN) infusion regime and be familiar with pediatric medications and dosages.

(11) The nursing home must ~~facility shall~~ maintain or contract as needed for pediatric dental services.

(12) Safety equipment, such as, child proof safety latches on closets, cabinets, straps on all seating services, locks on specific storage cabinets, bumper pads on cribs and car seats for transporting must be used whenever appropriate to ensure the safety of the child.

(13) Pediatric equipment and supplies ~~must shall~~ be available as follows:

(a) Suction machines, one per child requiring suction, plus one suction machine for emergency use;

(b) Oxygen, in portable tanks with age appropriate supplies;

(c) Thermometers;

(d) Sphygmomanometers, stethoscopes, otoscopes; and,

(e) Apnea monitor and pulse oximeter.

(14) Other equipment and supplies ~~must shall~~ be made available to meet the needs of the children as prescribed or recommended by the attending physician or medical director and in accordance with professional standards of care.

(15) Prior to initiating or expanding services to pediatric residents, the nursing home licensee or applicant must receive written approval from the Agency. Nursing home licensees that wish to convert existing nursing home beds to pediatric beds must:

(a) Have a standard license pursuant to Section 400.062, F.S.;

(b) Submit approval from the Office of Plans and Construction based upon submission of plans and specifications of the building for approval as outlined in Rule 59A-4.133, F.A.C.

(c) Submit a completed Health Care Licensing Application, Nursing Homes, AHCA Form 3110-6001, July 2014, as incorporated in Rule 59A-4.103, F.A.C., no less than 30 days prior to the anticipated date that services will be provided. The application must include the number and configuration of beds to be used to serve pediatric residents and a listing of services that will be provided.

(16) Approval to provide pediatric services shall be based upon demonstration of compliance with this rule and Chapter 400, Part II, F.S.

(17) Any changes in pediatric services, including cessation of services, must be reported to the Agency in writing at least 30 days prior to the change.

Rulemaking Authority 400.23 (2), ~~(4)~~ 408.819 FS. Law Implemented 400.23(5) (4), 400.071, 408.806 FS. History—New 11-5-96, Amended 9-7-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jacqueline M. Williams
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Elizabeth Dudek, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: June 07, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: March 3, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Regulatory Council of Community Association Managers

RULE NO.: 61E14-1.004 RULE TITLE: Examination Review
 PURPOSE AND EFFECT: The proposed rule repeals to
 remove language no longer in use.
 SUMMARY: The current rule is obsolete and is being
 repealed.
 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: 455.217(3), 468.4315(2) FS
 LAW IMPLEMENTED: 455.217(3) 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: Robyn Barineau, Executive Director,
 Regulatory Council of Community Association Managers,
 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.
 THE FULL TEXT OF THE PROPOSED RULE IS:

[61E14-1.004](#) Examination Review.
Rulemaking Specific Authority 455.217(3), 468.4315(2) FS. Law
 Implemented 455.217(3) FS. History—New 1-8-98, Formerly 61-
 20.5022, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Regulatory Council of Community Association Managers
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Regulatory Council of Community
 Association Managers
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: November 13, 2015

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.009 RULE TITLE: Standard of Care for Office Surgery
 PURPOSE AND EFFECT: The proposed rule amendments
 are intended to add the American Red Cross as an entity which
 provides certification in basic life support. Additionally, the
 Board intends to remove requirement that Vasopressin be
 stocked on the crash cart.
 SUMMARY: The proposed rule amendments add the
 American Red Cross as an entity which provides certification
 in basic life support. Additionally, the requirement that
 Vasopressin be stocked on the crash cart is being deleted.
 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: 458.309(1), 458.331(1)(v) FS.

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

64B8-9.009 Standard of Care for Office Surgery.

Nothing in this rule relieves the surgeon of the responsibility for making the medical determination that the office is an appropriate forum for the particular procedure(s) to be performed on the particular patient.

(1) through (2) No change.

(3) Level I Office Surgery.

(a) No change.

(b) Standards for Level I Office Surgery.

1. Training Required. Surgeon's continuing medical education should include: proper dosages; management of toxicity or hypersensitivity to regional anesthetic drugs. One assistant must hold current certification in an American Heart Association, ~~or~~ American Safety and Health Institute, or American Red Cross approved Basic Life Support course, and the surgeon must hold current certification in an American Heart Association or American Safety and Health Institute approved Advanced Cardiac Life Support course.

2. through 4. No change.

(4) Level II Office Surgery.

(a) No change.

(b) Standards for Level II Office Surgery.

1. No change.

2. Training Required.

a. No change.

b. One (1) assistant must be currently certified in and by an American Heart Association, ~~or~~ American Safety and Health Institute, or American Red Cross approved Basic Life Support course and the surgeon must be currently certified in and by an American Heart Association or American Safety and Health Institute approved Advanced Cardiac Life Support course.

3. Equipment and Supplies Required.

a. Full and current crash cart at the location the anesthetizing is being carried out. Medicines shall be stored per the manufacturer's recommendations and multi-dose vials shall be dated once opened. The crash cart must include, at a minimum, the following intravenous or inhaled medications:

I. through XIX. Renumbered as (I) through (XIX) No change.

~~XX. Vasopressin 40 units;~~

~~(XX) XXI.~~ A calcium channel blocker class drug; and,

~~(XXI) XXII.~~ Intralipid 20% 500 ml solution (only if non-neuraxial regional blocks are performed).

In the event of a drug shortage, the physician is allowed to substitute a therapeutically equivalent drug that meets the prevailing standard of care. The office must maintain documentation of its unsuccessful efforts to obtain the required drug.

b. through j. No change.

4. No change.

(5) No change.

(6) Level III Office Surgery.

(a) No change.

(b) Standards for Level III Office Surgery. In addition to the standards for Level II Office Surgery, the surgeon must comply with the following:

1. Training Required.

a. No change.

b. One assistant must be currently certified by an American Heart Association, ~~or~~ American Safety and Health Institute, or American Red Cross approved Basic Life Support course and the surgeon must be currently certified by an American Heart Association or American Safety and Health Institute approved Advanced Cardiac Life Support course.

2. through 4. No change.

Rulemaking Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(v), 458.351 FS. History--New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07, 9-3-07, 3-25-10, 8-6-12, 11-22-12, 1-9-13, 3-3-13, 7-22-14, 4-6-15, .

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 3, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 22, 2016

DEPARTMENT OF HEALTH

Board of Medicine

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

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify the rule with regard to prescribing of controlled substances by physician assistants.

SUMMARY: The proposed rule amendments delete the prohibition on prescribing of controlled substances by physician assistants. Pursuant to recent statutory changes, the rule amendments prohibit the prescribing of psychiatric mental health controlled substances to children under 18 years of age; and limit the prescribing of Schedule II controlled substances to a 7 day supply.

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 amendments remove the current restriction on the prescribing of controlled substances by physician assistants, thus providing less regulation. 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: 458.309, 458.347(4)(f)1. FS.

LAW IMPLEMENTED: 458.347(4)(e), (f), 458.3295, 456.044 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:

64B8-30.008 Formulary.

(1) Physician Assistants approved to prescribe medicinal drugs under the provisions of Section 458.347(4)(e) or 459.022(4)(e), F.S., are not authorized to prescribe the following medicinal drugs, in pure form or combination:

~~(a) Controlled substances, as defined in Chapter 893, F.S.~~

~~(a)(b) General, spinal or epidural anesthetics;~~

~~(b)(e) Radiographic contrast materials;~~

(c) Psychiatric mental health controlled substances for children younger than 18 years of age.

(2) The prescription of Schedule II controlled substances as listed in s. 893.03, F.S., is limited to a 7-day supply.

~~(3)(2)~~ A supervising physician may delegate to a prescribing physician assistant only such authorized medicinal drugs as are used in the supervising physician's practice, not listed in subsection (1).

~~(4)(3)~~ Subject to the requirements of this subsection, Sections 456.44, 458.347, 458.3295, and 459.022, and 459.0137, F.S., and the rules enacted thereunder, drugs not appearing on this formulary may be delegated by a supervising physician to a prescribing physician assistant to prescribe.

~~(5)(4)~~ Nothing herein prohibits a supervising physician from delegating to a physician assistant the authority to order medicinal drugs for a hospitalized patient of the supervising physician, nor does anything herein prohibit a supervising physician from delegating to a physician assistant the administration of a medicinal drug under the direction and supervision of the physician.

Rulemaking Authority 458.309, 458.347(4)(f)1. FS. Law Implemented 458.347(4)(e), (f), 456.044, 458.3295 FS. History—New 3-12-94, Formerly 61F6-17.0038, Amended 11-30-94, 2-22-95, 1-24-96, 11-13-96, 3-26-97, Formerly 59R-30.008, Amended 11-26-97, 1-11-99, 12-28-99, 6-20-00, 11-13-00, 2-15-02, 7-30-03, 8-2-09, .

NAME OF PERSON ORIGINATING PROPOSED RULE: Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 3, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 22, 2016

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-6.0038 Formulary

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify the rule with regard to prescribing of controlled substances by physician assistants.

SUMMARY: The proposed rule amendments delete the prohibition on prescribing of controlled substances by physician assistants. Pursuant to recent statutory changes, the rule amendments prohibit the prescribing of psychiatric mental health controlled substances to children under 18 years of age; and limit the prescribing of Schedule II controlled substances to a 7 day supply.

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 amendments remove the current restriction on the prescribing of controlled substances by physician assistants, thus providing less regulation. 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: 458.347, 459.022(4) FS.

LAW IMPLEMENTED: 459.022(4)(e), 459.0137, 456.44 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:

64B15-6.0038 Formulary.

(1) Physician Assistants Approve to Prescribe Medicinal Drugs under the provisions of Sections 458.347(4)(e) or 459.022 (4)(e), F.S., are not authorized to Prescribe the following Medicinal Drugs, in pure form or combination:

~~(a) Controlled substances, as defined in Chapter 893, F.S.;~~

~~(a)(b) General, spinal or epidural anesthetics;~~

~~(b)(e) Radiographic contrast materials;~~

(c) Psychiatric mental health controlled substances for children younger than 18 years of age.

(2) The prescription of Schedule II controlled substances as listed in s. 893.03, F.S., is limited to a 7-day supply.

~~(3)(2)~~ A supervising physician may delegate to a prescribing physician assistant only such authorized medicinal drugs as are used in the supervising physician's practice, not listed in subsection (1).

~~(4)(3)~~ Subject to the requirements of this subsection, Sections 456.44, 458.347, 458.3295, and 459.022, and 459.0137, and the rules enacted thereunder, drugs not appearing on this formulary may be delegated by a supervising physician to a prescribing physician assistant to prescribe.

~~(5)(4)~~ Nothing herein prohibits a supervising physician from delegating to a physician assistant the authority to order medicinal drugs for a hospitalized patient of the supervising physician, nor does anything herein prohibit a supervising physician from delegating to a physician assistant the administration of a medicinal drug under the direction and supervision of the physician.

Rulemaking Authority 458.347, 459.022(4) FS. Law Implemented 459.022(4)(e), 456.44, 459.0137 FS. History—New 3-12-94, Formerly 61F9-6.0038, Amended 11-30-94, 4-17-95, 8-27-95, 11-13-96, Formerly 59W-6.0038, Amended 5-12-98, 3-10-99, 3-9-00, 6-19-00, 11-23-00, 2-26-02, 2-23-04, 8-2-09,

NAME OF PERSON ORIGINATING PROPOSED RULE: Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: June 22, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.:	RULE TITLES:
6A-18.0421	Conditions for Removal from a Facility; Suspension or Revocation of License
6A-18.0423	Grievance Procedure
6A-18.0424	Announcement of Facility Vacancies
6A-18.0425	Application and Selection
6A-18.046	Incorporation by Reference

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. 109, June 6, 2016 issue of the Florida Administrative Register.

6A-18.0421 Conditions for Termination of a L.O.F.A.;
Suspension or Revocation of License.

(1) through (3) No change.

(4) The following disciplinary guidelines shall apply to the below listed rule violations and to the described action that may be a basis for determining violations of particular rule provisions. Each of the following disciplinary guidelines shall be interpreted to include “letter of warning,” “letter of sanction,” “termination of L.O.F.A.,” “suspension,” and “revocation.” The term “letter of sanction” shall mean a written communication from the Division to the Vendor outlining a violation as described in this subsection and carrying such penalty as described in rule 6A-18.0425(3)(b)4., F.A.C. The terms “suspension” and “revocation” shall mean any length of suspension or revocation of a license to operate a Vending facility, including permanent revocation, and shall include a comparable period of denial of an application for a license.

(a) through (s) No change.

(5) through (7) No change.

6A-18.0423 Grievance Procedure.

(1) through (3) No change.

(4) In all matters not involving decisions under Rule 6A-18.0425, F.A.C.:

(a) No change.

(b) The board shall consider the facts presented in the written grievance, the documents attached to such grievance, and all relevant Division documents to determine if any action

taken by the Division violates the applicable rules and regulations;

~~(c)~~ ~~(b)~~ The board shall issue a recommendation to the Division supported by a simple majority of the board within fifteen (15) business days of the Division’s receipt of the written grievance;

~~(d)~~ ~~(e)~~ The Division shall advise the Blind licensee in writing of its disposition of the grievance within thirty (30) business days of the Division’s receipt of the written grievance;

~~(e)~~ ~~(d)~~ If the grievance is not resolved in writing to the satisfaction of the Blind licensee within thirty (30) business days of the receipt of the grievance, the Blind licensee may request a hearing pursuant to Chapter 120, F.S. The request shall be in writing, must comply with the requirements of Section 120.569(2)(c), F.S., filed with the Director, Division of Blind Services, within twenty-one (21) calendar days of receipt of the Division’s disposition.

(5) In matters involving decisions under Rule ~~6A-18.0425~~ 6A-18.0425, F.A.C., the procedure shall be as stated above except that:

(a) No change.

(b) The written grievance shall not include any material required under subsection 6A-18.0425(1), F.A.C.; ~~and~~

(c) The board shall consider the facts presented in the written grievance, the documents attached to such grievance, and all relevant Division documents to determine if any action taken by the Division violates the applicable rules and regulations; and.

~~(d)~~ ~~(e)~~ The ~~b~~Board’s recommendation shall be issued to the Division within twelve (12) business days of the Division’s appointment announcement.

6A-18.0424 Announcement of Vending Facility Vacancies.

(1) No change.

(2) An individual is deemed eligible to compete for a Vending facility vacancy only if the individual:

(a) No change.

(b) Has completed the Business Opportunity Application form, ~~(Form DBS-BBE 007,;~~ as incorporated by reference in see rule 6A-18.046(2), F.A.C.);

(c) through (d) No change.

(e) In the case of a Vending facility vacancy filled with a Vendor under a Permanent L.O.F.A., has established or, if selected, will establish within thirty (30) days of executing the Permanent L.O.F.A. and maintain for the term of such L.O.F.A. a legal physical residence within seventy-five (75) miles of the Vending facility. A single thirty (30) day extension of this requirement shall be granted upon written request by the Vendor. The Vendor may request a single thirty

~~(30) day extension of this requirement based on extraordinary circumstances. The Division may grant or deny such request in its sole discretion.~~

(3) through (4) No change.

6A-18.0425 Application and Selection.

(1) through (2) No change.

(3) The selection panel is responsible for reviewing all selection applications, formulating any interview questions to be asked, interviewing applicants, ranking the applicants, and submitting the recommendation package to the Division for final action. The selection panel shall observe the following elements in evaluating an applicant's credentials:

(a) No change.

(b) Each applicant will be subject to a performance review. Worth a maximum of twenty-five (25) points in the selection process, the performance review consists of the following:

1. through 3. No change.

4. Applicants shall be penalized for the following incidents poor performance during the most recent thirty-six (36) consecutive months. A L.O.F.A. terminated for breach or abandonment during the thirty-six (36) month period results in a loss of any performance review points due for performance prior to the termination and a fifteen (15) point reduction in score. The fifteen (15) point reduction for termination may be avoided if the Blind licensee completes retraining required by the Division. Letters of sanction result in a five (5) point reduction in score for each letter received during the thirty-six (36) month period. Letters of warning result in a two (2) point reduction in score for each letter received during the thirty-six (36) month period. Late monthly business reports result in a loss of one (1) point per late business report during the thirty-six (36) month period.

(c) No change.

(4) through (5) No change.

6A-18.046 Incorporation by Reference.

The below listed documents are incorporated by reference to become effective July 2016 and may be obtained from the Division of Blind Services, 325 West Gaines Street, Suite 1114, Tallahassee, Florida 32399-0400. The documents may be found online at <http://dbs.myflorida.com/Business%20Enterprise/Forms/index.html>.

(1) through (5) No change.

(6) Consultant Questionnaire, Form DBS-BBE 016 (rev. 6/16) (DOS link).

Facility Vendor's Monthly Business Report, DBS-700w is amended as follows:

Part I

1. through 5. No change.

6. Vendor's ~~Social Security Number or Federal Employer ID Number~~

9. through Part III No change.

The Licensed Operator Facility Agreement, DLES Form DBS 730 is amended as follows:

A. through C. No change.

Section I No change.

Section II The Licensee agrees:

A. Federal and State Laws and Regulations

1. To comply with all applicable Federal, State, and County laws, ordinances, rules, and regulations applicable to the Licensee and applicable to their performance under this Agreement. ~~To abide by and conduct business in accordance with all applicable health and business laws, codes, regulations, statutes, and other such regulatory requirements imposed on such businesses by state or federal agencies, including any political sub-divisions thereof.~~

2. through 3. No change.

B. through E. No change.

F. Monitoring

To admit at reasonable times to the Facility duly authorized agents of the Licensor for the purpose of inspecting records, papers, documents, facilities, equipment, goods, and services of the Licensee directly relevant to the operation of the Facility under this Agreement. The Licensee agrees further to allow such agents to interview, in a professional manner, representatives, agents, or customers of the Licensee in order that Licensor may be assured of satisfactory performance of the terms and conditions of this Agreement. Following such inspection and interview, Licensor shall deliver to the Licensee by hand or certified mail any written report, notation, or comment noting deficiencies or substandard conditions recorded by Licensor or its agent relating to such inspection and interview. The Licensee agrees to correct within 30 days of written notice a reasonable time ~~or to provide to the Licensor a reasonable justification for not correcting such deficiency or substandard condition~~ any such deficiency or substandard condition ~~or to provide to the Licensor a reasonable justification for not correcting such deficiency or substandard condition~~. Failure by the Licensee to correct ~~or justify~~ a serious or continuing deficiency or condition within 30 days of written notice a reasonable time may be considered by the Licensor to be a material breach of the Agreement.

G. No change.

H. Civil Rights Certification

~~To comply with:~~

1. ~~Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, which prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving or benefiting from federal financial assistance.~~

~~2. Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, which prohibits discrimination on the basis of handicap in programs and activities receiving or benefiting from federal financial assistance.~~

~~3. Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et seq., which prohibits discrimination on the basis of sex in education programs and activities receiving or benefiting from federal financial assistance.~~

~~4. The Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101 et seq., which prohibits discrimination on the basis of age in programs or activities receiving or benefiting from federal financial assistance.~~

~~5. Section 654 of the Omnibus Budget Reconciliation Act of 1981, 42 U.S.C. 9849 which prohibits discrimination on the basis of race, creed, color, natural origin, sex, handicap, political affiliation or beliefs in programs and activities receiving or benefiting from federal financial assistance.~~

~~6. Title VII of the Civil Rights Act of 1964, as amended, which prohibits discrimination with respect to employment, compensation, and terms and conditions of employment on the basis of race, color, religion, sex, or national origin.~~

~~7. Florida Human Relations Act which prohibits discrimination because of race, color, religion, sex, national origin, age, handicap, or marital status.~~

~~8. Americans with Disabilities Act, which prohibits discrimination by public and private entities on the basis of disability in employment, public accommodations, transportation, state and local government services, and in telecommunications.~~

~~9. All other applicable laws which prohibit discrimination on any basis on which discrimination is prohibited by any of the above referenced laws.~~

~~10. All regulations, guidelines, and standards lawfully adopted under the above laws.~~

H. I. Public Records

III. through IV. No change.

Temporary Licensed Operator Facility Agreement, Form DBS 730a is amended as follows:

A. through C. No change.

Section I No change.

Section II. The Licensee agrees:

A. Federal and State Laws and Regulations

1. To comply with all applicable Federal, State, and County laws, ordinances, rules, and regulations applicable to the Licensee and applicable to their performance under this Agreement. To abide by and conduct business in accordance with all applicable health and business laws, codes, regulations, statutes, and other such regulatory requirements

~~imposed on such businesses by state or federal agencies, including any political sub divisions thereof.~~

2. through 3. No change.

B. through E. No change.

F. Monitoring

To admit at reasonable times to the Facility duly authorized agents of the Licensor for the purpose of inspecting records, papers, documents, facilities, equipment, goods, and services of the Licensee directly relevant to the operation of the Facility under this Agreement. The Licensee agrees further to allow such agents to interview, in a professional manner, representatives, agents, or customers of the Licensee in order that Licensor may be assured of satisfactory performance of the terms and conditions of this Agreement. Following such inspection and interview, Licensor shall deliver to the Licensee by hand or certified mail any written report, notation, or comment noting deficiencies or substandard conditions recorded by Licensor or its agent relating to such inspection and interview. The Licensee agrees to correct within 30 days of written notice a reasonable time any such deficiency or substandard condition ~~or to provide to the Licensor a reasonable justification for not correcting such deficiency or substandard condition.~~ Failure by the Licensee to correct or justify a serious or continuing deficiency or condition within 30 days of written notice a reasonable time may be considered by the Licensor to be a material breach of the Agreement.

G. No change.

H. Civil Rights Certification

To comply with:

~~1. Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, which prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving or benefiting from federal financial assistance.~~

~~2. Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, which prohibits discrimination on the basis of handicap in programs and activities receiving or benefiting from federal financial assistance.~~

~~3. Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et seq., which prohibits discrimination on the basis of sex in education programs and activities receiving or benefiting from federal financial assistance.~~

~~4. The Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101 et seq., which prohibits discrimination on the basis of age in programs or activities receiving or benefiting from federal financial assistance.~~

~~5. Section 654 of the Omnibus Budget Reconciliation Act of 1981, 42 U.S.C. 9849 which prohibits discrimination on the basis of race, creed, color, natural origin, sex, handicap, political affiliation or beliefs in programs and activities receiving or benefiting from federal financial assistance.~~

~~6. Title VII of the Civil Rights Act of 1964, as amended, which prohibits discrimination with respect to employment, compensation, and terms and conditions of employment on the basis of race, color, religion, sex, or national origin.~~

~~7. Florida Human Relations Act which prohibits discrimination because of race, color, religion, sex, national origin, age, handicap, or marital status.~~

~~8. Americans with Disabilities Act, which prohibits discrimination by public and private entities on the basis of disability in employment, public accommodations, transportation, state and local government services, and in telecommunications.~~

~~9. All other applicable laws which prohibit discrimination on any basis on which discrimination is prohibited by any of the above referenced laws.~~

~~10. All regulations, guidelines, and standards lawfully adopted under the above laws.~~

~~H. Public Records~~

~~III. through IV. No change.~~

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
64B8-42.001 Licensure by Endorsement
64B8-42.002 Licensure by Examination

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 114, June 13, 2016 issue of the Florida Administrative Register.

The correction is as follows:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: May 16, 2016

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE IS: Allen Hall, Executive Director, Board
of Medicine/Dietetics and Nutrition Practices Council, 4052
Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-
3255

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-28.1081 Regulation of Daily Operating Hours

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. 98, May 19, 2016 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee

and by a discussion and vote on the rule at the public board meeting held June 8, 2016. The rule shall now read as follows:

64B16-28.1081 Regulation of Daily Operating Hours; Commencement of Operations.

(1) No change.

(2) At the time a pharmacy commences to operate, a sign in block letters not less than one inch in height stating the hours the prescription department is open each day shall be displayed either at the main entrance of the establishment or at or near the place where prescriptions are dispensed in a prominent place that is in clear and unobstructed view. Any pharmacy that is not open 40 hours a week, must post the days and hours that the pharmacy is open and the information for after-hours access and shall also have a written policy and procedure for transferring a prescription pursuant to Section 465.026, F.S. Rule 64B16-27.105, F.A.C., or receiving an emergency dose pursuant to Section 465.0275, F.S.

Rulemaking Authority 465.005, 465.022(1) FS. Law Implemented 465.022(1)(b) FS. History—New 4-10-05, Amended 2-1-12, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

**Section IV
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004: General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on July 6, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Westin Fort Lauderdale Beach Resort located in Fort Lauderdale. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to

provide potable water and to collect wastewater at the handwash sink.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board hereby gives notice: That on June 27, 2016, an Order was filed on the Petition for Variance and Waiver. The Petition for Variance and Waiver was filed by Todd S. Dailey, on March 14, 2016, seeking a variance or waiver paragraph 61J1-4.010(2)(c), F.A.C., with regard to the requirement that a supervisory appraiser directly supervise a registered trainee appraiser by personally inspecting each appraised property with the registered trainee appraiser for a minimum of the first twelve (12) months of the registered trainee registration, and thereafter until the registered trainee is competent in accordance with the Competency Rule of the Uniform Standards of Professional Appraisal Practice as required by Rule 61J1-9.001, F.A.C. The Notice was published in Volume 42, No. 82, of the Florida Administrative Register, on April 27, 2016. The Board, at its meeting held on June 6, 2016, voted to grant the Petition for Variance or Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: Juana Watkins, Executive Director, Florida Real Estate Appraisal Board, 400 W. Washington Street, #N801, Orlando, FL 32801.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board hereby gives notice: That on June 27, 2016, an Order was filed on the Petition for Variance and Waiver. The Petition for Variance and Waiver was filed by Richard Giacobe, on April 25, 2016, seeking a variance or waiver from subsection 61J1-6.001(5), F.A.C., with regard to the requirement of the rule that require sufficient hours of experience be verified by a certified general supervisory appraiser signing his appraisal experience log. The Notice was published in Volume 42, No. 87, of the

Florida Administrative Register, on May 4, 2016. The Board, at its meeting held on June 6, 2016, voted to deny the Petition for Waiver or Variance finding that the Petitioner did not demonstrate a substantial hardship; that application of the rule did not violate the principles of fairness; and that the purpose of the underlying statute had not been met.

A copy of the Order or additional information may be obtained by contacting: Juana Watkins, Director, Florida Real Estate Appraisal Board, 400 W. Washington Street, #N801, Orlando, FL 32801.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on June 22, 2016, the Board of Massage Therapy, received a petition for Staci J. McSweeney, seeking a variance or waiver of Rule 64B7-32.002, Florida Administrative Code, regarding the requirements for proof of graduation and Rule 64B7-32.003, Florida Administrative Code, regarding minimum requirements for board approved massage schools. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, or by electronic mail - Kama.Monroe@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

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

DATE AND TIME: July 14, 2016, 8:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DEPARTMENT OF EDUCATION

State Board of Education

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

DATE AND TIME: Thursday, July 21, 2016, 2:30 p.m. – 4:00 p.m.

PLACE: Telephone conference number: 1(888)670-3525, Participant Passcode: 1242528392 then #

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

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

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 24, 2016, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY1617.

A copy of the agenda may be obtained by contacting: The South Florida Regional Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

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 South Florida Regional Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide. 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: The South Florida Regional Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2016, 2:00 p.m.

PLACE: Treasure Coast Regional Planning Council Offices, 421 SW Camden Ave., Stuart, FL 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Comprehensive Economic Development Committee.

A copy of the agenda may be obtained by contacting: Kim Koho Vaday, (772)221-4060.

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 days before the workshop/meeting by

contacting: Kim Koho Vaday, (772)221-4060. 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: Kim Koho Vaday, (772)221-4060.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: July 19, 2016, 10:00 a.m.

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: Violeta Ciuca, (561)682-2611 or the District Website (<http://www.sfwmd.gov/toc>).

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: District Clerk, (561)682-6805. 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: Violeta Ciuca, (561)682-2611.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

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

DATE AND TIME: Monday, July 18, 2016, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee Meeting.

A copy of the agenda may be obtained by contacting: Records Department, (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: Records Department, (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).

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: Records Department, (727)796-2355.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NOS.:RULE TITLES:

58A-5.0131 Definitions

58A-5.014 Licensing and Change of Ownership

58A-5.0181 Admission Procedures, Appropriateness of Placement and Continued Residency Criteria

58A-5.0182 Resident Care Standards

58A-5.0185 Medication Practices

58A-5.019 Staffing Standards

58A-5.0191 Staff Training Requirements and Competency Test

58A-5.024 Records

58A-5.029 Limited Mental Health

58A-5.030 Extended Congregate Care Services

58A-5.031 Limited Nursing Services

The Department of Elder Affairs announces a hearing to which all persons are invited.

DATE AND TIME: August 3, 2016, 9:00 a.m. – 11:00 a.m.

PLACE: Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Elder Affairs announces a hearing in order to give affected persons an opportunity to present evidence and argument regarding the proposed rule change for chapter 58A-5, Assisted Living Facilities, which was noticed in the Florida Administrative Register on April 11, 2016.

A copy of the agenda may be obtained by contacting: Daniel Looke, Senior Attorney, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2096, looked@elderaffairs.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 72 hours before the workshop/meeting by contacting: Jacqueline Williams, Department of Elder Affairs, (850)414-2114, Williamsj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the

Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Daniel Looke, Senior Attorney, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2096, looked@elderaffairs.org.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Bureau of Emergency Medical Oversight/Injury Prevention Section announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Friday, July 15, 2016, 11:00 a.m. – 12:00 Noon and Monday, July 18, 2016, 10:00 a.m. – 11:00 a.m.

PLACE: Bureau of Emergency Medical Oversight/Injury Prevention Section, 4042 Bald Cypress Way, Second Floor, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Safe Kids Worldwide updates, update on the Florida Injury and Violence Prevention Advisory Council (FIVPAC), Child Passenger Safety and Teen Driving CoIINs, availability of I'm Safe materials and Safe Kids local coalition updates.

A copy of the agenda may be obtained by contacting: Mary Crew, by email: mary.crew@flhealth.gov or by telephone: (850)245-4982.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 16, 2016, 9:00 a.m. to conclusion.

PLACE: Senate Office Building, Room 401, 404 S. Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider a Workers' Compensation filing made by the National Council on Compensation Insurance, Inc. (NCCI), by which NCCI requests an overall average increase in rate levels of 19.6% for the voluntary market for all new, renewal, and outstanding workers' compensation insurance policies written in the State of Florida, effective October 1, 2016.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by writing to: the Office of Insurance Regulation, attention Cyndi Cooper, Actuary, Room 212-F, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.

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: Gloria Merritt at (850)413-5356 or e-mail her at Gloria.Merritt@flor.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: Gloria Merritt at (850)413-5356 or e-mail her at Gloria.Merritt@flor.com.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2016, 11:30 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY

The Treasure Coast Education Research & Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2016, 3:00 p.m.

PLACE: Treasure Coast Research Park, in the UF/IRREC Building, 2199 S. Rock Road, Fort Pierce, FL 34945

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any matters that may come before the TCERDA Board for their consideration/authorization, including but not limited to minutes, treasurer's report, etc.

A copy of the agenda may be obtained by contacting: The Treasure Coast Research Park office at (772)467-3017.

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 Treasure Coast Research Park office at (772)467-3107. 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: The Treasure Coast Research Park office at (772)467-3107.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 19, 2016, 9:00 a.m.

PLACE: 720 North Denning Drive, Winter Park, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Board Executive Committee Meeting to set agenda for full Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at (407)623-1070 or lkutz@cilorlando.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 5 days before the workshop/meeting by contacting: Luana Kutz at (407)623-1070 or lkutz@cilorlando.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

GHYABI & ASSOCIATES

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

DATE AND TIME: Thursday, July 14, 2016, 5:30 p.m. – 7:00 p.m.

PLACE: First Christian Church of Deland, 1401 W. New York Ave., Deland, FL 32724

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting is an informational open house that begins at 5:30 p.m. The information session offers the public an opportunity to learn more about roundabouts. FDOT representatives will be available to talk about roundabouts and answer questions. There will be a looping presentation shown throughout the evening. This meeting is part of an ongoing educational outreach by the Florida Department of Transportation.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator by phone at (386)943-5367 or via email at Jennifer.Smith2@dot.state.fl.us. A copy of the agenda may be obtained by contacting: Katie Widdison, Outreach Coordinator at Katie.widdison@dot.state.fl.us or by telephone at (386)212-0449.

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: Katie Widdison, at the contact information above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer Horton, FDOT Public Informational Specialist, at (386)943-5497,

Jennifer.Horton@dot.state.fl.us. You may also contact Katie Widdison, Outreach Coordinator at Katie.widdison@dot.state.fl.us or by telephone at (386)212-0449.

KIMLEY-HORN AND ASSOCIATES, INC.

The City of Kissimmee announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, July 14, 2016, 5:30 p.m.

PLACE: Kissimmee City Hall, Commission Chambers, 101 Church Street, Kissimmee, Florida 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Connect Kissimmee is a complete streets corridor study for West Emmett Street, Broadway, and North Main Street from South John Young Parkway (US 17/92) to Vine Street (US 192). The goal of the study is to improve mobility and accessibility to Downtown Kissimmee by identifying enhancements to the multimodal transportation system. The purpose of the workshop is to give interested persons an opportunity to discuss and provide input on the alternatives that are being considered. For more information, please visit the project website at www.connectkissimmee.com.

A copy of the agenda may be obtained by contacting: Mr. Randy Schrader, Project Manager, City of Kissimmee, at (407)518-2244 or via email at rschrade@kissimmee.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 7 days before the workshop/meeting by contacting: Mr. Randy Schrader, Project Manager, City of Kissimmee, at (407)518-2244 or via email at rschrade@kissimmee.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

NONE

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

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF MILITARY AFFAIRS
216002 CBJTC MATES Maintenance & Life Cycle
STATE OF FLORIDA, DEPARTMENT OF MILITARY AFFAIRS
PUBLIC ANNOUNCEMENT
REQUEST FOR QUALIFICATIONS

The State of Florida, Department of Military Affairs (DMA), Construction & Facility Management Office (CFMO) requests qualifications from State of Florida registered licensed General/Building Contractors (GC) and Architect/Engineering (A/E) Teams for Design-Build Services for the following project located at Camp Blanding Joint Training Center, 5629 SR 16 West, Starke, Florida 32091

FOR COMPLETE INFORMATION, & SUBMISSION REQUIREMENTS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM ON OR AFTER 7/7/2016 AT

http://vbs.dms.state.fl.us/vbs/main_menu.

PROJECT NUMBER: 216002
PROJECT NAME: CBJTC MATES Maintenance & Life Cycle

FUNDING: The State of Florida's performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

QUALIFICATIONS SUBMITTAL DEADLINE: As stated in the advertisement on the Vendor Bid System.

STATEMENT OF WORK (See Vendor Bid System for complete details): Construct an approximate 3,000 square foot of additional climate controlled Storage Space with minimum 14 foot ceiling height on northeast corner of MATES Building of permanent construction with matching roof system structure, mechanical and electrical equipment. Work shall include construction of an approximate 2,600 square foot Maintenance Bay addition to the south side of MATES Building of permanent construction with matching roof system structure, mechanical and electrical equipment; and be capable of receiving an overhead crane. All renovations and/or new construction interior and exterior, all building systems to include roof systems, information systems, fire detection and alarm systems, mechanical systems shall blend with/match with current MATES Facility and/or current CBJTC standards.

This building will be designed to meet Florida Building Code, State Fire Marshall, local Authorities Having Jurisdiction and Area Water Management requirements, and any other permits and fees required by other county, local or state authorities. Design and construction will also include all utility services, information systems, storm drainage, parking and site improvements.

The Requirement of this project is to attain LEED Silver Certification.

The Department reserves the right to reject any and all submissions or accept minor irregularities in the best interest of the DMA.

POINT OF CONTACT: Department of Military Affairs, Construction & Facility Management Office, Contract Management Branch, (904)823-0255, ng.fl.flarng.list.ngfl-cfmo-contracting@mail.mil.

Faxed or e-mailed qualifications are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order for your firm to be considered for this project. All information received will be maintained with the Department and will not be returned.

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners or Owner's representatives. Request for any additional information, clarifications, or technical questions must be requested in writing.

Section XII Miscellaneous

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

Notification of Verification of Level II Trauma Centers

The Department of Health (Department) gives notice that the following hospitals have been verified as state approved Level II trauma centers in accordance with Section 395.4025(6), Florida Statutes and Rule 64J-2.012(1)(m), Florida Administrative Code:

- Aventura Hospital and Medical Center, Miami, Florida (TSA 19)
- Osceola Regional Medical Center, Kissimmee, Florida (TSA 8)
- Central Florida Regional Hospital, Sanford, Florida (TSA 8)
- Sarasota Memorial Hospital, Sarasota, Florida (TSA 13)

Any hospital that wishes to protest one or more of these decisions may seek review pursuant to sections 120.569 and 120.57, Florida Statutes, by filing a petition with the Agency Clerk by mail to the Agency Clerk, Department of Health, 4052 Bald Cypress Way, BIN #A-02, Tallahassee, FL 32399-1703, via hand delivery to the Agency Clerk, Department of Health, 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL or via facsimile transmission to the Agency Clerk, Department of Health, (850)410-1448. Such petition must be filed in compliance with Florida Administrative Code, Rules, 28-106.201 or 28-106.301, as applicable. Mediation is not available. A petition for administrative hearing must be received by the Department on or before the 21st day after your receipt of this notice.

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.
