

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: **RULE TITLE:**
6A-3.0171 Responsibilities of School Districts for
 Student Transportation

PURPOSE AND EFFECT: To update the Florida School Bus Safety Inspection Manual from 2008 to the 2016 edition. New technologies incorporated in school buses and related revisions to inspection criteria require periodic revision of this publication to ensure school buses remain safe for student transportation. In addition, the amendment revises the schedule for re-certification of Florida School Bus Safety Inspectors from a calendar year to a fiscal year basis to reflect current practice.

SUBJECT AREA TO BE ADDRESSED: Florida School Bus Safety Inspection Manual revision date.

RULEMAKING AUTHORITY: 316.615, 1003.31, 1006.21, 1006.22, 1012.45, FS.

LAW IMPLEMENTED: 316.615, 1003.31, 1006.22, 1012.45, 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: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399, 850-245-0405. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Florida Department of Education at (850)245-9661, email: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS Available at: <https://app1.fldoe.org/rules/default.aspx>.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: **RULE TITLE:**
68B-2.006 Restricted Species Endorsement

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address updates to the Physician Certification of Disability Form for the Restricted Species Endorsement that is incorporated into Commission rules to reflect the latest, more user friendly versions developed by the Agency. Updating this commercial saltwater licensing form would streamline the application process for both fishers and staff, and allow staff to continue to provide excellent customer service.

SUBJECT AREA TO BE ADDRESSED: Subject area addressed in the rule development notice include modifying the form to include the initial date of disability (which is required for processing).

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Marine Fisheries

RULE NO.:	RULE TITLE:
68B-3.002	Repeal of Chapters 27473 and 30665, Collier County Special Acts of Local Application
68B-3.009	Brevard County: Turkey Creek and Crane Creek Gear Specifications; Definitions
68B-3.028	Repeal and Readoption of Portions of Escambia and Santa Rosa Counties Special Acts
68B-3.029	Repeal and Readoption of Portions of Chapter 69-1097, Laws of Florida (1969), as Amended by Chapter 70-707, Laws of Florida (1970), and Chapter 73-482 (1973), Hernando County Special Act
68B-3.031	Repeal and Readoption of Portions of Chapter 21365, Laws of Florida (1941), Manatee County Special Act
68B-3.032	Repeal of Portions of Chapter 71-770, Laws of Florida (1971), Martin County Special Act
68B-3.033	Repeal of Chapter 21147, Citrus County Special Act of Local Application
68B-3.034	Repeal of Dade County Special Act local Application
68B-3.035	Repeal of Gulf County Special Act of Local Application
68B-3.036	Repeal of Portions of Chapter 6311, Lafayette County Special Act of Local Application
68B-3.037	Repeal of Chapter 15306, and Portions of Chapter 70-778, Lee County Special Acts of Local Application
68B-3.038	Repeal of Portions of Chapters 8796, 20045, and 31137, Palm Beach County Special Acts of Local Application
68B-3.039	Repeal of Chapter 71-838 and Portions of Chapters 6638, 14305, 65-2078, and 71-838, Pasco County Special Acts of Local Application
68B-3.040	Repeal of Portions of Chapters 21099, 23480, 27467, 29433, 76-482, and 81-465, Pinellas County Special Acts of Local Application
68B-3.041	Repeal of St. Lucie County Special Acts of Local Application
68B-3.042	Repeal of Portions of Chapters 24890 and 70-930, Sarasota County Special Acts of Local Application
68B-3.043	Repeal of Portions of Chapter 65-2369, Walton County Special Acts of Local Application

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule repeals and amendments to marine fisheries local laws and Special Acts of Local Application in order to update outdated local gear regulations, improve the clarity of regulatory provisions that apply to the use of net gear statewide, and address amendments resulting from the agency’s comprehensive review of Division 68B.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include removing or amending outdated local gear regulations that appear to authorize the use of net gear that is prohibited by Article X, Section 16 of the Florida Constitution (Net Limitation Amendment), that appear to set penalties that are inconsistent with more recently established statewide statutory penalties created by the Legislature, and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.
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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301 (850)487-0554.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-4.014
RULE TITLE: Southwest Florida Purse Seine Restrictions: Gear Specifications; Area Limitation; Local Law Repeals

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule repeals or amendments to marine fisheries rules in order to update outdated local gear regulations, improve the clarity of regulatory provisions that apply to the use of net gear statewide, and address amendments resulting from the agency’s comprehensive review of Division 68B.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include removing or amending outdated local gear regulations that appear to authorize the use of net gear that is prohibited by Article X, Section 16 of the Florida Constitution (Net Limitation Amendment) and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution
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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301 (850)487-0554.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-13.010
RULE TITLE: Stone Crab Trap Limitation Program

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address updates to Stone Crab Trap Certificate Transfer Form that is incorporated into Commission rules to reflect the latest, more user friendly versions developed by the Agency. Updating this commercial saltwater licensing form would streamline the application process for both fishers and staff, and allow staff to continue to provide excellent customer service.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include modifying the organization and format of the form, clarifying instructions, and creating separate forms for the transfer of tags to immediate family members and to other parties for ease of use by fishermen.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution
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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-25.003 RULE TITLE: Old Tampa Bay: Repeal of Local Laws; Prohibition of Certain Gear

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule repeals or amendments to marine fisheries rules in order to update outdated local gear regulations, improve the clarity of regulatory provisions that apply to the use of net gear statewide, and address amendments resulting from the agency’s comprehensive review of Division 68B.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include removing or amending outdated local gear regulations that appear to authorize the use of net gear that is prohibited by Article X, Section 16 of the Florida Constitution (Net Limitation Amendment) and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301 (850)487-0554.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

RULE NO.: 68E-18.005 RULE TITLE: Transfer of Certificates

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address updates to the Spiny Lobster Trap Certificate Transfer Form that is incorporated into Commission rules to reflect the latest, more user friendly versions developed by the Agency. Updating this commercial saltwater licensing form would streamline the application process for both fishers and staff, and allow staff to continue to provide excellent customer service.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include modifying the organization and format of the form, clarifying instructions, and creating separate forms for the transfer of tags to immediate family members and to other parties for ease of use by fishermen.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution

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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301 (850)487-0554.

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:

6M-4.610 Statewide Provider Contract for the School Readiness Program

PURPOSE AND EFFECT: The proposed rule revision updates the Statewide Provider Contract.

SUMMARY: The revised rule will update the components of the Contract.

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.

New health and safety requirements were incorporated into the SERC for Rule 6M-4.620, F.A.C.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

This rule is required by statute to establish a contract that all school readiness providers must sign. By signing the contract and offering services, the providers will be paid for school readiness services rendered through the program.

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

RULEMAKING AUTHORITY: 1001.213(2), 1002.82(2)(m) FS.

LAW IMPLEMENTED: 1002.82(2)(m), (6), 1002.84(7), (8), (10), 1002.87(2), 1002.88, 1002.91, 1002.97(3) FS.

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

DATE AND TIME: September 27, 2016, 2:00 p.m. – 3:00 p.m., EST or at the conclusion of business whichever is earlier

PLACE: via GoToWebinar only. To register for the webinar, please visit:

http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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: Katerina Maroney (850)717-8614,; Katerina.maroney@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, School Readiness Policy Supervisor, Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614, Katerina.maroney@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 6M-4.620 follows. See Florida Administrative Code for present text.

6M-4.610 Statewide Provider Contract for the School Readiness Program.

(1) General Provisions.

(a) The Statewide School Readiness Provider Contract, Form OEL-SR 20 with exhibits 1 through 5 (December, 2016), is hereby adopted and incorporated by reference. Form OEL-SR 20L entitled "Licensed Provider Responsibilities" (December 2016), Form OEL-SR 20LE entitled "License Exempt Provider Responsibilities" (December 2016), Form OEL-SR 20FFN entitled "Informal Provider Responsibilities" (December 2016), and Form OEL-SR 20A entitled "School Readiness Provider Contract Amendments" are hereby adopted and incorporated by reference. A copy of Form OEL-SR 20 including exhibits 1 through 5, Form OEL-SR 20FFN, OEL-SR 20LE and OEL-SR 20L may be obtained at http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx or from the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-01342>.

(b) To request participation in the SR Program, a provider must complete a copy of the Statewide School Readiness Provider Contract, the appropriate provider responsibility form, and submit all required documentation as indicated in the Statewide School Readiness Provider Contract to the early learning coalition under which the provider will operate.

(c) By July 1, 2017, all SR providers that register to offer the SR Program must execute Form OEL-SR-20 including

exhibits 1 through 5, and Form OEL-SR 20FFN, OEL-SR 20LE or OEL-SR 20L.

(d) The Statewide School Readiness Provider Contract shall be in effect for a term of one year. A school district may sign a single Statewide School Readiness Provider Contract on behalf of all public schools in the district offering the SR Program. The owner, officer, principal or other authorized representative of multiple private child care providers may sign a single Statewide School Readiness Provider Contract on behalf of all of his or her private providers within an early learning coalition service area in which it operates.

(e) An early learning coalition shall not pay a new School Readiness (SR) Program provider, which registers to offer the SR Program on or after January 1, 2017, except under the Statewide School Readiness Provider Contract adopted herein with the coalition. A coalition must be a party to a Statewide School Readiness Provider Contract.

(f) A coalition shall keep the original fully executed Statewide School Readiness Provider Contract in the coalition's records for each SR provider. An early learning coalition may execute and retain this contract electronically in compliance with Section 668.50, F.S., the Uniform Electronic Transaction Act.

(g) Neither a coalition nor an SR provider may omit, supplement or amend the terms and conditions of the Statewide School Readiness Provider Contract, except for those amendments made with the execution of Form OEL-SR 20A (School Readiness Provider Contract Amendments). Neither a coalition nor an SR provider may include any attachments, addenda or exhibits to the Statewide School Readiness Provider Contract except Exhibit 1 (Provider Location List), Exhibit 2 (Required Documentation), Exhibit 3 (Provider Reimbursement Rates), Exhibit 4 (Holiday Schedule), Exhibit 5 (Due Process Procedures), Form OEL-SR 20L (Licensed Provider Responsibilities), Form OEL-SR 20LE (License Exempt Provider Responsibilities), Form OEL-SR 20FFN (Informal Provider Responsibilities), and Form OEL-SR 20A (School Readiness Provider Contract Amendments).

(2) Inspections.

(a) Upon the effective date of this rule, and annually thereafter, all participating school readiness program providers shall receive an inspection to determine compliance with the health and safety requirements of section 1002.88, F.S., and minimum standards adopted under Rule 6M-4.620, F.A.C. Annual inspections shall be conducted by the Department of Children and Families (the department) or local licensing agency, whichever is applicable, be unannounced and shall take place within the contract year at a time as scheduled by the department or local licensing agency (as applicable).

(b) For all new providers that are not regulated by the department or local licensing that request participation in the SR Program and have not previously provided SR Program services or have had a one year lapse in providing SR Program services, a fully compliant pre-contractual health and safety inspection must be conducted prior to the execution of a school readiness contract. Upon determination by the coalition that a provider is eligible to participate in the SR Program, an early learning coalition shall complete and execute the Statewide School Readiness Provider Contract with the provider.

(c) For new SR Program providers that are currently regulated by the department or local licensing agency, an inspection conducted by the department or local licensing agency within four (4) months for center-based programs and six (6) months for family child care homes prior to the execution of the Statewide School Readiness Provider Contract will be sufficient to meet the pre-contractual health and safety inspection requirement. However, prior to execution of an initial school readiness contract a provider must not have any outstanding violations or issues of noncompliance pending from their most recent inspection. Upon determination by the coalition that a provider is eligible to participate in the SR Program, an early learning coalition shall complete and execute the Statewide School Readiness Provider Contract with the provider.

(3) School Readiness Program Ineligibility. For the purpose of this subsection "individual associated with a provider" means an individual or family member of an individual who, regardless of compensation, holds a management position, oversees the operations of a provider, or is an officer, shareholder, beneficial owner or member of the board of directors of a provider. A provider shall not be eligible to contract to offer the SR program if any of the following circumstances apply:

(a) The provider is on the United States Department of Agriculture National Disqualified List;

(b) An individual associated with the provider was or is associated with another provider that is on the United States Department of Agriculture National Disqualified List;

(c) The provider has been terminated from participation in the program due to fraud and is currently not eligible to participate in the school readiness program;

(d) An individual associated with the provider was or is associated with another provider that has been terminated from participation in the program due to fraud and is currently not eligible to participate in the school readiness program;

(4) Transfer of ownership. In the event of a change of ownership, sale, sale of assets, conveyance of ownership or other transfer of ownership interest, the provider shall notify the coalition no later than 30 calendar days prior to the transfer

of ownership. The coalition and the new owner shall execute a new contract for SR services, provided the new owner meets the eligibility requirements pursuant to subsection (2) of this rule and Section 1002.88, F.S., and is not disqualified from contracting pursuant to subsection (3) of this rule.

Rulemaking Authority 1001.213(2), 1002.82(2)(m) FS. Law Implemented 1002.82(2)(m), (6), 1002.82, 1002.83(7), 1002.84(8), (10), (15), (17), 1002.85(2)(h), 1002.87(2), 1002.88, 1002.91, 1002.97(3) FS. History—New 2-18-15, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Katerina Maroney, School Readiness Policy Supervisor
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rodney J. MacKinnon, Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 29, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 9, 2016

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

RULE NO.: RULE TITLE:
62B-41.002 Definitions
62B-41.003 General Prohibitions
62B-41.005 Policy and Eligibility Criteria for Coastal Construction Permits
62B-41.0055 Protection of Marine Turtles
62B-41.007 Design, Siting and Other Requirements
62B-41.0075 Experimental Coastal Construction
62B-41.008 Permit Application Requirements and Procedures

PURPOSE AND EFFECT: The rule amendments will refine the requirements for permit applications for coastal construction projects below the mean high water line, revise procedures for issuance of such permits, and clarify conditions to authorize use of experimental coastal construction involving new technologies. These changes will update the rule to implement statutory changes, conform the rule to existing statutes, and address comments raised by the Joint Administrative Procedures Committee.

SUMMARY: Chapter 62B-41, F.A.C., contains criteria and procedures for the coastal construction components of a Joint Coastal Permit. The proposed amendments will refine the requirements for permit applications for coastal construction below the mean high water line, including inlet construction and maintenance, and beach restoration and nourishment; eliminate duplicative language contained in 62B-49, F.A.C.; incorporate electronic submittal language; and update terminology. Additionally, the rule amendments will implement a 2012 amendment to Section 161.041, F.S.; and address comments raised by the Joint Administrative Procedures Committee (JAPC) during the period 2009 – 2014.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The agency has determined that this rule will not have an impact on small business or likely increase directly or indirectly regulatory cost in excess of \$200,000 in the aggregate within one year after implementation of the rule. A SERC has not been prepared by the agency. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or, if no SERC is required, the information expressly relied upon and described herein. Based on the Department’s economic review, neither a SERC nor legislative ratification is required because the adoption of the proposed rules does not increase costs to the regulated public. The proposed rule amendments would decrease permitting costs to the regulated public in that they provide expedited and longer-term permitting, and serve to clarify, simplify and expedite permitting. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice. 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: 20.255, 161.041(1), (5), 161.055(1), (2), 161.082(5), 161.085(5) FS

LAW IMPLEMENTED: 20.255, 161.021(1), (6), (7), (9), 161.041(1), (2), (3), (4), (5), (7)(b), (8), 161.042, 161.051, 161.055(1), (2), 161.061, 161.082, 161.085(1), (2), 161.091, 161.142, 161.142(1), (2), (4), (5), (6), (7), 161.143(1), 161.144, 161.151(3), 161.161, 161.161(1), 161.163, 379.2431(1) FS

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

DATE AND TIME: October 6, 2016, at 9:30 a.m.
PLACE: Department of Environmental Protection, Bob Martinez Building, Room 618, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400

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: Greg Garis at (850)245-8280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Greg Garis, Florida Department of Environmental Protection, 2600 Blair Stone Road, Mail Station 2500, Tallahassee, FL 32399-2400, telephone: (850)245-8280, e-mail: Gregory.garis@dep.state.fl.us. (OGC No. 16-0102)

THE FULL TEXT OF THE PROPOSED RULE IS:

62B-41.002 Definitions.

(1) through (3) No change.

(4) "Armoring" is a manmade structure designed to either prevent erosion of the upland property or protect eligible structures from the effects of coastal wave and current action. Armoring includes certain rigid coastal structures such as geotextile bags or tubes, seawalls, revetments, bulkheads, retaining walls, or similar structures but does not include jetties, groins or other construction whose purpose is to add sand to the coastal system, alter the natural coastal currents or stabilize the mouths of inlets.

(5) through (9) No change.

(10) "Comparable Aalternative Aaccess" is public access provided by the applicant that is similar in size and functionality to the public access being replaced. Such access proposed by the applicant shall be within walking distance from the public access that was permanently lost due to the coastal construction project. Comparable alternative access must not expose the user to unsafe conditions, must be clearly identified, and must include authorization from the upland property owner.

~~(11) "Critical Habitat" is an area used by a threatened or endangered species, which has been designated by the U.S. Department of the Interior, as defined in paragraph 5, section 1532, title 16 U.S. Code, of the federal Endangered Species Act (The Act), as follows:~~

~~(a) The specific areas within the geographical area occupied by the species, at the time it is listed in accordance with the provisions of section 4 of the Act, (section 1533, title 16, U.S. Code), on which are found those physical or biological features essential to the conservation of the species and which may require special management considerations or protection.~~

~~(b) Specific areas outside the geographical area occupied by the species at the time it is listed in accordance with the provisions of section 4 of the Act, (section 1533, title 16, U.S. Code), upon a determination by the Secretary of the Department of the Interior that such areas are essential for the conservation of the species.~~

(12) through (42) renumbered (11) through (41) No change.

~~(42)(43) "Staff" is the staff of the Division of Water Resource Management Bureau of Beaches and Coastal Systems.~~

(44) through (48) renumbered (43) through (47) No change.

Rulemaking Authority 161.041(1), 161.055(1), (2), 161.085(5) FS. Law Implemented 161.021(1), (6), (7), (9), 161.041(1), 161.051, 161.085(1), (2), 161.142(1), (2), (5), 161.143(1), 161.151(3), 161.161(1), 161.163, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.002, Amended 10-23-01, 11-17-11, _____.

62B-41.003 General Prohibitions.

(1) through (3) No change.

(4) The Department shall deny any application for a coastal construction project that would result in a take of marine turtles, as defined in subsection 62B-41.002(47), F.A.C., unless, as provided for by the provisions of Section 379.2431(1)(h), F.S., (incidental take). However, if the Department issues a permit pursuant to Section 161.041(5), F.S. in advance of the issuance of an incidental take authorization, construction of permitted activities shall not begin until an incidental take authorization, as provided for in the Endangered Species Act, is effective.

Rulemaking Authority 161.041(1), 161.055(1), (2) FS. Law Implemented 161.021(1), 161.041(1), (2), (5), 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.003, Amended 10-23-01, 11-17-11, _____.

62B-41.005 Policy and Eligibility Criteria for Coastal Construction Permits.

(1) through (2) No change.

(3) The Department will determine whether to authorize coastal construction at any coastal location upon receipt of an application, pursuant to Chapter 62B-49, F.A.C. DEP Form 73-500 (effective 12-06), entitled "Joint Application for a Joint Coastal Permit and Authorization to Use Sovereignty Submerged Lands," which is hereby incorporated by reference, from a property or riparian owner and upon consideration of the facts or circumstances, including:

(a) through (b) No change.

(c) Such other specific information or calculations as are necessary for the evaluation of the application.

Copies of DEP Form 73-500 may be obtained by writing to Department of Environmental Protection, 2600 Blairstone Road, MS 3544, Tallahassee, Florida 32399-2400 or by downloading from the Bureau's web page www.dep.state.fl.us/beaches/ or at <http://www.flrules.org/Gateway/reference.asp?No=Ref 00715>.

(4) through (12) No change.

(13) Maintenance of existing altered inlets and modification of existing unstabilized altered inlets are not subject to the requirements of subsections 62B-41.005(11) and 62B-41.005(12), F.A.C. Except for ports listed in Section 403.021(9)(b), F.S., which must comply with Section 161.142(4), F.S., maintenance of inlets shall require on an average annual basis, placement of a quantity of beach-quality sand on adjacent eroding beaches that is equal to natural net annual longshore sediment transport.

(14) through (18) No change.

Rulemaking Authority 161.041(1), 161.055(1), (2), 161.085(5) FS. Law Implemented 161.041(1), (2), (3), (4), 161.042, 161.051, 161.055(1), (2), 161.061(1), (2), 161.085(1), (2), 161.091, 161.142(1), (2), (4), (5), (6), (7), 161.143(1), 161.144, 161.163, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.005, Amended 10-23-01, 11-17-11, .

62B-41.0055 Protection of Marine Turtles.

(1) No change.

~~(2) Coastal construction that results in a take, pursuant to Section 379.2431, F.S., or does not comply with the other provisions of this rule shall not be permitted. The Department will evaluate the following when making a determination:~~

~~(a) The estimated number of marine turtles and nests in the project area that would be impacted as a result of the coastal construction;~~

~~(b) The potential impacts of disturbance to marine turtles and nests as a result of the coastal construction; and~~

~~(c) The quality and suitability of the existing beach, including beach profile and substrate characteristics, for nesting within the area of the coastal construction.~~

(3) renumbered (2) No change.

~~(4) Coastal armoring structures shall not be constructed in Federally designated critical habitat for marine turtles or between the northernmost and southernmost boundaries of the Archie Carr National Wildlife Refuge.~~

(5) through (6) renumbered (3) through (4) No change.

(5) If the marine turtle protection conditions of an incidental take authorization granted after the issuance of a permit are inconsistent with the Department's permit, the Department shall amend the permit to be consistent with the incidental take authorization and FWC's authority under the Coastal Zone Management program.

(7) renumbered (6) No change.

Rulemaking Authority 161.041(1), 161.055(1), (2) FS. Law Implemented 161.041(1), (2), (4), (5), 161.163, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.0055, Amended 10-23-01, _____.

62B-41.007 Design, Siting and Other Requirements.

(1) Permit applications for experimental coastal construction involving new technologies shall be reviewed in accordance with all applicable provisions of this chapter and the following special criteria:

(a) No change.

(b) New coastal armoring structures and major reconstruction of existing structures shall be sited and designed to:

1. Provide only that level of protection authorized herein. For nonconforming habitable major structures, protection may be provided for the erosion impacts of up to a 10-year return interval storm event. When closing the gap in a line of existing armoring of 250 ~~500~~ feet or less, protection may be provided for the erosion impacts of the lesser of the strengths of the adjacent armoring structures or a 15-year event, whichever is less. For other eligible structures, protection may be provided from the erosion impacts of up to a 25-year return interval storm event. Designated hurricane evacuation routes, public safety facilities and historical sites of national significance may be provided protection of up to a 50-year return interval storm event, if feasible;

2. through 5. No change.

(2) The Department may confer with a special scientific third party consultant to assist in the review of such proposed projects, to oversee the experiments and to provide an assessment of results and appropriate recommendations.

(a) through (i) No change.

(j) To protect the environmental functions of Florida's beaches, only beach compatible fill shall be placed on the beach or in any associated dune system. Beach compatible fill is material that maintains the general character and functionality of the material occurring on the beach and in the adjacent dune and coastal system. Where adequate geotechnical data is available to establish the characteristics of native beach sediment at the placement site, fill material shall be similar to the characteristics of native beach sediment. Native beach sediment refers to the material within the coastal system at the fill placement site prior to the original beach restoration. Such material shall be predominately of carbonate, quartz or similar material with a particle size distribution ranging between 0.062mm (4.0φ) and 4.76mm (-2.25φ) (classified as sand by either the Unified Soils or the Wentworth classification), shall be similar in color and grain size distribution (sand grain frequency, mean and median

grain size and sorting coefficient) to the native beach sediment or to the material in the existing coastal system at the disposal site and shall not contain:

1. through 5. No change.

(k) through (m) No change.

(n) The beach fill template shall be designed to account for naturally occurring variables that are reasonably expected to occur, such as the waves and tides of significant winter weather events and impacts to the beach fill from the occurrence of high frequency storm events at the project site. For safety, all coastal structures shall be marked in accordance with Section 327.40, F.S.

(3) No change.

(4) The applicant shall provide the Department with certification by a professional engineer registered in the State of Florida that the design plans and specifications, studies and other coastal process analyses submitted as part of the permit application are in compliance with the standards established in this chapter.

(5) For maintenance activities of previously permitted and constructed beach nourishment and inlet management projects for which there are no substantial changes in project scope, the applicant will submit monitoring data and analyses that demonstrate that the project has performed according to design expectations.

Rulemaking Authority 161.041(1), 161.055(1), (2), 161.085(5) FS. Law Implemented 161.041(1), (2), (3), (4), (7)(b), (8), 161.042, 161.051, 161.085(1), (2), 161.091, 161.142(1), (2), 161.163, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.007, Amended 10-23-01, _____.

62B-41.0075 Experimental Coastal Construction.

(1) No Change.

(2) The Department may confer with a special scientific third party consultant to assist in the review of such proposed projects, to oversee the experiments, ensure the adequacy of the experimental test plan, and to provide an assessment of results and appropriate recommendations, including the extent to which the experiment achieved the objectives of the test plan and the need for further tests of the technology. Once the performance of a new technology has been evaluated under an experimental coastal construction process, the technology would no longer be eligible for an experimental Joint Coastal Permit.

(3) No change.

(a) through (j) No change.

(k) An economic comparison (to include the costs of design, construction, monitoring, maintenance, and mitigation) of the experimental project to traditional projects with similar performance objectives.

(4) through (6) No change.

(7) If the experiment is determined to be ineffective in addressing a coastal erosion problem, or is expected to cause a significant adverse impact, all structures shall be removed. Removal or modification may also be ordered pursuant to Section 161.061, F.S., if the project becomes unnecessary or obsolete due to the scheduled construction of a beach nourishment, beach restoration, sand transfer, or other project, or interferes with such projects. ~~paragraph 62B-41.015(1)(4), F.A.C.~~

(8) No change.

(9) All new technologies shall be designed to be stable and durable in the coastal environment when subject to the erosion, scour and loads accompanying a twenty (20) year return interval storm event. Should the experimental project become dislocated or in disrepair, during or after the initial three year period, it shall be the responsibility of the permittee to have the structures repaired or removed. If the permittee fails to repair or relocate the project within 90 days from receipt of notification of the need for such from the Department, the permittee shall be ordered to remove the project.

(10) If the Department issues a notice under paragraphs (7), (8), or (9), the Department will provide the permit holder with notice of the agency action and rights under Sections 120.569 and 120.57, F.S.

Rulemaking Authority 161.041(1), 161.055(1), (2) FS. Law Implemented 161.041(4), (2), (3), (4), 161.042, 161.051, 161.061(4), (2), 161.082, 161.161, 161.163, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.0075, Amended 10-23-01, _____.

62B-41.008 Information Regarding Permit Application Requirements and Procedures.

(1) A Joint Coastal Permit, pursuant to 62B-49, F.A.C., is required in order to conduct any coastal construction activities in Florida. ~~A person required to obtain a joint coastal permit shall submit an application to the Department of Environmental Protection, 2600 Blairstone Road, MS 3544, Tallahassee, Florida 32399 2400. The permit application form, entitled "Joint Application for Joint Coastal Permit, Authorization to Use Sovereign Submerged Lands, Federal Dredge and Fill Permit" (DEP Form 73-500, effective 6-95), is hereby incorporated by reference. Copies of the form may be obtained on the Department internet site, by writing to the Department of Environmental Protection, at the above address or by telephoning the Department at (850) 487-4475. All information in conjunction with an application shall only be submitted by the applicant or the duly authorized agent. The information listed below provides specific details for application requirements related to this chapter. The application shall contain the following specific information:~~

~~(a) Name, mailing address and telephone number of the applicant and any duly authorized agent, and the signature of the applicant.~~

~~(b) A list of the names and addresses of owners of all riparian property within 1,000 feet of the proposed coastal construction, from the latest county tax roll. If the property is under cooperative or condominium ownership, the name and mailing address of the cooperative or condominium association will be adequate.~~

~~(c) Written evidence of ownership of any property which will be used in carrying out the project, or authorization for such use from the property owner which is upland of mean high water, or below mean high water but not sovereign land of the State of Florida.~~

~~(d) A legal description of all property involved including sovereign submerged land used in carrying out the project.~~

~~(e) If the permit is requested by an agent for the applicant, authorization from the applicant for the agent to act on their behalf.~~

~~(f) A description of the proposed coastal construction and an analysis of its expected effect on the coastal system.~~

~~(g) Written evidence, provided by the appropriate governmental agency having jurisdiction over the coastal construction, that the proposed coastal construction, as submitted to the Department, is consistent with the state-approved Local Comprehensive Plan.~~

~~(a)(h) A~~ Two copies of a topographic and bathymetric survey drawing of the proposed project site. The drawing shall be submitted in a Geographical Information System format (.shp, .dwg, .dxf, or other GIS compatible format) using layers for the specific information listed below. The topographic and bathymetric information depicted in the drawing shall be from a survey performed within six months prior to the date of application. A more recent survey will be required in the event conditions have significantly changed. The survey drawings shall include the following specific information:

1. Topographic and bathymetric data, which shall be provided as offshore and onshore cross-sectional profiles in ASCII files containing raw x, y, and z profile data points, and as a contour map. Profiles shall extend from the crest of the first dune, dune escarpment or rigid coastal structure to at least 1000 feet seaward of the seaward extent of the proposed project or to the distance of the depth of closure, whichever is more seaward, unless a more seaward limit is specified by the Department to determine the active zone of influence of the proposed project. Profiles shall be taken at least every 500 feet along the proposed project site and for a distance up to at least 1000 feet laterally along the shoreline adjacent to both ends of the proposed project site. If the topography and bathymetry are varied and complex, profile lines of a higher density, or

which are longer than otherwise required shall be provided. The contour map shall include 1 foot contour intervals. A bathymetric survey including a one foot contour map or a contour map of sufficient resolution to adequately describe the area shall be provided for all borrow sources or areas to be excavated with profiles every fifty feet or greater and extending at least one hundred feet beyond the limits of the area to be excavated.

2. All elevations, referenced to N.G.V.D. and, when available, N.A.V.D.

3. through 13. No change.

~~14. Any other site specific information required by the staff under paragraph (o) below.~~

~~(i) For rigid coastal structures, flexible coastal structures and inlet related structures, the information required under paragraphs 62B 41.008(1)(h), (j) and (k), F.A.C., shall be provided on 8 1/2 inch by 14 inch paper.~~

~~(j) An engineering description or as-built drawings, if available, of any existing structures on the project site which may be directly or indirectly affected by, or which may directly or indirectly affect, the proposed project.~~

~~(k) Two complete sets of construction plans and specifications for the proposed coastal construction, certified by an engineer duly registered pursuant to Chapter 471, F.S. The plans shall include the following:~~

~~1. A plan view of the proposed coastal construction with the mean high water line, and the erosion control line, if established pursuant to Sections 161.141-.211, F.S., extending at least 100 feet on each side of the proposed coastal construction, and a plan view of any area of proposed excavation with inlet shorelines indicated.~~

~~2. A sufficient number of elevation views of the proposed coastal construction to adequately describe the project, with the mean high water line and the erosion control line (if one is established) indicated.~~

~~3. Details of construction, including materials and general construction procedures and equipment to be used.~~

~~4. Permit applications for inlet excavation, beach restoration, or nourishment shall include:~~

~~a. An analysis of the native sediment and the sediment at the proposed borrow site(s). The analysis shall demonstrate the nature of the material, quantities available, and its compatibility with the naturally occurring beach sediment pursuant to paragraph 62B 41.007(2)(j), F.A.C. The sediment analysis and volume calculations shall be performed using established industry standards and be certified by a Professional Engineer or a Professional Geologist registered in the State of Florida. Certification shall verify that a quantity of material sufficient to construct the project is available at the borrow site(s) which meets the standard in paragraph 62B 41.007(2)(j), F.A.C., and~~

~~b. Quality / control/assurance plan that will ensure that the sediment from the borrow sites to be used in the project will meet the standard in paragraph 62B-41.007(2)(j), F.A.C.~~

~~(l) An anticipated construction schedule.~~

~~(b)(m)~~ Demonstration of consistency with the adopted statewide strategic beach management plan, an inlet management plan, or a proposed draft inlet management plan in accordance with subsection 62B-41.005(16), F.A.C. If not included in the inlet management plan the applicant will provide the following:

1. No Change.

2. A sediment budget for the inlet; and an inlet sand bypassing objective that balances the sediment budget between the inlet and the adjacent eroding beaches within the area of inlet influence;

3. through 5. No change.

6. The influence of existing manmade structures on coastal littoral processes;

7. through 9. No change.

10. A description ~~demonstration~~ of the anticipated public benefits of the coastal construction.

~~(n) Written authorization for any duly authorized member of the Department staff to enter upon any property to be used in carrying out the project, for the purpose of evaluating site conditions prior to final processing of the permit application.~~

~~(o) Information required to assess potential impacts to marine turtles, nests and their habitat.~~

~~(p) A written statement providing the need and justification for the potential impacts to the coastal system which may be caused by the proposed coastal construction.~~

(q) renumbered (c) No change.

(2) Any of the requirements contained in paragraph ~~62B-41.008(1)(a) or (b)~~ 62B-41.008(1)(f), (h), (i), (j), (k), (l) or (m), F.A.C., will be waived if, the Department determines that the information is unnecessary for a proper evaluation of the proposed work.

~~(3) Applications for permits, permit modifications or long term maintenance renewals shall be accompanied by a fee, as set forth in Rule 62B-41.0085, F.A.C.~~

~~(3)(4)~~ If the processing of the application is prolonged, or if a storm event is known to have altered the shoreline such that the staff determines that the topographic and bathymetric survey data is no longer adequate to complete its analysis, then an updated survey shall be required as specified in paragraph (1)(h) above. In the event that an updated survey is required, the application shall be treated as an amended application pursuant to subsection 62B-41.0085(3), F.A.C., and as a substantial revision, pursuant to subsection 62B-49.005(5), F.A.C.

~~(5) Prior to completing the application, the applicant must obtain any easements or other authorizations necessary to conduct the coastal construction from the Department of Environmental Protection, Division of State Lands; however, for permits which must be approved by the Board of Trustees of the Internal Improvement Trust Fund, the application will be considered complete when all required information has been provided and the Division of State Lands' proposed staff recommendation to the Trustees has been provided to the Office.~~

Rulemaking Authority ~~20.255,~~ 161.041(1), 161.055(1), (2) FS. Law Implemented ~~20.255,~~ 161.041(1), (2), (3), (4), ~~(7)(b),~~ 161.042, 161.051, 161.055(1), (2), 161.142, 379.2431(1) FS. History—New 8-23-92, Formerly 16B-41.008, Amended 10-23-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: John A. Coates, P.E., Director, Division of Water Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jonathan P. Steverson, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 22, 2016

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

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS
Southwest Florida Water Management District
RULE NO.: RULE TITLE:
40D-22.201 Year-Round Water Conservation Measures
The Southwest Florida Water Management District hereby gives notice:

On September 1, 2016, the Southwest Florida Water Management District has issued an order granting a variance.
 Petitioner's Name: Parkside Village Property Owners' Association, Inc. – File Tracking No. 16-4228
 Date Petition Filed: June 30, 2016
 Rule No.: 40D-22.201, F.A.C.
 Nature of the rule for which variance or waiver was sought: Lawn and landscape irrigation
 Date Petition Published in the Florida Administrative Register: July 13, 2016
 General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.
 A copy of the Order or additional information may be obtained by contacting:
 Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, Ext. 2298, water.variances@watermatters.org.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 19, 2016, 1:30 p.m. – 2:30 p.m.

PLACE: Conference number: 1(888)670-3525, participant code: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Vocational Rehabilitation and Florida Rehabilitation Council Annual Report.

A copy of the agenda may be obtained by contacting: Roy Cosgrove, (850)245-3317, roy.cosgrove@vr.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: Roy Cosgrove, (850)245-3317, roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove, (850)245-3317, roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATES AND TIMES: September 12, 2016, 11:00 a.m., Commission meeting – Degree Granting Institutions;

September 13, 2016, 9:00 a.m., Commission meeting – Non-Degree Granting Institutions.

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey In The Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: On September 12, 2016 beginning at 11:00 a.m. and on September 13, 2016, beginning at 9:00 a.m. the Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, Informal hearings, Improper School Closure Reports, requests for variance and the General Business of the Commission. Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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 Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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 Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

PUBLIC SERVICE COMMISSION

The FLORIDA PUBLIC SERVICE COMMISSION announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: DOCKET NO. 160154-EI - Petition for approval of a purchase and sale agreement between Florida Power & Light Company and Calypso Energy Holdings, LLC, for the ownership of the Indiantown Cogeneration LP and related power purchase agreement.

PREHEARING CONFERENCE DATE AND TIME: Tuesday, September 20, 2016, at 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATES AND TIMES: Monday, October 3, 2016, at 9:30 a.m. Tuesday, October 4, 2016, has also been reserved for continuation of the hearing, if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the petition between Florida Power & Light Company and Calypso Energy Holdings, LLC. and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no

later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.

EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Division of Emergency Management, State Hazard Mitigation Plan Advisory Team (SHMPAT) announces public meetings to which all persons are invited.

DATES AND TIMES: September 13, 2016, 1:00 p.m. – 4:00 p.m.; December 13, 2016, 1:00 p.m. – 4:00 p.m.; March 14, 2017, 1:00 p.m. – 4:00 p.m.; June 13, 2017, 1:00 p.m. – 4:00 p.m.; September 12, 2017, 1:00 p.m. – 4:00 p.m.; December 12, 2017, 1:00 p.m. – 4:00 p.m.; March 13, 2018, 1:00 p.m. – 4:00 p.m.; June 12, 2018, 1:00 p.m. – 4:00 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Randall Kelley Training Room, 305, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Establish subgroups and breakout sessions, risk assessment, hazard review and selection, mitigation measure organization, plan maintenance review and state capability assessment.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings and will not re-advertise notice in the Florida Administrative Review (FAR).

A copy of the agenda may be obtained by contacting: Melissa Schrader, Mitigation Planner, Bureau of Mitigation, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)413-9959, Melissa.Schrader@em.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Melissa Schrader, Mitigation Planner, Bureau of Mitigation, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)413-9959, Melissa.Schrader@em.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida

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

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Division of Emergency Management announces a public meeting to which all persons are invited.

DATE AND TIME: September 2, 2016, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in Section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-16-17-015) for FDEM Hurricane Season Preparedness and Media Buy.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Kara Godwin, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)922-1649, Kara.Godwin@em.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kara Godwin, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)922-1649, Kara.Godwin@em.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

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

DATE AND TIME: Thursday, September 15, 2016, 10:30 a.m., ET

PLACE: Wakulla Springs Lodge, 550 Wakulla Park Drive, Wakulla Springs, Florida 32327

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular monthly business of the Apalachee Regional Planning Council.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303, JWatson@thearpc.com.

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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2016, 3:00 p.m.

PLACE: St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to Section 286.011(8), Florida Statutes, and at the request of legal counsel, a litigation shade meeting attorney client session will be held during the regular meeting of the Governing Board of the St. Johns River Water Management District, to discuss settlement negotiations or strategy sessions related to litigation expenditures in Estate of Coy A. Koontz v. St. Johns River Water Management District, Case No. 94-CA-5673 in the Circuit Court of the Ninth Judicial Circuit, Orange County, Florida. The following persons will be entitled to attend this session: a certified court reporter; Board Members John Miklos, Fred Roberts Jr., Charles Drake, Carla Yetter, Douglas Bournique, John Browning, Douglas Burnett, Maryam Ghyabi, and Ron Howse; District Executive Director Dr. Ann Shortelle; and District General Counsel William Congdon.

The entire session will be recorded by a certified court reporter. The reporter will record the times of commencement and termination of the session, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the session shall be off the record. The court reporter's notes shall be fully transcribed and filed with the entity's clerk within a reasonable time after the meeting. The transcript shall be made part of the public record upon conclusion of the litigation.

The regular meeting of the Governing Board of the St. Johns River Water Management District will be convened in public and at some point, the public portion will be recessed for the attorney-client session. At the conclusion of the attorney-client session, the public meeting will be reconvened, at which time the Governing Board will provide direction on how to proceed.

A copy of the agenda may be obtained by contacting: Lori Griffith, (386)329-4470

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: Sandy Bertram, District Clerk, (386)329-4127. 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.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Tuesday, September 13, 2015, 5:01 pm
PLACE: SWFWMD Tampa Office, 7601 Hwy 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Governing Board Tentative Budget Hearing: Governing Board adoption of District tentative millage rate and budget for Fiscal Year 2016-17. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x 4606(Ad Order EXE0511)

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: Wednesday, September 14, 2016 at 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL, 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Meeting to Discuss Regulatory Matters
All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

Lower West Coast Service Center
2301 McGregor Blvd.
Fort Myers, FL 33901

Okeechobee Service Center
3800 NW 16th Boulevard
Okeechobee, FL 34972

Orlando Service Center
1707 Orlando Central Parkway Suite 200
Orlando, FL 32809

The meeting will also be webcast.

Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov

- Hold mouse over the “Topics” tab, scroll down to “Permits” and click
- Under “*Upcoming Events*” on the right hand column, click the “Monthly Regulatory Meetings” link.
- or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free (800)432-2045 x6207

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's Office 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).

REGIONAL UTILITY AUTHORITIES

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

DATE AND TIME: Monday, September 19, 2016, 9:00 a.m.

PLACE: Tampa Bay Water Administrative Offices, 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.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

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

DATE AND TIME: September 8, 2016, 10:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for Request for Proposals for Investment Advisory Services, Contract No.: 2017-008. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355. NOTE: This meeting was rescheduled from September 1, 2016 due to inclement weather in Clearwater, 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 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).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 21, 2016, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call. To Connect, dial: 1(888)670-3525, Conference Pass code: 2295006118 then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: the Department of Business and Professional Regulation, Board of Employee Leasing Companies at 2601 Blair Stone Road, Tallahassee, Florida, 32399-0767.

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 board office at (850)487-1395. 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 Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, Florida 32399-0767.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Committee on Continuing Professional Education announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 5, 2016, 9:00 a.m.

PLACE: Teleconference: 1(888)670-3525, conference code: 4694532213

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee on Continuing Professional Education will meet to discuss items relating to CPE credits.

A copy of the agenda may be obtained by contacting: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 2 days before the workshop/meeting by contacting: Karan Lee. 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: Karan Lee.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces a public meeting to which all persons are invited.

DATES AND TIME: CORRECTED TIMES: Thursday, September 22, 2016, 8:30 a.m.; Friday, September 23, 2016, 8:30 a.m. until business is concluded

PLACE: Hilton Resort, 100 North Atlantic Ave., Daytona Beach, Florida 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Board meetings; these are public meetings. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2505 or denise.graves@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Denise Graves, (352)333-2505 or denise.graves@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Denise Graves, (352)333-2505 or denise.graves@myfloridalicense.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2016, 9:30 a.m. – 12:30 p.m.

PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Trail, Osprey, FL 34229 or by calling (941)882-7206.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Chris Oliver, (941)882-7206. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, September 9, 2016, 2:30 p.m.

PLACE: Meet-Me #: 1 (888)670-3525, Participation Code: 125-528-7056

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

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

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

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

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

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, September 23, 2016, 2:30 p.m.

PLACE: Meet-Me #: 1 (888)670-3525, Participation Code: 125-528-7056

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

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

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

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

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

The Board of Osteopathic Medicine Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 15, 2016, 1:00 p.m.

PLACE: Telephone conference number: 1(888)670-3525, participant code: 6607485549

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Kama Monroe, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

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: Kama Monroe, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. 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: Kama Monroe, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

The Florida Department of Health, Division of Children’s Medical Services, Early Steps Program announces a telephone conference call to which all persons are invited.

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

PLACE: Conference call number: 1(888)670-3525, participant code: 6272156732#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Best Practices Workgroup is convening to review the draft Individualized Family Support Plan.

A copy of the agenda may be obtained by contacting: Kelly.Rogers@flhealth.gov.

For more information, you may contact: Kelly.Rogers@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

RULE NOS.:RULE TITLES:

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

64J-2.012 Process for the Approval of Trauma Centers

64J-2.013 Extension of Application Period

64J-2.016 Site Visits and Approval

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

DATE AND TIME: Thursday, September 22, 2016, 9:00 a.m. – 12:00 Noon

PLACE: 4052 Bald Cypress Way, Tallahassee, Florida, Room 301; telephone conference: 1(888)670-3525, participant code: 1043560135, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department proposes to amend these rules to develop an inclusive, sustainable trauma system that allocates trauma center need necessary to establish reasonable access to high quality trauma services.

A copy of the agenda may be obtained by contacting: Leah Colston, Bureau Chief, Bureau of Emergency Medical

Oversight, 4052 Bald Cypress Way, Bin #A20, Tallahassee, Florida 32399-1722, Leah.Colston@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Leah Colston as shown 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).

NAVIGATION DISTRICTS

West Coast Inland Navigation District

The West Coast Inland Navigation District announces a hearing to which all persons are invited.

DATE AND TIME: September 9, 2016, 4:00 p.m.

PLACE: Venice City Hall, 401 W Venice Avenue, Venice, FL 34285

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda may be obtained by contacting: WCIND, 200 E Miami Ave., Venice, FL 64285.

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

DEPARTMENT OF FINANCIAL SERVICES

The Department of Financial Services announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2016, 2:00 p.m. – 4:00 p.m., Eastern Time

PLACE: 2450 Shumard Oak Boulevard, Building 1, Room 1220/1221, Tallahassee, Florida, 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida PALM Executive Steering Committee will meet to discuss the status of the Florida PALM Project.

A copy of the agenda may be obtained at the Florida PALM website:

<https://www.myfloridacfo.com/floridapalm/meetings/executive-e-steering-committee/>.

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 five days before the workshop/meeting by contacting: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@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).

For more information, you may contact: FloridaPALM@myfloridacfo.com by email. If you have any questions or would like to submit public comment regarding the Florida PALM Executive Steering Committee, please email FloridaPALM@myfloridacfo.com.

GULF CONSORTIUM

The Gulf Consortium Executive Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 9, 2016, 4:00 p.m., ET

PLACE: 1(888)670-3525, participant code: 998 449 5298#; Florida Association of Counties, 100 S. Monroe Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Executive Committee of the Gulf Consortium will conduct a Board of Directors preview meeting, consisting of a planning grant update; work orders under the State Expenditure Plan; FY2016-17 budget; and, conduct other business. In accordance with Section 163.01, the location of the conference call is the Florida Association of Counties, 100 S. Monroe Street, Tallahassee, FL 32301.

A copy of the agenda may be obtained by contacting: Ginger Delegal at gdelegal@fl-counties.com, (850)922-4300 or www.FACRestore.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ginger Delegal, (850)922-4300 or gdelegal@fl-counties.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ginger Delegal, (850)922-4300 or gdelegal@fl-counties.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: September 15, 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.

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: Wednesday, September 14, 2016, 5:30 p.m.

PLACE: 720 North Denning Drive, Winter Park, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Stroll 'n' Roll event planning committee meeting.

A copy of the agenda may be obtained by contacting: Brittany Pilcher at (407)623-1070 or bpilcher@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: Brittany Pilcher at (407)623-1070 or bpilcher@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).

For more information, you may contact: Brittany Pilcher at (407)623-1070 or bpilcher@cilorlando.org.

FOUNDATION FOR INDIGENT GUARDIANSHIP

The Foundation for Indigent Guardianship, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 14, 2016, 10:00 a.m., ET

PLACE: 1(888)670-3525, participant code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting.

A copy of the agenda may be obtained by contacting: Lhflgator@gmail.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lhflgator@gmail.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: LeeAnn Herman at lhflgator@gmail.com.

CLAY SOIL AND WATER CONSERVATION DISTRICT

The Clay County Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 2016, 9:00 a.m.

PLACE: Clay County Extension office, 2463 SR16 W, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting

A copy of the agenda may be obtained by contacting: Sally Doyle, (904)284-6355.

For more information, you may contact: Sally Doyle, (904)284-6355.

THE VALERIN GROUP, INC.

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

DATE AND TIME: Tuesday, September 13, 2016, 5:00 p.m. – 7:00 p.m.

PLACE: Episcopal Church of the Advent, 11251 SW Highway 484, Dunnellon, FL 34432

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing is being held regarding proposed improvements to State Road (SR) 200 from north of the Citrus County Line to south of County Road (CR) 484 in Marion County. The hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, and social and economic, and environmental effects of the proposed improvement.

The project includes widening of the existing two lane roadway to four lanes, with the addition of a 40' grass median. Further improvements include bridges for wildlife, pedestrian trail access and equestrians, and the installation of a wildlife fence on portions of FDOT right-of-way. The project is not yet funded for construction.

The hearing will be held on Tuesday, September 13, 2016, at the Episcopal Church of the Advent, 11251 SW Highway 484, Dunnellon, FL, 34432, between 5:00 p.m. and 7:00 p.m. The hearing will begin as an open house at 5:00 p.m. with a formal presentation at 6:00 p.m. Staff members will be available to discuss the project and answer questions before and after the presentation.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing, sent by mail to: Naziru Isaac, P.E., Florida Department of Transportation, District Five Roadway Design, 719 South Woodland Boulevard, M.S. #552, DeLand, FL 32720 or sent by email to Naziru.Isaac@dot.state.fl.us no later than September 23, 2016. All comments written and oral will become part of the project's public record.

The draft project documents and other information will be available for public review until September 23, 2016 at the Freedom Public Library, 5870 SW 95th Street, Ocala, FL 34476, Monday, Wednesday, Friday and Saturday from 10:00 a.m. to 6:00 p.m., Tuesday and Thursday from 10:00 a.m. to 8:00 p.m.

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: there is no agenda.

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: Naziru Isaac. Persons with disabilities who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Kelly Hiden, Public Involvement Coordinator, The Valerin Group, at (407)508-0839 or kelly@valerin-group.com, at least seven days prior to the meeting. 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 additional information about the project, please contact: Naziru Isaac, P.E. at (386)943-5547 or Naziru.Isaac@dot.state.fl.us.

OTHER AGENCIES AND ORGANIZATIONS

Florida Workers' Compensation Joint Underwriting Association, Inc

The FWCJUA Producer Appeals Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2016 beginning at 3:00 p.m.

PLACE: The Producer Appeals Committee meeting will be held at the FWCJUA's office located at 6003 Honore Avenue, Suite 204, Sarasota, FL.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee shall hear appeals from Agencies and their Designated Producers in response to the revocation of their privileges to submit business to the FWCJUA.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7400 or at www.fwcjua.com.

OTHER AGENCIES AND ORGANIZATIONS

Florida Workers' Compensation Joint Underwriting Association, Inc

The FWCJUA Annual Membership & Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: September 14, 2016, beginning at 10:00 a.m.

PLACE: FWCJUA Office, located at 6003 Honore Avenue, Suite 204, Sarasota, FL 34238.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include a 2015 overview with Q&A; approval of minutes; legal, legislative & regulatory matters; election of vice chair & officers; operations & financial reports; and committee reports on Audit Committee Charter

procedures checklist; investment marketplace update; investment portfolio compliance review; review of policy & guidelines for the investment of assets & associated matters; investment manager engagement; reinsurance intermediary engagement; 2017 reinsurance goals & marketing strategy; reinsurer financial strength ratings; premium level indication; actuarial services engagement; Operations Manual; review of rates, rating plans & policy forms and associated matters to include application forms; 2016 Travelers' performance audit; 2017 preliminary business plan & forecast with capital expenditures; disaster recovery matters; outcomes of appeals from Agencies and Designated Producers regarding revocations of their privileges to submit business to the FWCJUA; and executive compensation matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7400 or at www.fwcjua.com.

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 filed with the Division of Administrative Hearings on the following rules:

NONE

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

NONE

Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

University of South Florida

**NOTICE TO PROFESSIONAL CONSULTANTS REQUEST
FOR QUALIFICATIONS**

The University of South Florida (USF), announces that continuing professional services are required for the following discipline:

Mechanical/Electrical/Plumbing Engineers (Up to 2) University of South Florida, Sarasota-Manatee Campus, Sarasota, Florida (with ability to include other campuses as required).

PROJECT DESCRIPTION: Projects included in the scope of this Agreement will be specific projects for renovations, alterations, new construction and additions for USF facilities that have a basic construction budget that does not exceed \$2,000,000 or survey or studies for which the fee for professional services that does not exceed \$200,000. Projects for USF facilities may include Teaching, Research, Health, Academic, Administrative, Recreation and Residence Life Facilities, as well as Infrastructure and Utility projects. Continuing Service contracts for these projects provide that the consultant will be available on an as-needed basis for an initial contract period of one (1) year with an Owner’s option to renew for one (1) additional year at a time up to a total of two (2) additional years. This selection is based upon Mechanical/Electrical/Plumbing Engineering services only. The Consultant(s) receiving the award will not have an exclusive contract to perform services for these projects; the USF may have additional continuing service Consultant(s) under contract during the same time period. Services required to be provided under the Continuing Service Contracts include the development of record drawings by the Continuing Service Consultant for projects designed by that consultant to reflect as-built conditions to facilitate the University’s space management program. Any new construction projects should have the ability to be USGBC LEED certified, to a minimum certification level of Silver, if required by the Owner and shall

be included as part of basic services and will not be considered as an additional service.

The Mechanical/Electrical/Plumbing Engineer Continuing Services contract shall be in compliance with the selection provisions in Section 287.055, Florida Statutes, and Board of Governors Regulation 14.005.

It is the University’s responsibility to negotiate a fair, competitive and reasonable compensation per Section 287.055, Florida Statutes. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects; (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the selected firms based upon an hourly/unit costs for services document to be provided at the time of negotiations.

In addition to General Liability and Automobile Liability insurance, Blanket Professional Liability insurance will be required for this Contract in the amount of \$250,000 and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for considerations to provide professional services shall submit a Request for Qualification submittal consisting of the information as required in the Submittal Requirements of the Request for Qualifications (RFQ) dated September 2016, including a letter of interest, a completed USF Professional Qualifications Supplement (PQS) for Mechanical/Electrical/Plumbing Engineer Continuing Services dated September 2016 with attachments, and any required or additional information within the proposal limits as described in the RFQ. Applications on any other form may not be considered. The Request for Qualifications (RFQ) dated September 2016 and the USF Professional Qualifications Supplement dated September 2016 which includes project information and selection criteria, may be obtained by contacting Beverly Pinder, Facilities Planning & Management, University of South Florida Sarasota-Manatee, 8350 N. Tamiami Trail, B128, Sarasota, FL 34243, email bpinder@sar.usf.edu, (941) 359-4518, Fax: (941) 359-4494. Requests for any other project information, or any questions, must be submitted in writing to the above e-mail address. Applications which do not comply with the above instructions may be disqualified. Submittals are part of the public record. Application materials will not be returned. An applicant must be properly registered to practice its profession in the State of Florida at the time of application. If the applicant is a corporation it must be chartered by the Florida Department of State to operate in Florida at the time of application.

Request for Meetings: Requests for meetings by individual firms will not be granted. No communication shall take place between the applicants and the Selection Committee members, and employees of USF, except as provided by the USF

Professional Qualifications Supplement (PQS) and Request for Qualifications (RFQ) dated September 2016 (which includes project information and selection criteria).

Submission: One (1) original and six (6) spiral-bound copies of the submittals are to be submitted to the attention of Beverly Pinder, Facilities Planning & Management, University of South Florida Sarasota-Manatee, 8350 N. Tamiami Trail, B128, Sarasota, FL 34243 by 2:00 PM EST, September 16, 2016. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. Submittals that do not comply with the above instructions may be disqualified. Submittals are not to exceed 40 single-sided pages or 20 double-sided pages, including the "USF Professional Qualifications Supplement" and letter of interest. Pages must be numbered consecutively.

The University reserves the right to suspend, discontinue or cancel the selection process at any time and reject any or all submissions without obligation to the respondent. The Selection Committee reserves the right to waive any irregularities and may reject all proposals and stop the selection process at any time.

PROJECT SELECTION CRITERIA:

Selection of finalists for interview will be made on the basis of professional qualifications including experience and ability, design ability, past performance, workload, volume of USF work (including USF Foundation), and location, in meeting the goals and objectives of the of the project and USF Strategic Plan.

As part of the USF Strategic Plan, USF made a commitment to foster a diverse community distinguished by a shared purpose, collaboration, open and timely communication, mutual respect, trust, and inclusiveness. USF is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises (MBE) in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or to participate in design and/or construction-related services. MBE participation information for this contract shall be provided by the Civil Engineer in response to a periodic request from the University's Supplier Diversity Manager's office.

The plans and specifications for the USF projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36

months from the date of their being placed on the convicted vendor list.

**AULD & WHITE CONSTRUCTORS, LLC
NOTICE TO SUBCONTRACTORS ROBERT F. ENSSLIN
ARMORY RENOVATIONS
REQUEST FOR BIDS**

NOTICE IS HEREBY GIVEN that Auld & White Constructors, LLC, in conjunction with the Robert F. Ensslin Armory, will be accepting sealed proposals, which will be received until 2:00 p.m., Friday, September 16, 2016, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216, for the referenced project. Bids shall be opened publicly at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216.

SCOPE DESCRIPTION: 72,000 sf multi-phase renovation to the Robert F. Ensslin Armory located at 2305 S.R. 207, St. Augustine, Florida 32086. MEP systems upgrade along with interior renovations to ceilings, lighting and floor systems.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than Friday, September 9, 2016. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216, on August 22, 2016. All interested bidders shall submit their Notice of Intent to Bid by fax to (904)296-1896, Attention Elizabeth Wilcox or e-mail at awcestimating@auld-white.com.

Robert F. Ensslin Armory and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids, waive formalities and irregularities in bidding and to accept bids, which are considered by Auld & White Constructors, LLC to be in the best interest of the project.

CHARLES PERRY PARTNERS, INC.

UF_607-Florida Innovation Hub Phase 2

Advertisement of Prequalification

Charles Perry Partners, Inc. is the selected design-build firm for the University of Florida – Innovation Hub Phase 2 building located in Gainesville, Florida. The project will be approximately 12 months and consists of a 3-story building that will be approximately 48,000 SF.

Charles Perry Partners, Inc. is currently accepting subcontractor/vendor prequalification forms for the following scopes of work.

The remaining bid packages will include the following:

SELECTIVE DEMOLITION
 SITE CONCRETE
 MASONRY
 DOOR & HARDWARE INSTALLATION
 DAMPPROOFING, WATERPROOFING
 ROOFING SYSTEM
 METAL WALL PANELS
 DOORS/FRAMES/HARDWARE
 STOREFRONT/CURTAINWALL/GLASS
 DRYWALL/FRAMING
 ACOUSTICAL CEILINGS/TREATMENTS
 PAINTING, COATINGS/WALLCOVERINGS
 FLOORING
 MISCELLANEOUS SPECIALTIES
 SIGNAGE
 CASEWORK
 LAB CASEWORK
 WINDOW TREATMENTS
 SITE FURNISHINGS
 FIRE PROTECTION
 PLUMBING
 HVAC
 TEST & BALANCE
 BUILDING AUTOMATION SYSTEM & CONTROLS
 ELECTRICAL
 LANDSCAPING, IRRIGATION
 PAVER SYSTEMS

All parties interested in bidding on this project must be prequalified in order for their bid to be considered. Prequalification instructions and forms are available by logging on to <http://planroom.cppi.com>.

Username: innovation

Password: hub2prequal

FOR REMAINING PACKAGES: Completed prequalification forms must be filled out and emailed to iHub2.Prequalification@cpqi.com by **September 2, 2016**. Prequalified bidders will receive detailed bidding instructions, bid dates and times.

All interested parties are encouraged to attend an informational meet-n-greet at the CPPI office (8200 NW 15th Place, Gainesville, FL) at **9:00 a.m. on Wednesday, September 7, 2016**. The agenda will include introductions, project overview and bid schedule.

Bids are scheduled to be due on **September 22, 2016**.

Construction is tentatively scheduled to start in **October 2016**.

The University of Florida and CPPI are committed to Small Business and Vendor Diversity and encourages participation by such. CPPI reserves the right to reject any bid if considered to be in best interest of the project. Compliance with UF Purchasing and EDA guidelines will be required.

Notice of requirements for affirmative action to ensure equal employment opportunity (Executive Order 11246 and 41 CFR Part 60-4).

The Department of Commerce Economic Development Administration is providing partial funding for this project. Investment Number 04-79-07090.

Section XII Miscellaneous

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

In re:

SUSPENSION OF STATUTES, RULES
 AND ORDERS, MADE NECESSARY
 BY TROPICAL STORM HERMINE
 DEM NO. 16- 0001

EMERGENCY ORDER

I hereby find that the Division of Emergency Management's timely execution of the mitigation, response, and recovery aspects of the State's emergency management plan, as it relates to the Tropical Storm Hermine, is negatively impacted by the application of certain regulatory statutes prescribing the procedures for the conduct of state business as well as by certain orders and rules of this agency.

Therefore, pursuant to the authority granted by Executive Order No. 16-205, I hereby suspend the effect of any statute, rule, or order that would in any way prevent, hinder, or delay necessary action by the Division in coping with this emergency.

By its express terms, this Order suspends any statute, rule, or order if: (1) strict compliance with the statute, rule, or order (as unsuspended) would in any way prevent, hinder, or delay any mitigation, response, or recovery action undertaken by the Division; and, (2) such action is necessary to cope with this emergency. The suspension includes, but is not limited to, any and all statutes, rules, or orders that affect budgeting, leasing, printing, purchasing, travel, conditions of employment, and the compensation of employees.

Because section 252.36(5)(a), Florida Statutes, allows the Governor to suspend the provisions of "any regulatory statute prescribing the procedures for [the] conduct of state business", and because Executive Order No. 16-205 designates the Director of the Division of

Emergency Management as the State Coordinating Officer for this emergency, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to this Order.

The effective dates of this Order shall correspond with the effective dates of Executive Order No. 16-205.

Executed this 31st day of August, 2016, in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF EMERGENCY MANAGEMENT

Bryan W. Koon

Bryan W. Koon, Director
2555 Shumard Oak Blvd.
Tallahassee, Florida 32399

Filed on this date, with the designated Division Clerk, receipt of which is hereby acknowledged.

Melinda Zody Dowling
Division Clerk

**DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development**

RULE NO.: RULE TITLE:

73C-23.0041 Application Process - General Information
Final Order No. DEO-16-163

In the Matter of

CITY OF MIDWAY, DEO Case No. 16-090
Final Order No. DEO-16-163

Petitioner.

FINAL ORDER DENYING PETITION FOR WAIVER

This matter is before the Department of Economic Opportunity (“Department”) based on a petition for waiver submitted by the City of Midway, City Council (“Midway”). The petition seeks a waiver of Rule 73C-23.0041(5)(c)2.a., Florida Administrative Code, as applied to Midway’s application under the Department’s Florida Small Cities Community Development Block Grant (CDBG) Program for the federal fiscal year 2015 Small Cities CDBG cycle for housing rehabilitation. The Department finds and concludes as follows:

Findings of Fact

1. On March 12, 2016, the Department commenced an application cycle accepting applications from eligible governments to participate in the federal fiscal year 2015

Small Cities CDBG Program for housing rehabilitation. The application cycle closed on April 25, 2016.

2. Midway timely submitted its application on April 25, 2016, for the amount of \$700,000 for housing rehabilitation.
3. As part of the evaluation process, the Department reviewed Midway’s public hearing advertisements, and determined that the second public hearing advertisement did not meet the requirements of Rule 73C-23, Florida Administrative Code.
4. Rule 73C-23.0041(5)(c)2.a., Florida Administrative Code, states:

After an Application for Funding has been drafted, citizens shall be given the opportunity to express their views regarding the proposed application. This opportunity shall include the following:

- a. A notice for a second public hearing shall be published in a local newspaper at least five days prior to and no more than 20 days before the date of the second public hearing. The notice shall include a summary of the draft application and the date, time and address of a public hearing on the draft application. The summary shall include the following:

- (I) A description of the activities that will be undertaken with CDBG funding;
- (II) A budget that lists the specific CDBG dollar amounts that will be allocated for each activity;
- (III) The National Objective that will be met by each activity, except administration and engineering; and,
- (IV) For Neighborhood Revitalization, Commercial Revitalization and Economic Development projects, the specific locations of the proposed activities, including street names or road numbers (e.g., County Road 50).

The notice shall also state where and when, other than at the public hearing, a copy of the draft application will be available for citizen review and how citizens can submit written comments on the draft application. Failure to include all of the required information in the public hearing notice shall result in the application being rejected as provided in Section 290.0475(6), Florida Statutes.

5. Section 290.0475(6), Florida Statutes, states that an application is ineligible for funding if the local government is not in compliance with the Department’s rule regarding citizen participation.
6. Midway’s second public hearing advertisement failed to include 1) where and when the draft application would be available for review, and 2) how citizens could submit written comments on the draft application.

7. The Department notified Midway on May 12, 2016, that since Midway did not comply with the citizen participation requirements of Rule 73C-23, Florida Administrative Code, the application could not be considered and was rejected.
8. Midway filed its petition for waiver from the requirement included in Rule 73C-23, Florida Administrative Code on June 2, 2016, so that it can remain in consideration for funding.
9. Midway argues that it met the intent of the CDBG rule and requests a one-time waiver that would application permanently to its grant application only.
10. Midway did not address its decision to seek waiver months after it failed to meet the rule's requirements.
11. The Department has rejected all applications for the federal fiscal year 2015 Small Cities CDBG cycle for housing rehabilitation and readvertised.

Conclusions of Law

12. Midway filed its petition under section 120.542(2), Florida Statutes, which states:
 Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, "substantial hardship" means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, "principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
13. Midway does not adequately explain in its petition why the application of Rule 73C-23, Florida Administrative Code, would create a "substantial hardship" or would violate the "principles of fairness." Midway only explains that it "is an economic distress community that if this decision stands, it would severely create a hardship to the people it is meant to assist," but does not explain how the application of the rule affects it.
14. However, the relief sought by Midway, the waiver of Rule 73C-23, Florida Administrative Code, so that it may remain in consideration for funding, is moot as the Department has rejected all federal fiscal year 2015 Small Cities CDBG applications for housing rehabilitation funding and readvertised.
15. Midway's previous failure to comply with Rule 73C-23, Florida Administrative Code, does not prevent it from

reapplying for federal fiscal year 2015 Small Cities CDBG housing rehabilitation funding.

16. Furthermore, even if the Department had not rejected all federal fiscal year 2015 Small Cities CDBG applications for housing rehabilitation funding, Midway did not timely submit its request for a waiver from Rule 73C-23, Florida Administrative Code, but instead submitted its request for a waiver months after failing to comply with Rule 73C-23, Florida Administrative Code.
17. Having determined that Midway was not in compliance with the requirements of Rule 73C-23, Florida Administrative Code, the Department correctly rejected its CDBG application.

Conclusion

Based on the foregoing, the Department denies the waiver as sought by Midway to pertain to its federal fiscal year 2015 Small Cities CDBG application.

DONE AND ORDERED in Tallahassee, Florida this 31st day of August, 2016.

/s/

Taylor Teepell, Director
 Division of Community Development
 Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF RECEIPT OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
 DEPARTMENT OF ECONOMIC OPPORTUNITY
 OFFICE OF THE GENERAL COUNSEL
 107 EAST MADISON ST., MSC 110
 TALLAHASSEE, FLORIDA 32399-4128
 FAX (850)921-3230

AGENCY.CLERK@DEO.MYFLORIDA.COM

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF RECEIPT OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order Denying Petition for Waiver has been filed with the Agency Clerk of the Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, and that copies have been furnished to the parties listed and in the manner identified below on this 31st day of August, 2016.

/s/ _____

Stephanie Chatham, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, Florida 32399-4128
Telephone: (850)245-7150
Facsimile: (850)921-3230

By Certified US Mail
Henry C. Hunter, City Attorney
City of Midway
50 Martin Luther King Boulevard
Midway, Florida 32343

By Email Delivery
Hillary Ryan
Interim Bureau Chief
Division of Community Development
Department of Economic Opportunity
Tallahassee, Florida 32399
Hillary.Ryan@deo.myflorida.com

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No. DEO-16-159

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-159 on August 31, 2016, in response to an application submitted by Sea Ranch Lakes Beach Club, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

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

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No. DEO-16-161

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-161 on August 31, 2016, in response to an application submitted by La Viva Homeowners' Association, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

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

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

Section XIII

Index to Rules Filed During Preceeding 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