

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-9.002	Registration, Document Submission
5J-9.0021	Student Tour Operator
5J-9.006	Security Requirement
5J-9.008	Enforcement Actions and Administrative Penalties

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend incorporated forms, update form references, establish application procedures for student tour operators, and provide guidance to applicants seeking a veteran military fee waiver in compliance with 2016 legislative changes and the Florida Sellers of Travel Act.

SUBJECT AREA TO BE ADDRESSED: Updated Sellers of Travel Registration Application, updated Sellers of Travel Independent Sales Agents Application, new Sellers of Travel Student Tour Operator procedures and form, and initial registration fee waiver for an honorably discharged veteran or their spouse.

RULEMAKING AUTHORITY: 559.9281(2), 559.929(2), (3), 559.9355(3), 570.07(23) FS.

LAW IMPLEMENTED: 559.928, 559.9281, 559.929, 559.9295(16), 559.935(3), 559.9355, 570.07(23), 570.971(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Matthew D. Curran, Ph.D., Assistant Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, phone: (850)410-3800

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-13.002	Licensing Requirements
5J-13.003	Security Requirements

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend a form incorporated by reference and to provide guidance to applicants seeking a veteran military fee waiver in compliance with 2016 legislative changes and the Florida Pawnbroking Act.

SUBJECT AREA TO BE ADDRESSED: Updated FDACS-10111, Pawnbroking Registration Application and initial registration fee waiver for an honorably discharged veteran or their spouse.

RULEMAKING AUTHORITY: 539.001(21), 570.07(23) FS.

LAW IMPLEMENTED: 539.001(3)(c), (4)(a)2., (5)(a), (c), (8)(a) FS.

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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-17.002	Attendance at Board Meetings
5J-17.003	Applications for Licensure: Approved Schools and Colleges
5J-17.010	Grounds for Discipline
5J-17.011	Disciplinary Guidelines
5J-17.012	Payment of Fine
5J-17.015	Statement Regarding Lack of Insurance
5J-17.016	Time for Compliance With Final Order; Probation
5J-17.020	Applications for Licensure: Experience
5J-17.021	Applications for Licensure: Education
5J-17.022	Applications for Surveyor and Mapper Intern / Surveyor in Training
5J-17.025	Domestic Equivalency Education Program Criteria for Applicants Who Graduated from

- 5J-17.026 Non-ABET Accredited Surveying and Mapping Degree Programs
- 5J-17.027 Foreign Degree Evaluation
- 5J-17.028 Documentation of Substantially Equivalent Licensing Examination
- 5J-17.029 Application for Retired Status
- 5J-17.031 Application Deadlines
- 5J-17.032 Written Examination Designated; General Requirements
- 5J-17.033 Content of Examination
- 5J-17.034 Grading
- 5J-17.037 Re-examination
- 5J-17.039 Licensure, Inactive Status, Delinquent Status, Reactivation
- 5J-17.040 Continuing Education Requirements for Reactivation of Inactive License
- 5J-17.041 Continuing Education Credit for Biennial Renewal
- 5J-17.042 Proof of Continuing Education Credit Earned
- 5J-17.043 Board Approval of Continuing Education Providers
- 5J-17.044 Obligations of Continuing Education Providers
- 5J-17.050 Definitions
- 5J-17.051 Standards of Practice: General Survey, Map, and Report Content Requirements
- 5J-17.052 Standards of Practice: Specific Survey, Map, and Report Requirements
- 5J-17.053 Standards of Practice - Professional Matters in Surveying and Mapping
- 5J-17.061 Seal and Signature
- 5J-17.062 Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents
- 5J-17.063 Certificates of Authorization
- 5J-17.070 Fees
- 5J-17.080 Citations
- 5J-17.081 Notices of Noncompliance
- 5J-17.083 Probation
- 5J-17.084 Surrender of Seal and Cancellation of Digital Signature
- 5J-17.085 Survey Review
- 5J-17.086 Appointment to the Board
- 5J-17.200 Definitions
- 5J-17.400 Special Assessment Fee

PURPOSE AND EFFECT: These changes are to amend and streamline the Rules and forms that govern the profession of surveying and mapping in the state of Florida. These changes are necessary as the fundamental criteria for which a surveyor's work is judged in this state has evolved from Minimum Technical Standards (MTS) to Standards of Practice (SOP) in the last few years. These changes also seek to remove obsolete language that no longer applies to the profession and remove outdated verbiage that applies to

technology no longer deployed in the profession as advances have been made in that area. In addition, the rule changes seek to provide a waiver of fees for the initial registration of our honorably discharged veterans and spouses.

SUBJECT AREA TO BE ADDRESSED: As stated above, the subject area of the proposed rules include: Applications, Licensure, Probation, Discipline, Definitions, Fines, Examinations, Continuing Education, Standards of Practice, Seal and Signature, and Appointment to the Board.

RULEMAKING AUTHORITY: 472.006, (6), 472.008, 472.011, 472.013, 472.013(2)(a), (4), 472.0131, 472.015, 472.018, 472.019, 472.021, 472.025, 472.027, 472.033, 472.0345, 472.0351, 472.0351(4)(b), 472.036 FS.

LAW IMPLEMENTED: 455.225(3), 472.005, 472.005(13), 472.006, 472.007(2), 472.008, 472.011, 472.103, (2)(a), (4), 472.0131, 472.015, 472.018, 472.019, (2), 472.02, 472.0202, (4), 472.021, 472.023, 472.025, 472.027, 472.033, (3), 472.0345, 472.0351 (1)(f), (g), (h), (2), (2)(c), (4)(b), 472.036, 472.0365 472.065 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jenna L. Harper, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3833

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

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|-------------------|---|
| RULE NOS.: | RULE TITLES: |
| 5J-20.002 | Standards of National Fire Protection Association Adopted |
| 5J-20.004 | Bureau of Liquefied Petroleum Gas Inspection Forms |
| 5J-20.033 | Truck Safety; Regulations |

PURPOSE AND EFFECT: The purpose of this rulemaking is to incorporate updated national standards, amend a rule's title, provide guidance to applicants seeking a veteran military fee waiver, and eliminate the truck inspection fee and associated form in compliance with 2016 legislative changes and the sale of liquefied petroleum gas law.

SUBJECT AREA TO BE ADDRESSED: Update National Fire Protection Association (NFPA) standards; amend rule title, provide guidance to applicants seeking a military veteran's waiver of an initial license fee, and remove rule language and form related to truck inspection fees.

RULEMAKING AUTHORITY: 527.0201, 527.06, 570.07(23) FS.

LAW IMPLEMENTED: 119.07(4)(c), 527.02, 527.0201, 527.021, 527.03, 527.04, 527.055, 527.06, 527.0605, 527.061, 527.11 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Kimsey, Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, Florida, 32399, phone: (850)921-1570
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-22.001	Definitions
5J-22.002	Specifications, Tolerances and Other Technical Requirements for Weighing and Measuring Devices
5J-22.003	Uniform Packaging and Labeling Regulation; Uniform Regulation for National Type Evaluation; Uniform Regulation for the Voluntary Registration of Servicepersons and Service Agencies for Commercial Weighing and Measuring Devices; Uniform Regulation for the Method of Sale of Commodities; Examination Procedure for Price Verification; and Uniform Unit Pricing Regulation
5J-22.004	Net Contents of Packaged Goods
5J-22.005	Metrology Lab Fees
5J-22.006	Weighing and Measuring Device Permits
5J-22.007	Guidelines for Imposing Administrative Penalties

PURPOSE AND EFFECT: This rule development will update and condense Rule Chapters 5F-1, 5F-3, 5F-4, 5F-5, 5F-7, 5F-12 and 5F-13, F.A.C., into a single rule chapter, creating Chapter 5J-22, F.A.C. The intent is to repeal Rule Chapters 5F-1, 5F-3, 5F-4, 5F-5, 5F-7, 5F-12 and 5F-13, F.A.C., after the adoption of Chapter 5J-22, F.A.C. This rule development will also update the adopted versions of the National Institute of Standards and Technology (NIST) Handbooks 44, 130 and 133; clarify that weighing and measuring devices used in commerce in this state must have a certificate of conformance

from the National Type Evaluation Program (NTEP) under the National Conference on Weights and Measures (NCWM); update adopted ASTM International documents; update the permitting section to reflect new devices now being used in the marketplace and to comply with 2016 legislative changes; update the penalty sections; update department form references and update optional metrology lab fees.

SUBJECT AREA TO BE ADDRESSED: The rule development includes updating and condensing Rule Chapters 5F-1, 5F-3, 5F-4, 5F-5, 5F-7, 5F-12 and 5F-13, F.A.C., into a single rule chapter, creating Chapter 5J-22, F.A.C. The intent is to repeal Rule Chapters 5F-1, 5F-3, 5F-4, 5F-5, 5F-7, 5F-12 and 5F-13, F.A.C., after the adoption of Chapter 5J-22, F.A.C. This rule development also includes updating the adopted versions of the National Institute of Standards and Technology (NIST) Handbooks 44, 130 and 133; clarifying that weighing and measuring devices used in commerce in this state must have a certificate of conformance from the National Type Evaluation Program (NTEP) under the National Conference on Weights and Measures (NCWM); updating adopted ASTM International documents; updating the permitting section to reflect new devices now being used in the marketplace; updating the penalty sections; updating department form references and updating optional metrology lab fees.

RULEMAKING AUTHORITY: 531.40, 531.41(3), (4), 531.44(2), 531.45, 531.66, 570.07(23) FS.

LAW IMPLEMENTED: 531.40, 531.41(3), (4), (7), (13), (16), 531.415, 531.42, 531.44, 531.45, 531.47, 531.49, 531.50, 531.60-66 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Kimsey, Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399, (850)921-1570

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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-25.005	Security Requirements For Grain Dealers
5J-25.009	Documents Incorporated by Reference

PURPOSE AND EFFECT: The purpose of this rulemaking is to eliminate the monthly reporting requirement for grain

dealers, to remove unnecessary language that restates statute, and to eliminate and amend incorporated department forms for statutory compliance.

SUBJECT AREA TO BE ADDRESSED: Repeal of Rule 5J-25.005, F.A.C., to eliminate the grain dealers monthly report requirement and redundant language, and to update and eliminate certain incorporated department forms.

RULEMAKING AUTHORITY: 534.48, 535.02, 604.27, 570.07(23) FS.

LAW IMPLEMENTED: 534.48, 535.01, 604.16, 604.18, 604.20, 604.21, 604.23, 604.33 FS.

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WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:	RULE TITLES:
40B-9.021	Definitions
40B-9.041	Acquisition Procedures - Negotiations
40B-9.123	Additional Definitions
40B-9.126	Access to District Lands
40B-9.131	Public Use of District Lands
40B-9.1381	Prohibited Activities
40B-9.1411	Special Use Authorizations
40B-9.142	Easements
40B-9.145	Leases

PURPOSE AND EFFECT: The Suwannee River Water Management District (District) gives notice that it is initiating rulemaking to amend rules contained in Chapter 40B-9, F.A.C., for the purpose of removing unnecessary language and adding clarifying language. The effect will be more streamlined rules that are more understandable by the regulated public.

SUBJECT AREA TO BE ADDRESSED: Removing of unused definitions; compiling definitions into one rule; clarifying and removing the requirement for professional engineering/ geologic services in the due diligence process for negotiated land acquisitions; removing references to Public Use Guide; addressing public safety and privacy by clarifying allowable and prohibited activities on District lands; and

revising rule language to reflect changes to District organization and procedures.

RULEMAKING AUTHORITY: 373.044, 373.083, 373.139, 373.1391 FS.

LAW IMPLEMENTED: 259.01, 373.013, 373.056, 373.085, 373.088, 373.093, 373.096, 373.099, 373.103, 373.139, 373.59, 373.1359, 373.1391, 373.1401 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: William McKinstry, Land and Facilities Operations Manager, Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.:	RULE TITLE:
60Y-2.004	General Description of Organization and Functions of Commission Staff

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

SUBJECT AREA TO BE ADDRESSED: The proposed rule simplifies and clarifies the general description of the organization and function of the Florida Commission on Human Relations.

RULEMAKING AUTHORITY: 760.06(12), 760.11(14), 760.31(5) F.S.

LAW IMPLEMENTED: 120.54, 760.03(7), 760.05, 760.06, 760.11, 760.30 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cheyanne Costilla, General Counsel, Florida Commission on Human Relations, 4075 Esplanade Way, Room 110, Tallahassee, FL 32399-7020, (850)488-7082, cheyanne.costilla@fchr.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-2.004 General Description of Organization and Functions of Commission Staff.

(1) The following staff units of the Commission are authorized to exist ~~consist of~~:

- (a) Office of Executive Director;
- (b) Office of General Counsel;
- (c) Office of Employment Investigations;
- (d) Office of Community Relations;
- (e) Office of Housing Investigations;
- (f) Office of Intake and Customer Service; ~~and~~
- (g) Office of ~~Management~~ and Information Technology; ~~Processing~~;
- (h) Office of Budget;
- (i) Office of Communications; and
- (j) Office of Human Resources.

It is intended that the Office of Executive Director and Office of General Counsel permanently exist. The remaining Offices exist at the discretion of the Executive Director and duties enumerated in this Chapter may be assigned within the agency by the Executive Director in a manner that takes into account the existing resources of the Commission.

- (2) No change.
- (3) The Office of General Counsel represents the agency in all legal proceedings before administrative, state and federal courts, and agencies, except those in which the Executive Director has arranged for alternative counsel. The Office of General Counsel has the following additional duties:
 - (a) Advise the Commission and Executive Director on legal matters;
 - (b) Make such legal reports and recommendations, written and oral, as are requested by the Commission, a Commissioner or the Executive Director;
 - (c) Make recommendations concerning determinations, as provided by Rule 60Y-5.004, F.A.C.;
 - (d) Prosecute Commission complaints;
 - (e) Provide voluntary mediation services; ~~and~~
 - (f) Perform such other functions as the Commission or Executive Director may assign.

~~(g)(f)~~ Within the Office of General Counsel shall be the Clerk to the Commission who shall:

- 1. Maintain all complaints, petitions, pleadings and other legal documents filed with the Commission;
- 2. Maintain all forms and instructions used by the Commission;
- 3. Maintain all petitions for variances and waivers of agency rules pursuant to Chapter 28-104, F.A.C.;

4. Assemble, certify and transmit records on appeal to appellate courts for review;

5. Respond to requests for information ~~or copies of documents~~ relevant to Commission cases;

~~6. Bill and collect monies for records on appeal and reproduced documents;~~

~~6.7.~~ Certify and issue orders by the Commission or a Panel of Commissioners; and

~~7.8.~~ Transmit ~~Prepare and maintain a topical index of~~ Commission or Panel decisions and orders electronically to the Division of Administrative Hearings for publication on the Division's website in order to comply with the order indexing requirements of Section 120.53, FS.

~~(g)~~ Perform such other functions as the Commission or Executive Director may direct.

(4) The Office of Employment Investigations, if it exists, investigates ~~and seeks to conciliate~~ complaints of discriminatory practices in employment, public accommodations and state employee whistle-blower retaliation. The Office of Employment Investigations has the following additional duties:

- ~~(a)~~ Seek to encourage settlement between parties;
- ~~(a)(b)~~ Make reports and recommendations as provided by Rule 60Y-5.004, F.A.C.;
- ~~(b)(e)~~ Provide fact-finding at the direction of the Executive Director; and
- ~~(c)(d)~~ Perform such other functions as the Executive Director may direct.

(5) The Office of Community Relations, if it exists, provides technical assistance to local ~~agencies~~ commissions on human relations, local governments and to other persons to facilitate progress in human relations and the amelioration of intergroup tensions.

(6) The Office of Housing Investigations, if it exists, investigates and seeks to conciliate complaints of discriminatory practices in housing.

(7) The Office of Intake and Customer Service, if it exists, provides information and support, receives and docket complaints, provides counseling for potential complainants, and assists in framing frames and perfecting perfects complaint allegations, provides Commission record keeping and responds to requests for information.

(8) The Office of ~~Management~~ and Information Technology, if it exists, Processing provides all the Commission's technology needs, assesses technological requirements, purchases requisite equipment, deploys new technology, provides hardware and software support, and trains Commission staff on the use of supplied equipment electronic word and data processing services to the Commission, including strategic planning, budget reports,

~~complaint tracking, performance analysis, statistical reports and complaint investigation correspondence.~~

(9) The Office of Budget, if it exists, has the responsibility of assuring that the Commission is in compliance with chapters 216, 255, 283, and 287, FS., which address fiscal responsibilities.

(10) The Office of Communications, if it exists, provides accurate, transparent, and timely information about the Commission to inquiring members of the media and citizens, assists news media in Florida and the nation in understanding the Commission's mission, and facilitates media engagements, as approved by the Executive Director.

(11) The Office of Human Resources, if it exists, performs administrative and consultative work involving identification, resolution, and administration of human resource operational and management problems for the Commission.

Rulemaking Specific Authority 760.06(12), 760.11(14), 760.31(5) FS. Law Implemented 120.54, 760.03(7), 760.05, 760.06, 760.11, 760.30 FS. History—New 11-2-78, Amended 6-16-83, 8-12-85, Formerly 22T-6.04, Amended 4-20-87, Formerly 22T-6.004, Amended 4-20-00, 12-31-03,_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-30.001 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes the rule amendment for a comprehensive for needed updates and to implement the legislative changes made by 2016-222, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

RULEMAKING AUTHORITY: 456.072, 456.079, 465.005 FS.

LAW IMPLEMENTED: 456.072, 456.079, 465.016, 465.023 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jennifer Wenhold, Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

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

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: RULE TITLE:
64B24-2.001 Licensure to Practice Midwifery

PURPOSE AND EFFECT: To comply with recently enacted legislation and provide amendment to the application for license form to remove the prevention of medical errors training requirement and to allow 6 months to complete the required HIV/AIDs training course upon a showing of good cause.

SUBJECT AREA TO BE ADDRESSED: Midwife licensing requirements.

RULEMAKING AUTHORITY: 409.908(12)(c), 456.004(5), 456.013, 467.005, 467.0135, FS.

LAW IMPLEMENTED: 381.0034, 409.908(12)(c), 456.013, 456.048, 456.0635, 456.065, 467.011, 467.0125, 467.017, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kama Monroe, Executive Director, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3256, (850)245-4162; Kama.Monroe@FIHealth.gov

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Treasury

RULE NOS.: RULE TITLES:
69C-1.004 Approval of Clearing Accounts
69C-1.005 Administration of Clearing Accounts

PURPOSE AND EFFECT: The revisions remove unnecessary language, add a forwarding method for clearing accounts, and address a typographical error. Lastly, the amendments introduce a new form that state agencies are required to utilize to report account balances.

SUBJECT AREA TO BE ADDRESSED: Administration of Clearing Accounts

RULEMAKING AUTHORITY: 17.29, FS.

LAW IMPLEMENTED: 17.58, 17.65, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE

DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, November 22, 2016, 2:00 p.m. – 2:30 p.m.

PLACE: Suite 440-C, Hermitage Centre, Suite 400, 1801 Hermitage Blvd., Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Pelham, telephone: (850)413-2776, email: Jennifer.Pelham@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jennifer Pelham, Financial Administrator, Division of Treasury, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-0344, telephone: (850)413-2776, email: Jennifer.Pelham@myfloridacfo.com.

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DEPARTMENT OF FINANCIAL SERVICES

Division of Treasury

RULE NO.: RULE TITLE:

69C-6.003 The Plan; Prescribed Forms

PURPOSE AND EFFECT: The amendments to the State of Florida Employees Deferred Compensation Plan include changes to the Plan document (Form DFS-J3-1176) and the Plan’s Investment Policy (Form DFS-J3-1541) among other forms. The revisions add language that address documentary stamp tax requirements, update the forms to conform to statutory requirements, and implement minor administrative changes to the Plan. Lastly, the amendments introduce a new form that state agencies will utilize to report accrued leave calculations.

SUBJECT AREA TO BE ADDRESSED: State of Florida Employees Deferred Compensation Plan

RULEMAKING AUTHORITY: 112.215(12), FS.

LAW IMPLEMENTED: 112.215, FS.

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

DATE AND TIME: Tuesday, November 22, 2016, 2:30 p.m. – 3:15 p.m. (or will begin upon the conclusion of the Rule

69C-1.004 and .005, F.A.C. workshop that begins at 2:00 p.m. on November 22, 2016).

PLACE: Suite 440-C, Hermitage Centre, Suite 400, 1801 Hermitage Blvd., Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kandi Winters, telephone: (850)413-3162, email: kandi.winters@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kandi Winters, Bureau Chief of Deferred Compensation, address: Division of Treasury, Bureau of Deferred Compensation, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-0346, telephone: (850)413-3162, email: kandi.winters@myfloridacfo.com

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

**Section II
Proposed Rules**

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-1.040 Pre-Admission Screening and Resident Review

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-1.040, Florida Administrative Code, is to clarify Florida Medicaid’s Preadmission Screening and Resident Review (PASRR) process.

SUMMARY: The amendment clarifies the PASRR process, including information about the resident review, and incorporates by reference requisite forms.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.912 FS.

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

DATE AND TIME: November 29, 2016 from 11:00 a.m. to 12:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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: Patricia Cobb. 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: Patricia Cobb, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: 727-552-1912, e-mail: patricia.cobb@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m., November 30, 2016. Comments may be emailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 59G-1.040, Florida Administrative Code follows. See Florida Administrative Code for present text.

59G-1.040 Preadmission ~~Pre Admission~~ Screening and Resident Review.

(1) Purpose. This rule applies to all Florida Medicaid-certified nursing facilities (NF), regardless of payer source; all providers rendering NF services to Florida Medicaid recipients; and all entities that perform a function in the

Preadmission Screening and Resident Review (PASRR) process as specified in this rule.

(2) Definitions.

(a) Hospital Discharge Exemption – Exception to the Level II evaluation and determination requirement prior to admission to an NF in accordance with Title 42, Code of Federal Regulations (CFR), section 483.106(2)(a)-(c).

(b) Intellectual Disability (ID) – As defined in 42 CFR 483.102(b)(3). The diagnosis of ID includes related conditions, i.e., individuals who have a severe, chronic disability that meets all of the following conditions:

1. Is attributable to one of the following:

a. Cerebral palsy or epilepsy.

b. Any other condition, (other than mental illness), found to be closely related to ID because the condition results in impairment of general intellectual functioning or adaptive behavior similar to that of persons diagnosed with ID, and requires treatment or services similar to those required for these persons.

2. Is manifested before the person reaches the age of 22 years.

3. Is likely to continue indefinitely.

4. Results in substantial functional limitations in three or more of the following areas of major life activity:

a. Self-care.

b. Understanding and use of language.

c. Learning.

d. Mobility.

e. Self-direction.

f. Capacity for independent living.

(c) Inter-Facility Transfer – The transfer of a resident from one NF to another NF.

(d) Level I PASRR Screen – Process to identify diagnosed or suspected ID, serious mental illness (SMI), or both, based on information gathered by the screener.

(e) Level II Evaluation and Determination – An in-depth, individualized, assessment of the individual to confirm whether the applicant to an NF has SMI, ID, or both; to assess the need for NF services; and evaluate what specialized services, if any, are needed.

(f) New Admission – An individual admitted to any NF for the first time, who was not readmitted or admitted as an inter-facility transfer.

(g) Preadmission Screening and Resident Review - Federal requirement mandated by 42 CFR 483.100-483.138.

(h) Readmission – When an NF resident is transferred to a hospital and returns to any NF within 90 calendar days.

(i) Resident Review (RR) – An evaluation and determination conducted by state-designated authorities when an NF resident experiences a significant change in his or her physical or mental status.

(j) Serious Mental Illness – As defined in 42 CFR 483.102(b)(1).

(k) Significant Change – A decline or improvement in an NF resident’s physical or mental status that is anticipated to require intervention.

(l) Specialized Services – Services specified by the state, or its designee, that are not covered in the NF per diem, and are required for appropriate placement in the NF setting for individuals with ID, SMI, or both.

(3) Level I PASRR Screen.

(a) The Agency for Health Care Administration (AHCA), or its designee, performs the Level I PASRR screens for all individuals seeking admission to an NF.

(b) The Agency for Health Care Administration delegates the following entities to perform Level I PASRR screens (collectively referred to as the Level I PASRR screeners):

1. Florida Department of Health (DOH) for individuals under the age of 21 years. The Department of Health may not further delegate Level I screening responsibilities.

2. Florida Department of Elder Affairs’ (DOEA) Comprehensive Assessment and Review for Long-Term Care Services (CARES) program for individuals age 21 years and older. The CARES program may only delegate the Level I PASRR screen responsibility to hospital and NF staff who are licensed clinical social workers, physicians, physician assistants, registered nurses, mental health counselors, psychologists, or persons who hold a Master’s Degree in Social Work.

(c) The Level I PASRR screen must be completed by the Level I PASRR screener prior to all new admissions to an NF, and within two business days of the request.

(4) Level II PASRR Evaluation Request.

(a) Upon completion of the Level I PASRR screen, if the individual has a diagnosis of or suspicion of having an SMI, ID, or both:

1. The Level I PASRR screener must send the individual or their legal representative, as applicable, written notice stating the individual has a diagnosis of, or is suspected of having, an SMI, ID, or both, and is being referred for a Level II PASRR evaluation.

2. The AHCA-designated Level I PASRR screener must send all of the following documentation for a Level II PASRR evaluation to the Agency for Persons with Disabilities (APD) for individuals diagnosed with, or suspected of having, an ID; or, to the state’s contracted Level II PASRR evaluator for individuals diagnosed with, or suspected of having, an SMI:

a. Completed PASRR Level I Screen, AHCA MedServ Form 004 Part A, _____, incorporated by reference and available on AHCA’s Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref-_____].

b. Informed consent, as documented on the Level I PASRR Screen, AHCA MedServ Form 004 Part A _____, or the Resident Review-Evaluation Request AHCA MedServ Form 004 Part A1 _____, incorporated by reference and available on AHCA’s Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref-_____].

c. AHCA 5000-3008 Form, June 2016, incorporated by reference in Rule 59G-1.045, F.A.C.

d. Other medical documentation including relevant case notes or records of treatment and medication administration records.

e. Psychiatric or psychological evaluation, if available.

f. An assessment conducted by CARES or the minimum data set (MDS), if applicable, if the individual is age 21 years and older.

g. An assessment conducted by DOH or the MDS, if applicable, if the individual is under the age of 21 years.

(5) The Level I PASRR screener must document the type of provisional admission an individual is seeking, if applicable, and ensure the individual is referred for a Level II evaluation and determination in accordance with subsection (6), as appropriate.

(6) Level II Evaluation Time Frames.

(a) A Level II evaluation must be finalized within seven business days of a completed Level II request if the Level I PASRR screen indicates a diagnosis, or suspicion of, SMI, ID, or both.

(b) Exceptions to the timeframe specified in paragraph (6)(a) are as follows:

1. Within seven calendar days after the delirium clears, in cases of delirium.

2. Within seven calendar days of admission for emergency admissions requiring protective services.

3. In advance of the expiration of the 14 days, when an individual is admitted to an NF for an in-home caregiver’s respite in accordance with section 400.172, Florida Statutes (F.S.), and is expected to remain in the facility for longer than a 14 calendar day stay, no more than twice in a calendar year.

4. By calendar day 40, when an individual is admitted to an NF under the hospital discharge exemption, and is expected to stay in the NF longer than 30 calendar days. In this instance, the NF must notify the Level I screener on the 25th day of the individual’s stay if the stay is expected to extend past 30 calendar days.

5. Prior to returning to the NF, when an individual with SMI, ID, or both, is transferred to the hospital from the NF and the hospital stay is longer than 90 consecutive days.

(7) If the individual is not admitted to an NF within 30 calendar days of the Level II evaluation, another Level II evaluation must be completed.

(8) Level II Evaluation Entities and Components.

(a) The following entities are responsible for completing the Level II evaluation for applicants to an NF or residents referred for an RR (collectively known as the Level II evaluator):

1. State-contracted vendor for individuals diagnosed with, or suspected of having, an SMI.
2. Agency for Persons with Disabilities for individuals diagnosed with, or suspected of having, an ID.

(b) All Level II evaluations must involve the following:

1. Individual being evaluated and the legal representative, if appropriate.
2. Individual's family if the individual or the legal representative agrees to family participation.

(c) The Level II evaluation may be terminated if the evaluator determines at any time during the evaluation that the individual:

1. Does not have an SMI or ID.
2. Has a primary diagnosis of dementia
3. Has a non-primary diagnosis of dementia without a primary diagnosis of SMI or ID.

(9) Level II Evaluation for Individuals with Diagnosis of, or Suspicion of Having, an SMI.

(a) A Level II evaluation for individuals with a diagnosis, or suspicion of having, an SMI must:

1. Confirm or rule out the diagnosis, or suspicion of, an SMI. A qualified mental health professional must review accurate and recent data of a comprehensive history and a physical examination, or perform or ensure performance of the same, including:

- a. Complete medical history.
- b. Review of all body systems.
- c. Specific evaluation of the individual's neurological system in the areas of motor functioning, sensory functioning, gait, deep tendon reflexes, cranial nerves, and abnormal reflexes.
- d. Additional evaluations conducted by appropriate specialists, where abnormal findings are the basis for an NF placement.
- e. Comprehensive drug history including current or immediate past use of medications that could mask symptoms or mimic SMI.
- f. Psychosocial evaluation of the person, including current living arrangements and medical and support systems.
- g. Comprehensive psychiatric evaluation including a complete psychiatric history, evaluation of SMI functioning, memory functioning, and orientation; description of current attitudes and overt behaviors; affect, suicidal or homicidal ideation, paranoia; and degree of reality testing (presence and content of delusions) and hallucinations.

2. Include a functional assessment of the individual's ability to engage in activities of daily living and the level of support that would be needed to assist the individual to perform these activities while living in the community. The assessment must determine whether this level of support can be provided to the individual in an alternative community setting or whether the level of support needed is such that an NF placement is required. The functional assessment must address the individual's ability to:

- a. Self-monitor health status.
- b. Self-administer and schedule medical treatment (including medication compliance) or both.
- c. Self-monitor nutritional status.
- d. Handle money.
- e. Dress appropriately.
- f. Self-groom.

3. Confirm the need for NF services and recommend specialized services, if applicable.

(b) Specialized services for an SMI diagnosis are:

1. Services that are utilized to address an episode of SMI and that are rendered in an NF at levels required to avert or eliminate the need for inpatient psychiatric care.

2. Developed and supervised by a qualified mental health professional and include one or all of the following:

- a. Psychiatric consultation and evaluation.
- b. Psychotropic medication management.
- c. Psychological evaluation.
- d. Psychotherapy.

(10) Level II Evaluation for Individuals with Diagnosis, or Suspicion of Having, an ID.

(a) A Level II evaluation for individuals diagnosed with, or suspected of having, an ID must:

1. Confirm or rule out the diagnosis, or suspicion, of an ID. A licensed psychologist must identify the intellectual functioning measurement of individuals with an ID.

2. Confirm the need for NF services and recommend specialized services as necessary by assessing:

- a. The individual's medical problems.
- b. The level of impact these problems have on the individual's independent functioning.
- c. All current medications used by the individual, and the current response of the individual to any prescribed medications in the following drug groups:

- (I) Hypnotics.
- (II) Antipsychotics (neuroleptics).
- (III) Mood stabilizers and antidepressants.
- (IV) Antianxiety-sedative agents.
- (V) Anti-Parkinson agents.
- d. Self-monitoring of health status.
- e. Self-administering and scheduling of medical treatments, including medication compliance.

f. Self-monitoring of nutritional status.

g. Self-help development such as toileting, dressing, grooming, and eating.

h. Sensorimotor development such as ambulation, positioning, transfer skills, gross motor dexterity, visual motor perception, fine motor dexterity, hand-eye coordination, and extent to which prosthetic, orthotic, corrective, or mechanical supportive devices can improve the individual's functional capacity.

i. Speech and language (communication) development such as expressive language (verbal and nonverbal), receptive language (verbal and nonverbal), extent to which non-oral communication systems can improve the individual's functional capacity, auditory functioning, and extent to which amplification devices (e.g., hearing aid) or a program of amplification can improve the individual's functional capacity.

j. Social development such as interpersonal skills, recreation-leisure skills, and relationships with others.

k. Academic or educational development, including functional learning skills.

l. Instrumental activities of daily living.

m. Vocational development, including present vocational skills.

n. Affective development such as ability to express emotions, make judgments and independent decisions.

o. The presence of identifiable maladaptive or inappropriate behaviors of the individual based on systematic observation such as the frequency and intensity of identified maladaptive or inappropriate behaviors.

(b) Specialized services for ID are directed toward the acquisition of the behaviors necessary for the individual to function with as much self-determination and independence as possible, and toward the prevention or deceleration of regression or loss of current optimal functional status. Specialized services for individuals with ID are:

1. Behavior analysis services, pursuant to Rule 65G-4.009, F.A.C.

2. Training services, to include:

a. Services intended to support the participation of recipients in daily, meaningful, valued routines of the community which may include work-like settings that do not meet the definition of supported employment.

b. Training in the activities of daily living, self-advocacy, and adaptive and social skills that are age and culturally appropriate. The service expectation is to achieve the goals defined by each individual or, if appropriate, the individual's legal representative. The training, activities, and routine established by the adult day training program must be meaningful to the individual and provide an appropriate level of variation and interest in accordance with a formal implementation plan that is developed under the direction of

the individual or, if appropriate, the individual's legal representative.

(11) Level II Determination.

(a) The following entities are responsible for completing the Level II determination:

1. The Agency for Persons with Disabilities for individuals diagnosed with, or suspected of having, an ID.

2. The Department of Children and Families' (DCF) for individuals diagnosed with, or suspected of having, an SMI.

3. The Department of Children and Families is the lead agency in coordinating a joint determination with APD when the individual has a diagnosis of, or suspicion of having, both an SMI and an ID.

(b) The Level II determination must be issued in the form of a written summary report that:

1. Confirms or rules out SMI or ID.

2. Identifies the name and professional title of each person who performed the evaluation(s) and the date on which each portion of the evaluation was administered.

3. Summarizes the medical and social history, including the positive traits, developmental strengths and weaknesses, and developmental or mental health needs of the individual.

4. Identifies whether NF services and specialized services are needed.

5. Identifies any specific SMI or ID services the individual requires, including those of a lesser intensity when specialized services are not recommended.

6. Identifies placement options that are available to the individual, including whether the individual's needs could be met in a community setting, and what services would be needed for the individual to live in such a setting.

7. Documents the individual and legal representative, if appropriate, have been educated about all placement options (including information about the benefits of integrated settings), and that any concerns or objections raised by the individual or legal representative have been addressed.

8. Includes the basis for the summary report's conclusions.

9. Notifies the individual and legal representative of the right to appeal the determination.

10. Interprets and explains the summary report to the individual and legal representative.

(c) If the Level II evaluator rules out SMI or ID, the determination does not have to include the items indicated in subparagraphs (11)(b)(4)-(7) of this section.

(d) The Department of Children and Families or APD must send the completed determination summary with the notice of the administrative fair hearing process and the individual's rights to:

1. The evaluated individual and his or her legal representative, as appropriate.

- 2. The admitting or retaining NF.
- 3. The individual's attending physician.
- 4. The discharging hospital, if applicable.
- 5. The Level I screener appropriate to individual's age.

(12) Resident Review.

(a) The NF must notify CARES or DOH, as appropriate, when an NF resident who has, or is newly suspected of having, SMI, ID, or both, experiences a significant change that:

- 1. Will not normally resolve itself without intervention by staff or by implementing standard disease-related clinical interventions (for individuals experiencing a decline in condition).
- 2. Impacts more than one area of the resident's health status.

(b) The NF must submit all of the following documentation:

- 1. Completed AHCA MedServ Form 004 Part A1, _____.
- 2. Documented informed consent.
- 3. Level I PASRR screen.
- 4. Level II evaluation and determination or most recent RR, as applicable.
- 5. Long Term Care MDS or the most recent physical assessment, or an assessment provided by CARES or DOH.
- 6. Case notes.
- 7. Record of treatment.
- 8. Medication administration record.
- 9. Psychiatric or psychological evaluation, if available.

(13) Medicaid-certified nursing facilities must comply with 42 United States Code section 1396r(e)(7)(C), when a resident no longer requires NF services, but still requires specialized services, or no longer requires either NF services or specialized services.

(14) Consent for Level II Evaluation.

(a) If a Level II evaluation is required as a result of the Level I screen, or a resident review is required, written notice must be issued in accordance with 42 CFR 483.128(a) to individuals who have, or are suspected of having, SMI or ID, and are being referred to the state authorities for SMI or ID to perform the Level II evaluation. The signature of the individual being assessed, or their legal representative, must be obtained on AHCA MedServ Form 004 Part A1, _____, when possible as acknowledgement and consent for the Level II evaluation. Signing does not mean that the signator agrees with any determination(s).

(b) The signature is an acknowledgement of the signator's:

- 1. Opportunity to participate in decisions regarding the arrangements for continued care.

2. Acknowledgement of verbal and written information regarding the range of services in the assessed individual's community.

(c) If an individual is unwilling, or unable, to sign and has no legal representative or health care agent to sign, information regarding the reason for the inability to obtain the signature must be indicated on the Level I PASRR Screen, AHCA MedServ Form 004 Part A, _____ or Resident Review-Evaluation Request, AHCA MedServ Form 004, Part A1 _____.

(15) Records. Nursing facilities must maintain copies of all PASRR screenings, evaluations, re-evaluations, and determinations in the individual's file for the duration of his or her stay in the facility and for a period of five years after the individual has been discharged or transferred to another facility.

(16) Appeals. In accordance with state and federal law, an individual may request an appeal through the Medicaid fair hearing process if he or she believes the State has made an erroneous determination with regard to the preadmission and annual resident review processes.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.905(8), 409.912 FS. History--New 12-31-13. Amended, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Patricia Cobb
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin Senior
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 26, 2015

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: 61A-4.041
 RULE TITLE: Passenger Vessels Engaged in Foreign Commerce

PURPOSE AND EFFECT: To establish the process by which passenger vessel permittees will report quarterly capacity and the associated taxes due based on the amended tax method applicable to this classification of licenses regulated by the division.

SUMMARY: Section 8 of Ch. 2016-190, Laws of Florida, amended subsection 9 of section 565.02, Florida Statutes, to establish a new method of reporting and remitting excise taxes and surcharge applicable to the sales of alcoholic beverages, cigarettes and other tobacco products on passenger vessels engaged exclusively in foreign commerce. As amended, the subsection requires each passenger vessel permittee to keep a strict account of the quarterly capacity of each of its vessels

and make quarterly reports to the Division of Alcoholic Beverages and Tobacco on forms prepared and furnished by the division.

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: 561.11 FS.

LAW IMPLEMENTED: 210.161, 210.60, 561.02, 562.408, 562.41, 565.02(9) 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: Renita Walton-Hayes, Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1118, renita.walton-hayes@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-4.041 Passenger Vessels Engaged in Foreign Commerce.

(1) As used in section 565.02(9)(a)3, F.S., the term “departs” includes every instance a passenger vessel leaves a port in Florida, including instances where the port is neither the initial port nor the final port.

(2) As used in 565.02(9)(a)(4)a, F.S., the term “affixed” means beds secured to the vessel in such a manner as to limit hazardous movement of the bed while in transit, no matter the form of attachment.

(3) Quarterly reports, taxes and surcharge are due to the division on or before the 15th day of the month following the calendar quarter being reported. Permittees shall:

(a) Include each vessel’s total number of lower berths and embarkations during the reported calendar quarter.

(b) File quarterly reports using the division's electronic filing system and remit payment via electronic funds transfer, unless otherwise directed by the division.

(c) Remit reports, taxes, and surcharge on or before the 15th day of the month after the calendar quarter for which the reports, taxes and surcharge are due. If the 15th day of the month is a Saturday, Sunday or legal holiday, remittance shall be made before the end of the next business day.

(4) For purposes of auditing quarterly reports, permittees shall provide access to records for inspection, and access to vessels for inspection, to any authorized employee of the division. Access to records and vessels shall be provided within 10 days of written request, or if the vessel is not accessible at a Florida port at the time of the request, or within 10 days of the vessel’s return to a Florida port.

(5) Permittees offsetting any Florida tax or surcharge on alcoholic beverages, cigarettes, or other tobacco products for which tax or surcharge has already been paid by a licensed manufacturer or distributor shall provide documentation of payment with the quarterly report.

Rulemaking Authority 561.11 FS. Law Implemented 210.161, 210.60, 561.02, 562.408, 562.41, 565.02(9) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Thomas Philpot, Director, Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 10/17/16

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 9/26/16

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NOS.:	RULE TITLES:
6M-4.200	General Eligibility Provisions
6M-4.208	Verification of Employment and Income
6M-4.209	Redetermination of Eligibility for Financial Assistance

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. 186, September 23, 2016 issue of the Florida Administrative Register.

6M-4.200 General Eligibility Provisions

(1) Definitions. The following definitions are applicable to all rules under Chapter 6M-4, F.A.C.

(a) No change.

(b) “Child Care Executive Partnership (CCEP)” is a program that uses state and federal funds as incentives for matching local funds derived from local governments, employers, charitable foundations, and other sources to create local flexible partnerships with employers.

~~(c)(b)~~ No change.

~~(d)(e)~~ “Person who stands in loco parentis” means a responsible adult with whom the child lives, who is responsible for the day-to-day care and custody of the child when the child’s parent by blood, marriage, adoption or court order is not performing such duties.

(d) through (g) are renumbered (e) through (h) No change.

(i) “Special Needs” means a child who has been determined eligible as a child with a disability in accordance with Chapter 6A-6, F.A.C., and is participating in a program for children with disabilities provided by the school district or a child who has an individualized educational plan (IEP) or family support plan (FSP).

~~(j)(h)~~ “Suspend” means to temporarily discontinue services for the parent when the parent intends to resume an eligible education/training or work activity that has an temporary interruption that exceeds three (3) months or the child temporarily does not need school readiness services offered by the coalition.

~~(k)(i)~~ “Temporary Interruption” means interruption in the parent’s work or education activity with an intent to return to that specific work or education activity not to exceed three (3) months. A temporary interruption in employment or education/training activity shall include, at a minimum:

1. Any time-limited absence from work for an employed parent due to reasons such as need to care for a family member or an illness;

2. Any interruption in work for a seasonal worker who is not working between regular industry work seasons;

3. Any student holiday or break for a parent participating in training or education;

4. Any reduction in work, training or education hours, as long as the parent is still working or attending training or education.

5. Any other cessation of work or attendance at a training or education program that does not exceed three (3) months;

6. Any change in age, including turning 13 years old during the eligibility period; and

7. Any change in residency within the State.

~~(l)(j)~~ No change.

(2) Child Care Authorization and Relative Caregiver Program Eligibility. In order for a child to be eligible to

receive school readiness services in the following categories, pursuant to section 1002.87(1)(a)-(i), F.S., a child care authorization or documentation the parent receives relative caregiver payments must be issued by the appropriate agency.

(a) Age. Verification of age must be established for each child eligible for the school readiness program in accordance with s. 1002.87(1), F.S. The coalition shall keep a record of at least one of the following supporting documents that shows the child’s name and date of birth:

1. Child care authorizations for at-risk and protective services categories shall be valid for the duration determined by the referring entity. A child may continue to maintain eligibility under the at-risk or protective services categories as long as there is a current and valid child care authorization. The parent no longer maintains the current purpose for care upon the child care authorization’s expiration or upon notification of termination from the referring agency to the coalition, whichever comes first.

2. At-Risk and protective services parents with a valid child care authorization will be authorized for 12-months of child care funding ~~subject to available funding~~. Each time a child care authorization is renewed during the 12-month authorization of child care funding, child care services will continue in increments defined by the referring agency ~~subject to available funding~~.

3. At the initial determination for at-risk child care authorizations, the coalition or contracted designee shall inform the parent that when the referral expires or is terminated by the referring agency, the parent will have three (3) months to provide documentation to establish a purpose for care under another eligibility category to continue ~~receiving to receive~~ services for the remainder of the initial 12-month authorization period. Purpose for care must be reestablished no later than three (3) months after the initial child care authorization expires. A family will not be limited to a single three (3) month period to reestablish a purpose of care during the 12-month eligibility period.

4. No change.

5. If the parent loses purpose for care anytime during the initial 12-month eligibility ~~in month ten or later~~, the coalition shall provide services for ~~the remainder of the 12-month eligibility period~~ for three (3) months, at which time the parent must reestablish purpose for care to remain eligible. The time period that surpasses the initial authorization will be counted toward the subsequent authorization period.

(b) Relative Caregiver Program. A child may continue to maintain eligibility under the relative caregiver program category if upon closure of the protective services case, the guardian is in receipt of Relative Caregiver Assistance payments for the child in need of school readiness services from the Florida Department of Children and Families.

1. No change.

2. At the initial determination for relative caregiver eligibility ~~cases~~, the coalition or contracted designee shall inform the parent that when receipt of relative caregiver payments ends the parent will have three (3) months to provide documentation to establish a purpose for care under another eligibility category to continue the remainder of the initial 12-month authorization period. Purpose for care must be established no later than three (3) months after the receipt of relative caregiver payments ends or upon termination of relative caregiver payments, whichever comes first. A family will not be limited to a single three (3) month period to reestablish a purpose of care during the 12-month eligibility period.

3. If the parent loses purpose for care anytime during the initial 12-month eligibility ~~in month ten or later~~, the coalition shall provide services for ~~the remainder of the initial 12-month period~~ for three (3) months, at which time the parent must reestablish purpose for care to remain eligible. The time period that surpasses the initial authorization will be counted toward the subsequent authorization period.

(c) No change.

(3) Income Based Eligibility Categories.

(a) Initial Eligibility Determination.

1. No change.

2. Family Income. The family's income, as defined in Section 1002.81(8), F.S., must be at or below 150 percent of the Federal Poverty Level (FPL) for economically disadvantaged and 200 percent of the FPL for Child Care Executive Partnership (CCEP) children for entry into the school readiness program and continued eligibility. If 85 percent of the State Median Income (SMI) is less than 150 percent of the FPL, then 85 percent of the SMI ~~this~~ is the income threshold for entry into the school readiness program for economically disadvantaged. If 85 percent of the SMI is less than 200 percent of the FPL, then 85 percent of the SMI ~~this~~ is the ~~upper~~ income threshold for entry into the school readiness program for CCEP children continued eligibility.

3. Assets. A family shall not have assets that exceed one million dollars (as certified by a member of such family). This applies to all children funded with Child Care Development Block Grant funds, including children identified in s.1002.81 (1), F.S.

4. through 5. No change.

6. If the parent loses purpose for care anytime during the initial 12-month eligibility ~~in month ten or later~~, the coalition shall provide services ~~for the remainder of the 12-month eligibility period~~ for three (3) months, at which time the parent must reestablish purpose for care to remain eligible. The time period that surpasses the initial authorization will be counted toward the subsequent authorization period. A family will not

be limited to a single three (3) month period to reestablish a purpose of care during the 12-month eligibility period.

(b) Maintaining Eligibility at Redetermination.

1. No change.

2. Family Income. The family's income must remain at or below 85 percent of the State Median Income (SMI) as the upper level of the program subsidy support. ~~If the family's income is above 200 percent of the FPL, but at or below 85 percent of the SMI, a graduated phase-out of school readiness child care funding will be initiated in accordance with Rule 6M 4.400(2), F.A.C.~~

3. through 5. No change.

(c) Maintaining Eligibility During an Interruption in Employment Activities or Education Activities.

1. A family shall maintain eligibility and child care funding for school readiness services during a temporary interruption in employment activity, with an option to return to that activity, not to exceed three (3) months. A temporary interruption in employment activity includes circumstances such as the parent's seasonal employment, school system-related employment or leave in compliance with the Family Medical Leave Act. If the temporary interruption in employment exceeds three (3) months, services will be considered suspended, and not reimbursed, until the parent's employment resumes. The child shall not be placed on the waiting list if the parent has verification that they are still employed and returning to that employment. ~~services will be considered suspended, and not reimbursed, until the parent's employment resumes~~. Care may be re-established for the remainder of the initial 12 month authorization upon resumption of employment and reevaluation of the remaining eligibility factors.

2. A family shall maintain eligibility and child care funding for school readiness services during a temporary interruption in the parent's educational activity with an intent to return to the education activity at the next available full semester or term, not to exceed three (3) months between a semester or term. If the temporary interruption break exceeds three (3) months, services will be considered suspended, and not reimbursed, until the parent's education enrollment resumes. The child shall not be placed on the waiting list if the parent has verification that they have enrolled in the next semester. ~~Services will be considered suspended, and not reimbursed, until the parent's education enrollment resumes~~. Care may be re-established for the remainder of the initial 12 month authorization upon resumption of education and reevaluation of the remaining eligibility factors.

3. No change.

4. Parents and providers must be notified if, as a result of any redetermination, a child is determined ineligible for financial assistance within 10 calendar days.

(d) No change.

(4) No change.

(5) Transfer of School Readiness Services. A family shall continue to receive school readiness services during the 12-month eligibility period due to a change in residence within the state to a different coalition service area.

(a) The school readiness funding shall transfer to the coalition service area that the family relocates to. Funding shall reflect the remaining balance of 12-month eligibility.

(b) The parent copayment may not be increased due to a transfer of services outside of the coalition service area.

(c) The coalition service area of transfer will be responsible for the redetermination of eligibility at the end of the original 12-month authorization period.

(d) If the family transfers during a three (3) month period to reestablish a purpose of care, the family must reestablish a purpose of care by the end of the three (3) month period for services to be continued in the new coalition service area.

(6) Termination of School Readiness Services. Services shall be discontinued for a family prior to the end of the 12-month eligibility period under limited circumstances. The family and provider will be notified of disenrollment at a minimum of two weeks prior to termination of services. Qualifying events for termination include:

(a) Excessive unexplained absences that exceed 10 calendar days during a total month of attendance. At a minimum, the coalition shall document 3 attempts to contact the family and the provider regarding excessive absences prior to disenrollment.

(b) Substantiated fraud or intentional program violation determined by the coalition or its designee pursuant ss. 1002.91 and 1002.84 (17), Florida Statute.

(c) A change in residency outside of the state of Florida.

(d) Purpose of care is not reestablished at the end of a three (3) month period.

(e) The family income exceeds 85% of the current state median income.

6M-4.208 Documenting Eligibility for the School Readiness Program.

(1) Each early learning coalition or designated contractor must determine eligibility for each applicant applying for the School Readiness program in accordance with s. 1002.87(1), F.S. and Rule 6M-4.200, F.A.C. All child eligibility documentation shall be maintained by the coalition. Each coalition is responsible for implementing a records retention policy ensuring that all documentation is maintained in accordance with law. The coalition or its designee must conduct internal file monitoring activities to ensure the accuracy of eligibility determinations.

(2) Notwithstanding their inability to provide full documentation at the initial eligibility determination, a coalition shall ~~may~~ permit enrollment after initial eligibility determination to children experiencing homelessness as verified by a Department of Children and Families certified homeless shelter. ~~adopt alternate eligibility documentation procedures to ensure that families who are homeless are not ineligible due to inability to provide certain documentation, such as address or phone number.~~

(3) Each applicant must have a completed signed and dated Form OEL-SR 01, School Readiness Application application for each eligibility determination. Form OEL-SR 01, is adopted in and incorporated by reference in Rule 6M-4.300, F.A.C. The signature and date may be electronic if the application is available in the statewide information system.

(4) Documentation required for school readiness services eligibility. During the initial determination and redetermination an applicant must submit documentation, as applicable, to verify compliance with eligibility requirements. Prior to the eligibility determination and enrollment, new applicants shall submit required documentation within 30 calendar days from the date on the funding notification, of the date of the application. Redetermining applicants shall submit required documentation prior no later than 10 days prior to the redetermination date. The coalition shall determine eligibility within ten (10) calendar days of receipt of the documentation.

(a) Age. Verification of age must be established for each child eligible for the school readiness program in accordance with s. 1002.87(1), F.S. The coalition shall keep a record of at least one of the following supporting documents that shows the child's name and date of birth:

1. through 7. No change.

8. For children identified in s.1002.81 (a)-(d) 1002.87(1)(b) and (1)(e), F.S., the child's age, as indicated on a child care authorization submitted by the referring agency, is sufficient to establish age as verified by the parent.

9. No change.

(b) Citizenship. Each child receiving services must be a U.S. citizen or qualified alien. Verification of U.S. citizenship or a qualified noncitizen status must be obtained for each child prior to authorizing school readiness services. The coalition shall keep a record of at least one of the following supporting documents establishing citizenship:

1. No change.

2. An original or certified copy of the child's U.S. birth record filed according to law with the appropriate public officer.

3. through 5. No change.

~~6. Social Security Administration document that includes place of birth.~~

6.7. No change.

~~7.8.~~ No change.

(c) Residency. Each applicant must submit verification of current residency to qualify for the program in the county in which the applicant applied. The coalition shall keep a record of at least one of the following supporting documents that shows the name and current residential address of a parent with whom the child resides:

1. through 4. No change.

5. Military order showing that the child’s parent is a service member in the United States Armed Forces and is assigned to duty and resides in Florida when the child attends the school readiness SR program (e.g., permanent change of station).

6. through 9. No change.

(d) Parent Status. Each applicant must meet the definition of parent in Rule 6M-4.200(1)(~~b~~), (c) and (e), and submit government-issued ID and documentation of guardianship. The coalition shall keep a record of at least one of the following supporting documents to verify the parental relationship:

1. through 7. No change.

(e) No change.

(f) Purpose for Care. Each applicant must meet the purpose for care requirements of the program in accordance with ss. 1002.81(1), (7), (16) and 1002.87(1), F.S. The coalition shall keep a record of at least one of the following supporting documents establishing purpose of care:

1. For children identified in ss.1002.87 (1)(b) and (1)(e), the child’s purpose for care, as indicated on a child care authorization submitted by the referring agency, is sufficient to meet this requirement. If income documentation (earned and unearned) is available during the initial and subsequent eligibility verification, it must be submitted at that time by the family or the referring agency. A child is eligible under the relative caregiver program category if, the guardian is in receipt of Relative Caregiver Assistance payments from the Florida Department of Children and Families.

2. through 3. No change.

4. Education. Each applicant requesting services in order to attend an approved educational activity in accordance with s. 1002.81(16), F.S., shall provide an official school schedule and proof of enrollment from an accredited ~~the~~ education institution. ~~a.~~ Use of educational activities as a purpose for care shall be limited to GED programs, secondary education programs, technical or vocational programs, associate of arts, associate of science, bachelor of arts, and bachelor of science programs.

~~b. At the discretion of the early learning coalition board of directors and based upon available funding, enrollment in masters, juris doctor, and doctorate degree programs may qualify as a purpose of care.~~

5. Documentation for exemptions to work requirements due to disability or age:

a. Disability – In order to be exempt from work requirements due to disability, a parent must submit documentation from a physician licensed under chapter 458 or 459, F.S., or a disability award letter from the U.S. Social Security Administration.

b. Age – In order to be exempt from work requirements due to age, a parent must submit proof of receipt of retirement income benefits from the U.S. Social Security ~~Administration~~ Administrator or documentation from a physician licensed under chapter 458 or 459, F.S.

6. Income. Each applicant must submit documentation of earned and unearned income in accordance with

subsections (a-e) below. This applies to at-risk children identified in s.1002.81(1), F.S., if available. If income documentation is not available for at-risk children, the coalition shall still process the eligibility determination under the at-risk child care authorization.

a. through e. No change.

(g) An acknowledgement of income and family size used to establish the family copayment in accordance with Rule 6M-4.400, if applicable, shall be documented by every family applying for school readiness service, including families of children identified in ss.1002.81(1), F.S. This acknowledgement shall be made and documented at each determination of eligibility. The acknowledgement may be recorded on locally created income worksheets that includes the information listed on the income worksheet generated by the statewide information system or worksheets generated by the statewide information system, if available.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NOS.: RULE TITLES:
6M-4.400 Required Parent Co-payment
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. 186, September 23, 2016 issue of the Florida Administrative Register.

(1) No change.

(2) Co-payment Assessment. Each family that receives school readiness services shall be assessed a co-payment based on family size, the hours of care needed, and the family’s income, according the sliding fee scale approved by the Office of Early Learning (OEL) as described in subsection (1).

(a) No change.

(b) When a ~~school age~~ child attending a non-school readiness program based on the school year schedule ~~or child~~

~~receiving school district services who~~ is authorized school readiness part time care during the school year, attends a full time day at the school readiness program on a school holiday or school closure, the parent shall pay the part time co-payment. During the summer break, if a school age said child or child receiving school district services, attends full time, the parent shall pay the full time co-payment.

(c) No change.

(d) No change.

(e) A family may submit documentation at any time during the eligibility authorization period to decrease the co-payment.

(3) Redetermination. Graduated Phase Out Co-payment Assessment and Co-payment Scale. If at redetermination, a family's income is above 150 percent of the Federal Poverty Level (FPL), but at or below 85 percent of the State Median Income (SMI), the parent shall be assessed a ~~graduated phase-out~~ co-payment that is based on family size, the hours of care needed, and the family's income. As the family's income increases the co-payment shall gradually increase based on the approved sliding fee scale. If a family's income exceeds 85% of the SMI, the coalition shall notify the family that the family is no longer eligible to receive school readiness services and will be terminated in ten (10) calendar days from the date of the termination notice. A coalition must submit their proposed graduated phase out co-payment scale to the Office of Early Learning (OEL) for approval. The OEL shall review the graduated phase out co-payment scale to determine that the scale is reflective of the annually released income limits, and has an effective date no later than July 1st of that year. The graduated phase out co-payment shall include an increase in the co-payment at the end of the third month. The graduated phase out co-payment shall not be equal to or greater than the providers private pay rate.

(a) The school readiness child care funding will be authorized for 12 (six) 6-months from the redetermination date. ~~during the graduated phase out period.~~ At redetermination the coalition shall provide written notice to the family and provider of the required ~~graduated phase out~~ co-payment for the 12 six (6)-month period to be paid by the parent to the provider. The notice shall inform the parent that the co-payment shall increase as the family's income increases.

(b) After the initial twelve 12-month eligibility period, during all subsequent eligibility periods the family shall report any changes in family size or income to the coalition within ten (10) calendar days. The coalition shall adjust the family's co-payment based on the reported information and shall notify the family and provider of any changes within ten (10) calendar days. Families may reapply for school readiness services and be placed on the wait list, if applicable, at the end

~~of the six (6) month graduated phase out period if their family income drops below 200 percent of the federal poverty level during the graduated phase out period.~~

~~(e) Graduated phase out payments may not be waived.~~

(4) Parent and provider notification. Prior to a child's enrollment at the child care provider, the coalition shall issue a payment certificate to the parent to submit to an eligible child care provider. The payment certificate includes the co-payment ~~or graduated phase out payment~~ to be paid by the parent to the school readiness provider. The coalition must notify the parent that additional fees which are charged by the provider may apply. If a child is enrolled with more than one provider, a co-payment ~~or graduated phase out payment~~ must be assessed for each authorized provider.

(5) Co-payment ~~and graduated phase out payment~~ collection. The co-payment ~~and graduated phase out payment~~ amount for which the family is responsible shall be subtracted from the provider's reimbursement, prior to payment by the coalition or its designee. Collection of the family's required co-payment ~~or graduated phase out payment~~ for school readiness services shall be the responsibility of the provider of school readiness services in accordance with Section 1002.84(8), F.S.

(a) The provider shall provide written notice of the co-payment ~~or graduated phase out payment~~ due date. The parent co-payment ~~or graduated phase out payment~~ shall be collected within ten (10) calendar days of the provider's payment due date. The provider must give the parent a receipt for each co-payment ~~or graduated phase out payment~~ made by the parent and retain receipt records for all child care co-payments.

(b) The provider shall document outstanding parent co-payment ~~or graduated phase out payment~~ balances. The provider shall provide written notification to the parent of the current outstanding co-payment ~~or graduated phase out payment~~ balance within fifteen (15) calendar days of the provider's payment due date. This notification shall be provided at least on a monthly basis as long as there is a co-payment ~~or graduated phase out payment~~ balance. Outstanding parent copayments will be subject to the provider's payment policies.

(c) A family ~~shall may be ineligible terminated~~ from receiving school readiness services for an intentional program violation. failure to make co-payments or graduated phase out payments If a family fails to make co-payments for a period of three (3) two consecutive calendar months it shall be considered an intentional program violation and will be terminated from receiving services. The family shall not be permitted to apply for the school readiness program for three (3) months after the termination date. The coalition must provide at least fourteen (14) calendar days a ~~two (2) week~~ notice to the family prior to termination of services. Co-

payments ~~and graduated phase out payments~~ for at-risk children are not subject to this requirement.

(6) No change.

(7) Transfers. A parent may not transfer his or her child to another school readiness program provider until the parent has submitted documentation from the current school readiness program provider to the early learning coalition stating that the parent has satisfactorily fulfilled the co-payment ~~or graduated phase out payment~~ obligation related to school readiness program.

(a) No change.

(b) If a parent of an at-risk child defined in s. 1002.81 (1), F.S. , is unable to satisfactorily fulfill the co-payment obligation ~~or graduated phase out obligation~~ prior to transfer, the provider shall attempt to arrange a repayment plan with the at-risk child’s parent. If the provider is unable to arrange a payment plan with the at-risk child’s parent, the provider shall document the repayment attempt and submit to the ~~with the~~ coalition. ~~and~~ The coalition shall report the parent’s intent to transfer child care providers to the Child Welfare Program Office of the Department of Children and Families or the community-based lead agency.

~~(c) At risk children who experience a change in guardianship are not subject to this requirement.~~

~~(d) If a family transfers providers during the graduated phase out period, the graduated phase out payment described in subsection (3) shall be satisfactorily fulfilled with the current provider prior to the transfer.~~

(8) Co-payment changes. A parent co-payment shall not be increased during the initial 12-month eligibility authorization period. The amount of co-payment assessed shall be in effect for the family’s authorized eligibility period, unless:

(a) through (d) No change.

(e) Co-payments during subsequent eligibility periods may be increased or decreased based on the family’s income and size.

(9) Coalition co-payment ~~and graduated phase out payment~~ errors. The coalition shall not take action to recover an incorrect co-payment ~~or graduated phase out payment~~ caused by an incorrect co-payment ~~or graduated phase out assessment~~ made due to an error of the coalition or its designee. Once the error is discovered, the coalition must correct the error and apply the corrected co-payment ~~or graduated phase out payment~~. The coalition shall notify the parent within ten (10) calendar days of changes to the co-payment ~~or graduated phase out payment~~. This notification must be documented.

(10) Co-payment ~~and graduated phase out payment~~ recovery. In cases when a reimbursement overpayment is caused by an incorrect co-payment ~~or graduated phase out~~

assessment which resulted from program participant error or parent fraud, the coalition shall attempt to recover the overpayment and document attempts. If the coalition is unsuccessful in recovery of the overpayment, the coalition shall notify the Office of Early Learning and submit documentation as necessary.

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: RULE TITLE:

12D-16.002 Index to Forms

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. 185, September 22, 2016 issue of the Florida Administrative Register.

Changes to the following forms are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. There is no change to the language in Rule 12D-16.002. When presented to the Governor and Cabinet for final adoption of, and approval to file and certify with, the Secretary of State under Chapter 120, F.S., the proposed changes to the following forms will read as follows:

Form DR-486A, Written Authorization for Representation Before the Value Adjustment Board. In the first paragraph, second sentence, remove the term “sufficient.” The sentence will read “This form or other written authorization accompanies the petition at the time of filing.”

Form DR-486POA, Power of Attorney for Representation Before the Value Adjustment Board. In the first paragraph, second sentence, remove the term “sufficient.” The sentence will read “This form or other power of attorney accompanies the petition at the time of filing.”

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-26.017 Plans Submission and Fees Required

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. 40 No. 247, December 23, 2014 issue of the Florida Administrative Register.

59A-26.017 Plans Submission and Fees Required

(1) No construction work, including demolition, shall be started until prior written approval has been provided by the Agency’s Office of Plans and Construction. This includes all construction of new facilities and all additions, modifications, alterations, renovations, and refurbishing to the site, facility, equipment or systems of all existing facilities.

(2)(4) No change.

(a) No change.

~~(b) Construction documents and specifications and construction details for all work to be undertaken;~~

(c) through (d) No change.

~~(3)(2) Projects that have been submitted for the Agency's Office of Plans and Construction review will be considered abandoned withdrawn if:~~

(a) through (c) No change.

~~(4)(3) When construction is planned, either for new buildings, additions, alterations or renovations to existing buildings, the plans and specifications must be prepared and submitted to the Agency's Office of Plans and Construction for approval by a Florida registered architect and a Florida registered professional engineer. An architecture or engineering firm, not practicing as a sole proprietor, must provide proof of registration as an architecture or engineering firm with the Florida Department of Business and Professional Regulation. All plans and specifications provided to the Agency as required in this section must be prepared and submitted by a Florida registered architect and a Florida registered professional engineer. An architectural or engineering firm not practicing as a sole proprietor may prepare and submit plans and specifications to the Agency if they are registered as an architectural or engineering firm with the Florida Department of Business and Professional Regulation.~~

~~(5)(4) The initial submission of plans to the Agency's Office of Plans and Construction for any new project must include a completed Application for Plan Review, AHCA Form 3500-0011, June 2014, incorporated by reference and obtainable at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX> or from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 24, Tallahassee, Florida 32308, or from the Agency's website at <http://ahca.myflorida.com/plansandconstruction>, and a valid certificate of need, if required pursuant to Chapter 408 F.S. This information must accompany the initial submission. Approval will not be granted for any project without a Certificate of Need as required by Rule 59C-1.004, F.A.C.~~

~~(6)(5) Plans and specifications submitted for review shall be subject to a plan review fee pursuant to section 400.967(5), F.S. A non-refundable initial fee of \$2,000 will be charged for all projects. The agency will also collect a fee, not to exceed one percent of the estimated construction cost or the actual cost of review, whichever is less, for the portion of the review which encompasses initial review through the initial revised construction document review. Additionally, the Agency will collect its actual costs on all subsequent portions of the review and construction inspections. All fees must be paid by check made payable to the Agency for Health Care Administration,~~

~~with the notation of check noted with the Office of Plans and Construction facility log number and identified that it is for the Agency's Health Care Trust Fund. Plan review fees must be included with the application.~~

~~(7)(6) Plans and specifications shall be submitted in for review at any of the three stages of development described in this rule. Approval of a Stage III submission is required to begin construction (except as permitted by subsection 59A-26.017(2), F.A.C.). These stages are as follows:~~

(a) through(c) No change.

~~(8)(7) No change.~~

~~(9)(8) For projects involving only equipment changes or system renovations, only Stage III, construction documents need to be submitted. These documents must include the following:~~

(a) through (c) No change.

~~(10)(9) No change.~~

~~(a). Single-line drawings of each floor showing the relationship of the various activities or services to each other and the room arrangement in each, which shall include:~~

1. through 3. No change.

~~4. A schematic life safety plan showing smoke and fire compartments, exits, exit passageways, and gross areas of smoke and fire compartments; and~~

~~5. Information as to which areas are sprinklered sprinkled, both new proposed and existing.~~

(b) through (c) No change.

~~(11)(10) No change.~~

(a) through (b) No change.

(c) Architectural plans that include:

1. through 4. No change.

~~5. Equipment which is not included in the construction contract that requires mechanical or electrical service connections or construction modifications shall be identified to ensure coordination with the architectural, mechanical and electrical phases of construction Identification of equipment, which is not included in the construction contract, but which requires mechanical or electrical service connections or construction modifications, to ensure its coordination with the architectural, mechanical and electrical phases of construction; and~~

6. No change.

(d) Life safety plans that include:

1. No change.

~~2. All sprinklered sprinkled areas, fire extinguishers, fire alarm devices and pull station locations;~~

~~3. Fully developed life safety plans must be submitted if the project is an addition to or the conversion of an existing building;~~

4. through 5. No change.

(e). Mechanical engineering plans that include:

1. through 3. No change.

4. If the building is equipped with fire sprinklers, the location of the sprinkler system risers and the point of connection for the fire sprinkler system. State the method of design for the existing and new fire sprinkler systems ~~The location of the sprinkler system risers and the point of connection for the fire sprinkler system if the building is equipped with fire sprinklers, including the method of design for the existing and new fire sprinkler systems;~~

5. through 6. No change.

7. Locations and relative sizes of major items of mechanical equipment such as chillers, air handling units, fire pumps, medical gas storage, boilers, vacuum pumps, air compressors, ~~large storage batteries,~~ and fuel storage vessels;

8. through 9. No change.

(f) No change.

~~(12)(44)~~ Stage III, construction documents. Stage III construction documents will be approved by the Agency upon successful demonstration that the construction will comply with all applicable codes and standards as evidenced by a thorough examination of documents submitted as required by this subsection.

(a) The Stage III, construction documents must be an extension of the Stage II, preliminary plan submission and must provide a complete description of the contemplated construction. Construction documents must be signed, sealed, dated and submitted for written approval to the Agency's Office of Plans and Construction by a Florida-registered architect and Florida-registered professional engineer. These documents must consist of work related to civil, structural, mechanical, and electrical engineering, fire protection, lightning protection, landscape architecture and all architectural work. In addition to the requirements for Stage II submission, the following must be incorporated into the construction documents:

1. through 4. No change.

5. Mechanical engineering plans to include fire and smoke control plans that include:

a. No change.

b. A clear and concise narrative control sequence of operations for each item of mechanical equipment, including but not limited to ~~including~~ air conditioning, heating, ventilation, medical gas, plumbing, and fire protection and any interconnection of the equipment of the systems;

c. through e. No change.

6. through 8. No change.

9. A complete set of specifications for all work to be undertaken.

a. All project required contractor supplied testing and/or certification reports shall be submitted in writing reviewed and accepted by the engineer of record prior to presenting to the

Agency for Health Care Administration for review must be legible, identify the testing and/or certifying entity, reviewed and accepted by the engineer of record prior to presenting to the Agency's Office of Plans and Construction for review.

b. The specifications shall ~~must~~ require a performance verification test and balance air quantity values report with the specified air filters installed for each air handling unit system operating in the minimum pressure drop condition (clean filter state) and at the maximum pressure drop condition (dirty filter state) for a minimum of two operating conditions for each air handling unit system. One operating condition must be with the specified air filters installed in the minimum pressure drop or clean state. The second operating condition is to be at the maximum pressure drop and/or dirty state. The air quantities reported are acceptable if they are within 10 percent of the design value and the space relative pressures are maintained. This requirement must apply to any air-handling unit affected by the construction to be performed.

(b) No change

(c) Signed, sealed and dated subsequent addenda, change orders, field orders and other documents altering the above must be submitted for review to the Agency's Office of Plans and Construction. ~~All subsequent addenda, change orders, field orders and other documents altering the above must also be signed, sealed, dated and submitted in advance to the Agency's Office of Plans and Construction review.~~ The Agency will either approve or disapprove the submission based on compliance with all applicable codes and standards and shall provide a listing of deficiencies in writing.

~~(13)(42)~~ The initial submission will be acted upon by the Agency's Office of Plans and Construction within 60 days of the receipt of the initial payment of the plan review fee. The Agency will either approve or disapprove the submission and shall provide a listing of deficiencies in writing. Each subsequent resubmission of documents for review on the project will initiate another 60-day response period. ~~If the Agency does not act within 60 days of receipt of a submission, the submission will be considered approved. However,~~ All deficiencies noted by the Agency must ~~still~~ be satisfactorily corrected before final approval may be obtained for the project.

~~(14)(13)~~ Additions that increase the scope of the project by greater than fifty percent or revisions that change greater than fifty percent of the original scope of a project will be required to be submitted as a new project. Additions or revisions that substantially change the original scope of the project or are submitted by different design professionals will be required to be submitted as a new project. A substantial change is one which deviates from the approved documents or additions.

Rulemaking Authority 400.967 FS. Law Implemented 400.967(2), (5), FS. History–New_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:
 61G20-1.001 Florida Building Code Adopted
 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. 165, August 24, 2016 issue of the Florida Administrative Register.

61G20-1.001 Florida Building Code Adopted

(1) The Florida Building Code, 5th Edition (2014), as updated by the Florida Building Commission on November 13, 2014, and modified by the Florida Building Commission on June 8, 2016, and October 13, 2016, incorporated herein by reference is hereby adopted as the building code for the State of Florida.

(2) No change.

(3) No change.

Rulemaking Authority 553.73(1), (7) FS. Law Implemented 399.031, 553.37(1), 553.72, 553.73, 553.883, 553.884, 553.908, 553.998 FS., Sections 32, 33, 34, 36, 44, 46, 48, Chapter 2005-147, Laws of Florida, Section 1, Chapter 2006-65, Laws of Florida, Section 10, Chapter 2007-1, Laws of Florida, Sections 10, 11, 14, 17, 19, 23, 24, 25, 26, 32, 33, 34, 35, 36, 37, 39, Chapter 2016-129, Laws of Florida, Chapter 2016-211, Laws of Florida. History–New 7-18-90, Amended 3-30-93, 10-17-93, 8-28-95, 9-24-96, 12-26-96, 4-27-97, 10-5-97, 10-14-97, 9-7-00, 11-28-00, 2-7-01, 12-16-01, 6-30-03, 4-3-05, 12-11-05, 12-8-06, 5-21-07, 10-1-08, 2-17-09, 10-1-09, Formerly 9B-3.047, Amended 11-10-11, Formerly 9N-1.001, Amended 4-25-13, 6-30-15, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:
 62-552.751 Environmental Review
 62-552.850 Exceptions to Program Requirements
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 200, October 13, 2016 issue of the Florida Administrative Register has been withdrawn.

**Section IV
 Emergency Rules**

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-1.005 Standards for OPOs, Tissue Banks and Eye Banks

The Agency for Health Care Administration hereby gives notice:

That on October 24, 2016, the Agency for Health Care Administration rendered an order on the petition for variance or waiver filed by the American Association of Tissue Banks et al. on July 29, 2016 and advertised in Vol. 42, No. 159, Florida Administrative Register on August 16, 2016. The Petition was assigned Agency Case Number 2016008916. The Agency for Health Care Administration has issued a Final Order granting a temporary waiver from subparagraph 59A-1.005(35)(a)2, F.A.C, related to HTLV testing of donor tissue, to Co-Petitioners for a period expiring on October 1, 2018 upon a finding that the purpose of the underlying statute will be achieved by other means and that an application of the rule would create a substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Bldg 3, MS 3, Tallahassee, FL 32308.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On October 17, 2016, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Sun on The Beach located in Kissimmee. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Petition for this variance was published in Vol. 42/203 on October 18, 2016. The Order for this Petition was signed and approved on October 26, 2016. After a complete review of the

variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained _____ by _____ contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On October 6, 2016, the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Prime Serious Steak located in Sarasota. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Petition for this variance was published in Vol. 42/196 on October 7, 2016. The Order for this Petition was signed and approved on October 26, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure,

soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained _____ by _____ contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On October 26, 2016, the Division issued an order. The Final Order was in response to a Petition for a permanent Variance from Tampa International Airport, filed August 30, 2016, and advertised on September 9, 2016 in Vol. 42, No. 176, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 6.1.4, A.S.M.E. A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code. The Division concludes that the Petitioner’s request for variance meets the burden of demonstrating that public health safeguards provided by rule have otherwise been met (VW 2016-198).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Board of Professional Engineers hereby gives notice:

that the Petition for Variance or Waiver of Rules 61G15-20.001 and 61G15-20.007, F.A.C, filed by Marco Petretta on January 29, 2015, has been withdrawn. The Notice of Petition was published in Vol. 41, No. 35, of the February 20, 2015, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, telephone: (850)521-0050 or by email: zraybon@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Board of Professional Engineers hereby gives notice: Of the issuance of an Order regarding the Petition for Variance or Waiver, filed on February 27, 2015, by Sivakumar Munuswamy, Ph.D. The Notice was published in Vol. 41, No. 60, of the March 27, 2015, Florida Administrative Register. Petitioner sought a variance from or a waiver of subsection 61G15-20.007(1), F.A.C. regarding the requirement that each applicant for a Florida engineer license demonstrate their education is substantially equivalent to an ABET accredited degree. The Board considered the instant Petition at a duly-noticed public meeting held on April 9, 2015, in Daytona Beach, Florida. The Board's Order, filed on April 29, 2015 denied the Petition for a Variance or Waiver because the applicant has not demonstrated a substantial hardship and has not demonstrated that principles of fairness have been violated in the application of the rule to the Petitioner as opposed to other similarly situated persons. A copy of the Order or additional information may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, telephone: (850)521-0050 or by email: zraybon@fbpe.org.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:

1S-2.039 FVRS Voter Registration Procedures

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

DATE AND TIME: Tuesday, February 14, 2017, 1:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Updates to changes in voter registration procedures, in accordance with chapter 2016-23, Laws of Florida. Amendments will reflect that when a voter registration application does not include information necessary to differentiate one residence from another, the supervisor shall make all reasonable efforts to obtain such information in order to maintain the list of valid residential street addresses. An applicant's failure to include a distinguishing apartment, suite, lot, room, or dormitory room does not impact a voter's eligibility to register to vote or cast a ballot.

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: Lydia Atkinson, Assistant General Counsel, at (850)245-6536 or Lydia.Atkinson@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lydia Atkinson, Assistant General Counsel, at (850)245-6536 or Lydia.Atkinson@dos.myflorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

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

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

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kara Hoblick at (386)446-7630. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Statewide Suicide Prevention Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: November 2, 2016, 10:00 a.m. – 12:00 Noon (This meeting has been CANCELLED and will be rescheduled at a later date.)

PLACE: Senate Office Building, Room 401, 404 S. Monroe Street, Tallahassee, FL 32399-1100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss coordination efforts to address needs related to suicide prevention in the State.

A copy of the agenda may be obtained by contacting: Lindsey Perkins, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.Perkins@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 2 days before the workshop/meeting by contacting: Lindsey Perkins, 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, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.Perkins@myflfamilies.com.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council Agency on Bay Management Habitat Restoration Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 10, 2016, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, Florida 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular business of the ABM Habitat Restoration Committee.

A copy of the agenda may be obtained by contacting: Heather Young, heather@tbrpc.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 4 days before the workshop/meeting by contacting: Heather Young, heather@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Heather Young, heather@tbrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council Nominating Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2016, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, Florida 33710

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular business of the Nominating Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, wren@tbrpc.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 4 days before the workshop/meeting by contacting: Wren Krahl, wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, wren@tbrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council Nominating Committee announces a public meeting to which all persons are invited.

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

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, Florida 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Nominating Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, wren@tbrpc.org.

For more information, you may contact: Wren Krahl, wren@tbrpc.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.041 Minimum Flows

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

DATE AND TIME: November 21, 2016, 1:00 p.m. – 4:00 p.m.; December 5, 2016, 12:00 p.m. – 3:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 1372920332#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Teleconference meetings with the scientific peer review panelists for the proposed Minimum Flow for the Crystal River/Kings Bay System. Peer reviewers are working together with the goal of collectively developing a single peer review report. Information reviewed, supporting documents, and comments and documents produced by the peer review panel, as well as comments from stakeholders, are accessible using the following link:

<https://swfwmd.discussion.community/categories>. The District invites stakeholders to participate in the public workshops/teleconferences on November 21, 2016 and December 5, 2016. Minutes of each meeting will be available no later than one week following the meeting. In addition to the teleconferences, there is an open forum WebBoard on the proposed Minimum Flow for the Crystal River/Kings Bay

Springs System, accessible at <https://swfwmd.discussion.community/categories>, and noticed on October 28, 2016 in Vol. 42/211. The WebBoard is open for peer review and public comment from November 4, 2016 through December 12, 2016, and for public viewing through June 30, 2017.

NOTE: One or more members of the District’s Governing Board may attend the teleconference(s).

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, Attention: Doug Leeper, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or DougLeeper@swfwmd.state.fl.us, or will be accessible at <https://swfwmd.discussion.community/categories>.

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 District’s Human Resources Bureau Chief at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352)796-7211 or 1(800)423-1476 (FL only), ext. 4703 or email: ADACoordinator@WaterMatters.org. A2016064-1. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.041 Minimum Flows

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

DATE AND TIME: The WebBoard (a website) will be available for public viewing from November 4, 2016 through June 30, 2017, and will be available for public comment from 9:00 a.m. on November 4, 2016, through 5:00 p.m. on December 12, 2016, on the proposed Minimum Flows for the Crystal River/Kings Bay System.

PLACE: <https://swfwmd.discussion.community/categories>

For persons without access to the Internet, access to the WebBoard during the public comment period is available at the headquarters office of the Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida, 8:00 a.m. – 5:00 p.m., Eastern Daylight Time, Monday through Friday.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This website <https://swfwmd.discussion.community/categories> will be used to allow public access to and participation in communications among the chairman and members of the independent peer review panel created to conduct a review of the proposed Minimum Flows for the Crystal River/Kings Bay

Springs System, pursuant to Section 373.042, Florida Statutes. Beginning on November 4, 2016, and continuing through at least June 30, 2017, interested parties may view electronically stored communications and other public records associated with the communications among the peer review panelists for the proposed Minimum Flow for the Crystal River/Kings Bay System that are posted to the WebBoard. The WebBoard will be active and peer review panelists will post information and pose questions to one another and the public can provide comment directly on any aspect of the proposed Minimum Flows for the Crystal River/Kings Bay System, particularly on relevant scientific or technical data and findings, at any time between 9:00 a.m. on November 4, 2016, through 5:00 p.m. on December 12, 2016. Communications and documents posted are preserved and can be accessed at any time after they occur or are posted. The peer review panelists will use the WebBoard for revisions and additions to the proposed Minimum Flows for the Crystal River/Kings Bay Springs System from November 4, 2016, through delivery of the Panel’s Final Report to the District at 5:00p.m. on December 12, 2016. In addition to the open forum WebBoard, the peer reviewers will participate in teleconferences on the proposed Minimum Flows for the Crystal River/Kings Bay System, to be held as follows:

DATE AND TIME: November 21, 2016, 1:00 p.m. – 4:00 p.m.

DATE AND TIME: December 5, 2016, 12:00 p.m. – 3:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 1372920332#

NOTE: One or more members of the District’s Governing Board may attend these teleconferences.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, Attention: Doug Leeper, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or DougLeeper@swfwmd.state.fl.us, and will be accessible at <https://swfwmd.discussion.community/categories>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: in writing addressed to the Southwest Florida Water Management District, Attention: Doug Leeper, 2379 Broad Street, Brooksville, Florida 34604 or by calling Doug Leeper at (352)796-7211, for assistance in obtaining WebBoard access to this review. A2016064-2.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.041 Minimum Flows

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

DATE AND TIME: November 4, 2016, 8:30 a.m. – 11:00 a.m.

PLACE: Hunter Spring Park, 104 Northeast 1st Avenue, Crystal River, FL 34429

<https://www.google.com/maps/place/104+NE+1st+Ave,+Crystal+River,+FL+34429/@28.894844,-82.5945576,17z/data=!4m5!3m4!1s0x88e841b1897645d9:0x185db9d5ace333d0!8m2!3d28.894952!4d-82.592562>

Crystal River Archeological State Park, 3400 North Museum Point, Crystal River, FL 34428

<https://www.google.com/maps/place/3400+N+Museum+Point,+Crystal+River,+FL+34428/@28.9093637,-82.6301406,17z/data=!3m1!4b1!4m5!3m4!1s0x88e8413e137cef39:0x8249ef09ed997139!8m2!3d28.909359!4d-82.6279519>

Roger Batchelor Pier at Fort Island Gulf Beach, 12073 West Fort Island Trail, Crystal River, FL 34428

<https://www.google.com/maps/place/12073+W+Fort+Island+Trail,+Crystal+River,+FL+34429/@28.9028977,-82.6374377,17z/data=!3m1!4b1!4m5!3m4!1s0x88e841252cb4da17:0xf15e317584282df3!8m2!3d28.902893!4d-82.635249>

DATE AND TIME: November 4, 2016, 1:00 p.m. – 4:00 p.m.

PLACE: Southwest Florida Water Management District Headquarters, 2379 Broad Street, Brooksville, FL 34604-6899

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scientific Peer Review Panel Meeting and Field Trip for the proposed Minimum Flow for the Crystal River/Kings Bay Springs System. The meeting will commence as a filed trip at the Hunter Spring Park and include panelist introductions and a Sunshine Law review, followed by visits to other field sites. The field trip will be conducted to familiarize the panelists with the field sites in advance of performing the scientific peer review for the Minimum Flow proposed for the Crystal River/Kings Bay System. The meeting will end at the Southwest Florida Water Management District Headquarters where the panelists will begin their scientific review of the proposed Minimum Flow. Minutes of this meeting will be available no later than November 11, 2016.

NOTE: One or more members of the District’s Governing Board may attend this meeting.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, Attention: Doug Leeper, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or Doug.Leeper@swfwmd.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District’s Human Resources Bureau Chief at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352)796-7211 or 1(800)423-1476 (FL only), ext. 4703, or email ADACoordinator@WaterMatters.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 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: District’s Human Resources Bureau Chief at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352)796-7211 or 1(800)423-1476 (FL only), ext. 4703, or email ADACoordinator@WaterMatters.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). A2016064-3.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.: RULE TITLE:

61K1-4.001 Amateur Sanctioning Organization Licensure, Criteria for Approval and Denial

The Florida State Boxing Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 4, 2016, 10:00 a.m.

PLACE: Conference call number is: 1(888)670-3525; passcode is: 6740308491 then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a general business meeting including amateur sanctioning organization biennial reviews, license application reviews, discipline cases and to discuss Section 61K1-3.016, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Lina Hurtado, (850)488-8500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Lina Hurtado, (850)488-8500. 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: Lina Hurtado, (850)488-8500.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
RULE NOS.:RULE TITLES:**

- 62-552.200 Definitions
- 62-552.300 General Program Information
- 62-552.350 Pre-construction Loans for Rate-Based Community Water Systems
- 62-552.360 Pre-construction Grants for Financially Disadvantaged Communities
- 62-552.370 Construction Grants for Financially Disadvantaged Communities
- 62-552.400 Program Administration Costs
- 62-552.420 Project Allowances
- 62-552.430 Construction Loans for Rate-Based Community Water Systems
- 62-552.500 Funds Reserved for Specific Purposes
- 62-552.600 Project List Information
- 62-552.650 Priority Determination
- 62-552.655 Ranking Projects for Project List Development
- 62-552.680 Project List Management
- 62-552.700 Planning, Design, Construction, and Post-Construction Requirements
- 62-552.800 Audits Required
- 62-552.900 Forms for the State Revolving Fund Program for Drinking Water Facilities

The DEPARTMENT OF ENVIRONMENTAL PROTECTION announces a hearing to which all persons are invited. This meeting will be held and was noticed in the Vol. 42, No. 200, October 13, 2016, issue of the Florida Administrative Register.

DATE AND TIME: November 4, 2016, 9:00 a.m. – 3:00 p.m.
PLACE: Room 432 of the Douglas Building at 3900 Commonwealth Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Changes to the proposed rule chapter that governs the Drinking Water State Revolving Fund Program will be discussed, including staff proposal to move the language from withdrawn Rules 62-552.751 and 62-552.850 into Rules 62-552.680 and 62-552.300 of the Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Paul Brandl at (850)245-2986 or email: paul.brandl@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Paul Brandl at (850)245-2986 or email: paul.brandl@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).

**DEPARTMENT OF HEALTH
Board of Optometry**

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

DATE AND TIME: November 10, 2016, 9:00 a.m.

PLACE: 1(888)670-3525, Participant Code: 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Part of this meeting will be in closed session to discuss the settlement negotiations and/or strategy related to litigation expenditures for Nicole Yontz, DOAH Case No. 2016-6123; and Tammy Johnson (FNA Wittman), DOAH Case No. 2016-5655. Those in attendance will be: Executive Director, Dr. Anthony Spivey, Board Counsel, Lawrence Harris, and Board members: Stuart Kaplan, O.D., Tamara Maule, O.D., Christopher King, O.D., Stephen Kepley, O.D., Carl Spear, O.D., John Griffin, Esq., and a court reporter.

A copy of the agenda may be obtained by contacting: <http://floridasoptometry.gov/>.

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

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

For more information, you may contact: Anthony.Spivey@flhealth.gov.

**DEPARTMENT OF CHILDREN AND FAMILIES
Family Safety and Preservation Program**

The Department of Children and Families announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 1, 2016, 10:00 a.m. – 11:00 a.m., Eastern

PLACE: Conference Call Number: 1(888)670-3525,
Participant Code: 671 5356 658#

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The purpose of the meeting is for members of the Council to discuss ongoing data needs and analysis pertinent to implementation and operation of Extended Foster Care and the Road-to-Independence Program as they prepare for the 2016 annual report.

A copy of the agenda may be obtained by contacting: This meeting has no agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Brandie McCabe, Department of Children and Families, phone: (850)717-4218 or email brandie.mccabe@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: Brandie McCabe, Department of Children and Families, phone: (850)717-4218 or email brandie.mccabe@myflfamilies.com.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: November 30, 2016, 2:00 p.m. (Eastern)
PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida, 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Review Committee meeting will be to give the scores and to submit a recommendation to Florida Housing's Board of Directors regarding the responses submitted for Florida Housing Finance Corporation's Request For Applications (RFA) 2016-109 SAIL Financing of Affordable Multifamily Housing Developments to be used in conjunction with Tax-Exempt Bonds and Non-Competitive Housing Credits.

A copy of the agenda may be obtained by contacting: Jean Salmonsens, (850)488-4197.

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: Jean Salmonsens, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or

hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: October 31, 2016, 2:00 p.m. – 4:00 p.m., ET, UPDATE- THIS MEETING HAS BEEN CANCELLED
PLACE: UPDATE- THIS MEETING HAS BEEN CANCELLED.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Florida PALM Executive Steering Committee meeting noticed in FAR on 10-19-2016 in Issue: 42/204 scheduled for October 31, 2016 has been cancelled.

A copy of the agenda may be obtained by contacting: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@myfloridacfo.com.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc., Finance Committee of its Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 10, 2016, 2:00 p.m.
PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director at (850)222-1882.

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: Jane Strickland, Administrative Assistant, Florida Self-Insurers Guaranty Association at (850)222-1882. 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).

FOUNDATION FOR INDIGENT GUARDIANSHIP

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

DATE AND TIME: November 9, 2016, 10:00 a.m.
PLACE: 1(888)670-3525, code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Monthly Business Meeting.

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

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

agency at least 5 days before the workshop/meeting by contacting: simmons.vickib@gmail.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOC., INC.

The Board of Directors' of the FWCIGA announces a public meeting to which all persons are invited.

DATE AND TIME: November 17, 2016, 1:00 p.m.

PLACE: Grand Hyatt Tampa Bay Hotel

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board will meet to discuss the general business of the Association. The agenda will include, but not limited to: Minutes, Receiver's Report, Legal Report, Legislative Update, Committee Reports and Board Officer Elections.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. 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 TRANSPORTATION

The Florida Department of Transportation (FDOT), District One, is hosting a public information workshop as part of the Project Development and Environment (PD&E) study of State Road (SR) 29 from CR 80A (Cowboy Way) to CR 731 (Whidden Road) in Hendry and Glades Counties, Florida. FDOT invites all members of the public to attend.

DATE AND TIME: Thursday, November 3, 2016, 5:00 p.m. – 7:00 p.m., open house

PLACE: LaBelle Civic Center, 481 Highway 80 West (behind City Hall) in LaBelle, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This meeting offers people the opportunity to express their views about the location, conceptual design, and social, economic, and environmental effects of widening this segment of SR 29 to four lanes including the addition of a new bridge over the Caloosahatchee River, Financial Project ID 417878-1-22-01. Please note the limits of this PD&E study have been shortened to only include the section of SR 29 from CR 80A (Cowboy Way) to Whidden Road. The FDOT sent notices of the public workshop to property owners located within 300 feet either side of the proposed project alternatives within the study limits.

FDOT solicits public participation without regard to race, color, national origin, age, sex, religion, disability or family status. People who require special accommodations under the Americans with Disabilities Act of 1990, or who require translation services (free of charge), should contact Shelly Smith, District One Title VI Coordinator, (863)519-2671, e-mail: shelly.smith@dot.state.fl.us at least seven (7) days before the workshop.

If you are hearing or speech impaired, please contact the FDOT using the Florida Relay Service, 1 (800) 955-8771 (TDD) or 1 (800) 955-8770 (Voice).

For more information about the project, please contact: the project manager, Gwen G. Pipkin, at (863)519-2375, by email to gwen.pipkin@dot.state.fl.us or by written correspondence to the Florida Department of Transportation, P.O. Box 1249, Bartow, FL 33831-1249.

TINDALE-OLIVER & ASSOCIATES, INC. - TAMPA

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

DATE AND TIME: Thursday, November 10, 2016, 5:30 p.m. – 7:30 p.m.

PLACE: Hillsborough County Public Schools Raymond O. Shelton Administrative Center 901 E. Kennedy Boulevard, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: SR 60/KENNEDY BOULEVARD & JACKSON STREET RESURFACING

FROM WEST OF BREVARD AVENUE TO MERIDIAN AVENUE

FDOT DISTRICT SEVEN | FPID: 434841-1 & 436491-1

The Florida Department of Transportation (FDOT) invites you to attend and participate in a public workshop regarding the upcoming resurfacing projects and additional proposed improvements to SR 60/Kennedy Boulevard and Jackson Street from west of Brevard Avenue to Meridian Avenue in Tampa, Florida (Financial Project Number 434841-1 and 436491-1).

The planned improvements include the following features:

- Resurfacing of approximately 1.3 miles of SR 60/Kennedy Boulevard and Jackson Street
- Pedestrian safety improvements at various intersections
- New traffic signal with pedestrian crossing at the intersection of SR 60/Jackson Street and Governor Street
- Construction of a two-way protected bike lane (a.k.a. "cycle track")
- Adjustments to the number of travel lanes and available on-street parking at select locations
- Upgrading sidewalks and curb ramps to comply with ADA standards
- Minor drainage improvements

This meeting will provide property and business owners, interested citizens, and organizations the opportunity to review project information and comment on the proposed improvements.

There will be no formal presentation however, project aerials and graphic exhibits will be on display for review and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: For more information, please visit the project website at www.tampabaytrafficsafety.com/SR60Resurfacing or Tana Johnston-Schultz, P.E. Design Project Manager at (813)975-6266 or by email at tana.schultz@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Chris Speese, Public Involvement Coordinator at (813)975-6405 or by email to: christopher.speese@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Conquest Firespray, LLC. The petition seeks the agency’s opinion as to the applicability of Chapters 7, 9, & 10, Florida Building Code 5th edition (2014), Building as it applies to the petitioner.

Petitioner seeks clarification as to symmetry requirements for fire resistive testing for different modes of construction.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or

April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, april.hammonds@myfloridalicense.com.

RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Kathleen A. Wilks. The petition seeks the agency’s opinion as to the applicability of Section 553.513, F.S., as it applies to the petitioner.

Petitioner seeks clarification of the above-referenced statute.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, april.hammonds@myfloridalicense.com.

RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been 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

FLORIDA HOUSING FINANCE CORPORATION

RFA 2016-107 Financing To Build Or Rehabilitate Smaller
Permanent Supportive Housing Properties For Persons With
Developmental Disabilities

This Request for Applications (RFA) will make available \$4 million in grant funding to finance small Permanent Supportive Housing Developments consisting of no more than six (6) Units. Of this funding, \$3 million will be allocated in this RFA for proposed Developments consisting of new construction of a Development which may involve demolition of existing structures/residences, or acquisition with rehabilitation of a structure that, as of Application Deadline, does NOT serve Persons with Developmental Disabilities; and \$1 million will be allocated in this RFA for proposed Developments that will Renovate existing Units that are occupied by Persons with Developmental Disabilities.

The Corporation will offer the funding through a competitive grant program to private Non-Profit organizations that have a primary mission which includes serving Persons with Developmental Disabilities. Funding must be used for new construction or acquisition with Rehabilitation of Developments, or Renovation of existing housing Units, including Community Residential Homes as defined in Section 419.001, F.S., or Supported Living Units. The Corporation is required to consider the extent to which funds from local and other sources will be used by Applicants to leverage these grant funds; employment opportunities and supports that will be available to Residents of the proposed housing; a plan for Residents to access community-based services, resources, and amenities; and partnerships with supportive services agencies.

Applications shall be accepted until 11:00 a.m., Eastern Time, on Thursday, December 1, 2016, and sent to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at Ken.Reecy@floridahousing.org. The RFA, which outlines selection criteria and Applicant's responsibilities, can be downloaded from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Developers/MultiFamilyPrograms/Competitive/2016-107/>

Any modifications that occur to the Request for Applications will be posted at the web site and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL
2016-ADM-14200 Council Staff Salary Study and
Advancement Development

REQUEST FOR PROPOSALS
(FDDC RFP# 2016-ADM-14200)
COUNCIL STAFF SALARY STUDY AND
ADVANCEMENT DEVELOPMENT

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2016-ADM-14200) is released to examine the salary and benefits of the Council's staff positions to determine adequacy and competitiveness and to develop advancement levels for non-management staff.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$31,000 federal funds for a period not to exceed six (6) months for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing FDDC at 124 Marriott Drive, Suite 203, Tallahassee, FL 32301 or calling (850)488-4180 or Toll Free: 1(800)580-7801 or TDD Toll Free: 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is November 10, 2016 by 4:00 p.m. (EST). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of November 14, 2016. The deadline for submitting proposals for this RFP to FDDC is December 7, 2016 by 2:00 p.m. (EST).

THE ABOVE ANNOUNCEMENT WILL APPEAR IN THE FLORIDA ADMINISTRATIVE REGISTER AND ON THE FDDC WEB PAGE (fddc.org) ON October 28, 2016. PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS. QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

**SARASOTA COUNTY PUBLIC HOSPITAL BOARD
REQUEST FOR STATEMENTS OF QUALIFICATIONS for
ARCHITECTURAL AND ENGINEERING SERVICES**

The Sarasota County Public Hospital Board of Sarasota, Sarasota Memorial Hospital, Sarasota County, Florida (“the Hospital”) is accepting statements of qualifications from Architectural/Engineering Consulting Firms under the provisions of the Consultants’ Competitive Negotiation Act, Section 287.055; Florida Statutes. The scope of work may include programming, schematic design, design development, construction documents, and construction administration for all architectural, interior design, civil, site work, mechanical, electrical, plumbing, fire protection and structural design work for the design of a 600-car, multi-level parking deck at Sarasota Memorial Health Care System’s main campus, located at 1700 South Tamiami Trail, Sarasota, FL 34239. Services required may include architectural design, civil, mechanical, electrical, plumbing, fire protection, structural design and engineering, and construction administration. Firms interested in being considered as candidates are required to submit five bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida Architectural Licensure and corporate registration certificates.
2. Proof of Professional Liability Insurability, Errors and Omissions.
3. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your firm claims MBE, WMBE status, a copy of your firm’s current, valid MBE, WMBE certificate is required as part of the submission package.
4. Proposed design team with resumes, and their AHCA experience.
5. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each project specified. These references are contacted. A Non-Answer response negates the reference.
6. Past design experience as it relates to multi-level parking decks, potential facility impacts from site preparation.
7. Specific hospital site design experience in the State of Florida.

8. Design and permitting experience within the City of Sarasota, FL and all other applicable permitting agencies.

9. Location of the design firm’s main office.

All interested firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.
2. The basis for selecting candidates includes, but is not limited to, the firm’s experience with local regulatory agencies having jurisdiction, AHCA Florida experience, consideration of related project experience, qualifications of proposed team, design criteria experience as stated above, ability to respond, and project approach.
3. The Hospital reserves the right to request additional information beyond the data set forth above.

4. Questions regarding submissions shall be directed only to Thomas Perigo, (941)917-1804.

Submissions shall be titled
Statement of Qualifications for
ARCHITECTURAL AND ENGINEERING SERVICES
Sarasota Memorial Hospital
Multi-level Parking Deck

5. Submittals must be received by the Hospital no later than 3:30 p.m. on Tuesday, November 15, 2016. Submit statements to:

Thomas Perigo, Director of Architecture and Construction
1515 S. Osprey Avenue, Building A
Sarasota, FL 34239

Submittals received after this deadline will remain unopened and available for pick up.

6. Only Thomas Perigo shall be contacted with regard to this Request. No other SMH staff, administrators, or board members shall be contacted. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.

7. Interested persons should contact Thomas Perigo, (941)917-1804 with any project-related questions.

8. The selection committee will meet in a public meeting on Tuesday, November 22, 2016, in the Papaya Room, Waldemere Medical Plaza, 1921 Waldemere St., Sarasota, FL 34239, from 1:00PM to 3:30PM to discuss and announce the top three ranked firms with whom the Hospital will subsequently engage in contract negotiations. All interested parties are invited to attend.

**SARASOTA COUNTY PUBLIC HOSPITAL BOARD
REQUEST FOR STATEMENTS OF QUALIFICATIONS for
GENERAL CONTRACTING WORK**

The Sarasota County Public Hospital Board of Sarasota, Sarasota Memorial Hospital, Sarasota County, Florida (“the Hospital”) is accepting statements of qualifications from General Contracting Firms. The scope of work may include

programming, schematic design, design development, construction documents, and construction administration for all architectural, interior design, civil, site work, mechanical, electrical, plumbing, fire protection and structural design work for the design of a 600-car, multi-level parking deck at Sarasota Memorial Health Care System’s main campus, located at 1700 South Tamiami Trail, Sarasota, FL 34239. Firms interested in being considered as candidates are required to submit five bound statements of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida construction licensure and corporate registration certificates.
2. Completed AIA Document A305 Contractor’s Qualification Statement, latest edition.
3. Proof of general, automobile and workers’ compensation liability insurance coverage.
4. A separate statement as to whether the firm is a certified Minority Business Enterprise. If your firm claims MBE, WMBE status, a copy of your firm’s current, valid MBE, WMBE certificate is required as part of your qualification statement submittal.
5. A list of at least five client references consisting of name, title, address, telephone number and project name(s) for each project specified.
6. Resumes of key personnel that would be used on this project to include their AHCA experience.
7. Past experience as it relates to multi-level parking decks.
8. Past experience with potential facility impacts from site preparation.
9. Construction building experience within the City of Sarasota, FL.
10. Location of the firm’s main office.

All interested firms are further informed as follows:

1. The Hospital reserves the right to reject any or all submittals at any time during this process.
2. The basis for selecting candidates includes, but is not limited to, the firm’s experience with local regulatory agency having jurisdiction, consideration of directly related project experience, AHCA experience, qualifications of proposed team, ability to respond, and project approach.
3. The Hospital reserves the right to request additional information beyond the data set forth above.

Submissions shall be titled
Statement of Qualifications
for
GENERAL CONTRACTING WORK
Sarasota Memorial Hospital
Multi-Level Parking Deck

4. Submittals shall not contain pricing information.

5. Submittals must be received by the Hospital no later than 3:30 p.m., on Tuesday, November 15, 2016. Submit statements to:

Thomas Perigo, Director of Architecture and Construction
1515 S. Osprey Avenue, Building A
Sarasota, FL 34239

Submittals received after this deadline will remain unopened and available for pick up.

6. Only Thomas Perigo shall be contacted with regard to this Request. No other SMH staff, administrators, or board members shall be contacted. Failure to comply could result in immediate disqualification at the discretion of the Director of Architecture and Construction.
7. Interested persons should contact Thomas Perigo, (941)917-1804, with any project-related questions.
8. The selection committee will meet in a public meeting on Tuesday, November 22, 2016, in the Papaya Room, Waldemere Medical Plaza, 1921 Waldemere St., Sarasota, FL 34239 from 8:00 a.m. to 11:30 a.m. to discuss and announce the top three ranked firms with whom the Hospital will subsequently engage in contract negotiations. All interested parties are invited to attend.

Section XII Miscellaneous

DEPARTMENT OF HEALTH
Board of Massage Therapy

Emergency Action

On October 26, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Blake C. Rice, L.M.T., License # MA 53361. 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 Massage Therapy

Emergency Action

On October 26, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Kristin Kelly Martin, L.P.N., License # PN 5168915. 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 Massage Therapy

Emergency Action

On October 26, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Britt Lauren Cassidy-Simajchel, R.N., License # RN 9165801. 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 Massage Therapy

Emergency Action

On October 27, 2016, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Alex Rodriguez R.N., License # RN 9376425. 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

Quarterly Listing of Qualified Public Depositories

DEPARTMENT OF FINANCIAL SERVICES

DIVISION OF TREASURY

BUREAU OF COLLATERAL MANAGEMENT

PUBLIC DEPOSITS SECTION

FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND

CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THE CITIES AND STATES LISTED ARE THE HOME OFFICE LOCATIONS. QPDS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER. QPDS HAVING A DATE BESIDE THEIR NAME ARE IN THE PROCESS OF WITHDRAWING FROM THE PROGRAM AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO THE PROGRAM AFTER THAT DATE WITH WHICH THEY MUST COMPLY BEFORE CONCLUDING THE WITHDRAWAL PROCESS.

ALABAMA

ANDALUSIA

CCB COMMUNITY BANK

ATMORE

UNITED BANK

BIRMINGHAM

CADENCE BANK, N.A.

COMPASS BANK

NATIONAL BANK OF COMMERCE

REGIONS BANK

SERVISFIRST BANK

ARKANSAS

CONWAY

CENTENNIAL BANK

LITTLE ROCK

BANK OF THE OZARKS

DELAWARE

WILMINGTON

PNC BANK, N.A.

TD BANK, N.A.

FLORIDA

ARCADIA

FIRST STATE BANK OF ARCADIA, THE

BELLE GLADE

BANK OF BELLE GLADE

BOCA RATON

PARADISE BANK

BRANDON

PLATINUM BANK

CHIEFLAND

DRUMMOND COMMUNITY BANK

CHIPLEY

ONE SOUTH BANK

CLEARWATER

USAMERIBANK

CLEWISTON

FIRST BANK

CORAL GABLES

BAC FLORIDA BANK

BANESCO USA

GIBRALTAR PRIVATE BANK & TRUST COMPANY

PROFESSIONAL BANK

DADE CITY

FIRST NATIONAL BANK OF PASCO

DAVIE

FLORIDIAN COMMUNITY BANK

DAYTONA BEACH

GATEWAY BANK OF FLORIDA

DELAND

MAINSTREET COMMUNITY BANK OF FLORIDA

DESTIN

FIRST FLORIDA BANK

ENGLEWOOD

ENGLEWOOD BANK & TRUST

FERNANDINA BEACH

CBC NATIONAL BANK

FORT LAUDERDALE

LANDMARK BANK, N.A.

FORT MYERS

EDISON NATIONAL BANK

FINEMARK NATIONAL BANK & TRUST

PREFERRED COMMUNITY BANK

FORT PIERCE

HARBOR COMMUNITY BANK

FORT WALTON BEACH

FIRST CITY BANK OF FLORIDA *

FNBT BANK

FROSTPROOF

CITIZENS BANK AND TRUST

GRACEVILLE

PEOPLES BANK OF GRACEVILLE

INVERNESS

BRANNEN BANK

JACKSONVILLE

ATLANTIC COAST BANK

EVERBANK

FIRSTATLANTIC BANK

KEY WEST

FIRST STATE BANK OF THE FLORIDA KEYS

LAKE CITY

COLUMBIA BANK

FIRST FEDERAL BANK OF FLORIDA

PEOPLES STATE BANK

LAKELAND

BANK OF CENTRAL FLORIDA

MADISON

MADISON COUNTY COMMUNITY BANK

MAITLAND

AXIOM BANK

MAYO

LAFAYETTE STATE BANK *

MERRITT ISLAND

COMMUNITY BANK OF THE SOUTH
FIDELITY BANK OF FLORIDA, N.A.

MIAMI

APOLLO BANK
BRICKELL BANK
CITY NATIONAL BANK OF FLORIDA
COCONUT GROVE BANK
CONTINENTAL NATIONAL BANK
EASTERN NATIONAL BANK
EXECUTIVE NATIONAL BANK
OCEAN BANK
PACIFIC NATIONAL BANK
SABADELL UNITED BANK, N.A.
SUNSTATE BANK
TOTALBANK

MIAMI LAKES

BANKUNITED, N.A.

MONTICELLO

FARMERS & MERCHANTS BANK

MOUNT DORA

FIRST GREEN BANK
FIRST NATIONAL BANK OF MOUNT DORA, THE

NAPLES

ENCORE BANK, N.A.
FIRST FLORIDA INTEGRITY BANK

NICEVILLE

PEOPLES NATIONAL BANK

OAKLAND PARK

AMERICAN NATIONAL BANK

OCALA

COMMUNITY BANK & TRUST OF FLORIDA
GATEWAY BANK OF CENTRAL FLORIDA

OLDSMAR

JEFFERSON BANK OF FLORIDA

ORLANDO

FLORIDA BANK OF COMMERCE
SEASIDE NATIONAL BANK & TRUST

OVIEDO

CITIZENS BANK OF FLORIDA

PALM COAST

INTRACOASTAL BANK

PANAMA CITY

FIRST NATIONAL BANK NORTHWEST FLORIDA
SUMMIT BANK, N.A.

PARRISH

1ST MANATEE BANK

PENSACOLA

BANK OF THE SOUTH

PERRY

CITIZENS STATE BANK

PLANT CITY

SUNSHINE BANK

POMPANO BEACH

STONEGATE BANK

PORT CHARLOTTE

CHARLOTTE STATE BANK & TRUST

ST. PETERSBURG

RAYMOND JAMES BANK, N.A.

SARASOTA

GATEWAY BANK OF SOUTHWEST FLORIDA

SEBRING

HEARTLAND NATIONAL BANK

SOUTH MIAMI

FIRST NATIONAL BANK OF SOUTH MIAMI

STARKE

COMMUNITY STATE BANK

STUART

SEACOAST NATIONAL BANK

TALLAHASSEE

CAPITAL CITY BANK
PRIME MERIDIAN BANK

TAMPA

BANK OF TAMPA, THE
CENTRAL BANK
NORTHSTAR BANK

THE VILLAGES

CITIZENS FIRST BANK

TRINITY

PATRIOT BANK

UMATILLA

UNITED SOUTHERN BANK

VERO BEACH

OCULINA BANK, THE

WAUCHULA

FIRST NATIONAL BANK OF WAUCHULA
WAUCHULA STATE BANK

WESTON

FLORIDA COMMUNITY BANK, N.A.

WEST PALM BEACH

FIRST BANK OF THE PALM BEACHES
FLAGLER BANK

WINTER HAVEN

CENTERSTATE BANK OF FLORIDA, N.A.

GEORGIA

ATLANTA

FIDELITY BANK
SUNTRUST BANK

COLQUITT

PEOPLESSOUTH BANK

COLUMBUS

SYNOVUS BANK

DARIEN

SOUTHEASTERN BANK

MOULTRIE

AMERIS BANK

WESTPOINT

CHARTERBANK

ILLINOIS

CHAMPAIGN

BUSEY BANK

CHICAGO

BMO HARRIS BANK, N.A.
NORTHERN TRUST COMPANY, THE

IOWA

FORT DODGE

FIRST AMERICAN BANK

KENTUCKY

LOUISVILLE

REPUBLIC BANK & TRUST COMPANY

LOUISIANA

LAFAYETTE

IBERIABANK

NEW ORLEANS

FIRST NBC BANK

PLAQUEMINE

ANTHEM BANK & TRUST

MASSACHUSETTS

BOSTON

ONEUNITED BANK *

MISSISSIPPI

BILOXI

COMMUNITY BANK, COAST

GULFPORT

WHITNEY BANK DBA HANCOCK BANK IN FLORIDA

JACKSON

TRUSTMARK NATIONAL BANK

TUPELO

BANCORPSOUTH BANK
RENASANT BANK

NEW JERSEY

PASSAIC

VALLEY NATIONAL BANK

NEW YORK

NEW YORK CITY

BANCO POPULAR NORTH AMERICA

NORTH CAROLINA

CHARLOTTE

BANK OF AMERICA, N.A.

RALEIGH

CAPITAL BANK CORPORATION

WINSTON-SALEM

BRANCH BANKING AND TRUST COMPANY

OHIO

CINCINNATI

FIFTH THIRD BANK

U.S. BANK N.A.

COLUMBUS

JPMORGAN CHASE BANK, N.A.

SOUTH DAKOTA

SIOUX FALLS

CITIBANK, N.A.

WELLS FARGO BANK, N.A.

TENNESSEE

PIGEON FORGE

SMARTBANK

TEXAS

COLLEGE STATION

AMERICAN MOMENTUM BANK

THE FOLLOWING IS A LIST OF INSTITUTIONS THAT
HAD A CHANGE SINCE THE LAST PUBLICATION OF
THIS REPORT.

C1 BANK

ST. PETERSBURG

C1 BANK, A QPD WITH A HOME OFFICE LOCATED IN ST. PETERSBURG WAS MERGED WITH/INTO BANK OF THE OZARKS, A NON-QPD WITH A HOME OFFICE LOCATED IN LITTLE ROCK, ARKANSAS EFFECTIVE JULY 21, 2016. BANK OF THE OZARKS AUTOMATICALLY BECAME A QPD AS A MATTER OF LAW AND HAD NINETY DAYS FROM THE MERGER DATE TO PROVIDE THE REQUIRED PAPERWORK IN ORDER TO REMAIN IN THE PROGRAM OR TO INDICATE THEIR INTENTION TO WITHDRAW. THEY HAVE INDICATED IT IS THEIR INTENTION TO WITHDRAW. BANK OF THE OZARKS WILL NO LONGER RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER DECEMBER 31, 2016.

FIRST BANK

CREVE COEUR, MISSOURI

FIRST BANK, A QPD WITH A HOME OFFICE LOCATED CREVE COEUR, MISSOURI WITHDREW FROM THE PROGRAM EFFECTIVE SEPTEMBER 12, 2016.

FLORIDA BUSINESS BANK

MELBOURNE

FLORIDA BUSINESS BANK, A QPD WITH A HOME OFFICE LOCATED IN MELBOURNE WITHDREW FROM THE PROGRAM EFFECTIVE OCTOBER 19, 2016.

NATURE COAST BANK

HERNANDO

NATURE COAST BANK, A QPD WITH A HOME OFFICE LOCATED IN HERNANDO WITHDREW FROM THE PROGRAM EFFECTIVE SEPTEMBER 21, 2016.

OCULINA BANK, THE

FORT PIERCE

THE OCULINA BANK, A QPD WITH A HOME OFFICE LOCATED IN FORT PIERCE MOVED THEIR HOME OFFICE LOCATION TO VERO BEACH EFFECTIVE JUNE 24, 2016.

REGENT BANK

DAVIE

REGENT BANK, A QPD WITH A HOME OFFICE LOCATED IN DAVIE WAS MERGED WITH/INTO STONEGATE BANK, A QPD WITH A HOME OFFICE LOCATED IN POMPANO BEACH EFFECTIVE AFTER THE CLOSE OF BUSINESS SEPTEMBER 15, 2016.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Notice of Publication of the Department of Economic
Opportunity's 2016-2017 Annual Regulatory Plan

NOTICE IS HEREBY GIVEN that on October 27, 2016, the
Department of Economic Opportunity published a hyperlink to
its 2016-2017 Annual Regulatory Plan on its primary website
homepage in accordance with Section 120.74, F.S. The 2016-
17 Annual Regulatory Plan is available at:

[http://sitefinity.floridajobs.org/docs/default-source/reports-
and-legislation/executed-annual-regulatory-plan-2016-17.pdf](http://sitefinity.floridajobs.org/docs/default-source/reports-and-legislation/executed-annual-regulatory-plan-2016-17.pdf)

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.
