

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-1.0143       Promotion and Public Relations Funding

PURPOSE AND EFFECT: To revise subsection (4) to restrict expenditure of the funds specified in subsection (2) and (3) to the fund that generated the revenue from auxiliary enterprises or undesignated gifts.

SUBJECT AREA TO BE ADDRESSED: Expenditure of funds derived from auxiliary enterprises and undesignated gifts.

RULEMAKING AUTHORITY: 1001.02(1), 1010.08, FS.

LAW IMPLEMENTED: 1010.08, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399, (850)245-0351. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail: [cathy.schroeder@fldoe.org](mailto:cathy.schroeder@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

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

**DEPARTMENT OF EDUCATION**

**Florida’s Office of Early Learning**

RULE NO.:       RULE TITLE:

6M-4.300       Waiting List Procedures

PURPOSE AND EFFECT: The purpose of the revised rule is to establish standardized procedures for maintenance of a uniform waiting list pursuant to statutory mandate.

SUBJECT AREA TO BE ADDRESSED: School readiness waiting list procedures.

RULEMAKING AUTHORITY:       1001.213(2), 1002.82(2)(f)1.c. FS.

LAW IMPLEMENTED: 1002.81(14), 1002.82(2)(f)1.c., 1002.84(2), 1002.85(2)(c)2., 1002.87(3) FS.

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

DATE AND TIME: Monday, April 25, 2016, 2:30 p.m. – 3:30 p.m. or until business is concluded, whichever is earlier

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

[http://www.floridaearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance/proposed\\_rules.aspx](http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ashley Mitchell, (850)717-8550. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Katerina Maroney, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8550 or email [Katerina.Maroney@oel.myflorida.com](mailto:Katerina.Maroney@oel.myflorida.com)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT CURRENTLY AVAILABLE; but will be posted at the Office of Early Learning website prior to the date of the rule development workshop: [http://www.floridaearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance/proposed\\_rules.aspx](http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx)

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Regulatory Council of Community Association Managers**

RULE NO.:       RULE TITLE:

61E14-3.001       Fees

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to adjust the portion of the examination fee that is paid to the testing service.

SUBJECT AREA TO BE ADDRESSED: To reallocate the existing fee.

RULEMAKING AUTHORITY: 468.4315, 943.053 FS.

LAW IMPLEMENTED: 455.2171, 455.219(3), (6), 455.2281, 455.271, 468.4315(2), 468.433, 468.435, 943.053 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: Robyn Barineau, Executive Director, Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, FL 32399-0783

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

**DEPARTMENT OF HEALTH**

**RULE NO.:** 64-4.011 **RULE TITLE:** Registration Cards  
**PURPOSE AND EFFECT:** This rule implements s. 381.986(7)(f), F.S., as amended by chapter 2016-123, § 1, at 12, Laws of Florida. It will establish a system for issuing registration cards for patients and their legal representatives and establish fees to implement the system.  
**SUBJECT AREA TO BE ADDRESSED:** Implementation of registration cards for patients and their legal representatives and related fees.  
**RULEMAKING AUTHORITY:** 381.986(7)(j) FS.  
**LAW IMPLEMENTED:** 381.986(7)(f) 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:** Courtney Coppola (850)245-3420 or Courtney.Coppola@flhealth.gov  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**Section II  
Proposed Rules**

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Agency for Persons with Disabilities**

**RULE NOS.:** 65G-13.001 **RULE TITLES:** Definitions  
 65G-13.002 Individual and Family Supports (IFS) Determination Procedure  
 65G-13.003 Individual and Family Supports Prioritization Criteria

**PURPOSE AND EFFECT:** The purpose of these new rules is to establish guidelines and eligibility requirements for the agency’s administration of individual and family supports utilizing community based services authorized under Section 393.066, F.S.

**SUMMARY:** These rules implement the provisions of s. 393.066, F.S., which authorize the Agency to adopt rules providing definitions, eligibility criteria, and procedures for the purchase of services provided pursuant to this section for persons with developmental disabilities to allow clients to live as independently as possible in their own homes or communities and to achieve productive lives as close to normal as possible.

**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: Specifically, the Agency relied upon the nature of the rules and the agency’s analysis of factors determining that a SERC was not required.

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

**RULEMAKING AUTHORITY:** 393.501 FS.  
**LAW IMPLEMENTED:** 393.066 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:** Kent Carroll, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399, (850)414-8501, kent.carroll@apdcares.org

**THE FULL TEXT OF THE PROPOSED RULE IS:**

- 65G-13.001 Definitions.
- (1) Client: means an individual served by the Agency for Persons with Disabilities who meets eligibility criteria as defined in 393.063(9), F.S.
- (2) iBudget Amount: total amount of funds that have been approved by the agency, pursuant to the iBudget Rules, for an individual to expend for waiver services during a fiscal year.
- (3) iBudget: The home and community-based services Medicaid waiver program under Section 409.906, F.S., that consists of the waiver service delivery system utilizing individual budgets required pursuant to Section 393.0662, F.S. and under which the Agency for Persons with Disabilities

operates the Developmental Disabilities Individual Budgeting Waiver.

(4) Individuals and Family Supports (IFS): means assistance the Agency provides in meeting critical services needs of individuals served by the Agency funded by Social Services Block Grant dollars and General Revenue.

(5) Individual representative: The individual's parent (for a minor), guardian, guardian advocate, a designated person holding a power of attorney for decisions regarding health care or public benefits, designated attorney or a healthcare surrogate, or in the absence of any of the above, a medical proxy as determined under s. 765.401, F.S. (7) In-Home Subsidy: means financial assistance the Agency provides for individuals receiving Supported Living services when funds are available that the Agency reassesses quarterly to supplement the individuals income, based on his or her individual need.

(6) Regional office: Agency for Persons with Disabilities office serving a designated local geographical area.

(7) Social Services Block Grant (SSBG): federal funds that enable states to furnish social services to meet the needs of individuals residing within a state.

(8) Waiting List: is the prioritized list maintained by the APD Central Office of Persons with Disabilities that have been determined eligible for APD services and eligible to receive waiver services when funding is available.

Rulemaking Authority 393.501(1), FS. Law Implemented 393.066, F.S. History—New

65G-13.002-Individual and Family Supports (IFS) Determination Procedure.

(1) Subject to available funding, the Agency will accept oral or written requests for IFS funding by a client or the client's individual representative, or support coordinator.

(2) The client or client's individual representative shall request IFS funds through the Regional office located in the service area where the client resides. IFS funding can also be initiated by Agency recommendation. The Agency shall not provide IFS to a client unless the Agency has determined that the client has a developmental disability, as defined in Section 393.063(9), F.S

(3) IFS funds can only be obligated for the current fiscal year either as non-recurring services or services that recur but are only committed for the current fiscal year.

(4) Prior to authorizing the use of IFS funds the Regional office shall explore all available funding options for which the individual is eligible. The individual must utilize all available State Plan Medicaid services, school-based services, private insurance, natural supports, and any other resources which may be available to the individual before approval of IFS funds. As an example, State Plan Medicaid services for

children under the age of 21 typically include, personal care assistance, therapies, consumable medical supplies, medical services, and nursing.

(5) The Regional office shall collect pertinent information and supporting documentation relevant to an IFS request and conduct a preliminary assessment based on the IFS status criteria specified in Rule 65G-13.003, F.A.C.

(a) DENIAL OR TERMINATION: If the Regional office concludes that the client does not meet IFS criteria or that the services needed are available from other agencies or programs, or covered by other third-party payers, the Regional office will deny the IFS request and provide written notification of the denial to the client or client's individual representative. Individuals denied IFS funding requests have the right to request an administrative hearing pursuant to ss. 120.569 and 120.57.

(b) APPROVAL: If the Regional office concludes that the client meets IFS status and does not have access to insurance, other agencies or programs for needed services, or concludes that programs in which the applicant is participating cannot meet the applicant's service needs, the Regional office will approve the IFS request. After the Agency determines the IFS funding amount the Regional office will provide written notice of the IFS funding amount to the client or client's individual representative.

(c) Within 30 days of receipt of a request for IFS funding, the Agency shall approve, deny (in whole or in part), or request additional documentation concerning the request. If the request does not include all necessary documentation, the Agency shall provide the client with a written notice of what additional documentation is required. The client shall provide the documentation within 10 days, or notify the Agency in writing that the client wishes the Agency to render its decision based upon the documentation provided. If additional documentation is requested, the deadline for the Agency's response shall be extended to 60 days following the receipt of the original request. Nothing in this section prohibits the authorization of emergency services on a temporary basis through the Agency's Regional offices.

(6) If the Agency denied the IFS based on lack of documentation and additional documentation becomes available, or a change in the applicant's situation may affect the applicant's status for IFS determination, the applicant may reapply to the Regional Office for IFS consideration.

(7) Allowable IFS Services: The following services are allowable under IFS funding:

(a) Life Skills Development, which includes Adult Day Training, Supported Employment, and Companion Services

(b) Family care services, which includes Respite care, Guardian Advocate Referrals, and Recreation used to provide temporary relief for a brief planned absence of the caregiver,

(c) Medical and Dental services, which includes nursing services, consumable medical supplies, medical evaluations, and dental services

(d) Personal Supports, including personal care assistance

(e) Residential Habilitation and facility services

(f) Social Services, which includes Support Coordination, Support Planning, Psychological Evaluations, and Interpreter Services,

(g) Specialized Therapies, which include Physical Therapy, Speech Therapy, Occupational Therapy, Respiratory Therapy, Specialized Mental Health Counseling, Behavior Analysis, Behavior Assistant, and Dietician services

(h) Supporting Living services, including Supported Living Coaching and In-Home Subsidies

(i) Training, which includes parent and caregiver training as part of Behavior Analysis and Behavior Assistant services, and self advocacy training

(j) Transportation to treatment and services

(k) Other facilitative and rehabilitative services, which include Environmental Accessibility Adaptations, Durable Medical Equipment, Vehicle Modifications, Competency Training, and Personal Emergency Response Systems

(8) Non-Allowable IFS services: Services and items that are not medically necessary or not intended for the direct benefit of the client may not be purchased with IFS funds. IFS funds may not to be used for experimental therapies, home repairs, spas, pools, fences, or restraint devices.

Rulemaking Authority 393.501(1), FS. Law Implemented 393.066, F.S. History—New

65G-13.003 Individual and Family Supports Prioritization Criteria.

(1) Individuals determined to need IFS funding will be prioritized for available funds based on criteria set forth in subsections (5) through (9).

(2) If multiple IFS requests fall within the same prioritization category, they will be prioritized within that category by consideration of the intensity of services needed.

(3) The majority of IFS funds are provided to the state through federal Social Services Block Grant (SSBG), authorized under Title XX of the Social Security Act. These funds provide for a variety of services. However, federal interpretation specifically prohibits the use of SSBG funds for providing medical services, dental services, and for providing direct stipends to individuals or their families. Instead, the General Revenue funding category may be used for medical and dental services, and for in-home subsidies.

(4) The Agency will not authorize IFS funds that exceed the availability of funds.

(5) First Priority Criteria: In Home Subsidies IFS funds are to be used for individuals who are in supported living and

who require stipends as provided in s. 393.0695, F.S. In-home subsidy expenditures for either a startup or ongoing subsidy can be paid only with General Revenue funds from the IFS Category. These funds cannot be used to provide a cash payment or reimbursement to an individual or family member. The payment must be made directly to the vendors.

(6) Second Priority Criteria: Emergency Services are services that are critical for health and safety and for which no other resource is available to meet the need. These include the following:

(a) Services needed to address critical needs of individuals who are not eligible for the waiver services or individuals who are on the Waiting List.

(b) Services to alleviate a potential crisis referral if the services needed are short-term and time-limited, (such as short-term respite until a caregiver recuperates from surgery) and services to assist individuals who did not meet crisis criteria but who have emergency needs.

(c) Individuals who have requested Significant Additional Needs funding above their current annual iBudget Algorithm Amount who need emergency services while waiting for final approval of the Significant Additional Needs funds. In these circumstances IFS funds may be used if there are not funds within the client's existing iBudget to provide temporary services while the Significant Additional Needs determination is made.

(d) Individuals turning 21 who will lose some Medicaid State Plan benefits and who have a continued need for services.

(e) Individuals transitioning out of the school system at age 22 and who are in need of services for employment or other meaningful day activities.

(f) Children ages 3-5 who are in transition and are in need of early intervention services not provided by Children's Medical Services (CMS) or the school system

(7) Third Priority Criteria: Supported Employment IFS are to be used for individuals who have previously received follow along supported employment services and continue to need these supports to maintain employment. Individuals who obtain a job through the non-recurring legislative appropriation, and continue their jobs into the next fiscal year yet need ongoing supports, may use IFS to maintain employment.

(8) Fourth Priority Criteria: Current Contracts - IFS are to be used to reimburse providers contracted to assist individuals on the Waiting List for services such as Life Skills Development 1, 2, or 3, etc. or Residential Habilitation. Contracts are required for any provider that exceeds the \$35,000 annual threshold for payment of all services provided to all individuals within a fiscal year. IFS are to be used to assist individuals who are already receiving ongoing services

through IFS funds but have not reached the contracted expenditure threshold of \$35,000, and therefore do not require a contract.

(9) Fifth Priority Criteria: Non-Emergency Services – Services for individuals on the Waiting List who have needs for services that are not emergency in nature can be approved on a short term basis. These funds are only to be authorized if all other priorities described above have been met.  
Rulemaking Authority 393.501(1), FS. Law Implemented 393.066, F.S. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 David De La Paz  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbara Palmer  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 9, 2016  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 3, 2015

**Section III**  
**Notice of Changes, Corrections and Withdrawals**

NONE

**Section IV**  
**Emergency Rules**

NONE

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

DEPARTMENT OF STATE  
 Division of Elections  
 RULE NO.: RULE TITLE:  
 1S-2.050 Cancellation of Political Party Filings  
 NOTICE IS HEREBY GIVEN that on April 7, 2016, the Florida Department of State, received a petition for Waiver of Rule 1S-2.050 F.A.C., on behalf of Independent Party of Florida, an electioneering communications organization registered in Florida with the Division of Elections.  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Brandy Hedges, Agency Clerk at (850)245-6536 or brandy.hedges@dos.myflorida.com.

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 April 4, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for St Johns River Power Park located at 11201 New Berlin Road, Jacksonville, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.27.3.2.1, 2009 edition as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires Phase I emergency recall operation by fire alarm initiating device. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2016-080).

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, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on October 30, 2015, by Brooks Michael Myers. The Notice of Petition for Waiver or Variance was published in Vol. 41, No. 218, of the November 9, 2015, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C., which requires for the purpose of certification, a passing grade shall be valid only for a period of four (4) years from the date the list of successful candidates is approved by the Board. The Board considered the instant Petition at a duly-noticed public meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, denied the petition finding that Petitioner had not demonstrated a substantial hardship or is affected in a manner significantly different from the way the rule affects other similarly situated persons who are subject to the rule. In addition, the Petition has not shown how application of the rule creates a substantial hardship or violates principles of fairness.

A copy of the Board's order or additional information may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on October 23, 2015, by Steve Winiarczyk. The Notice of Petition for Waiver or Variance was published in Vol. 41, No. 237, of the December 9, 2015, Florida Administrative Register. Petitioner sought a waiver or variance of the rule that examination scores expire after four years and are not valid after that time when applying for a Certified General Contractor license. The Board considered the instant Petition at a duly-noticed public meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, denied the petition finding that Petitioner had not demonstrated a substantial hardship or is affected in a manner significantly different from the way the rule affects other similarly situated persons who are subject to the rule. In addition, the Petition has not shown how application of the rule creates a substantial hardship or violates principles of fairness.

A copy of the Board's order or additional information may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 22, 2016, 8:00 a.m.

PLACE: Room 215 in Moore Hall on the campus of FSDB

GENERAL SUBJECT MATTER TO BE CONSIDERED: Endowment and Investment Committee meeting. This is a committee of the FSDB Board of Trustees and they will discuss matters pertaining to the Endowment and Investments of FSDB.

A copy of the agenda may be obtained by contacting: Julia Mintzer, Administrator of Business Services, (904)827-2300, mintzerj@fsdb.k12.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: Cindy Brueckner, Executive Assistant to the President, Jeanne G. Prickett, EdD, phone: (904)827-2210, email: bruecknerc@fsdb.k12.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Cindy Brueckner, Executive Assistant to the President, Jeanne G. Prickett, EdD, phone: (904)827-2210, email: bruecknerc@fsdb.k12.fl.us.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 22, 2016, 9:00 a.m.

PLACE: Center for Leadership and Development, Moore Hall, on the campus of the Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: All matters pertaining to the general business of FSDB.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President, Jeanne G. Prickett, Ed D, phone: (904)827-2210, email: bruecknerc@fsdb.k12.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: Cindy Brueckner, Executive Assistant to the President, Jeanne G. Prickett, Ed D, phone: (904)827-2210, email: bruecknerc@fsdb.k12.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Cindy Brueckner, Executive Assistant to the President, Jeanne G. Prickett, Ed D, phone: (904)827-2210, email: bruecknerc@fsdb.k12.fl.us.

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: April 15, 2016, 3:00 p.m. – 5:00 p.m.  
 PLACE: Telephone conference number: 1(888)670-3525,  
 participant code: 450-816-1561#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Members of the Technology Workgroup will meet to conduct regular business of the workgroup.

A copy of the agenda may be obtained by contacting: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com.

**EXECUTIVE OFFICE OF THE GOVERNOR**

Division of Emergency Management

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

DATE AND TIME: April 8, 2016, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Room 120L, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-15-16-068) for FDEM WebEOC Platform Products.

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

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard

Oak Blvd., Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

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

DATE AND TIME: April 20, 2016, 1:00 p.m.

PLACE: Best Western Plus, 2620 West International Speedway Blvd., Daytona Beach, Florida 32114

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of agricultural cost share program, agricultural water supply planning and District grazing lands.

A copy of the agenda may be obtained by contacting: Suzanne Archer, (407)215-1450 or sarcher@sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Suzanne Archer, (407)215-1450. 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: Suzanne Archer, (407)215-1450 or sarcher@sjrwmd.com.

**DEPARTMENT OF ELDER AFFAIRS**

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: May 18, 2016; August 17, 2016; November 16, 2016; 1:00 p.m. – 2:30 p.m.

PLACE: Conference Call: 1(888)670-3525, Passcode: 780-930-7873 or Department of Environmental Protection, 3800 Commonwealth Blvd., Room 170, Tallahassee

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Panhandle Council LTCOP business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way,

Tallahassee, FL 32399; telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: above referenced number. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Communications**

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

**DATE AND TIME:** Wednesday, June 1, 2016, 9:30 a.m. – 5:00 p.m.

**PLACE:** Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Joint Task Force of the Statewide Law Enforcement Radio System (SLERS) will meet together to discuss matters pertaining to the System.

A copy of the agenda may be obtained by contacting: The Agenda and handouts will be made available closer to the date of the meeting at the following web address:

[http://www.dms.myflorida.com/business\\_operations/telecommunications/radio\\_communications\\_services/statewide\\_law\\_enforcement\\_radio\\_system\\_slers/upcoming\\_joint\\_task\\_force\\_meetings](http://www.dms.myflorida.com/business_operations/telecommunications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings)

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: Debi Smith at (850)922-7435 or by email at Debi.Smith@DMS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debi Smith at (850)922-7435 or by email at Debi.Smith@DMS.MyFlorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

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

**DATE AND TIME:** Friday, April 22, 2016, 10:00 a.m.

**PLACE:** dial in number: 1(888)670-3525; Pass code number: 1368986679#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Budget Task Force will meet to discuss the board's second quarter financials.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2505.

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

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

For more information, you may contact: Denise Graves, (352)333-2505.

**DEPARTMENT OF HEALTH**

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

**DATE AND TIME:** Tuesday, April 19, 2016, 9:00 a.m. – 10:00 a.m., EST

**PLACE:** Florida Department of Health, 2585 Merchants Row Blvd., Suite 135Q, Tallahassee, FL 32399 or by telephone at 1(866)899-4679 Access Code: 535-099-765 and webinar <https://www.gotomeet.me/amonbryant/advisory-council-meeting-5>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Information Clearinghouse on Developmental Disabilities Advisory Council will provide technical assistance to the Department of Health in the establishment of a website of resource information related to Down syndrome or other prenatally diagnosed developmental disabilities; support programs for parents and families; and developmental evaluation and intervention services.

A copy of the agenda may be obtained by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov.

## DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

The Board of Optometry announces a workshop to which all persons are invited.

DATE AND TIME: May 13, 2016, 1:00 p.m. or as soon thereafter as can be heard by Teleconference Call

PLACE: 1(888)670-3525, participation code: 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed Rulemaking Changes.

A copy of the agenda may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, Edith Rogers at [edith.rogers@flhealth.gov](mailto:edith.rogers@flhealth.gov) or by visiting the Board's website at: <http://floridasoptometry.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](mailto: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.

## DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Children's Medical Services, Early Steps Program announces a public meeting to which all persons are invited.

DATES AND TIMES: April 28, 2016, 1:00 p.m. – 5:00 p.m., ET; April 29, 2016, 8:30 a.m. – 12:00 Noon, ET

PLACE: 4042 Bald Cypress Way, Room # 301, Tallahassee, Florida 32399-1707

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Meeting of the Florida Interagency Coordinating Council of Infants and Toddlers.

A copy of the agenda may be obtained by contacting: [Kelly.Rogers@flhealth.gov](mailto:Kelly.Rogers@flhealth.gov).

For more information, you may contact: [Kelly.Rogers@flhealth.gov](mailto:Kelly.Rogers@flhealth.gov).

## SENIOR CONNECTION CENTER, INC.

The Senior Connection Center, Inc. announces a hearing to which all persons are invited.

DATE AND TIME: Friday, April 22, 2016, 10:00 a.m.

PLACE: Central Public Library, 1301 Barcarrota Blvd. W, Bradenton, FL 34205

GENERAL SUBJECT MATTER TO BE CONSIDERED: Senior Connection Center (SCC) is holding public hearings to invite members of the community, our partners and stakeholders to join us and comment on the service needs of older adults and how local services will be funded by SCC in 2017. After the public hearing portion of the meeting, participants are welcome to continue the conversation on how we can better achieve our planning goals to ultimately make a positive impact on those we serve. For 2017, SCC proposes to continue with the direct provision of Intake and Evidence-Based Health and Wellness services, funded through the Older Americans Act for Hardee, Highlands, Hillsborough, Manatee and Polk Counties.

These events are free and open to the public but space is limited and reservations are recommended. Please contact Paula Nelson, (813)676-5583, [paula.nelson@agingflorida.com](mailto:paula.nelson@agingflorida.com) to make your reservation.

Please visit our website at [www.seniorconnectioncenter.org](http://www.seniorconnectioncenter.org) to participate in our on-line survey.

A copy of the agenda may be obtained by contacting: Paula Nelson.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Paula Nelson at [paula.nelson@agingflorida.com](mailto:paula.nelson@agingflorida.com) or (813)676-5583. 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: Paula Nelson at [paula.nelson@agingflorida.com](mailto:paula.nelson@agingflorida.com) or (813)676-5583.

## WALTON COUNTY HEALTH DEPARTMENT

The Walton Community Health Center announces a public meeting to which all persons are invited.

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

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board Information.

A copy of the agenda may be obtained by contacting: Denise Flynn, (850)892-8015, Ext. 1190.

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: Denise Flynn, (850)892-8015, Ext. 1190. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Denise Flynn, (850)892-8015, Ext. 1190.

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

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by David England on December 7, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 237, of the December 9, 2015, Florida Administrative Register. The Petitioner seeks a declaratory statement as to whether a "Specialty Contractor" category of "Steeple/Cupola Installer" can be created and adopted as a sub-set of "Sheet Metal Contractor", as described in Section 489.105(q), FS. The Specialty Contractor status would be limited to the installation only of prefabricated steeples and cupolas, not fabrication. The Construction Industry Licensing Board considered the Petition at its meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, declines to issue a declaratory statement in this matter because the Petitioner is not substantially affected, as required by Section 120.565, Florida Statutes, and that a petition for declaratory statement is not the proper mechanism by which to initiate rulemaking.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Frank Russo on October 15, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 211, of the October 29, 2015, Florida Administrative Register. The Petitioner seeks a declaratory statement regarding Section 489.105(3)(b), Florida Statutes, as to whether a CGC or CBC can perform/complete a swimming pool resurface with marcite or other coating; perform/complete pool waterline and/or step re-tile; perform/complete pool leak detection with or without repairs; perform/complete pool re-plumb or new plumbing; perform/complete pool new equipment set and/or change-out existing equipment; and perform/complete pool deck renovation, and if so to what extent. The Construction Industry Licensing Board considered the Petition at its meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, declines to issue a declaratory statement in that the petition does not refer to a particular set of circumstances, and that it seeks to determine the conduct of another person.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

### DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services (Department) has issued an order disposing of the petition for declaratory statement filed by Eric A. Neilinger (Petitioner) on November 30, 2015. The following is a summary of the agency's disposition of the petition:

The Department published notice of receipt of the petition Volume 42, Number 33 of the Florida Administrative Register, on February 18, 2016. The Petition seeks the Department's opinion as to whether Miami-Dade ordinance 14-66 is valid and enforceable and whether the local ordinance takes precedence over the Florida Fire Prevention Code. The Department's Order stated that Miami-Dade did not transmit the ordinance to the State Fire Marshal. As a matter of law, therefore, the ordinance cannot be enforced. Additionally, the Department cannot answer the petition's remaining questions concerning approval of petitioner's permit application. The Department is not authorized to review the AHJ's permitting decision with regard to a specific project, and it appears there are disputed factual issues concerning the sufficiency of petitioner's permit application.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, Melissa.dembicer@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal (Department), has received the petition for declaratory statement from David Woodside, President of Florida Fire Marshals and Inspectors Association (Petitioner) on March 31, 2016. The petition seeks the agency’s opinion as to the applicability of FFPC/NFPA12:13.7.6.2., as it applies to the petitioner.

The Petition seeks the Department’s opinion as to the requirement of training/certification and recognition of crowd managers pursuant to FFPC/NFPA12:13.7.6.2.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-5829, email: Melissa.Dembicer@myfloridacfo.com.

Please refer all comments to: Melissa E. Dembicer.

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 FINANCIAL SERVICES

Division of Worker’s Compensation

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Workers’ Compensation, has declined to rule on the petition for declaratory statement filed by KNN Trucking, Corp., on February 12, 2016. The following is a summary of the agency’s declination of the petition:

The petition was denied because it related to conduct that has already occurred and was the subject of active litigation.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Dustin William Metz, Assistant General Counsel, Division of Legal Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4243, email: dustin.metz@myfloridacfo.com.

Please refer all comments to: Dustin William Metz.

DEPARTMENT OF FINANCIAL SERVICES

Securities

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has received the petition for declaratory statement from Peer Elevate Funding, LLC. on April 4, 2016. The petition seeks the agency’s opinion as to the applicability of Chapter 517, Florida Statutes, as it applies to the petitioner.

The petition seeks a declaratory statement from the Office on whether Petitioner, (an intrastate equity crowdfunding portal located in Mississippi) can use a third-party company to serve as an escrow agent of record as defined under Sec.

517.0611(4)(f) and Sec. 517.0611(8), Florida Statutes, Florida’s Securities and Investor Protection Act.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643 or Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643 or Agency.Clerk@flofr.com.

DEPARTMENT OF FINANCIAL SERVICES

Securities

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Banco Popular de Puerto Rico on January 6, 2016. The following is a summary of the agency’s disposition of the petition:

The petition sought a declaratory statement from the Office on whether Petitioner’s proposed business activities (to expand their geographic footprint of its current credit card business to offer consumer credit cards in the domestic U.S.) requires any licensing or filing with the OFR. A Final Order was issued March 31, 2016. Petitioner may proceed with its proposed course of action as recited in its Petition without obtaining a license from the Office as may otherwise be required pursuant to Chapters 516 and 663, Florida Statutes.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643 or Agency.Clerk@flofr.com.

DEPARTMENT OF FINANCIAL SERVICES

Securities

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Lewis R. Cohen, Esq, Cohen Nicoleau, Attorneys at Law on January 12, 2016. The following is a summary of the agency’s disposition of the petition:

The petition sought a declaratory statement from the Office on whether Petitioner’s proposed business activities (of forming an LLC for the purpose of making commercial loans to business entities, secured by non-residential real property falls within Florida’s Mortgage Brokerage and Lending Act, Chapter 494, Florida Statutes.) The petition seeks the Office’s interpretation on two issues: 1) Whether the proposed LLC company would be considered an “institutional investor” if they only make commercial loans to business entities, but do not make “Mortgage Loans” as defined by Section 494.001(24), Florida Statutes; and 2) Whether all the members of the proposed LLC company would be considered

“Accredited Investors” (as defined by 17 CFR 230.500), and therefore be exempt from licensing as an “Institutional Investor” so long as it does not lend to individuals and does not make loans secured by residential property. A Final Order was issued April 6, 2016. Petitioner does not provide necessary and adequate facts relating to its proposed circumstances therefore the Petition is Denied.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643 or Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

School Districts

Portable Classroom Buildings Demolition at Various Schools/DCSB No. C-90640/OFDC-ITB-017-16

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS-Invitation to Bid for a General Contractor. Publish Date – April 8, 2016. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 538. BIDS ARE DUE ON OR BEFORE May 10, 2016 AND WILL BE ACCEPTED UNTIL 2:00 p.m. OFFICIAL PROJECT TITLE: Portable Classroom Buildings Demolition at Various Schools /DCSB Project No. C-90640/OFDC-ITB-017-16. SCOPE OF WORK: The project consists of demolition and removal including associated electrical and water connections of portable classroom buildings at various schools. The estimated construction cost is not to exceed \$250,000. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held April 19, 2016 at 10:00 a.m. in Room 538 in the Duval County Public Schools Administration Building, 1701 Prudential Drive, Jacksonville, FL 32207. Failure to attend the pre-bid conference shall result in disqualification of that firm’s proposal. Attendees will be required to sign an attendance register. Project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. Contract documents for bidding may be obtained at the office of: ARC Document Solutions/4613 Phillips Highway, Suite 202/ Jacksonville, FL 32207/ (904)399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: Shaffer Engineering Group, 12058 San Jose Blvd., Suite 502, Jacksonville, FL 32223/Telephone (904)239-3621. Office of Economic Opportunity (OEO) M/WBE Program Participation Goal: 20%. Only companies that are certified by DCPS as African American or Hispanic American may be used towards this goal. All Contractors submitting bids must be prequalified with Duval County Public Schools at the time of the bid opening. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools. Prequalification forms and information may be obtained at

www.duvalschools.org under Departments/Facilities/Forms and Standards/General Documents/Contractor Prequalification Procedures. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

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DEPARTMENT OF EDUCATION

School Districts

Waterline Replacement at Lake Forest Elementary School No. 74/DCSB No. M-84320/OFDC-ITB-018-16

**DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS-Invitation to Bid For a General, Building Contractor, Plumbing, or Underground Utility Excavation.** Publish Date – April 8, 2016. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 538. **BIDS ARE DUE ON OR BEFORE APRIL 26, 2016 AND WILL BE ACCEPTED UNTIL 2:00 p.m. OFFICIAL PROJECT TITLE:** Waterline Replacement at Lake Forest Elementary School No. 74/DCSB Project No. M-84320/OFDC-ITB-018-16. **SCOPE OF WORK:** Replacement of underground water lines and add a new bypass backflow preventer. The estimated construction cost is not to exceed \$100,000. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held April 14, 2016 at 2:00 p.m. at Lake Forest Elementary School, 901 Kennard Street, Jacksonville, FL 32208. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. Project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. Electronic contract documents in PDF for bidding may be obtained by contacting Duval County Public Schools' Kris Eskelin at (904)390-2846 or eskelink@duvalschools.org. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: M V Cummings Engineers, 6501 Arlington Expressway, Suite B211, Jacksonville, FL 32211/Telephone (904)724-0660. Office of Economic Opportunity (OEO) Participation Goal: Encouragement. All Contractors submitting bids must be prequalified with Duval County Public Schools at the time of the bid opening. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools. Prequalification forms and information may be obtained at www.duvalschools.org under Departments/Facilities/Forms

and Standards/General Documents/Contractor Prequalification Procedures. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

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**Section XII  
Miscellaneous**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Varsity Cycle, Inc. for relocation of APRI motorcycle

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the relocation of Varsity Cycle, Inc., as a dealership for the sale of motorcycles manufactured by Piaggio Group Americas, Inc. (line-make APRI) from its present location at 524 A Northlake Boulevard, Lake Park, (Palm Beach County), Florida 33408, to a proposed location at 2272 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, on or after May 9, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Varsity Cycle, Inc. are dealer operator(s): Tony Capadona, 2601 Federal Highway, Ft. Lauderdale, Florida 33306, principal investor(s): Tony Capadona, 2601 Federal Highway, Ft. Lauderdale, Florida 33306.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Michael J. Babich, Piaggio Group Americas, Inc., 257 Park Avenue South, 4th Floor, New York, New York 10010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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**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.

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