

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-10.002 Administration and Prescription of Ocular
Pharmaceutical Agents

PURPOSE AND EFFECT: The Board proposes the rule
amendment to delete language that will be added to Rule
64B13-3.010, F.A.C., Standards of Practice and to renumber
the rule accordingly.

SUBJECT AREA TO BE ADDRESSED: Ocular
pharmaceutical agents.

RULEMAKING AUTHORITY: 463.005(1), 463.0055 FS.

LAW IMPLEMENTED: 463.0055, 463.012, 463.016(1)(g),
(k) 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:
Anthony Spivey, Executive Director, Board of
Optometry/MQA, 4052 Bald Cypress Way, Bin #C07,
Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-15.002 Definitions

PURPOSE AND EFFECT: The Board proposes the rule
amendment to consolidate language originally found in
64B13-15.002, F.A.C., to clarify when a civil penalty shall be
paid.

SUBJECT AREA TO BE ADDRESSED: Payment of civil
penalties.

RULEMAKING AUTHORITY: 456.072(6), 456.079 FS.

LAW IMPLEMENTED: 456.072(5), (6), 456.079 FS.

IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN

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REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS:
Anthony Spivey, Executive Director, Board of
Optometry/MQA, 4052 Bald Cypress Way, Bin #C07,
Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-4.004 Manner of Application
64B13-4.007 Optometry Faculty Certificate
64B13-4.009 Dispensing Practitioner Registration

PURPOSE AND EFFECT: The Board proposes the rule
amendment to 64B13-4.004, F.A.C., to delete unnecessary
language and to renumber the rule accordingly; the proposed
rule amendment to 64B13-4.007, F.A.C., will incorporate
form DH-MQA 1134 into the rule and delete unnecessary
language from the rule; the proposed rule amendment to
64B13-4.009, F.A.C., will incorporate form DH-MQA 1137
into the rule and delete unnecessary language from the rule.

SUBJECT AREA TO BE ADDRESSED: Application for
licensure, optometric faculty certification, and registration as a
dispensing practitioner.

RULEMAKING AUTHORITY: 463.005, 463.006(2),
463.013(7) FS.

LAW IMPLEMENTED: 456.013(7), 456.0635, 463.002(3)(c),
463.006(1)(b), (2) , 463.0057, 465.0276 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:
Anthony Spivey, Executive Director, Board of
Optometry/MQA, 4052 Bald Cypress Way, Bin #C07,
Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-6.001 Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete reference to fees that are stated in the application and to renumber the rule accordingly.

SUBJECT AREA TO BE ADDRESSED: Fees.

RULEMAKING AUTHORITY: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Anthony Spivey, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-7.005 Terms of Probation

PURPOSE AND EFFECT: The Board proposes the rule amendment to add language originally found in 64B13-7.007, F.A.C., for the cost of probation to the rule.

SUBJECT AREA TO BE ADDRESSED: Cost of probation

RULEMAKING AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 456.072(2),(4), 456.076 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: Anthony Spivey, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:
64B7-26.007 Transfer of Massage Establishment License

PURPOSE AND EFFECT: The board proposes the rule amendment to update form DH-MQA 1264, "Massage Establishment Change of Location/Name Application."

SUBJECT AREA TO BE ADDRESSED: Update incorporated application form.

RULEMAKING AUTHORITY: 480.035(7), 480.043(2), (9) FS

LAW IMPLEMENTED: 480.043(2), (7), (9), 456.0635 FS

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claudia Kemp, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:
64B7-30.004 Citations

PURPOSE AND EFFECT: The amendment is proposed to update the rule by removing obsolete material.

SUBJECT AREA TO BE ADDRESSED: Update rule.

RULEMAKING AUTHORITY: 456.072, 456.077 FS

LAW IMPLEMENTED: 456.072, 456.077 FS

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claudia Kemp, Executive Director, Board of Massage Therapy/MQA,

4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:
64B7-30.005 Mediation

PURPOSE AND EFFECT: The amendment is proposed to update the rule by removing obsolete material.

SUBJECT AREA TO BE ADDRESSED: Update rule.

RULEMAKING AUTHORITY: 456.078 FS.

LAW IMPLEMENTED: 456.078 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claudia Kemp, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-3.003 Practice of Nursing by Applicant for
Licensure by Examination

PURPOSE AND EFFECT: The purpose of the amendment is to delete language that contradicts subparagraph (1)(b) of the rule.

SUBJECT AREA TO BE ADDRESSED: Delete contradictory rule text.

RULEMAKING AUTHORITY: 464.006 FS

LAW IMPLEMENTED: 464.015(3), (4), 464.022(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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-3.008: Licensure by Endorsement

PURPOSE AND EFFECT: The purpose of the amendment is to add requirement and incorporated material.

SUBJECT AREA TO BE ADDRESSED: Add requirement and incorporated material.

RULEMAKING AUTHORITY: 464.006, 464.009 FS

LAW IMPLEMENTED: 464.006, 464.009 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-3.014 Graduates From Foreign or Non-NCSBN
Jurisdictions

PURPOSE AND EFFECT: The purpose of the amendment is to update rule text.

SUBJECT AREA TO BE ADDRESSED: Update text.

RULEMAKING AUTHORITY: 464.006 FS

LAW IMPLEMENTED: 456.013(1), 464.008 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:

64B9-8.009 Payment of Fines

PURPOSE AND EFFECT: The purpose of the rule amendment is to delete references to fines and costs in orders revoking licenses, since the Board does not impose them.

SUBJECT AREA TO BE ADDRESSED: Delete unnecessary language

RULEMAKING AUTHORITY: 456.072(4), 464.006 FS.

LAW IMPLEMENTED: 456.072(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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-4.001 Registration

64E-4.002 Definitions

64E-4.003 Exemptions

64E-4.004 Laser Safety Officer (LSO)

64E-4.005 Out-of-State Laser Radiation Sources

64E-4.006 Maximum Permissible Exposure (MPE)

64E-4.007 General Requirements for the Safe Operation of All Facilities

64E-4.008 Caution Signs, Labels, and Posting

64E-4.009 Surveys

64E-4.010 Measurement and Instrumentation

64E-4.011 Notification and Reports of Incidents

64E-4.012 Records

64E-4.013 Laser Radiation

64E-4.014 Scanning Devices

64E-4.015 Report to Department About Laser Light Shows

64E-4.016 Measurements for Maximum Permissible Exposure

PURPOSE AND EFFECT: The purpose of this rulemaking is to update the reference to ANSI Z136.1-2007 edition, which is incorporated by reference to the current edition, ANSI Z136.1-2014, and incorporate the entire chapter by reference.

SUBJECT AREA TO BE ADDRESSED: Registration, definitions, exemptions, laser safety officer, out-of-state laser radiation sources, maximum permissible exposure, general requirements, signage, surveys, measurements and instruments, notifications and reports, records, and scanning devices.

RULEMAKING AUTHORITY: 501.122(2) FS.

LAW IMPLEMENTED: 501.122(1), 501.122(2) 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: Brenda Andrews, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)245-4266; Brenda.Andrews@flhealth.gov.

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

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-22.008 School Age Child Care

PURPOSE AND EFFECT: In an effort to ensure the health and safety of children in all levels of child care, the Department will establish a tiered licensing system for school-age programs. The rule will also clarify license exemptions and provide minimum standards for school-age child care facilities.

SUBJECT AREA TO BE ADDRESSED: The subject area addressed in this rule development is school-age child care programs.

RULEMAKING AUTHORITY: 402.305(1)(c)

LAW IMPLEMENTED:

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

DATE AND TIME: Workshop A: February 17, 2016, 1:00pm – 3:00pm, ET or until business is concluded, whichever is earlier

Workshop B: February 18, 2016, 10:00am – 12:00 Noon, ET or until business is concluded, whichever is earlier

PLACE: Workshop A: Florida State College at Jacksonville (Downtown Campus) 101 West State Street, Room A1068 Large Auditorium, Jacksonville, Florida 32202

Workshop B: Cooper Memorial Library 2525 Oakley Seaver Drive, Clermont, Florida 34711

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: Dinah Davis, Office of Child Care Regulation 1317 Winewood Boulevard, Building 6, Tallahassee, Florida 32399-0700, (850)488-4900 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 PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:
5J-9.008 Enforcement Actions and Administrative Penalties

PURPOSE AND EFFECT: To amend the penalty structure to ensure consistency in the application of administrative fines for statutory violations of the Florida Sellers of Travel Act.

SUMMARY: The proposed rule amends the fines for violations of the rule and amends the aggravating and mitigating factors that will be applied to determine penalties for violation of this statute.

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 proposed rule amends the penalty guidelines for violators. There are no regulatory costs associated with this rule. Additionally, no interested party submitted additional information regarding the economic impact.

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: 559.9355(3), 570.07(23) FS.

LAW IMPLEMENTED: 559.9355, 570.971(4) 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: Amy Topol, Assistant Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, email at "Amy.Topol@FreshFromFlorida.com" or by phone (850)410-3662.

THE FULL TEXT OF THE PROPOSED RULE IS:

5J-9.008 Enforcement Actions and Administrative Penalties.

(1) This rule sets forth the guidelines the department will follow in imposing the penalties authorized under Sections 559.926-559.939, F.S. The purpose of the guidelines is to give notice of the range of penalties which will be imposed for a single violation. These guidelines list aggravating and mitigating factors that, if present, will reduce or increase the penalties to be imposed against the violator by the department. ~~No aggravating factors will be applied to increase a fine imposed for a single violation above the statutory maximum of \$5,000 pursuant to the Class II category as provided in Sections 559.9355(1)(b) and 570.971, F.S.~~ The guidelines in this rule chapter are based upon a single count violation of each provision listed. Multiple counts of the violated provision or a combination of the listed violations will be added together to determine a total penalty and will be grounds for enhancement of penalties.

(2) through (4) No change.

(5) Aggravating and Mitigating Factors. The department will consider aggravating and mitigating factors in determining penalties for violations of Sections 559.926-559.939, F.S., and this rule chapter. The factors shall be applied against each single count of the listed violation. ~~In no event shall a fine for a single violation exceed the statutory maximum of \$5,000 pursuant to the Class II category as provided in Sections 559.9355(1)(b) and 570.971, F.S.~~ If a notice of noncompliance is imposed for an initial violation, a second violation within a three-year period shall result in a fine of at least \$1,000 not to exceed \$2,500 ~~\$5,000~~. Both aggravating and mitigating factors, if present, shall be applied against each single count of the listed violation regardless of whether the violation is a minor violation or a major violation as described in subsection (8) below.

(a) Aggravating factors shall include, but not be limited to:

1. through 8. No change

(b) Mitigating factors shall include, but not be limited to:

1. through 5. No change.

6. The violator took corrective action ~~within twenty four (24) hours of receiving written notification of the violation.~~

7. No change.

(6) through (7) No change.

(8) Penalties.

(a) No change.

(b) Minor Violations. ~~A violation of Sections 559.926-559.939, F.S., is a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm.~~ Minor violations shall result in imposition of a fine

ranging from \$1,000 to \$2,500 ~~\$5,000~~. The following statutory violations shall be considered minor violations:

1. through 3. No change.

(c) Major Violations. ~~A violation of Sections 559.926-559.939, F.S., or this rule chapter is a major violation if it results in economic or physical harm to a person or adversely affects the public health, safety, or welfare, or creates a significant threat of such harm.~~ Major violations shall result in the imposition of an administrative fine of \$1,000 ~~\$2,500~~ to \$5,000, refusing to register, suspension, or revocation of the license as prescribed in Section 559.9355(1)(d), F.S., or any of the penalties as prescribed in Sections 559.9355(1)(c), (e)-(f), F.S. The following violations shall be considered major violations:

1. through 5. No change.

(9) through (11) No change.

Rulemaking Authority 559.9355(3), 570.07(23) FS. Law Implemented 559.9355, 570.971(4) FS. History—New 4-5-15, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Amy Topol, Assistant Director, Division of Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 19, 2016

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:

5J-13.004 Enforcement Actions and Administrative Penalties

PURPOSE AND EFFECT: To amend the penalty structure to ensure consistency in the application of administrative fines for statutory violations of the Florida Pawnbroking Act.

SUMMARY: The proposed rule amends the fines for violations of the rule and amends the aggravating and mitigating factors that will be applied to determine penalties for violation of this statute.

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 proposed rule amends the penalty guidelines for violators. There are no regulatory costs associated with this rule. Additionally, no interested party submitted additional information regarding the economic impact.

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

LAW IMPLEMENTED: 539.001, 570.971(4) 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: Amy Topol, Assistant Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, email at "Amy.Topol@FreshFromFlorida.com" or by phone (850)410-3662.

THE FULL TEXT OF THE PROPOSED RULE IS:

5J-13.004 Enforcement Actions and Administrative Penalties.

(1) This rule sets forth the guidelines the department will follow in imposing the penalties authorized under Chapter 539, F.S. The purpose of the guidelines is to give notice of the range of penalties which will be imposed for a single violation. These guidelines list aggravating and mitigating factors that, if present, will reduce or increase the penalties to be imposed against the violator by the department. ~~No aggravating factors will be applied to increase a fine imposed for a single violation above the statutory maximum of \$5,000 pursuant to the Class II category as provided in Sections 539.001(7)(b)2. and 570.971, F.S.~~ The guidelines in this rule chapter are based upon a single count violation of each provision listed. Multiple counts of the violated provision or a combination of the listed violations will be added together to determine a total penalty and will be grounds for enhancement of penalties.

(2) through (4) No change.

(5) Aggravating and Mitigating Factors. The department will consider aggravating and mitigating factors in determining penalties for violations of Chapter 539, F.S., and this rule chapter. The factors shall be applied against each single count of the listed violation. ~~In no event shall a fine for~~

~~a single violation exceed the statutory maximum of \$5000 pursuant to the Class II category as provided in Sections 539.001(7)(b)2. and 570.971, F.S.~~ If a Notice of Noncompliance is imposed for an initial violation, a second violation within a three-year period shall result in a fine of at least ~~\$500~~ \$1,000 not to exceed ~~\$2,500~~ \$5,000. Both aggravating and mitigating factors, if present, shall be applied against each single count of the listed violation regardless of whether the violation is a minor violation or a major violation as described in subsection (8) below.

(a) Aggravating factors shall include, but not be limited to:

1. through 8. No change.

(b) Mitigating factors shall include, but not be limited to:

1. through 5. No change.

6. The violator took corrective action ~~within twenty four (24) hours of receiving written notification of the violation.~~

7. No change.

(6) through (7) No change.

(8) Penalties.

(a) No change.

(b) Minor Violations. ~~A violation of Chapter 539, F.S., is a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm.~~ Minor violations shall result in imposition of a fine ranging from \$500 to \$2,500 ~~\$1,000 to \$5,000~~. The following statutory violations shall be considered minor violations:

1. through 2. No change.

(c) Major Violations. ~~A violation of Chapter 539, F.S., is a major violation if it results in economic or physical harm to a person or adversely affects the public health, safety, or welfare, or creates a significant threat of such harm.~~ Major violations shall result in the imposition of an administrative fine of \$1,000 ~~\$2500 to \$5,000~~ \$5000, denial, suspension, or revocation of the license as prescribed in Section 539.001(7)(b)4., F.S., or any of the penalties as prescribed in Sections 539.001(7)(b)3. or 539.001(7)(b)5., F.S. The following violations shall be considered major violations:

1. through 3. No change.

(9) through (11) No change.

Rulemaking Authority 539.001(21), 570.07(23) FS. Law Implemented 539.001, 570.971(4) FS. History—New 4-5-15, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Amy Topol, Assistant Director, Division of Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 12, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 19, 2016

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NO: RULE TITLE

64J-2.010 Allocation of Trauma Centers Among the Trauma Service Areas (TSAs).

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that allocates trauma centers throughout the state.

SUMMARY: This proposed rule will allocate the number of trauma centers needed for each trauma service area based on an assessment of the trauma service areas and a review of the assignment of Florida's 67 counties to trauma service areas.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this rule 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: Through its analysis of regulatory costs required as a part of the SERC analysis, the Department has determined this rule will not require legislative ratification pursuant to s. 120.541(3), F.S. Therefore this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 395.402, 395.405, FS.

LAW IMPLEMENTED: 395.402, 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: Leah Colston, Bureau Chief, Bureau of Emergency Medical Oversight, 4052 Bald Cypress Way, Bin #A20, Tallahassee, Florida 32399-1722.

THE FULL TEXT OF THE PROPOSED RULE IS:

64J-2.010 Allocation of Trauma Centers Among the

Trauma Service Areas (TSAs).

(3) The number of trauma centers allocated for each TSA based upon the Amended Trauma Service Area Assessment, dated ~~January 6, 2016~~ ~~March 24, 2014~~, which can be found at ~~www.FLHealth.gov/licensing-and-regulation/trauma-system/documents/trauma-area-service-assessment.pdf~~ <http://www.floridahealth.gov/licensing-and-regulation/trauma-system/documents/TSA-2015-FINAL.pdf>, is as follows:

TSA	Counties	Trauma Centers
1	Escambia, Okaloosa, Santa Rosa, Walton	1
2	Bay, Gulf, Holmes, Washington	1
3	Calhoun, Franklin, Gadsden, Jackson, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla	1
4	Alachua, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Lafayette, Levy, Putnam, Suwannee, Union	1
5	Baker, Clay, Duval, Nassau, St. Johns	2 4
6	Citrus, Hernando, Marion	1 2
7	Flagler, Volusia	1
8	Lake, Orange, Osceola, Seminole, Sumter	3
9	Pasco, Pinellas	2
10	Hillsborough	1
11	Hardee, Highlands, Polk	1
12	Brevard, Indian River	1
13	DeSoto, Manatee, Sarasota	2
14	Martin, Okeechobee, St. Lucie	1
15	Charlotte, Glades, Hendry, Lee	1
16	Palm Beach	1
17	Collier	1
18	Broward	1 2
19	Dade, Monroe	2 3

Rulemaking Authority 395.402, 395.405 FS. Law Implemented 395.402 FS. History—New 12-10-92, Formerly 10D-66.1075, Amended 6-9-05, 12-18-06, Formerly 64E-2.022, Amended 7-29-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Leah Colston, Bureau Chief, Bureau of Emergency Medical Oversight.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon General and Secretary of Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 13, 2015

DEPARTMENT OF CHILDREN AND FAMILIES**Economic Self-Sufficiency Program**

RULE NO.: RULE TITLE:

65A-1.602 Food Assistance Program Case Processing

PURPOSE AND EFFECT: The Department is amending the rule text to change the issuance cycle language and to complete a technical change to correct the spelling of the word income in section paragraph 65A-1.602(9)(a), F.A.C. The Department will also be adding language in reference to voter registration to the Change Report Form, CF-ES 3052A.

SUMMARY: This rule addresses food assistance program case processing within the context of food assistance program eligibility determinations.

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:

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: 414.45 FS.

LAW IMPLEMENTED: 402.82, 414.31, 414.32 FS.

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

DATE AND TIME: February 25, 2016 10:00 am - 11:00 am

PLACE: Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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: Victor Walker. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dianna Laffey

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.602 Food Assistance Program Case Processing.

(1) Food Assistance Program case processing is done in accordance with the eligibility determination process in Rule 65A-1.205, F.A.C., and in 7 CFR 271.2, 273.1 – 273.18, 273.24 and 273.25.

(2) Responsible Member is defined as any member of the Standard Filing Unit (SFU) capable of representing the Assistance Group (AG) by providing sufficient and accurate information concerning the AG circumstances.

(3) Authorized Representative is defined as an adult non-household member authorized to represent the household during an interview. The authorized representative must be appointed in writing by the head of the AG, the spouse or responsible household member.

(4) 24-Month Certification Periods: Apply to AGs in which all members of the SFU meet all of the following criteria:

- (a) Are elderly or disabled;
- (b) Do not have any earned income; and
- (c) Have stable financial circumstances.

(5) Able Bodied Adults Without Dependents (ABAWD). ABAWDs are required to report whenever their hours of employment are less than 20 hours per week, averaged monthly. They may have their certification period shortened in order to comply with the time limit provisions assigned to them. The CF-ES Form 2095 Food Assistance Work Registration, 7/2014, incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-04808>, is used to inform food assistance participants about work participation requirements.

(6) Simplified Reporting (SR): Simplified Reporting is implemented pursuant to 7 CFR 273.12(a)(5) without a waiver and applies to all AGs. AGs assigned to the SR category will have a six-month certification period except for those that meet the criteria in subsection (4) and (5). The food assistance reporting requirements, per 7 CFR 273.12(a)(5)(v), do not change the reporting requirements for other programs such as Medicaid and Temporary Cash Assistance. The CF-ES Form 3052A, Change Report for Public Assistance Case Form, 7/2014, incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-04809>, can be used to report beneficial changes.

(7) Child Support Enforcement (CSE) Cooperation. In accordance with Section 414.32, F.S. and 7 CFR 273.11(o)(1), Child Support Enforcement cooperation by a custodial parent or caretaker relative is required as a condition of eligibility for their food assistance when an absent parent exists, unless good cause for non-cooperation exists. For the purposes of this section, “absent parent” is defined as a putative or identified noncustodial parent of a child under 18 years of age.

(a) When an application for benefits is received, information on good cause criteria will be provided using CF-ES Form 2641, Claim Notice Good Cause for Refusal to Cooperate, 4/2014, incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-04810>. Copies of forms and materials incorporated by reference in this rule may be obtained by the public from the ACCESS Florida Headquarter’s Office at 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. Forms are also available on the Department’s web site at ~~<http://www.myflfamilies.com/service-programs/access-florida-food-medical-assistance-cash/common-access-florida-forms>~~. <http://dnp1.dcf.state.fl.us/DCFForms/Search/DCFFormSearch.aspx>

(b) Right to Claim Good Cause. The right to claim good cause exists when cooperation in establishing paternity of a child born out of wedlock or in establishing, modifying, or enforcing a child support order for the child or the parent or caretaker relative and the child may be against in the best interests of the child, or the parent or caretaker relative and the child pursuant to 7 CFR 273.11(o)(2)(i)(B) and (C), and (2)(iii). In accordance with subsection 12E-1.008(5) and subparagraphs (5)(c)1.-4., F.A.C., good cause shall be determined by the Department of Revenue, Child Support Enforcement on food assistance only cases when the recipient provides sufficient documentation to justify the claim of good cause.

(c) Upon determination by the Department of Revenue, Child Support Enforcement that the custodial parent or caretaker relative’s failure to cooperate was without good cause, a food assistance penalty will be imposed for the non-cooperative individual only and a notice of adverse action will be mailed to the individual pursuant to 7 C.F.R. 273.11(o)(3) and (4). The non-cooperative individual’s income will be prorated in determining eligibility for the remaining AG members. The remaining AG members meeting eligibility requirements may be approved. The non-cooperative individual will be excluded until verification of CSE cooperation is received by the Department.

(d) Upon verification that the individual is cooperating with CSE and all other eligibility requirements have been met, action will be taken to add the individual to the AG or to remove the sanction and reinstate food assistance benefits pursuant to 7. C.F.R. 273.11(o)(5).

(8) Food assistance filing units are categorically eligible if they meet any of the following criteria:

(a) All members receive income from Temporary Cash Assistance through a public assistance program funded under Title IV-A of the Social Security Act; or

(b) Are in a food assistance household that does not contain a member disqualified for any of the following reasons; felony drug trafficking, fleeing felon, intentional program violation, or employment and training non-compliance.

(9) Filing units who are broad-based categorically eligible:

- (a) Have no net ~~income~~ income limit, and
- (b) Are not tested for resources (assets).

(10) The Department uses simplified income procedures for determining eligibility for food assistance. Simplified income is found in 7 CFR 273.9(c)(3)(v) and (c)(18)-(19).

(11) The Department uses simplified resource (asset) criteria in accordance with 7 CFR 273.8(e)(19), and excluding all resources (assets), except those of filing units containing a disqualified individual.

(12) If an individual meets a criteria for food assistance disqualification, that individual will be disqualified for Temporary Cash Assistance, and if an individual will be disqualified for Temporary Cash Assistance that individual will be disqualified for food assistance, in accordance with 7 CFR 273.11(k).

(13) Food assistance benefits are issued through the Electronic Benefit Transfer (EBT) system.

(14) Benefit Availability.

(a) Food assistance availability dates are staggered over the first 28 15 days of each month. Benefit availability to AGs is based on the terminal digits of the AG’s case number. AGs are able to receive their monthly allotment on their assigned availability date or any subsequent day in that month. Food assistance benefits placed in the EBT account may be accessed for 365 days after the date of their initial availability in the account.

(b) The EBT system supports mass overrides of benefit availability dates in instances of disasters or other emergencies. This permits individuals in areas where hurricanes or other disasters are threatening to be able to access their benefits earlier to prepare for such events.

Rulemaking Authority 414.45, 402.82 FS. Law Implemented 402.82, 414.31, 414.32 FS. History—New 1-31-94, Formerly 10C-1.602, Amended 7-29-01, 4-17-06, 1-8-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mike Carroll

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 07, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 2, 2015

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-7.001 Biennial Renewal of License
64B1-7.0025 Reactivation of Retired License

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 224, November 18, 2015 issue of the Florida Administrative Register.

The correction is in response a letter from the Joint Administrative Procedures Committee, dated November 30, 2015.

PURPOSE and EFFECT shall read as: The Board proposes the repeal of Rule 64B1-7.001, F.A.C. because the Department of Health, rather than the Board of Acupuncture, monitors license renewal. The Board proposes the promulgation and adoption of Rule 64B1-7.0025, F.A.C. to outline the requirements for reactivation of retired license by partially incorporating Rule 64B1-2.018, F.A.C. (which is being repealed).

SUMMARY shall read as: Rule 64B1-7.001, F.A.C. is being repealed because the Department of Health monitors license renewal rather than the Board of Acupuncture; The adoption of Rule 64B1-7.0025, F.A.C. will outline requirements for reactivation of retired license.

SUMMARY OF STATEMENT OF ESTIAMTED REGULATORY COSTS AND LEGISLATIVE RATIFICATION shall read as: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:

Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-7.001 Biennial Renewal of License
64B1-7.0025 Reactivation of Retired License

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. 41 No. 224, November 18, 2015 issue of the Florida Administrative Register. The change is in response to comments stated by the Joint Administrative Procedures Committee, in a letter dated November 30, 2015.

64B1-7.0025 Reactivation of Retired License.

A licensee may reactivate a retired status license subject to the following requirements:

- (1) No change.
- (2) Demonstrating satisfaction of the continuing education requirements of Rule 64B1-7.0015, F.A.C., ~~(effective 5/1/13)~~ – ~~which is incorporated herein by reference and may be obtained from the Board office or at~~ <http://www.flrules.org/Gateway/reference.asp?No=Ref-06173> – for each licensure biennial period in which the licensee was in retired status.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:

Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO:	TITLE:
64E-5.1602	Administrative Requirements
64E-5.502	General Requirements
64E-5.511	Registration of Radiation Machines
64E-5.801	Registration Requirements

NOTICE OF CORRECTION

Notice is hereby given that the following corrections have been made to the Notice of Proposed Rulemaking (NPR) published in Vol. 41, No. 234, December 4, 2015 issue of the Florida Administrative Register.

The SUMMARY for the NPR contains language that indicates DH Form 1107, 9/14 edition, is being updated by the rule to allow security scanner radiation machine registrants to “verify” that registered security scanner machines are in compliance with ANSI /HPS N423.17-2009 edition. The term “verify” in this Summary is removed and replaced with the term “acknowledge” to conform to the language used in the revised form.

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION published in the NPR is hereby completely replaced with the following: The agency has determined that this rule 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 implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Agency conducted an analysis of the proposed rules to determine if a SERC would be required for them or any one of them. The agency determined through that analysis that the rules will not have an adverse impact on small business nor will there be an increase, direct or indirect, in regulatory costs imposed by the rules. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

Rule 64E-5.502: The proposed text in the NPR does not account for paragraphs (1) (b) and (c), through sub sections (2) and (3). After renumbered text subparagraphs 64E-5.502 (1) (a) 8. through 11., the corrected coding reads for the rest of this rule section:

(b) through (3) No change.

Rule 64E-5.511(5)(c) [sic]: The proposed text in the NPR for this rule section refers to paragraphs (5)(b) through (c) as “No change.” There is no paragraph (5)(c) in this rule section. The corrected coding reads: (b) No change.

Except as stated herein, there are no more corrections in this notice.

**Section IV
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on February 1, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sand Pebbles Condominium. Petitioner seeks a temporary variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2016-016).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on January 25, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, and subsection 61C-4.010(6), Florida

Administrative Code, from Chef Jenny Lozano located in Clearwater. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

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

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on February 1, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for a Routine Variance for Paragraph 4-301.12(A), 2009 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, and subsection 61C-4.010(1), Florida Administrative Code from Pyramid Joes Market located in Tampa. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided, and that each establishment have areas for food storage. They are requesting to share dishwashing and food storage areas with another licensed food service establishment under the same ownership and on the same premise.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:

64B2-11.001: Application for Licensure Examination

NOTICE IS HEREBY GIVEN that on February 2, 2016, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Greg Trotta. The petitioner is seeking a waiver or variance of subsection 64B2-11.001(2),

Florida Administrative Code, which states that the licensure examination approved by the Board for licensure are the examinations developed and administered by the National Board of Chiropractic Examiners (hereafter NBCE) which consist of the Parts I, II, and III of the written examination, the Physiotherapy examination and Part IV, the practical examination; and the NBCE Florida Laws and Rules examination which measures an applicant's knowledge of Chapters 456 and 460, F.S., and Rule Chapter 64B2, F.A.C. A score of three hundred seventy-five (375) shall be necessary on each section of Parts I, II, III, and IV of the nbce Examination and the NBCE Physiotherapy Examination. A score of seventy-five percent (75%) is required on the NBCE Florida Laws and Rules examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.004: Technician

NOTICE IS HEREBY GIVEN that on February 1, 2016, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver filed by Alla Kazy. Petitioner is seeking a variance or waiver of paragraph 64B3-5.004(3)(a), Option 1, Florida Administrative Code, which sets forth the education, training/experience and examination requirements for a specialty licensure as a technician.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.007: Director; Limitations and Qualifications

NOTICE IS HEREBY GIVEN that on January 29, 2016, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver for Babatunde Amole, Ph.D. Petitioner is seeking a variance or waiver of Rule 64B3-5.007(2)(h), Florida Administrative Code, which sets forth the education, training/experience and certification requirements for licensure as a director in the specialty of Clinical Chemistry.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on January 22, 2016, the Board of Massage Therapy, received a petition for Jennifer M. Wood, seeking a variance or waiver 120.542 FS. Requiring 15 hours of classroom training for a certification for Hydrotherapy presents an economic hardship and violates the principals of fairness. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4588, Claudia.Kemp2@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: RULE TITLE:

64B12-16.008: Enforcement

NOTICE IS HEREBY GIVEN that on January 25, 2016, the Board of Opticianry received a petition for waiver or variance filed by Jose M. Sanchez, Esq., on behalf of Rachel Sarah Mayers, from subsection 64B12-16.008(3), F.A.C., with regard to the time limit an Apprenticeship Sponsor Attestation form must be provided to the Board.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, at the address below or telephone (850)245-4474.

Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001: Examination Requirements

The Board of Optometry hereby gives notice: the Board of Optometry has issued a Notice on Petition for Waiver or Variance filed on November 5, 2015, by Jennifer Ferri, O.D. The Notice of Petition for Variance or Waiver was published in Volume 41, No. 228, of November 24, 2015 Florida Administrative Register. The Petitioner sought a

variance or waiver of subsection 64B13-4.001(2), Florida Administrative Code, with regards to the requirement that all parts of the NBEO be obtained within 7 years preceding licensure application.

The Board's Order, filed on December 18, 2015, denies the Petition. Petitioner has not demonstrated that the request meets the purpose of the underlying statute or has otherwise failed to provide evidence of financial hardship according to Section 456.036, Florida Statutes.

A copy of the Order or additional information may be obtained by contacting Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001: Examination Requirements

The Board of Optometry hereby gives notice: the Board of Optometry has issued a Notice on Petition for Waiver or Variance filed on November 5, 2015, by Michael Ferri, O.D. The Notice of Petition for Variance or Waiver was published in Volume 41, No. 228, of November 24, 2015, Florida Administrative Register. The Petitioner sought a variance or waiver of subsection 64B13-4.001(2), Florida Administrative Code, with regards to the requirement that all parts of the NBEO be obtained within 7 years preceding licensure application.

The Board's Order, filed on December 18, 2015, denies the Petition. Petitioner has not demonstrated that the request meets the purpose of the underlying statute or has otherwise failed to provide evidence of financial hardship according to Section 456.036, Florida Statutes.

A copy of the Order or additional information may be obtained by contacting Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

RULE NO.: RULE TITLE:

65E-14.021: Schedule of Covered Services

NOTICE IS HEREBY GIVEN that on February 1, 2016, the Department of Children and Families received a petition for an Emergency Waiver of subparagraph 65E-14.021(4)(v)3, Florida Administrative Code, by Operation PAR, Inc. Subparagraph 65E-14.021(4)(v)3., F.A.C., to permit support services and group services be included as billable services under Prevention-Indicated, which is currently limited by the rule to face-to-face or direct telephone contact with an individual receiving services or a collateral contact where the contact is documented in the individual's service record.

Interested persons or the agencies may submit written comments on the petition for emergency waiver within 5 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd. Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Florida Elections Commission

The Florida Elections Commission announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2016, 9:00 a.m. until adjourned; February 18, 2016, 8:30 a.m. until adjourned

PLACE: Florida State Conference Center, 555 West Pensacola Street, Room 108, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agency matters. Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports. Rules Review. Portions of this meeting are confidential and closed to the public.

A copy of the agenda may be obtained by contacting: the Agency Clerk at (850)922-4539; by email, FEC@myfloridalegal.com; or write to 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

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 Agency Clerk at (850)922-4539; by email, FEC@myfloridalegal.com; or write to 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Agency Clerk at (850)922-4539; by email, FEC@myfloridalegal.com; or write to 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

The Division of Plant Industry announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2016, 12:00 Noon

PLACE: Everglades Research & Education Center; 3200 E Palm Beach Road; Belle Glade, FL 33430

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Lettuce Advisory Committee Meeting:

- Luna Brand Fungicides from Bayer Crop Science and Sivanto a novel insecticide.
- Downy Mildew Management on Various Leaf Crops.
- Use of Aerial Drones in Production Agriculture
- Old and New Business

A copy of the agenda may be obtained by contacting: Christian F. Miller, DPM, (561)233-1718.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces their attendance at the Florida First for Education Reception. The reception will be held at the Florida Governor's Mansion, 700 North Adams Street, Tallahassee, Florida 32303.

DATE AND TIME: Wednesday, February 10, 2016, 5:30 p.m. – 7:00 p.m.

PLACE: Florida Governor's Mansion, 700 North Adams Street, Tallahassee, Florida 32303.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida First for Education Reception.

The event is by invitation only and non-transferable. Therefore, should you have inquiries regarding the event, please contact the Executive Office of the Governor by contacting Regional Representative Mr. Elliott Stewart at (850)717-9249.

Florida State College at Jacksonville hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, marital status, veteran status, sexual orientation/ expression or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

Florida State College At Jacksonville, Dr. Cynthia A. Bioteau, College President

DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

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

PLACE: Conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The CJJIS Council Data Committee will meet to refine goals and objectives for the three sub-committees: Incident Based Reporting, Photographs, and License Plate Readers.

A copy of the agenda may be obtained by contacting: Brenda Boyd, (850)410-7112 or brendaboyd@fdle.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 2 days before the workshop/meeting by contacting: Brenda Boyd, (850)410-7112 or brendaboyd@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brenda Boyd, (850)410-7112 or brendaboyd@fdle.state.fl.us.

For more information, you may contact: Visit the SWFLEPC Website at <http://swfrpc.org/lepc.html>.

REGIONAL PLANNING COUNCILS**Southwest Florida Regional Planning Council**

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

DATE AND TIME: Thursday, February 18, 2016, 9:00 a.m.

PLACE: SWFRPC, 1400 Colonial Boulevard, Suite #1, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular monthly meeting of the Southwest Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Charles Kammerer at (239)938-1813, ext. 227, or ckammerer@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: SWFRPC Offices at (239)938-1813. 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 visit the SWFRPC's website at www.swfrpc.org.

REGIONAL PLANNING COUNCILS**South Florida Regional Planning Council**

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

DATE AND TIME: Monday, March 7, 2016; 10:30 a.m.

PLACE: FDOT District 6 Auditorium, 1000 N.W. 111 Avenue, Miami, FL 33172

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Any Development Order received prior to the meeting. Any Generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; meeting on monthly Council business.

A copy of the agenda may be obtained by writing to the South Florida Regional Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

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: South Florida Regional Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact the South Florida Regional Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

WATER MANAGEMENT DISTRICTS**South Florida Water Management District**

The South Florida Water Management District announces two public meetings.

DATE AND TIME: Wednesday, February 10, 2016, 3:00 p.m., Project & Lands Committee Meeting; February 11, 2016, 9:00 a.m., Governing Board Regular Business Meeting

PLACE: Osceola County Administrative Building, County Commission Chambers, 4th floor, 1 Courthouse Square, Kissimmee, FL 34741

All or part of the meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the

agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters, and issues of interest related to water management, water supply and flood protection in the south Florida region

A copy of the agenda may be obtained by contacting: Brenda Low, (561)682-6805 or at <https://www.sfwmd.gov>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brenda Low, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Brenda Low at (561)682-6805 or BLow@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

The Electrical Contractors' Licensing Board announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, March 9, 2016, 1:00 p.m.; Thursday, March 10, 2016, 8:30 a.m.; Friday, March 11, 2016, 8:30 a.m.

PLACE: Floridays Resort, 12562 International Drive, Orlando, FL 32821, (407)238-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wednesday, March 9, 2016, 1:00 p.m.: Grandfather and Issue Files; Wednesday, March 9, 2016, 4:00 p.m.: Probable Cause Panel (portions may be closed to the public); Thursday, March 10, 2016, 8:30 a.m.: Discipline and General Business; Friday, March 11, 2016, 8:30 a.m.: General Business.

A copy of the agenda may be obtained by contacting: the Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399. (850)487-1395.

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 hours before the workshop/meeting by contacting: The Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395.

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

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

For more information, you may contact: The Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

The Division of Drugs, Devices and Cosmetics announces a public meeting to which all persons are invited.

DATE AND TIME: February 25, 2016

9:30 a.m.

PLACE: Department of Business and Professional Regulation Professions Board Room, 1940 N. Monroe Street, Tallahassee, FL 32399

Conference Call Number 1-888-670-3525

Conference Code 9259887749

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Council

A copy of the agenda may be obtained by contacting: Division of Drugs, Devices and Cosmetics, Dinah Greene, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047 or (850)717-1800.

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 10 days before the workshop/meeting by contacting: Division of Drugs, Devices and Cosmetics, Dinah Greene, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047 or (850)717-1800. 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: Division of Drugs, Devices and Cosmetics, Dinah Greene, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047 or (850)717-1800.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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

PLACE: Seminole County Extension Auditorium, 250 West County Home Road, Sanford, FL 32773

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a technical meeting to which the public is invited. At this meeting the department will provide stakeholders with an update on the TMDL model revisions.

A copy of the agenda may be obtained by contacting: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by email at Moira.Homann@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by email at Moira.Homann@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, Moira.Homann@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Communities Trust Governing Board announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2016, 10:00 a.m.

PLACE: Conference Room A, Douglas Building, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399. Interested parties may also participate via conference call by dialing 1(888)670-3525 and entering Participant Code: 4998182812, then #. Participants may also join via Skype - <https://meet.lync.com/floridadep/pamela.lister/PBTLBTJC>

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The FCT Governing Board will consider the minutes from November 19, 2015 meeting and any other business deemed necessary. Board Members and Staff will attend the Grand Opening of Fred George Basin Park at 2:00 p.m. at 3091

Capital Circle NW, Tallahassee, Florida 32303. The public is welcome.

A copy of the agenda may be obtained by contacting: Linda Reeves at the Florida Department of Environmental Protection, Office of Operations, Land and Recreation Grant Programs, 3800 Commonwealth Blvd., Mail Station #103, Tallahassee, Florida 32399, Telephone 1(850)245-2702, or by emailing Linda.Reeves@dep.state.fl.us. A copy of the agenda may also be obtained at http://dep.state.fl.us/lands/FL_Communities_Trust

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

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, February 19, 2016, 2:00 p.m.

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

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

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

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

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

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

The Board of Clinical Laboratory Personnel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 4, 2016, 9:00 a.m.

PLACE: Buena Vista Suites, 8203 World Center Drive, Orlando, Florida 32821, (407)239-8588

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Edith Rogers at edith.rogers@flhealth.gov or by visiting the board's website at: <http://floridasclinicallabs.gov/meeting-information/>.

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: Edith Rogers at edith.rogers@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Edith Rogers at edith.rogers@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, February 26, 2016, 2:00 p.m.

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

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

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

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

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

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

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: (CANCELLED) February 4, 2016, 12:30 p.m.

PLACE: 1(888)670-3525, participation code 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review current legislation.

A copy of the agenda may be obtained by contacting: The Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Monday, February 22, 2016, 10:00 a.m. – 11:30 a.m. Eastern Time

PLACE: Bureau of Emergency Medical Oversight/Injury Prevention Section, 4042 Bald Cypress Way, Second Floor, Tallahassee, Florida 32399. Register for the Florida Injury Prevention Advisory Council Webinar at: <https://attendee.gotowebinar.com/register/3732456420031563266> or join by conference call: United States, 1(888)670-3525 toll-free, access code 6082454114. After registering, you will receive a confirmation email containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of the Core SVIPP Grant and the Injury Prevention Section's new focus areas.

A copy of the agenda may be obtained by contacting Monica McKenzie, Monica.McKenzie@flhealth.gov, (850)245-4110.

DEPARTMENT OF HEALTH

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

DATES AND TIMES: Friday, February 12, 2016, 11:00 a.m. – 12:00 Noon; Monday, February 15, 2016, 10:00 a.m. – 11:00 a.m.

PLACE: Bureau of Emergency Medical Oversight/Injury Prevention Section, 4042 Bald Cypress Way, Second Floor, Tallahassee, Florida 32399; conference call: United States, 1(888)670-3525 toll-free, access code 6082454114

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Safe Kids Worldwide updates, Safe Kids Day activities, distribution of I'm Safe materials and Safe Kids coalition updates.

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

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Wednesday, February 24, 2016, 1:30 p.m.
PLACE: Holiday Inn Tampa Westshore – Airport Areas, 700 N. Westshore Boulevard, Tampa, Florida, 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The workshop will discuss implementation of the National Housing Trust Fund in Florida by the Florida Housing Finance Corporation. The National Housing Trust Fund is a federal block grant to the states. The Governor has designated Florida Housing as the entity to administer the program in Florida. At the workshop, Florida Housing will explain the program and solicit input regarding how to use the funding. In addition, Florida Housing will seek public input about the Corporation's current approach to permanent Supportive Housing and emerging priorities to serve persons with special needs.

A copy of the agenda may be obtained by contacting: Kevin McCarthy, Policy Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, or by visiting the Corporation's website at www.floridahousing.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance

Corporation at (850)488-4197. 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

Division of State Fire Marshal

The Fire & Emergency Incident Information System Technical Advisory Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 1, 2016, 1:30 p.m.

PLACE: Conference call: (850)413-1558, ID: 542038; or Atrium Building, Third Floor Conference Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular Meeting. Topics to include, but not be limited to, a Division update, EMS update and FFIRS update.

A copy of the agenda may be obtained by contacting: MaryAnn.Benson@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

The Firefighters Employment, Standards and Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 1, 2016, 10 minutes after the adjournment of the FFIRS meeting which begins at 1:30 p.m.

PLACE: Conference call: (850)413-1558, ID: 542038; or Atrium Building, Third Floor Conference Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular meeting. Topics to include, but not be limited to, a Division and Bureau update.

A copy of the agenda may be obtained by contacting: MaryAnn.Benson@myfloridacfo.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

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

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final

review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

OTHER AGENCIES AND ORGANIZATIONS

NV5, Inc.

The Florida Department of Transportation announces a design open house to which all persons are invited.

DATE AND TIME: February 11, 2016, 5:30 p.m. – 7:30 p.m.

PLACE: Alice Hall Community Center, 38116 5th Avenue, Zephyrhills, FL 33542

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Florida Department of Transportation (FDOT) District Seven is holding this design open house to discuss SR 41/ US 301 One Way Pairs project. The limits are from SR 39 to south of CR 54 in Pasco County. The proposed improvements include reconstruction of the existing 2-lane roadway to create a segment of 4-lane divided roadway and two segments of one-way, 3-lane roadways known as one-way pairs that will include curb and gutter and a piped drainage system. A segment of SR 39 will be realigned and improved to a 4-lane divided roadway to create a new intersection with US 301 at the beginning of the project. Bike lanes and sidewalks will be included on both sides of the improved roadways.

The Department is seeking the participation of interested citizens and business/ property owners within, and near, the project limits. There will be no formal presentation; therefore, attendees are welcome to arrive anytime between 5:30 p.m. and 7:30 p.m. to view project displays, ask questions, and discuss the work with members of the project design team and FDOT personnel.

Financial Project ID No: 256422-2-52-01.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate

in this open house is asked to advise the agency at least 7 days before the design open house by contacting: Christina Hawkins, Florida Department of Transportation, District Seven, 11201 N Malcolm McKinley Drive, Tampa, FL 33612, (813)975-6426 or email Christina.Hawkins@dot.state.fl.us. For more information, you may contact: Kristen Carson, Project Public Information Officer at (813)975-6060 or email Kristen.Carson@dot.state.fl.us.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from William J. Cochran, Unit Owner, In Re: Madeira Beach Yacht Club Condominium Association, Inc., Docket No. 2016004741, filed on January 29, 2016. The petition seeks the agency's opinion as to the applicability of Section 718.110(1)(b), Florida Statutes, as it applies to the petitioner.

Whether the Association's November 18, 2015 amendment of the rules and regulations to adopt "Rule K. Use Restrictions" is an illegal and invalid amendment pursuant to section 718.110(1)(b), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1415, Rikki.Anderson@myfloridalicense.com.

Please refer all comments to: Ryan N. Lumbreras, Senior Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

NOTICE IS HEREBY GIVEN that the Florida Real Estate Commission has received the petition for declaratory statement from by Scott H. Jackman, Esq., filed on January

15, 2016. The petition seeks the agency's opinion as to the applicability of Section 475.251(r), Florida Statutes, as it applies to the petitioner.

The petition seeks the Commission's opinion on whether an automatic renewal provision in a real estate listing agreement would violate Section 475.251(r), Florida Statutes. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801. Juana.Watkins@myfloridalicense.com, or by telephoning (850)487-1395.

Please refer all comments to: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801. Juana.Watkins@myfloridalicense.com or by telephoning (850)487-1395.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF CORRECTIONS

Gadsden Re-entry Center Retaining Wall

Advertisement for Bids

Bids are requested from qualified building or general contractors (experienced in retaining wall construction and earthwork) by the Florida Department of Corrections (FDC), for the construction of:

Project #: 16-702

Project Name & Location: Retaining wall repair/replacement at Gadsden Re-entry Center located at 630 Opportunity Lane, Havana, Florida 32333

Performance Bond and Labor and Material Payment Bond: If the construction Contract award amount is \$100,000 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Public Entity Crime Information Statement: A person, or affiliate, who has been placed on the convicted vendor list following a conviction for a public entity crime, may not submit a Bid on a Contract to provide any goods or services to a public entity; may not submit a Bid on a Contract with a public entity for the construction or repair of a public building or public work; may not submit Bids on leases of real property to a public entity; may not be awarded or perform work as a Contractor, supplier, subcontractor, or consultant under a contract with any public entity; and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes (F.S.) for Category Two, for a period of 36 months from the date of being placed on the convicted vendor list.

Prequalification: Each Bidder, whose field is governed by Chapter 399, 489, and 633 F.S., for licensure or certification, must submit prequalification evidence of their eligibility to submit Bids, as soon as possible. Bidders must receive confirmation of their prequalification five (5) calendar days prior to the bid opening date. If not previously qualified by the Department for the current biennium (July 1 through June 30) of odd numbered years, or you are unsure, please contact Mr. John Melton, at purchasing@mail.dc.state.fl.us for prequalification instructions. After the bid opening, the low Bidder must qualify in accordance with Rule 60D-5.004, Florida Administrative Code (F.A.C.). A copy of the rule requirements is included in the "Instruction to Bidders," under Article B-2 "Bidder Qualification Requirements and Procedures."

Sealed Bids will be received, publicly opened, and read aloud on:

Date and Time: March 3, 2016, at 2:00 p.m., Eastern Time (ET)

Place: Barkley Consulting Engineers, Inc. 3494 Martin Hurst Road, Tallahassee, FL 32312

Any person with a qualified disability requiring special accommodations at the pre-bid conference, and/or bid opening, shall contact the person listed below at least (5) business days prior to the event. If you are hearing or speech impaired, please contact this office by using Florida Relay Services at 1(800)955-8771 (TDD).

Bid: Bids must be submitted, in full, in accordance with the requirements of the Drawings, Specifications, Bidding Conditions, and Contractual Conditions, which may be examined and obtained from the: Engineer listed below.

ENGINEER: Barkley Consulting Engineer, Inc.

NAME & TITLE: Barry Pujol, Vice President

TELEPHONE: (850)297-0440, **EMAIL:** barry.pujol@bcei.us

Drawings and specifications may be purchased for a non-refundable price of \$50.00 per set from the Architect/Engineer. Bidder must pay postage/shipping. Partial sets may not be purchased.

A non-mandatory pre-bid conference will be held on February 11th at 10:00 a.m., ET at the Gadsden Re-entry Center’s Entry/Visitor’s Pavilion. A brief walk-through of the work area(s) will be conducted as part of the pre-bid conference. Everyone attending the pre-bid conference must have completed a background screening, have a valid driver’s license, or a valid photo ID, and must sign in and out at the Gadsden Re-entry’s Center Administrative Office. For a background check, interested parties must send an email to Mr. Brady White at: White.brady@mail.dc.state.fl.us, at least two (2) business days prior to the date of the site visit, and furnish them with the following information on all attendees: Attendee’s full name, social security number, date of birth, gender, race, driver’s license number, and state of issuance. Persons present as attendees must be the same individuals for whom information was provided and must be approved by the Department prior to the site visit. For security reasons, admittance of any person not previously approved is at the sole discretion of the Warden. Bidders who did not seek prior approval may be denied access.

Note: Any technical questions regarding this Bid, or requests for substitutions, must be submitted in writing, by email, to the address listed below, and must be received no later than February 16, 2016 @ 5:00 p.m. ET. Only written questions and answers will be binding. Email: shanai.inns@bcei.us; please put “Gadsden Re-entry Center Bid” in the subject line.

Contract Award: Bid Tabulation and Notice of Award Recommendation will be sent to Bidders by email, *return receipt requested*. If no protest is filed per Article B-20 of the Instructions to Bidders, "Bid Protests, Points of Entry," the Contract will be awarded by the Secretary, Florida Department

of Corrections. The Department reserves the right to reject any or all Bids.

Section XII Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the March 2, 2016 application filing date for Hospital Beds and Facilities batching cycle:

County: Lake District: 3-7
Date Filed: 2/1/2016 LOI #: H1602001
Facility/Project: Leesburg Regional Medical Center North
Applicant: Leesburg Regional Medical Center, Inc.
Project Description: Convert a Class III rehabilitation hospital to a Class III adult psychiatric hospital of up to 21 beds

County: Duval District: 4-3
Date Filed: 2/1/2016 LOI #: H1602002
Facility/Project: Wolfson Children's Hospital, LLC
Applicant: Wolfson Children's Hospital, LLC
Project Description: Establish a new children's specialty hospital of up to 132 beds

County: Duval District: 4-3
Date Filed: 2/1/2016 LOI #: H1602003
Facility/Project: Wolfson Children's Hospital of Jacksonville, Inc.
Applicant: Wolfson Children's Hospital of Jacksonville, Inc.
Project Description: Establish a new children's specialty hospital of up to 132 beds

County: Duval District: 4
Date Filed: 2/1/2016 LOI #: H1602004
Facility/Project: Wolfson Children's Hospital of Jacksonville, Inc.
Applicant: Wolfson Children's Hospital of Jacksonville, Inc.
Project Description: Establish a new 24-bed Level II NICU

County: Duval District: 4
Date Filed: 2/1/2016 LOI #: H1602005
Facility/Project: Wolfson Children's Hospital, LLC
Applicant: Wolfson Children's Hospital, LLC
Project Description: Establish a new 24-bed Level II NICU

County: Duval District: 4

Date Filed: 2/1/2016 LOI #: H1602006
 Facility/Project: Wolfson Children's Hospital of Jacksonville, Inc.
 Applicant: Wolfson Children's Hospital of Jacksonville, Inc.
 Project Description: Establish a new 32-bed Level III NICU

County: Duval District: 4
 Date Filed: 2/1/2016 LOI #: H1602007
 Facility/Project: Wolfson Children's Hospital, LLC
 Applicant: Wolfson Children's Hospital, LLC
 Project Description: Establish a new 32-bed Level III NICU

County: Volusia District: 4-5
 Date Filed: 2/1/2016 LOI #: H1602008
 Facility/Project: Halifax Hospital Medical Center
 Applicant: Halifax Hospital Medical Center
 Project Description: Establish a new acute care hospital of up to 150 beds

County: Sarasota District: 8-6
 Date Filed: 2/1/2016 LOI #: H1602009
 Facility/Project: Sarasota Memorial Hospital
 Applicant: Sarasota County Public Hospital District
 Project Description: Establish a new acute care hospital of up to 200 beds

County: Miami-Dade District: 11-1
 Date Filed: 2/1/2016 LOI #: H1602010
 Facility/Project: The Public Health Trust of Miami-Dade County Florida
 Applicant: The Public Health Trust of Miami-Dade County Florida
 Project Description: Establish a new acute care hospital of up to 100 beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 13, 2016, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on March 9, 2016.

DEPARTMENT OF HEALTH
 Division of Children's Medical Services
 Children's Medical Services, Early Steps Program
 Public Participation Process for Florida's FFY 2016-2017
 Renewal Application for Funds
 The Early Steps State Office (ESSO), lead agency for implementation of IDEA, Part C in Florida, is publishing the proposed annual renewal application for funds under IDEA, Part C, in accordance with §441 of the General Education Provisions Act (GEPA) at 20 USC 1232d(b)(7)(B) and IDEA,

Part C at 34 CFR §303.208. The proposed annual renewal application is available for public review from January 20, 2016 through March 19, 2016. The opportunity to comment on the proposed annual renewal application is from February 2, 2016 through March 3, 2016.

When providing public comment, please identify the specific section of the proposed annual renewal application that applies to your comments. Responses to individual questions will not be provided; however, the ESSO will review and consider all feedback and make modifications deemed necessary.

Comments may be submitted one of the following ways:
 1. Email to CMS.EarlyStepsPublicComment@flhealth.gov; or
 2. Via postal mail to Florida Department of Health, Children's Medical Services, Early Steps State Office, ATTN: Kelly Rogers, 4052 Bald Cypress Way, Bin #A06, Tallahassee, Florida 32399-1707.

Any person requesting a hard copy of the application may contact Kelly Rogers at (850)245-4200 or send an email request to CMS.EarlyStepsPublicComment@flhealth.gov.

Your comments will assist the ESSO in ensuring a statewide, comprehensive, coordinated, multidisciplinary, interagency system of early intervention services for infants and toddlers and their families.

The proposed annual application can be found at http://www.floridahealth.gov/AlternateSites/CMS-Kids/families/early_steps/documents/partc-app2016-final.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.