

DEPARTMENT OF EDUCATION

State Board of Education

<p>RULE NOS.: 6A-4.002 6A-4.004</p>	<p>RULE TITLES: General Provisions Florida Educator's Certificates with Academic, Administrative, Degreed Career and Technical, and Specialty Class Coverages</p>
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PURPOSE AND EFFECT: To provide detailed requirements of a standard, professional certificate and to implement recent changes by the Florida Legislature to certification requirements for world language and science, technology, engineering, and mathematics (STEM) subject coverages.

SUMMARY: Rule 6A-4.002, F.A.C., -- Adds reference to the Basic Program of the Defense Language Institute (DLI) or earning an acceptable score on the Defense Language Proficiency Test (DLPT) as acceptable means of satisfying specialization and subject area mastery for a world language; Establishes the acceptable score as two (2) or higher on both the Listening and Reading subtests of the DLPT; Rule 6A-4.004, F.A.C., -- Outlines detailed eligibility and application requirements for the Professional Certificate; Establishes alternative criteria for educators in a science, technology, engineering, or math subject in grades 6-12 to earn a Professional Certificate.

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: These proposed rules are not expected to have any adverse impact on economic growth, business competitiveness or any other factors listed in s. 120.541(2)(a), F.S. and are not expected to require legislative ratification. The proposed rule revisions do not impose new costs on any stakeholder.

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: 1001.02, 1012.55, 1012.56, FS.

LAW IMPLEMENTED: 1001.10(5)(b), 1012.55, 1012.56, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 16, 2016, 9:00 a.m.

PLACE: Omni Orlando Resort at Championsgate, 1500 Masters Blvd., Royal Dublin, Championsgate, Florida 33896.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David LaJeunesse, Chief of Educator Certification, 325 W. Gaines St, Suite 201, Tallahassee, FL 32399, (850)245-0431

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.002 General Provisions.

(1) through (3) No change.

(4) Examinations. The examinations used for demonstration of mastery of general knowledge, professional education competence, and subject area knowledge shall be aligned with student standards approved by the State Board of Education pursuant to Sections 1012.56(4) and (9)(f), F.S. and Rule 6A-1.09401, F.A.C.

(a) through (d) No change.

(e) Achievement of a passing score of a two (2) or above on the reading subtest and a two (2) or above on the listening subtest of the Defense Language Proficiency TEST (DLPT) shall satisfy subject area specialization requirements and mastery of subject area knowledge in the comparable certification in a world language. Official documentation of successful completion of the Defense Language Institute Foreign Language Center (DLI) program as specified in Rule 6A-4.0243, F.A.C., may also be used to satisfy subject area specialization requirements and mastery of subject area knowledge

(f) Effective for tests administered on or after July 1, 2015, achievement of passing scores, as identified by the State Board of Education pursuant to subsection 6A-4.0021(12), F.A.C., on test sections of the Graduate Record Examination (GRE) revised General Test shall satisfy the requirement for mastery of general knowledge as demonstrated on the comparable and relevant subtests of the General Knowledge (GK) Test of the Florida Teacher Certification Examinations (FTCE), as follows:

1. The Analytical Writing section of the Graduate Record Examination (GRE) revised General Test shall be acceptable as equivalent to the General Knowledge (GK) Essay subtest.

2. The Quantitative Reasoning section of the Graduate Record Examination (GRE) revised General Test shall be acceptable as equivalent to the General Knowledge (GK) Mathematics subtest.

3. The Verbal Reasoning section of the Graduate Record Examination (GRE) revised General Test shall be acceptable as equivalent to both the General Knowledge (GK) English Language Skills and the General Knowledge (GK) Reading subtests.

(5) through (6) No change.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.10(5)(b), 1012.55, 1012.56 FS. History—New 4-10-64, Amended 4-8-68, 4-11-70, 10-18-71, 3-19-72, 12-18-72, 6-17-73, 4-19-74, Repromulgated 12-5-74, Amended 6-22-76, 6-27-77, 12-26-77, 4-27-78, 7-1-79, 7-2-79, 6-26-80, 7-28-81, 1-3-82, 5-11-82, 6-22-83, 3-28-84, 1-31-85, 3-13-85, Joint Administrative Objection Filed – See FAR Vol. 12, No. 11, March 14, 1986, Formerly 6A-4.02, Amended 12-25-86, 10-18-88, 10-10-89, 4-15-91, 11-10-92, 5-30-94, 11-13-96, 10-15-01, 12-27-04, 7-27-06, Joint Administrative Procedures Committee objection resolved by Chapter 86-156, Laws of Florida, Florida Administrative Register Vol. 35, No. 27, July 10, 2009, Amended 1-1-14, 12-31-14, 10-26-15, 6-23-16,____.

6A-4.004 Florida Educator’s Certificates with Academic, Administrative, Degreed Career and Technical, and Specialty Class Coverages.

A Florida educator’s certificate is issued to an applicant with academic, administrative, degreed career and technical, and specialty class coverages as specified below.

(1) No change.

~~(2) Professional certificate. The professional certificate is the highest type of full time certificate issued. The professional certificate is issued to an applicant who meets the requirements as specified in Sections 1012.56(1), (2), (3), (5) and (6), F.S. However, if a subject area test has not been developed and the absence of such test prohibits an individual from obtaining a professional certificate or adding a subject to a professional certificate, the employing Florida district superintendent or chief administrative officer of a state supported or nonpublic school may verify the attainment of the essential subject matter competencies.~~

(a) The professional certificate is the standard, renewable type of certificate issued by the Department of Education to an applicant who meets the following eligibility requirements:

1. Completes the application requirements as specified in Rule 6A-4.0012, F.A.C., and,

2. Satisfies all eligibility criteria specified in Section 1012.56(2), F.S.

(b) A standard, renewable professional certificate covering a science, technology, engineering or mathematics (STEM) subject in grades 6 through 12 may be issued to an applicant who meets the following eligibility requirements:

1. Completes the application requirements as specified in Rule 6A-4.0012, F.A.C.;

2. Satisfies the eligibility criteria specified in subparagraphs (a) through (h) of Section 1012.56(2), F.S.;

3. Holds a master’s or higher degree in a STEM area from an acceptable institution as defined in Rule 6A-4.003, F.A.C.;

4. Achieves a passing score on the Florida professional education test; and,

5. Achieves a “summative evaluation rating” of highly effective on the teacher’s most recent annual performance evaluation assessed by an evaluation system approved pursuant to Rule 6A-5.030, F.A.C. The summative evaluation rating must be based in part on teaching a high school course in the same STEM subject area as the teacher’s advanced degree for which student performance is measured by one of the following:

a. A Florida statewide, standardized assessment;

b. An Advanced Placement (AP) examination;

c. An Advanced International Certificate of Education (AICE) examination; or

d. An International Baccalaureate (IB) examination.

The district shall verify, using the district verification form, “STEM-2016” (DOS link) (effective December 2016), which is herein incorporated by reference and made part of this rule, that its calculation of the highly effective summative evaluation rating is based in part on the performance of students as measured by one of the above specified statewide, standardized or national assessments for a high school course listed in the publication, “Florida STEM Course List,” (DOS link) (effective December 2016), which is herein incorporated by reference and made a part of this rule.

(c) The standard professional certificate may be renewed or extended based on provisions specified in Rule 6A-4.0051, F.A.C.

(3) through (8) No change.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1012.55, 1012.56 FS. History—New 4-20-64, Amended 4-8-68, 7-7-68, 4-11-69, 4-11-70, 9-17-72, 8-17-74, Repromulgated 12-5-74, Amended 11-9-76, 7-1-79, 8-27-80, 1-3-82, 4-26-84, 11-18-84, 6-18-85, Formerly 6A-4.04, Amended 12-25-86, 10-18-88, 9-12-89, 12-4-89, 4-15-91, 10-10-91, 5-3-94, 10-15-01, 12-27-04, 11-26-08, 3-5-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Hershel Lyons, Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 12, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 1, 2016

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: RULE TITLE:

6A-5.081 Approval of School Leadership Programs

PURPOSE AND EFFECT: Align rule language to s. 1012.562, F.S., Public Accountability and State Approval of School Leader Preparation Programs, that was enacted by the 2016 Florida Legislature. The revised rule provides additional specificity for the initial and continued approval of two types of school leader preparation programs.

SUMMARY: The proposed rule addresses significant changes to current processes, including: (1) Establishment of a public accountability system; (2) Specific criteria and guidelines for initial and continued approval of both Level I (conducted in postsecondary institutions and school districts) and Level II (conducted only in school districts) school leadership preparation programs; (3) Level I programs: Partnership with at least one school district; Program admission requirements to include a candidate's instructional expertise and leadership potential; Evaluation of candidate performance aligned with the partnering district's evaluation system; Two-year "graduate guarantee" for Level I program completers; and (4) Level II program admission to include requirement for earning an effective or highly effective rating on the district personnel evaluation system.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on past agency experience with approval of educator preparation programs, the adverse impact or regulatory cost, if any, do not exceed, nor would be expected to exceed, any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes, because the proposed rule is anticipated to be implemented with existing staff and technology. No new or increased regulatory costs are imposed in the proposed rule. Improved leadership preparation programs will increase the competitiveness of program completers.

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: 1001.02, 1012.562, 1012.986, FS.

LAW IMPLEMENTED: 1012.562, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 16, 2016, 9:00 a.m.

PLACE: Omni Orlando Resort at Championsgate, 1500 Masters Blvd., Royal Dublin, Championsgate, Florida 33896

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jason Graham, Senior Educational Program Director, Educator Recruitment, Development and Retention, 325 West Gaines Street, Room 124, Tallahassee, Florida, 32399-0400, (850)245-0546

THE FULL TEXT OF THE PROPOSED RULE IS:

Rule 6A-5.081 is substantially rewritten to read (see Florida Administrative Code for present text):

6A-5.081 Approval of School Leadership Programs.

This rule sets forth the requirements and implementation of the approval process for each type of school leadership program offered by a Florida postsecondary institution or public school district.

(1) Definitions. For the purposes of this rule, the following definitions apply.

(a) "Academic year" means the period of time during which program candidates attend or complete a state-approved school leader preparation program. This includes summer term, fall term and spring term, usually mid-May to mid-May of each calendar year.

(b) "Competencies and Skills Required for Certification in Educational Leadership in Florida" mean those practices described in rule 6A-4.00821, F.A.C., which is incorporated herein by reference (DOS link). A copy of rule 6A-4.00821, F.A.C., may be obtained from the Florida Department of Education, 325 West Gaines Street, Room 124, Tallahassee, FL 32399-0400.

(c) "Competency-based" means that participants in school leader preparation programs must demonstrate the skill sets and knowledge bases outlined in the Florida Principal Leadership Standards.

(d) "Continued approval" means that subsequent to an initial approval, a school leadership program has been granted the authority to operate for a five-year period. The basis for continued approval is outlined in the documents entitled Florida Department of Education Continued Program Approval Standards for Educational Leadership (EL) Programs, Form EL CAS-2016; and Florida Department of Education Continued Program Approval Standards for School Principal (SP) Programs, Form SP CAS-2016.

(e) “eIPEP” or “electronic Institutional Program Evaluation Plan” means a Department-maintained web-based tool that serves as a data repository, data collection and reporting tool for both program performance data as well as a repository of continued approval goals and strategies for state-approved school leadership programs from Florida postsecondary institutions and school districts.

(f) “Field experiences” mean activities conducted in a variety of prekindergarten through grade 12 settings that are designed to give the aspiring instructional leader the ability to practice and demonstrate the core expectations of effective school administrators outlined in the Florida Principal Leadership Standards.

(g) “Florida Principal Leadership Standards” mean those practices described in subsection 6A-5.080(2), F.A.C., which is incorporated herein by reference (DOS link). A copy of rule 6A-5.080, F.A.C., may be obtained from the Florida Department of Education, 325 West Gaines Street, Room 124, Tallahassee, FL 32399-0400.

(h) “Initial approval” means that a new school leadership program has been granted the authority to operate for a five-year period. The basis for initial approval is outlined in the documents entitled Florida Department of Education Initial Program Approval Standards for Educational Leadership (EL) Programs, Form EL IAS-2016; and Florida Department of Education Initial Program Approval Standards for School Leader (SP) Programs, Form SP IAS-2016.

(i) “Institutional Program Evaluation Plan” or “IPEP” means the annual plan developed by each approved educational leadership or school principal program to describe its review and analysis of program candidate and program completer data and how the results will impact continuous program improvements as part of its continued approval process.

(j) “Instructional expertise” means documented successful demonstration of the core standards for effective educators outlined in the Florida Educator Accomplished Practices (FEAPs) and a documented track record of achieving student gains. Acceptable documentation of instructional expertise must include a rating of “effective” or higher on the “Performance of Students” and “Instructional Practice” sections of the candidate’s two most recent performance evaluations per section 1012.34, F.S. For candidates who are not employed by a Florida public school district, a postsecondary institution or school district may accept alternative equivalent documentation demonstrating two years of effective instruction with a record of student learning gains.

(k) “Leadership potential” means the critical skills and dispositions that a candidate must demonstrate prior to entering the program. At a minimum, these qualifications must include an analysis of the candidate’s relentless focus on

improving student achievement in their own classrooms and contributing to the demonstrable improvement of teaching effectiveness in the classrooms of colleagues.

(l) “Partner” means to develop and maintain a collaborative professional relationship with agreed upon goals and outcomes. Partnerships must include evidence that the institution and a school district(s) work together to:

1. Determine program admission standards, and identify and select candidates;

2. Provide job-embedded field experiences for program candidates; and

3. Identify strategies for continuous improvement of the program based upon a review of the performance of program candidates and the performance of program completers using aggregate data from performance evaluations.

(m) “Placement rate” means the number of program completers reported annually by each program to the Department who are identified by the Department’s Staff Information System, as prescribed in section 1008.385(2), F.S., as employed in a full-time or part-time school administrator position in a Florida public school district, including charter schools, within three years of program completion. If a program provides documentation of a program completer’s death or disability, the number of program completers included in the calculation will be adjusted.

(n) “Program admission standards” mean the minimum requirements an applicant must meet to be considered for entry into an educational leadership preparation program. The program admission standards for all programs must define (1) candidate grade point average (GPA) requirements, (2) candidate professional qualifications, to include minimum “instructional expertise” and “leadership potential” standards, and (3) candidate selection processes used to determine admission status.

(o) “Program candidate” means an individual who has been admitted into and is currently enrolled in, but has not yet completed an educational leadership or school principal program approved under this rule.

(p) “Program completer” means an individual who has satisfied all educational leadership or school principal program requirements approved under this rule.

(q) “School leadership positions” mean the administrative personnel positions that are defined in section 1012.01(3)(c), F.S.

(2) Requirements and processes for initial request and approval of educational leadership programs and school principal programs.

(a) Requirements for approval of educational leadership programs:

1. Postsecondary institutional programs shall employ faculty who are qualified to teach courses required in the program. Faculty and staff who supervise field experiences shall document annual onsite participation in activities in prekindergarten through grade 12 school settings.

2. A postsecondary institutional program shall provide evidence of its partnership with at least one school district as approved under this rule.

3. A postsecondary institutional program may include a modified version of its approved program to individuals who hold a master's or higher degree, provided the institution has a means to document that the completer of the modified program has met all program requirements.

4. Postsecondary institutional programs and school districts shall describe the qualifications used for admission and admit only candidates that demonstrate instructional expertise and leadership potential as approved under this rule.

5. Postsecondary institutional programs and school districts shall describe how competency-based training is aligned to the Florida Principal Leadership Standards.

6. Postsecondary institutional programs and school districts shall describe how training shall be aligned to the personnel evaluation criteria under section 1012.34, F.S.

7. Postsecondary institutions and school districts shall only endorse as program completers candidates who demonstrate all of the Florida Principal Leadership Standards at the initial certification level and earn passing scores on all portions of the Florida Educational Leadership Examination required in section 1012.56, F.S.

8. School districts shall offer its approved professional development program in educational leadership only to its employees who hold a master's degree from an accredited or approved institution as described in Rule 6A-4.003, F.A.C. Programs may provide for admission of candidates without this degree, provided that the district's program documentation includes a process of formally notifying such candidates that they are not eligible to complete the program without official documentation of the master's degree.

(b) Processes for submission of an educational leadership program for initial approval:

1. The president or chief executive officer of a Florida post-secondary institution or a public school district superintendent who seeks approval to offer an educational leadership program or school principal program, shall submit a written request which is further described in the documents, Florida Department of Education Request to Submit Form-Educational Leadership, Form RTS-EL 2016, and Florida Department of Education Request to Submit Form-School Principal, Form RTS-SP 2016 within 30 business days prior to January 15, April 15, July 15, and October 15. The Department will inform the institution or district

superintendent in writing of the receipt of a fully completed request within five (5) business days.

2. Upon written verification by the Department of a fully completed request, the institution or district superintendent shall submit to the Department an electronic folio, which is further described in the documents, Florida Department of Education Initial Program Approval Standards for Educational Leadership, Form EL IAS-2016, and Florida Department of Education Initial Program Approval Standards for School Principal, Form SP IAS 2016 by January 15, April 15, July 15, and October 15.

3. The Department shall conduct a review of the electronic folio submitted in support of the request for initial approval within ninety (90) days of receipt of the portfolio. The Department shall notify the institution or school district in writing of the following:

a. Receipt of the electronic folio.

b. Missing or deficient elements and provide a period of ten (10) business days for the program to submit supplemental information or documentation to address the deficit(s).

c. Approval or denial of approval for each program included in the request. A denial of approval shall identify the reason(s) for the denial and the deficiencies. A program that receives a denial of approval may reapply for initial approval.

(c) Requirements for approval of school principal programs:

1. The school district shall only admit candidates who hold a valid Florida Educator's Certificate in the area of educational leadership, education administration, or administration and supervision pursuant to requirements of rule 6A-4.0083, F.A.C., and who are employed in a public school within the district in a school leadership position through which the candidate can fully demonstrate the competencies associated with the Florida Principal Leadership Standards.

2. The school district shall only admit candidates who have earned a highly effective or effective evaluation rating under section 1012.34, F.S.,

3. The school district shall describe how it provides individualized instruction using a customized learning plan for each candidate, and the competency-based training that is aligned to its school administrator evaluation criteria under section 1012.34, F.S., and the William Cecil Golden Professional Development Program for School Leaders under section 1012.986, F.S.

4. School districts shall ensure individuals who are designated as program completers have satisfactorily performed instructional leadership responsibilities as measured by the school district's school administrator evaluation system under section 1012.34, F.S.

(3) Requirements and processes for continued approval of educational leadership programs and school principal programs.

(a) Reporting processes for continued approval are as follows:

1. Each institution or school district shall annually submit program candidate and completer data to the Department's secure management information system.

2. By November 15 of each year, each institution or school district shall submit via the Department's eIPEP platform located at <https://www.florida-eipep.org/>, a program evaluation plan in accordance with Florida Department of Education Continued Program Approval Standards, Form EL CAS-2015 for educational leadership programs; or Form SP CAS-2016 for school principal programs.

3. During the final year of the program approval period, the Department shall conduct a continued approval site visit that will include a review of each approved program. The purpose of the site visit shall be to review evidence of the program's implementation of the continued approval standards described in the document, Florida Department of Education Continued Program Approval Standards, Form EL CAS-2016 or Form SP CAS-2016. The site visit shall also include a review of the annual program evaluation plans described in subparagraph (3)(a)2. of this rule. At the end of the site visit, a summative rating score shall be calculated based on criteria outlined in the forms: Form EL CAS-2016 for educational leadership programs or Form SP CAS-2016 for school principal programs.

4. A program that has three (3) consecutive years within the continued approval period with no completers shall not receive a continued approval site visit, or a summative rating score.

(b) At the end of the continued approval period, the Department shall examine the summary findings with summative rating score from the site visit review. The Commissioner shall grant continued approval or denial of approval for each state-approved educational leadership or school principal program based on the continued approval summative rating scale and shall notify the institution or school district in writing of the decision. The continued approval summative rating scale is as follows:

1. Full Approval with Distinction rating: the program has earned "Acceptable" for all indicators of Standards 1, 2 and 3.

2. Full Approval rating: the program has earned "Acceptable" for each indicator of Standard 3, and indicators 1.2 and 1.3 of Standard 1, and no score of "Unacceptable" in any indicator of Standards 1 and 2.

3. Denial of Approval rating: the program has earned "Needs Improvement" for one or more indicators of Standard 3, or indicators 1.2 and 1.3 of Standard 1, or "Unacceptable"

on any indicator of Standards 1, 2 and 3. A program that receives a denial of approval rating may reapply for initial approval as specified in subsection (2) of this rule.

(4) Pursuant to section 1012.562(2)(c), F.S., a Level I program must guarantee the high quality of personnel who complete the program for the first two (2) years after program completion or the person's initial certification as a school leader, whichever occurs first. If a person who completed the program is evaluated in a school leadership position at less than highly effective or effective under section 1012.34, F.S., and the person's employer requests additional training, the Level I program must provide additional training at no cost to the person or his or her employer.

(5) The following forms are hereby incorporated by reference and made a part of this rule. Copies may be obtained from the Florida Department of Education, 325 West Gaines Street, Room 124, Tallahassee, FL 32399-0400.

(a) Florida Department of Education Initial Program Approval Standards for Educational Leadership (EL) Programs, Form EL IAS-2016 (insert link), effective December 2016.

(b) Florida Department of Education Initial Program Approval Standards for School Principal (SP), Form SP IAS-2016 (insert link), effective December 2016.

(c) Florida Department of Education Continued Program Approval Standards for Educational Leadership (EL) Programs, Form EL CAS-2016 (insert link) December 2016.

(d) Florida Department of Education Continued Program Approval Standards for School Principal (SP), Form SP CAS-2016 (insert link), effective December 2016.

(e) Florida Department of Education Request to Submit Form-Educational Leadership, Form RTS-EL 2016 (insert link), effective December 2016.

(f) Florida Department of Education Request to Submit Form-School Principal, Form RTS-SP 2016 (insert link), effective December 2016.

Rulemaking Authority 1001.02, 1012.562, 1012.986 FS. Law Implemented 1012.562 FS. History—New 6-20-07, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Hershel Lyons, Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: October 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: September 8, 2016

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: RULE TITLE:

6A-6.0525 Teenage Parent Programs

PURPOSE AND EFFECT: Align the rule with current language in Florida Statutes.

SUMMARY: This amendment removes procedures that are no longer applicable and aligns special diploma language with Florida Statutes.

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: Revisions to eliminate procedures no longer applicable, and removal of Florida Statutes and Rules that have been repealed will have no economic impact and will not require legislative ratification.

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

RULEMAKING AUTHORITY: 1001.02, 1003.53, 1003.54, FS.

LAW IMPLEMENTED: 1003.53, 1003.54, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 16, 2016, 9:00 a.m.

PLACE: Omni Orlando Resort at Championsgate, 1500 Masters Blvd., Royal Dublin, Championsgate, Florida 33896

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tameka Thomas, Bureau of Family & Community Outreach, 325 W. Gaines Street, Suite 1444, Tallahassee, FL 32399, (850)245-0845, or Tameka.Thomas@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0525 Teenage Parent Programs.

Pregnant and parenting students and their children shall be entitled to participate in Teenage Parent (TAP) Programs designed to provide comprehensive educational and ancillary services to facilitate the parents' completion of high school. Students participating in teenage parent programs shall be

eligible for all services afforded to students enrolled in programs pursuant to Section 1003.54, F.S. and Rules 6A-6.0525 ~~6A-6.05221~~ and ~~6A-6.05291~~, F.A.C.

(1) Requirements.

(a) Credits. Students served in teenage parent programs shall retain the right to earn the number and type of credits required for a standard or special diploma pursuant to Sections 1003.54, F.S. The special diploma is not a diploma option beginning with students entering 9th grade for the first time in 2014-2015 school year and student cohorts thereafter.

(b) through (c) No change.

(d) Parent notification. Parents shall be notified annually in writing as specified in Section 1003.53 ~~230.2316(8)~~, F.S., of their child's enrollment in a teenage parent program and of their right to review any action relating to such enrollment.

(e) Student records. Records of students participating in a teenage parent program shall contain the following:

1. through 4. No change.

~~5. Annual written documentation of parent notification and involvement in the enrollment decision prior to the date of the student's participation in this voluntary program. Notification shall be in the parent's native language or in the language most understood.~~

~~6. Documentation of the academic assistance and support services provided students and teachers in student support and assistance components.~~

(f) Student eligibility for full-time equivalent (FTE). Eligible pregnant and parenting students shall be reported for teenage parent full-time equivalent student membership in the Florida Education Finance Program in the following settings:

~~1. Standard teenage parent program in which all students are teenage parent program participants.~~

~~2. Student support and assistance component.~~

(g) Certification. Any certification is appropriate for teachers in teenage parent programs. Teenage parent program teachers shall be instructional personnel staff members as defined in section 1012.01, F.S. ~~Rule 6A-1.0501, F.A.C.~~

(h) Students served in teenage parent programs shall retain their right to have access to a school day as defined by Section 1011.60 ~~228.041(13)~~, F.S.

(2) No change.

(3) Instructional periods. The program shall consist of instruction to participants full-time, part-time or on a variable schedule as needed to deliver the pregnancy- or parenting-related curriculum as specified in Section 1003.54(3)(b), F.S. Children of teenage parent students enrolled in teenage parent programs shall be served during the time that the parent student is earning credit towards a standard or special diploma pursuant to Section ~~1003.429, 1003.43~~ or 1003.438, F.S. The special diploma is not a diploma option beginning with

students entering 9th grade for the first time in 2014-2015 school year and student cohorts thereafter.

(4) No change.

(5) Ancillary services. School districts shall develop and implement procedures for the provision or coordination of the four ancillary services of child care, social services, health services and transportation for pregnant and parenting students who are currently enrolled or have completed a teenage parent program and their eligible children. Program completers are those students who have successfully completed a teenage parent program as described in the district’s approved teenage parent program plan. Ancillary services are described as:

(a) Child care. Child care includes developmentally appropriate learning activities for the children of teenage parent program participants and completers during the hours when the child’s teenage parent is earning credit pursuing a standard or special diploma as defined by Section ~~1003.429, 1003.43~~ ~~or~~ 1003.438, F.S. The special diploma is not a diploma option beginning with students entering 9th grade for the first time in 2014-2015 school year and student cohorts thereafter. Districts choosing to operate school-based child care for children birth through age three must be licensed by the Department of Health and Department of Children and Families ~~Rehabilitative Services~~ pursuant to Section 402.3025(1), F.S., or by the local licensing agent. Districts may report children of teenage parent program participants and completers for teenage parent full-time equivalent student membership in the Florida Education Finance Program when the district provides or contracts for child care for the child and the following criteria are met:

1. The child is assigned a student identification number and all appropriate data for reporting is collected;
2. The parent is currently enrolled in a teenage parent program or is a program completer and enrolled in courses that meet the graduation requirements pursuant to Section ~~1003.429, 1003.43~~ ~~or~~ 1003.438, F.S.;
3. through 5. No change.

(b) Health services. Health services include the coordination of health and nutrition education and routine prenatal and postnatal health checkups during the time that the teenage parent student is reported for FTE in the teenage parent program. Routine check-ups for the children of teenage parent program participants and completers, including immunizations, shall be provided or coordinated during the time those children are reported for FTE in a teenage parent program.

(c) through (d) No change.

(6) through (7) No change.

Rulemaking Authority 1001.02, 1003.54 FS. Law Implemented 1003.54 FS. History—New 10-30-90, Amended 1-2-95, 3-20-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Hershel Lyons, Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 15, 2016

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-6.0786 Forms for Charter School Applicants and Sponsors

PURPOSE AND EFFECT: Amend the Florida Standard Charter Contract (Form IEPC-SC) incorporated by reference to reflect changes made in section 1002.33, F.S., and clarify expectations related to annual and periodic reviews.

SUMMARY: Amendments to the Florida Standard Charter Contract and clarification to expectations related to annual and periodic reviews.

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 repeal of a provision within this rule will not have any impact on transactional costs, regulatory costs or the other factors set forth in Section 120.541(2), Florida Statutes, which are used to determine whether a SERC is needed and whether legislative ratification will be required.

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: 1002.33(28), FS.

LAW IMPLEMENTED: 1002.33, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 16, 2016, 9:00 a.m.

PLACE: Omni Orlando Resort at Championsgate, 1500 Masters Blvd., Royal Dublin, Championsgate, Florida 33896.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Emerson, Charter Schools Director, Office of K-12 School Choice, 325 West Gaines Street, Suite 1044, Tallahassee, Florida 32399-0400 or via e-mail at Adam.Emerson@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0786 Forms for Charter School Applicants and Sponsors.

(1) through (2) No change.

(3) Upon approval of a charter school application, the sponsor shall have thirty (30) days to propose an initial proposed charter contract to the charter school. The sponsor shall use Form IEPC-SC, Florida Standard Charter Contract, effective December 2016 ~~December 2014~~,

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-04769>) as the basis for the initial draft contract. Proposed deletions to Form IEPC-SC must be displayed as strike-through text. Proposed additions to form IEPC-SC must be displayed as underlined text. The applicant and the sponsor have forty (40) days thereafter to negotiate and notice the charter contract for final approval by the sponsor unless both parties agree to an extension. Additional components may be included in a charter school contract if mutually agreed upon by both parties. Form IEPC-SC is hereby incorporated by reference and may be obtained electronically on the Department's website at <http://www.floridaschoolchoice.org> or from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(4) through (6) No change.

Rulemaking Authority 1002.33(6), (28) FS. Law Implemented 1002.33(6), (21), 1002.331 FS. History—New 10-25-10, Amended 7-9-12, 12-23-14, 8-6-15, 2-9-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Adam Miller, Executive Director, Office of Independent Education and Parental Choice.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 8, 2016

COMMISSION ON ETHICS

RULE NO.: 34-12.330
 RULE TITLE: Annual Renewals

PURPOSE AND EFFECT: The purpose of the proposed amendment is to update information contained in the lobbyist registration renewal form incorporated by reference into Rule 34-12.330, F.A.C.

SUMMARY: This rulemaking amends Rule 34-12.330(2), F.A.C., to update and readopt the CE Form 20-R-Executive Branch Lobbyist Registration Renewal Form.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on past experiences with rules of this nature, the adverse impact of the regulatory costs, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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: 112.3215, 112.322(9), FS.

LAW IMPLEMENTED: 112.3215, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, December 9, 2016, 8:30 a.m.

PLACE: Third Floor Courtroom, First District Court of Appeal, 2000 Drayton Drive, Tallahassee, FL

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: Millie Fulford, Complaint Coordinator, Commission on Ethics, (850)488-7864. 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: Caroline Klancke, Attorney, Commission on Ethics, (850)488-7864

THE FULL TEXT OF THE PROPOSED RULE IS:

34-12.330 Annual Renewals.

(1) Each lobbyist must renew his or her registration to lobby an agency on behalf of a principal on a calendar year basis by electronic means at www.floridalobbyist.gov or by filing a CE Form 20-R, Lobbyist Renewal Form, and payment of the annual registration fee of \$25.00 for each principal represented.

(2) CE Form 20-R, Executive Branch Lobbyist Renewal, effective 1/2017 ~~1/2016~~ <http://www.flrules.org/Gateway/reference.asp> or by electronic means via the Lobbyist Registration and Compensation Reporting system available at www.floridalobbyist.gov. To be utilized by lobbyists to renew their annual registration as an Executive Branch lobbyist. The Form 20-R is generated by the Lobbyist Registration Office and may be obtained without cost from the Lobbyist Registration Office, 111 West Madison Street, Room G-68, Tallahassee, Florida 32399, Telephone (850)922-4990. Rulemaking Authority 112.3215, 112.322(9) FS. Law Implemented 112.3215 FS. History—New 10-12-89, Amended 10-6-91, 7-5-92, 12-6-92, 1-1-97, 11-24-97, 1-1-02, 6-15-06, 8-18-10, 1-1-13, 1-8-15, 11-24-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Virindia Doss, Executive Director, Commission on Ethics
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Virindia Doss, Executive Director, Commission on Ethics
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 19, 2016

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

RULE NO.: RULE TITLE:
 61N-2.0111 Application for Nonresident Prescription Drug Manufacturer- Virtual Permit

PURPOSE AND EFFECT: The Division proposes to adopt and incorporate the division’s permitting application forms into rule.

SUMMARY: The proposed rules adopt and incorporate the division’s permitting applications for resident and nonresident virtual prescription drug manufacturer permits and nonresident prescription drug repackagers.

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 economic review conducted by the agency.

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: 499.01, 499.012, 499.0121, 499.04, 499.041 FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.0121, 499.015, 499.04, 499.041 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1047; (850)717-1802; Dinah.Greene@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61N-2.0111 Application for Nonresident Prescription Drug Manufacturer - Virtual Permit.

A nonresident prescription drug manufacturer – virtual permit is required for any person, located outside of Florida, that is a manufacturer of a prescription drug and that engages in the distribution of such prescription drug into Florida, but does not engage in the physical possession of any prescription drug. A person engaging in activity for which a nonresident prescription drug manufacturer - virtual permit is required, must file an application on form number DBPR-DDC-236, Application for Permit as a Nonresident Prescription Drug Manufacturer - Virtual, effective July 2016, adopted and incorporated herein by reference and comply with all the requirements for permitting in Chapter 499, F.S. and Rule 61N, F.A.C. This form is available upon request from the Division of Drugs, Devices and Cosmetics at 2601 Blair Stone Road, Tallahassee, Florida 32399-1047, (850) 717-1800, or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07530>

Rulemaking Authority 499.01, 499.012, 499.0121, 499.04, 499.041 FS. Law Implemented 499.01, 499.012, 499.0121, 499.015, 499.04, 499.041 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Reginald D. Dixon, Director
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Ken Lawson, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: October 7, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: May 5, 2016.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

RULE NO.: RULE TITLE:
61N-2.0151 Application for Nonresident Prescription
Drug Repackager Permit

PURPOSE AND EFFECT: The Division proposes to adopt and incorporate the division's permitting application forms into rule.

SUMMARY: The proposed rules adopt and incorporate the division's permitting applications for resident and nonresident virtual prescription drug manufacturer permits and nonresident prescription drug repackagers.

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 economic review conducted by the agency.

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: 499.01, 499.012, 499.0121, 499.04, 499.041 FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.0121, 499.015, 499.04, 499.041 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1047; (850)717-1802; Dinah.Greene@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61N-2.0151 Application for Nonresident Prescription Drug Repackager Permit.

A nonresident prescription drug repackager permit is required for any person, located outside of Florida, that is a repackager of a prescription drug and that distributes such prescription drug into Florida. A person engaging in activity for which a nonresident prescription drug repackager permit is required, must file an application on form number DBPR-DDC-237, Application for Permit as a Prescription Drug Repackager, effective July 2016, adopted and incorporated herein by reference and comply with all the requirements for permitting in Chapter 499, F.S. and Rule 61N, F.A.C. This form is available upon request from the Division of Drugs, Devices and Cosmetics at 2601 Blair Stone Road, Tallahassee, Florida 32399-1047, (850)717-1800, or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07532>
Rulemaking Authority 499.01, 499.012, 499.0121, 499.04, 499.041 FS. Law Implemented 499.01, 499.012, 499.0121, 499.015, 499.04, 499.041 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Reginald D. Dixon, Director
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Ken Lawson, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: October 7, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: May 5, 2016

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLE:
68B-60.003 Regional Size Limits

PURPOSE AND EFFECT: The purpose of this rule is to create barracuda conservation measures for south Florida. These rules will create new size regulations in state and federal waters off south Florida.

In recent years, stakeholders throughout southeast Florida and the Florida Keys have voiced concerns about declines in barracuda numbers in that region of the state. The limited available scientific data suggests that barracuda density and average size in the Florida Keys may be declining, while

fishing and diving stakeholders report drastic declines in density and average size throughout south Florida. At the September 2015 Commission Meeting, the Commission adopted a bag limit of 2 barracuda per person with a vessel limit of no more than 6 barracuda for recreational and commercial harvesters in south Florida beginning November 1, 2015. These changes are effective in state and federal waters off Collier, Monroe, Miami-Dade, Broward, Palm Beach, and Martin Counties. The Commission also directed staff to gather additional information and determine whether or not further consideration of a size limit was warranted. Based on the available scientific information and public feedback gathered since that time, the proposed rule will create a slot limit that will provide additional conservation benefits while allowing all users continued access to the fishery.

The effect of this rule will be to establish a slot size limit with a lower limit of no less than 15 inches fork length and an upper limit of no more than 36 inches fork length for all barracuda harvested from state and federal waters off Collier, Monroe, Miami-Dade, Broward, Palm Beach, and Martin counties, with an allowance of one barracuda per vessel larger than 36 inches fork length per day. These regulatory changes are intended to increase the average size of barracuda in the region and contribute to the rebuilding of the local population. SUMMARY: This rule will create a slot limit of 15 to 36 inches for barracuda to address the concern of size and density declines in south Florida. This slot limit is expected to further conservation goals for this fishery while continuing to allow all users access to the resource.

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATES AND TIMES: During the Commission's regular meeting November 16-17, 2016, 8:30 a.m. – 5:00 p.m.

PLACE: USF Student Center, 200 6th Avenue South, St. Petersburg, Florida 33701

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 IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-60.003 Regional Size Limits.

Minimum and Maximum Size Limits - The following size limits apply to recreational and commercial harvesters in all state and adjacent federal waters of the Gulf of Mexico south of a line extended due west from the Collier-Lee County Line (26°19.823'N. Latitude) and all state and adjacent federal waters of the Atlantic Ocean south of a line extended due east from the Martin-St. Lucie County Line (27°15.781'N. Latitude) including the waters off Collier, Monroe, Miami-Dade, Broward, Palm Beach, and Martin Counties.

(1) Except as provided in subsection (2), a person may not harvest or land a great barracuda from the above described region or possess in or on the waters of the described region a great barracuda that is less than 15 inches in fork length or greater than 36 inches in fork length.

(2) A person may harvest and land within the above described region and possess in or on the waters of the described region only 1 great barracuda per day, per person or per vessel, whichever is less, that is greater than 36 inches in fork length. This provision will not be construed to authorize harvest or possession of great barracuda of any size in excess of the applicable bag limits described in 68B-60.004, F.A.C. Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New _____.

PROPOSED EFFECTIVE DATE: January 1, 2017
 BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 23, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 17, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NOS.:	RULE TITLES:
5E-14.1025	Inspections and Investigations
5E-14.105	Contractual Agreements in Public's Interest - Control and Preventive Treatment for Wood-Destroying Organisms
5E-14.117	Application for Examination for Department Applicator Credentials
5E-14.132	Certificate Issuance and Renewal Fees
5E-14.136	Special Identification Card Issuance, Renewal Fees, Forms, and Duties
5E-14.142	Responsibilities and Duties - Records, Reports, Advertising, Applications
5E-14.1421	Identification Card - Training Verification

NOTICE OF CHANGE
 Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 157, August 12, 2016 issue of the Florida Administrative Register.

THE FULL TEXT OF THE PROPOSED RULE IS:

- 5E-14.1025 Inspections and Investigations.
- (1) No change.
- (2) No change.
- (a) through (b) No change.

(c) Notice of Inspection Pest Control Business, (FDACS-13633, Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>,

(d) through (g) No change.

(h) Licensee Inspection Termites and Other Wood-Destroying Organisms Category, (FDACS-13672, Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>,

(i) Licensee Inspection Pesticide Product Review, (FDACS-13673, Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>,

(j) Licensee Inspection Fumigation Category, (FDACS-13674, Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>,

(k) through (s) No change.

Rulemaking Authority 482.051, 570.07(22), 570.07(23), FS. Law Implemented 482.032, 482.051, 482.061. History–New _____.

5E-14.105 Contractual Agreements in Public's Interest – Control and Preventive Treatment for Wood-Destroying Organisms.

(1) through (6) No change.

(7) A structure shall not be knowingly placed under a second contract for the same wood-destroying organism control or preventive treatment in disregard of the first contract, without first obtaining specific written consent signed by the property owner or authorized agent using the Consumer Consent Form, (FDACS-13671 Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, and on the department's website under the header "Forms" at <http://www.FreshFromFlorida.com> or at 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650.

(8) through (9) No change.

Rulemaking Authority 482.051, 570.07(22), 570.07(23) FS. Law Implemented 482.051(3) FS. History–New 1-1-77, Joint Administrative Procedures Committee Objection Withdrawn – See FAW Vol. 3, No. 30, July 29, 1977, Amended 6-27-79, 10-25-90, Formerly 10D-55.105, Amended 8-11-93, 4-17-03, 6-1-06, 9-17-08, 11-26-08,_____.

5E-14.117 Application for ~~Examination for~~ Department Applicator-Credentials.

- (1) through (7) No change.
- (8) No change.
- (a) No change.
- 1. through 2. No change.

3. Documentation of obtaining six (6) hours of plant bed and ornamental training approved by the department using the Record of Attendance for Continuing Education Units (CEUs), (FDACS-13325, Rev. 05/04 40/43), as adopted in Rule 5E-9.029, F.A.C., and

4. Proof of insurance using the Certificate of Insurance, (FDACS-13688, Rev. 09/16 40/45), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>.

- (b) No change.
- 1. through 2. No change.

3. Documentation of obtaining four (4) hours of acceptable continuing education training submitted on the Record of Attendance for Continuing Education Units (CEUs), (FDACS-13325, Rev. 05/04 40/43), as adopted in Rule 5E-9.029, Florida Administrative Code, and

- 4. No change.
- (9) No change.
- (10) No change.
- (a) No change.
- 1. No change.

2. ~~Application for~~ Limited Certification for Government Pesticide Applicators or Private ~~Pesticide~~ Applicators, (FDACS-13610, Rev. 10/15), which is hereby incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07311> and

- (b) No change.
- 1. No change.

2. Applicants can renew on line at <http://www.FreshFromFlorida.com>, or submit either a Renewal Notice Limited Government/Private Certificate Lawn and Ornamental Category, (FDACS 13682, Rev. 09/16 40/45), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, or a Renewal Notice Limited Government/Private Certificate – Structural Category, (FDACS 13683, Rev. 09/16 40/45), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, and

3. Proof of having obtained four (4) classroom hours of acceptable continuing education training, that is documented

and submitted on the Record of Attendance for Continuing Education Units (CEUs) (DACS 13325, Rev. 05/04 40/43), as adopted in Rule 5E-9.029, Florida Administrative Code.

- (11) No change.
- (a) No change.
- (b) No change.
- 1. through 2. No Change.

3. Proof of having obtained four (4) classroom hours of acceptable continuing education training documented on the Record of Attendance for Continuing Education Units (CEUs), (FDACS 13325 Rev. 05/04 40/43), as adopted in Rule 5E-9.029, Florida Administrative Code. At least two (2) hours of this training must address fertilizer best-management practices.

- (12) No change.
- (a) No change.
- (b) No change.
- 1. through 2. No change.

3. Proof of having obtained four (4) classroom hours of acceptable continuing education training documented on the form entitled, Record of Attendance for Continuing Education Units (CEUs), (FDACS-13325, Rev. 05/04 40/43), as adopted in Rule 5E-9.029, Florida Administrative Code, and

- 4. No change.
- (13) No change.

Rulemaking Authority 482.051, 482.151, 482.1562, 570.07(23), FS. Law Implemented 482.111, 482.132, 482.141, 482.151, 482.152, 482.155, 482.156, 482.1562, 482.157 FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 10-25-90, Formerly 10D-55.117, Amended 8-11-93, 7-5-95, 5-28-98, 4-29-02, 7-11-07, 2-24-09, 5-12-10, 5-20-12, _____.

5E-14.132 Certificate Issuance and Renewal Fees.

(1) No change.

(2) Each certified pest control operator shall be certified as provided by this rule. An applicant shall complete the application process online at <http://www.FreshFromFlorida.com> or submit the issuance fee as defined in subsection (1) above with the Application for Pest Control Operator’s Certificate, (FDACS-13608, Rev. 09/16 40/45), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx> to the address as instructed on the form. ~~Application for the original certificate must be made within 60 days from the date of written notification of passing examination. During a period of 30 calendar days following expiration of the 60-day period, an original certificate may be issued; however, a late issuance charge of \$50 shall be assessed and paid in addition to the issuance fee. No original certificate shall be issued after expiration of the 30 day period without reexamination.~~

(3) No change.

(a) Upon receipt of the renewal form referenced above in subsection (3), an operator may renew his or her certificate annually by completing the renewal application process on line at: <http://www.FreshFromFlorida.com> or submitting the renewal fee as referenced above in subsection (1) with the Renewal Notice Certified Pest Control Operator, (FDACS-13638, Rev. 10/15), as referenced and adopted in subsection (3) above to address as instructed on the form.

(b) No change.

(4) No change.

(a) Providers seeking approval shall apply to the department on line at <https://ceu.FreshFromFlorida.com> or submit the Request For Granting Continuing Education Units(CEUs) For Renewal of Pesticide Applicator Licenses and Certificates, (FDACS-13326, Rev. 05/04 ~~10/15~~), as adopted in Rule 5E-9.029, F.A.C. as instructed on the form.

(b) through (i) No change.

(j) No change.

1. Attendance on the Request For Granting Continuing Education Units (CEUs) For Renewal of Pesticide Applicator Licenses and Certificates, (FDACS-13326, Rev. 05/04 ~~10/15~~), as adopted in Rule 5E-9.029, F.A.C. and

2. No change.

Rulemaking Authority 482.051, 570.07(23) FS. Law Implemented 482.111, 482.132(1) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, Formerly 10D-55.132, Amended 8-11-93, 7-5-95, 5-28-98, 4-29-02, _____.

5E-14.136 Fumigation Special Identification Card Issuance, Renewal Fees, Forms, and Duties.

(1) No change.

(2) An applicant shall complete the application process online at <http://www.FreshFromFlorida.com> or submit the issuance fee with the Application for Pest Control Special Identification Card (SPID-Fumigation), (FDACS-13693, Rev. 09/16 ~~10/15~~), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, as instructed on the form. ~~Application shall be made and the issuance fee paid to the Department for the original special identification card within 60 days from the date of written notification of passing examination. During a period of 30 days following the expiration of the 60 day period, an original special identification card may be issued, however, a late issuance charge of \$25 shall be assessed and paid in addition to the issuance fee. Further, no original special identification card shall be issued after expiration of the 30 day late fee period without reexamination.~~

(3) Annually, the department shall mail the Renewal Notice Special Fumigation Identification Cardholder, (FDACS-13641, Rev. 10/15), which is hereby adopted and incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07327> to the pest control operator’s last known address filed with the department by the Special Identification Cardholder. Not less than 60 days prior to the expiration of a certificate, a final renewal notice shall be mailed to each Special Identification Cardholder who has not renewed his special identification card. These notifications shall be the only notice of renewal issued by the department.

(a) Upon receipt of the renewal form referenced above in subsection (3), a cardholder may renew his or her certificate annually by completing the renewal application process on line at: <http://www.FreshFromFlorida.com> or submitting the renewal fee as referenced above in subsection (1) with the Renewal Notice Special Fumigation Identification Cardholder, (FDACS-13641, Rev. 10/15), to address as instructed on the form.

(b) through (c) No change.

(4) through (7) No change.

Rulemaking Authority 482.051, ~~482.151~~, 570.07(23) FS. Law Implemented 482.151 FS., History—New 1-1-77, Formerly 10D-55.136, Amended 7-5-95, 5-28-98, 4-29-02, _____.

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

(1) through (4) No change.

(5) Business license application: In accordance with Section 482.071(1), F.S., the following information shall be submitted online at <http://www.FreshFromFlorida.com> or submit the Pest Control Business License Application, (FDACS-13605, Rev. 10/15), which is hereby adopted and incorporated by reference and available online at at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07321>.

~~(a) Correct legal business name or trade name, complete business mailing address, including the street or rural route, city and county, complete mailing address and telephone number of licensed business location.~~

~~(b) Complete name and address of all owners or corporation officers.~~

~~(c) Complete name, home address, residence telephone number, certificate number, categories in which certified, primary occupation, and date of birth of each certified operator attached to the licensee.~~

~~(d) The categories of pest control which each certified operator will be in charge of and in which the licensee will be active, when one or more than one certified operator is attached to and in charge of various categories of pest control to be performed by the licensee.~~

~~(e) The complete name, residence address, date of birth, and primary duty of each employee (identification card and special identification card holders) engaging in or performing pest control in any form for the licensee.~~

~~(f) The exact location address where the licensee's records, including contracts, for pest control work are kept and the exact location address of storage of chemicals.~~

~~(a)(g)~~ A statement signed by the certified operator(s) in charge that all information given in Department business license application is true and correct and that he will promptly notify the Department in writing of any subsequent changes thereof, except change of home address and primary duty of identification card holders other than certified operators.

~~(b)(h)~~ The issuance fee for each original license shall be \$300. An applicant may request his application to be immediately expedited and processed by paying a special handling fee in the amount of \$50.

~~(c)(i)~~ The renewal fee for each original license shall be \$300.

(6) through (8) No change.

Rulemaking Authority 482.051 FS. Law Implemented 482.021(21), 482.061, 482.071, 482.091, 482.111(5), (9), 482.161(1)(g), (h), 482.226(1), (6) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, 10-25-90, Formerly 10D-55.142, Amended 8-11-93, 5-28-98, 4-29-02, 4-17-03, 6-2-04, 6-1-06, 7-23-08, 9-17-08, 9-17-08, 1-4-09, 5-20-12, _____.

5E-14.1421 Identification Card – Training Verification.

(1) through (b) No change.

(2) through (a) No change.

(b) Written record of attendance at a ~~d~~Department approved certified operator continuing education course on the Record of Attendance for Continuing Education Units (CEUs), (FDACS 13325 Rev. 05/04 ~~10/13~~), as adopted in Rule 5E-9.029, Florida Administrative Code, and provided by the trainer, only if the course content covers the training topics as required by Section 482.091(10), F.S.

(3) through (4) No change.

Rulemaking Authority 482.051, 482.091, 570.07(23) FS. Law Implemented 482.091, 482.151 FS. History—New 6-12-02, Amended 2-24-09, _____.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: 60S-4.008
 RULE TITLE: Benefits Payable Upon Death
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 141, July 21, 2016 issue of the Florida Administrative Register.

60S-4.008 Benefits Payable Upon Death.

(1) through (4) No change.

(5) If an FRS Pension Plan or Investment Plan Special Risk Class member is killed in the line of duty on or after July 1, 2013, the following shall apply to benefit payments beginning on or after July 1, 2016:

(a) No change.

(b) If the member had any children under ~~until~~ 18 years of age at the time of his or her death, the surviving spouse shall not be permitted to receive a refund of the member's contributions in lieu of the benefits provided in paragraph 60S-4.008(4)(a), F.A.C.

(c) through (f) No change.

(6) through (10) No change.

Rulemaking Authority 121.031 FS. Law Implemented 61.1301, 112.18, 112.181, 121.021(14), 121.052(5), 121.055, 121.091(7) FS. History—New 1-1-72, Amended 10-20-72, 12-31-74, 7-21-75, 8-26-81, Formerly 22B-4.08, Amended 2-6-84, 1-12-87, 2-7-89, 9-5-90, 5-15-91, 11-14-91, Formerly 22B-4.008, Amended 3-18-93, 1-25-94, 8-4-94, 12-12-96, 5-10-99, 8-13-03, 4-5-12, 1-20-14, 5-12-16, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: 61G16-3.001
 RULE TITLE: Schedule of Fees

NOTICE OF PUBLIC HEARING

The Board of Professional Geologists announces that the hearing regarding the above rule as noticed in Vol. 42 No. 132, July 8, 2016 Florida Administrative Register scheduled for October 20, 2016, has been cancelled due to a lack of quorum and rescheduled for a telephone conference call on November 2, 2016.

DATE AND TIME: November 2, 2016 at 10:00 a.m. ET

PLACE: Telephone Conference Call: 1(888)670-3525, Passcode: 2295006118#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Written comments from the Joint Administrative Procedures Committee.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-51.006 Rule Governing Licensure and Inspection of
 Electrology Facilities

NOTICE OF PUBLIC HEARING

The Board of Medicine announces a hearing regarding the above rule, as noticed in Vol. 42 No. 167, August 26, 2016 Florida Administrative Register.

DATE AND TIME: To be held on Thursday, December 1, 2016, immediately following the Physician Assistant Council Meeting, which starts at 1:00 p.m., or as soon as possible thereafter

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed rule.

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: Allen Hall, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin# C05, Tallahassee, Florida 32399-3255. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
 64B8-52.003 Procedure for Approval of Attendance at
 Continuing Education Courses

NOTICE OF PUBLIC HEARING

The Board of Medicine – Electrolysis Council announces a public hearing regarding the above rules, as noticed in Vol. 42, No. 179, on September 14, 2016 and Vol. 42, No. 167, on August 26, 2016, issues of the Florida Administrative Register.

TIME AND DATE: To be held on Thursday, December 1, 2016, immediately following the Physician Assistant Council Meeting, which starts at 1:00 p.m. or as soon as possible thereafter.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed rules.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring a special accommodation to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Allen Hall, Executive Director, Electrolysis

Council/MQA, 4052 Bald Cypress Way, Bin# C05, Tallahassee, Florida 32399-3255. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800) 955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-52.004 Requirements for Approval of Training
 Courses for Laser and Light-Based Hair
 Removal or Reduction

NOTICE OF PUBLIC HEARING

The Board of Medicine announces a hearing regarding the above rule, as noticed in Vol. 42 No. 167, August 26, 2016 Florida Administrative Register.

DATE AND TIME: To be held on Thursday, December 1, 2016, immediately following the Physician Assistant Council Meeting, which starts at 1:00 p.m., or as soon as possible thereafter.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed rule.

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: Allen Hall, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin# C05, Tallahassee, Florida 32399-3255. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-55.002 Citations

NOTICE OF PUBLIC HEARING

The Board of Medicine announces a hearing regarding the above rule, as noticed in Vol. 42 No. 167, August 26, 2016 Florida Administrative Register.

DATE AND TIME: To be held on Thursday, December 1, 2016, immediately following the Physician Assistant Council Meeting, which starts at 1:00 p.m., or as soon as possible thereafter

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed rule.

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: Allen Hall, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin# C05, Tallahassee, Florida 32399-3255. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-56.002 RULE TITLE: Equipment and Devices; Protocols for Laser and Light-Based Devices

NOTICE OF PUBLIC HEARING

The Board of Medicine announces a hearing regarding the above rule, as noticed in Vol. 42 No. 167, August 26, 2016 Florida Administrative Register.

DATE AND TIME: To be held on Thursday, December 1, 2016, immediately following the Physician Assistant Council Meeting, which starts at 1:00 p.m., or as soon as possible thereafter.

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed rule.

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: Allen Hall, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin# C05, Tallahassee, Florida 32399-3255. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NO.: 64K-1.003 RULE TITLE: Accessing Database

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 143, July 25, 2016 issue of the Florida Administrative Register.

The effective date of Form DH8012-PDMP has been changed to June 2016; a reference to form DH8015-PDMP on pages 6 and 50 has been corrected; the correct revision date of 7/2016 has been added to the E-FORCSE Information and Privacy Training Course material; the pagination of Form DH8020-

PDMP, Impaired Practitioner Consultant User Agreement has been corrected; Forms DH8021-PDMP and DH8022-PDMP have been revised to remove the affirmation requirement.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Program Manager, Prescription Drug Monitoring Program, 4052 Bald Cypress Way, Bin #C-16, Tallahassee, Florida 32399 or Rebecca.Poston@FlHealth.gov.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH

Board of Optometry

The Board of Optometry hereby gives notice:

That on October 17, 2016, an Order was filed on the Petition for Variance or Waiver. The Petition was filed by Timothy Hamilton, on July 29, 2016, seeking a variance or waver from Rule 64B13-11.004, F.A.C., regarding the failure of any license holder to elect active or inactive status before the license expires shall cause the license to become delinquent. Petitioner has also requested a permanent waiver of Rule 64B13-4.001, F.A.C., regarding the requirement that applicants for licensure must have achieved all three portions of Part III on the same test attempt score of 75% or better on all 4 parts of the licensure examination within the seven (7) year period immediately preceding application for licensure. The Notice was published in Volume 42, No. 151, of the Florida Administrative Register, on August 4, 2016. The Board, at its meeting held on August 19, 2016, voted to grant the Petition for Variance or Waiver finding that the Petitioner has shown that purpose of the underlying statute has been achieved by other means and/or the application of the rule would violate the principles of fairness for this specific Petitioner.

A copy of the Order or additional information may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850)488-0595 or by electronic mail: Anthony.Spivey@flhealth.gov.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

The Miami Dade College announces a public meeting to which all persons are invited.

DATE AND TIME: November 1, 2016, 9:00 a.m. – 1:00 p.m.
PLACE: MDC Wolfson Campus, 300 NE Second Ave., Building 7, Room 7128, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: MIAMI DADE COLLEGE announces that the 1st Evaluation Committee Meeting for ITN-2016-21-37 scheduled for October 20, 2016 at the Wolfson Campus, Room 3410-5 at 9:00am is hereby postponed. The new date, time and location for the rescheduled meeting is above. In the event this new scheduled meeting is cancelled or postponed, notification will be provided and posted on the MDC Website, (www.mdc.edu/purchasing).

Important to note that this procurement process adheres to the “Cone of Silence” ordinance and that no verbal or written communication is allowed during this ITN process unless it is exclusively requested by the Purchasing Department to be utilized for evaluation purposes of this ITN selection process. A copy of the agenda may be obtained by contacting: Miami Dade College, Office of the Purchasing Director, 11011 SW 104 Street, Room 9254, Miami, FL 33176 or by calling (305)237-2402.

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: Roman Martinez, MPA, CPPO, CPPB, Group Director – Purchasing, Phone: (305)237-0012, Fax: (305)237-0737, Email: Rmartin9@mdc.edu.

DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students Subgroup on Parental Resources announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 21, 2016, 1:00 p.m.
PLACE: 1(888)670-3525 passcode: 8006155226

GENERAL SUBJECT MATTER TO BE CONSIDERED: Exploration and discussion of the dispute resolution process. A copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and

Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400, (850)245-0475.

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 28 days before the workshop/meeting by contacting: Bureau of Exceptional Education and Student Services, at (850)245-0475. 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).

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: November 1, 2016, 1:30 p.m.
PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 148, Tallahassee, Florida

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

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

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

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

*Changes to this notice will be published at the earliest practicable time on the Commission’s Web site.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 25, 2016, 11:30 a.m.
PLACE: Call-in#: 1(888)670-3525; participant code: 450-816-1561#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chair of the Cabinet and Chair of the Policy Impact Committee will discuss ongoing activities of the 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 2 days before the workshop/meeting by contacting: Lindsey Perkins Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or

Lindsey.perkins@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lindsey Perkins Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.perkins@myflfamilies.com.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2016, 2:00 p.m.

PLACE: Department of Children and Families, 1317 Winewood Blvd., Building 1, Room 206A, Tallahassee FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cabinet member will discuss historical perspective with the Chair of the Florida Children and Youth Cabinet.

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: Lindsey Perkins Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.perkins@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lindsey Perkins Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.perkins@myflfamilies.com.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

The East Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 16, 2016, 9:00 a.m.

PLACE: The Lynx Building, 455 N. Garland Avenue, 2nd Floor Board Room, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the Executive Committee.

A copy of the agenda may be obtained by contacting: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300.

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 two (2) days before the workshop/meeting by contacting: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300. 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: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

The East Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 16, 2016, 10:00 a.m.

PLACE: The Lynx Building, 455 N. Garland Avenue, 2nd Floor Board Room, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300.

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 two (2) days before the workshop/meeting by contacting: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300. 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: Pegge Parker at pparker@ecfrpc.org or (407)245-0300, ext. 300.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

The Local Emergency Preparedness Committee (LEPC) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 28, 2016, 10:00 a.m. – 12:00 Noon

PLACE: 6950 Amory Court, Winter Park, FL 32792

GENERAL SUBJECT MATTER TO BE CONSIDERED: Material related to EPCRA Community right-to-know

A copy of the agenda may be obtained by contacting: Michelle Cechowski at (407)245-0300, Ext. 317 or michelle@ecfrpc.org.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: November 9, 2016, 9:30 a.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Central Florida Regional Planning Council (CFRPC) and/or its Executive Committee.

A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130, Ext. 129 or at khall@cfrpc.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 3 days before the workshop/meeting by contacting: Marybeth Soderstrom at (863)534-7130, Ext. 134 or at msoderstrom@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

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

DATE AND TIME: November 3, 2016, 10:00 a.m.

PLACE: Scripps Research Institute, 120 Scripps Way, Building B, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Local Emergency Planning Committee.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kim Koho Vaday, (772)221-4060. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Kim Koho Vaday, (772)221-4060.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

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

DATE AND TIME: November 10, 2016, 2:00 p.m.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kim Koho Vaday, (772)221-4060. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Kim Koho Vaday, (772)221-4060.

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, November 3, 2016, 6:00 p.m., Eastern Time

PLACE: Liberty County IFAS Extension Office, 10405 NW Theo Jacobs Way, Bristol, FL 32321

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Apalachee Regional Planning Council has been awarded a Technical Assistance Grant by the FL Dept. of Economic Opportunity to perform a feasibility study of a trail running between Chattahoochee and Bristol. The feasibility study would determine the possibility of the proposed Chattahoochee-to-Bristol (C2B) Trail and linkage of this new trail as an alternative route for the existing Florida National Scenic Trail (FNST).

The trail would hug the eastern bank of the Apalachicola River, running through private and public lands in Gadsden and Liberty counties following the topography of bluffs and ravines of the Apalachicola River. Some of the larger

landowners would include The Nature Conservancy, the Northwest Florida Water Management District, the City of Chattahoochee, and Torreya State Park.

Associated with the new C2B Trail development will be a proposal of alternative routes for the existing FNST providing one or more potential alternatives to its current route through the Econfina lands in Bay County eastward to Bristol. The optional route would take a more northern route through Jackson and Gadsden counties passing through or near Marianna, Sneads and Chattahoochee, then turning south following the new C2B Trail to Bristol. This routing of the large-scale reroute would include Florida Caverns, Jackson Blue Springs and Three Rivers State Park as well as the previously mentioned sites. The current section of FNST for which an alternative route is envisioned runs approximately 26 miles along State Road 20.

A copy of the agenda may be obtained by contacting: Joe Crozier, ARPC Environmental Planner, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303, JCrozier@thearpc.com, (850)488-6211, Ext. 104.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

The Agency for Health Care Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 1, 2016, 9:00 a.m.

PLACE: 1(888)670-3525, conference code: 8050334011

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Governor's Panel on Excellence in Long-Term Care will be meeting to review applications received for consideration for the Gold Seal Award designation. Other business as needed may also be discussed.

A copy of the agenda may be obtained by contacting: Jacquie Williams, Long-Term Care Services Unit, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 33, Tallahassee, Florida 32308, (850)412-4437, jacqueline.williams@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

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

DATE AND TIME: October 26, 2016, 2:30 p.m. – 5:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Conference Room A, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Agency is hosting a public meeting regarding Nursing Home Prospective Payment Reimbursement Methodology for use in determining payment for nursing home services.

During the 2016 Legislative Session, Legislation passed requiring the Agency to contract with an independent consultant to develop a plan to convert Medicaid payments for

nursing home services from a cost based reimbursement methodology to a prospective payment system. The Agency has entered into a contract with Navigant Healthcare to support the completion of this initiative. Navigant will work with the Agency to develop a nursing home prospective payment system resulting in a final design document for submission to the Governor, President of the Senate, and the Speaker of the House of Representatives no later than January 1, 2017.

You can access information and details about the nursing home prospective payment reimbursement public meetings, including schedules for upcoming meetings, and meeting agenda materials and recordings, through our website:

http://ahca.myflorida.com/medicaid/Finance/finance/nh_rates/nhpprm.shtml

For those who are not able to attend the meeting in person, registration to participate in a live webinar will be available through the following link:

<https://attendee.gotowebinar.com/register/7324489445073030659>

A copy of the agenda may be obtained by contacting: Lauren Pigott at Lauren.Pigott@ahca.myflorida.com or by calling 1(850)412-4671.

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: Lauren Pigott at

Lauren.Pigott@ahca.myflorida.com or by calling 1(850)412-4671. 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: Lauren Pigott at Lauren.Pigott@ahca.myflorida.com or by calling 1(850)412-4671.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

The Department of Management Services, Division of State Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: October 31, 2016, 1:00 p.m., ET

PLACE: 4050 Esplanade Way, Suite 101, Tallahassee, Florida 32399-0950

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, the Evaluators Public Meeting is hereby noticed within the timeline for the Invitation to Negotiate No. 23-90120000-D. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department 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 Register (FAR). Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Joel Atkinson at (850)487-0758, joel.atkinson@dms.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: Joel Atkinson at (850)487-0758, joel.atkinson@dms.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).

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 17, 2016, 10:00 a.m., ET

PLACE: Call 1(888)670-3525 and when prompted, enter passcode: 1760507820, followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

ACCESS POINT: The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

For more information, you may contact: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

The Board of Professional Geologists announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 2, 2016, 10:00 a.m.

PLACE: Dial 1(888)670-3525, participant passcode: 2295006118#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATES AND TIMES: Tuesday, November 1, 2016, 9:00 a.m. – 5:00 p.m.; Wednesday, November 2, 2016, 9:00 a.m. – 5:00 p.m.

PLACE: 3rd Floor Auditorium, Center of Excellence for Coral Reef Ecosystem Research, Nova Southeastern University Oceanographic Center, 8000 North Ocean Drive, Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDEP Coral Reef Conservation Program is holding its biannual, two-day meeting of its Technical Advisory Committee (TAC). The TAC will be advising the Southeast Florida Coral Reef Initiative (SEFCRI) on its mission to develop and support the implementation of an effective strategy to preserve and protect southeast Florida's coral reefs and associated reef resources, emphasizing balance between resource use and protection, in cooperation with all interested parties.

Specifically, the TAC will be reviewing and advising on current and upcoming SEFCRI and TAC projects.

A copy of the agenda may be obtained by contacting: David Cox by e-mail: David.F.Cox@dep.state.fl.us or by phone: (561)681-6691.

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: David Cox at (561)681-6691. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 The Department of Environmental Protection announces a public meeting to which all persons are invited.
DATE AND TIME: October 26, 2016, 9:00 a.m.
PLACE: Martin County Building Permits Office, 900 Southeast Ruhnke Street, Stuart, FL 34994
GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to which the public is invited. The purpose of the meeting is to discuss and receive comments on the St. Lucie River and Estuary Basin Management Action Plan (BMAP) and progress toward water-quality restoration during the period of July 1, 2015 through June 30, 2016.
 A copy of the agenda may be obtained by contacting: David Glassner, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail at David.Glassner@dep.state.fl.us.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: David Glassner, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail at David.Glassner@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: David Glassner, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail at David.Glassner@dep.state.fl.us.

DEPARTMENT OF HEALTH
 The Statewide Drug Policy Advisory Council announces a telephone conference call to which all persons are invited.
DATE AND TIME: Friday, October 28, 2016, 3:00 p.m. – 4:00 p.m.
PLACE: Via Conference Call or GoToMeeting. Dial 1(888)670-3525, then enter passcode: 164 869 6226 when prompted or GoToMeeting

<https://global.gotomeeting.com/join/986914957> Access Code: 986-914-957.
GENERAL SUBJECT MATTER TO BE CONSIDERED:
GENERAL SUBJECT MATTER TO BE CONSIDERED: Established in Section 397.33, Florida Statutes, the Drug Policy Advisory Council reviews and analyzes the impacts of substance abuse in the State and makes recommendations for the implementation of a state drug control strategy.
 A copy of the agenda may be obtained by contacting: Rebecca Poston at (850)245-4444, extension 3700 or Rebecca.Poston@flhealth.gov.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rebecca Poston at the contact information above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: November 3, 2016, 10:00 a.m.
PLACE: 1(888)670-3525, Passcode: 6272156732#
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Interagency Council for Infants and Toddlers is meeting to advise and assist Florida’s Early Steps Program.
 A copy of the agenda may be obtained by contacting: Kelly.Rogers@flhealth.gov.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kelly.Rogers@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).
 For more information, you may contact: Kelly.Rogers@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES
 Refugee Services
 The Jacksonville Area Refugee Task Force announces a public meeting to which all persons are invited.
DATE AND TIME: Wednesday, November 9, 2016, 1:30 p.m. – 3:30 p.m.
PLACE: Jacksonville Baptist Association, 2700 University Boulevard South, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED:

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Debbie Ansbacher at (904)524-1316 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debbie Ansbacher at (904)524-1316 or Taddese Fessehaye at (407)317-7335.

DEPARTMENT OF CHILDREN AND FAMILIES

Office on Homelessness

The Office on Homelessness announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 26, 2016, 10:00 a.m.

PLACE: Toll free: 1(888)670-3525, Enter participant code: 701-539-8451#

GENERAL SUBJECT MATTER TO BE CONSIDERED: CONTINUUM OF CARE and VETERANS COMMITTEE:

This conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations from continuum of care lead agencies to end homelessness in Florida.

A copy of the agenda may be obtained by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: October 27, 2016, 4:30 p.m. until adjourned

PLACE: Florida Housing Finance Corporation, Seltzer Room, 6th Floor, 227 N. Bronough Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. The Committee will meet regarding the general business of the Committee.

2. Such other matters as may be included on the Agenda for the October 27, 2016, Audit Committee Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, two days prior to the meeting. Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number: (850)488-4197 or by visiting the Corporation's website at www.floridahousing.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: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The Sunshine State Governmental Financing Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 28, 2016, 11:30 a.m. (ET)

PLACE: Via conference call. This special meeting of the Commission will be conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons desiring to attend the meeting may do so by conference call which may be in listen-only mode during Commission deliberations and action, or at other times not designated for public comment. A copy of the agenda, conference-call dial-in instructions, and directions to the location of the hosting facility designated for public use of

communications media technology (conference call) for this meeting may be obtained from the agency contact listed below. Any one not having access to a telephone will be entitled to use the telephone facilities located in Room 100, Clerk of the Circuit Court – Leon County, 301 South Monroe Street, Tallahassee, FL 32301.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special Membership Meeting and Board of Directors Meeting, rescheduled from October 6, 2016.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Program Administrator, at ssgfc@embarqmail.com or (850)878-1874.

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: agency contact as noted 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).

GHYABI & ASSOCIATES

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

DATE AND TIME: Thursday, October 27, 2016, 6:00 p.m. – 7:30 p.m.

PLACE: The Trails Club House, 2nd Floor, 201 Main Trail, Ormond Beach, FL 32174

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDOT is hosting an open house meeting to review potential pedestrian crossing options along State Road (SR) 5A (Nova Road), between Sterthaus Drive and Wilmette Avenue in Ormond Beach, FL. A short presentation will be given at 6:30 p.m. to review the various options. Presentation boards detailing the potential pedestrian crossing options will be available, as well as staff to answer any questions. Your feedback will be used to assist the Department and the City of Ormond Beach in making an informed and educated decision regarding the preferred pedestrian improvement.

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

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

agency at least 7 days before the workshop/meeting by contacting: Katie Widdison, Public Information Coordinator at (386)212-0449 or via email at kwiddison@ghyabi.com or persons who require translation services (free of charge). 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: Katie Widdison, Public Information Coordinator at (386)212-0449 or via email at kwiddison@ghyabi.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

NONE

Section XII
Miscellaneous

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

Emergency Action

On October 18, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Holly Carine Bowie, R.N., License # RN 2900932. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

Emergency Action

On October 18, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Tonya Long Overstreet, L.P.N., License # PN 5193908. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

Emergency Action

On October 18, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Heather Jane El Cohen, P.T., License # PT 20603. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary

procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

Division of Treasury

Notice of Qualified Public Depository Withdrawal

DEPARTMENT OF FINANCIAL SERVICES

DIVISION OF TREASURY

BUREAU OF COLLATERAL MANAGEMENT

PUBLIC DEPOSITS SECTION

THE QUALIFIED PUBLIC DEPOSITORY LISTED BELOW WITHDREW FROM THE FLORIDA PUBLIC DEPOSITS PROGRAM AS OF THE DATE SHOWN.

FLORIDA BUSINESS BANK (MELBOURNE)

10/19/2016

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No. DEO-16-195

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-195 on October 10, 2016, in response to an application submitted by Briar Village Homeowner's Association, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order denied the application for covenant revitalization after determining that the application did not meet 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-16-196

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-196 on October 18, 2016, in response to an application submitted by Cordova Estates First Addition Homeowners Association, 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-16-199

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-199 on October 19, 2016, in response to an application submitted by Lake Pippin Property Owners' Association, Inc., for covenant revitalization under Chapter 720, Part III, Florida Statutes.

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

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

Section XIII

**Index to Rules Filed During Preceding
Week**

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
