

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

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-4.620
 RULE TITLE: Health and Safety Checklists

PURPOSE AND EFFECT: The purpose of the revised rule is to establish certain health and safety, training and inspection standards for providers of the School Readiness Program pursuant to statutory mandate.

SUBJECT AREA TO BE ADDRESSED: School Readiness requirements for health and safety, training and inspections.

RULEMAKING AUTHORITY: 1001.213(2), 1002.82(2)(i),(t),(u),(v) and (w), and FS.

LAW IMPLEMENTED: 1002.82(2)(i),(t),(u),(v),and (w), 1002.88(1)(c),(d),(e),(i),(j),(l) and (p), and FS.

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

DATES AND TIMES: Monday, May 23, 2016, 3:00 p.m. to 4:30 p.m. or until business is concluded, whichever is earlier and Tuesday, May 24, 2016, 11:30 a.m. to 1:00 p.m. or until business is concluded, whichever is earlier.

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

http://www.floridaearylearning.com/oel_resources/rules_guidance_technical_assistance/purposed_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: Katerina Maroney, School Readiness Policy Supervisor, (850)717-8614. 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, School Readiness Policy Supervisor, (850)717-8614 or email katerina.maroney@oel.myflorida.com

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

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-8.620
 RULE TITLE: Voluntary Prekindergarten (VPK) Pre- and Post Assessments

PURPOSE AND EFFECT: The proposed revisions to the rule modify the process that must be conducted by early learning coalitions, school districts, and VPK providers in order to be able to deliver and report the results of a pre- and post-assessment of students enrolled in the Voluntary Prekindergarten Education Program. The revisions also change and clarify the responsibilities and deadlines associated with this process.

SUMMARY: Voluntary Prekindergarten (VPK) Pre- and Post-Assessment Processes.

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: All the process requirements related to the implementation of the Teaching Strategies GOLD assessment have been removed in this substantial rewrite of the rule, as it will no longer be required of VPK providers. As a result, the costs associated with this rule and with Teaching Strategies GOLD have decreased such as time and effort to comply and specialized knowledge of the tool's online system. VPK Providers are still required to implement the Florida VPK Assessment and the costs associated with this assessment have not increased due to the proposed revisions. The office's review determined that proposed revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1001.213(2), 1002.79 FS.

LAW IMPLEMENTED: 1002.67(3), (4), 1002.73(2)(d) 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:

DATE AND TIME: May 31, 2016, 3:00 p.m. – 4:00 p.m. or at the conclusion of business whichever is earlier

PLACE: Via webinar; registration information may be found at:

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: Tara Huls, Bureau Chief, Voluntary Prekindergarten Education Program, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8550 or tara.huls@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tara Huls, Bureau Chief, Voluntary Prekindergarten Education Program, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8550 or tara.huls@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 6M-8.620 follows. See Florida Administrative Code for present text.

6M-8.620 Voluntary Prekindergarten (VPK) Pre- and Post-Assessments Compliance.

(1) Definitions. As used in this rule:

(a) “VPK Class Schedule” is the approved VPK class calendar identified on Class Registration Application-Calendars (Form OEL-VPK 11B) in accordance with Rule 6M-8.300, F.A.C.

(b) “Assessment Period One” (AP1) is the first thirty (30) calendar days of the VPK class schedule beginning with the first VPK instructional day and including non-instructional days.

(c) “Assessment Period Three” (AP3) is the last thirty (30) calendar days of the VPK class schedule ending on the last VPK instructional day and including non-instructional days.

(d) “Bright Beginnings” is the Florida VPK Assessment online reporting system used by VPK providers, school districts, and early learning coalitions found on the website: <https://brightbeginningsfl.org>, an example of this can be found on Form OEL-VPK 12 (June 2016) which is hereby incorporated by reference and is found at

(e) “VPK Pre- and Post-Assessment” is defined in Rule 6A-1.09433, F.A.C. as the Florida VPK Assessment.

(2) The Florida VPK Assessment Materials.

(a) VPK Private Provider Responsibilities.

1. VPK private providers shall order assessment materials, based on need, through Bright Beginnings at least thirty (30) calendar days before the first day of the VPK class schedule. The provider shall monitor the status of the order. If the order is disapproved by the early learning coalition, the provider shall resubmit the corrected order no later than five (5) calendar days after disapproval.

2. If the VPK private provider fails to order assessment materials in accordance with subparagraph (2)(a)1, receipt of the materials will not be guaranteed in time for required assessment administration as described in this rule, and subjects the provider to consequences for noncompliance.

(b) Early Learning Coalition Responsibilities.

1. The coalition is responsible for the timely review, approval or disapproval of orders for assessment materials placed by VPK private providers on Bright Beginnings. The coalition shall:

a. Monitor email notifications regarding assessment materials.

b. Review orders and verify that the quantity of materials ordered aligns with the number of VPK classes offered by the contracted VPK private provider ordering the materials.

c. Approve or disapprove orders placed by contracted VPK providers within seven (7) calendar days after the order is placed, or if the order is placed before contract is executed, approve or disapprove orders within seven (7) calendar days of executing Form OEL-VPK 20, the Statewide Voluntary Prekindergarten Provider Contract (VPK Provider Contract) as incorporated in Rule 6M-8.301, F.A.C. with the provider. If order is disapproved, the coalition shall notify the VPK provider through Bright Beginnings of the reason for disapproval.

d. Approve or disapprove a resubmitted order no later than seven (7) calendar days after receiving email notification that the order is pending approval and notify the VPK provider through Bright Beginnings of the reason for disapproval if order is disapproved.

(c) School District Responsibilities.

1. The school district is responsible for ordering assessment materials, based on need, for each public school offering VPK in the district. Orders shall be placed through Bright Beginnings at least thirty (30) calendar days before the first day of VPK instruction for each public school if the VPK Provider Contract has been executed, or if the contract is not executed by this deadline, the school district shall order within seven (7) calendar days of executing the contract.

2. If the school district fails to order assessment materials in accordance with subparagraph (2)(c)1, receipt of the materials will not be guaranteed in time for required assessment administration as described in this rule, and subjects the public school to consequences for noncompliance.

(3) Administration and Submission.

(a) VPK providers shall administer the Florida VPK Assessment during AP1 and AP3 as defined in subsection (1) of this rule. The Florida VPK Assessment must be administered by qualified assessors as defined in Rule 6A-1.09433, F.A.C.

(b) VPK private providers and public schools (or the school district on behalf of their public schools) shall register their VPK programs annually by completing the initial registration wizard and entering programmatic information on Bright Beginnings.

(c)The Florida VPK Assessment data for AP1 shall be entered and submitted by VPK providers (or the school district on behalf of their public schools) on Bright Beginnings within forty-five (45) calendar days of the first day of each VPK class schedule.

(d) The Florida VPK Assessment data for AP3, shall be entered and submitted by VPK providers (or the school district on behalf of their public schools) on Bright Beginnings no later than fifteen (15) calendar days after the last day of each VPK class schedule.

(4) Verification and Compliance.

(a) Each coalition and school district shall assign a staff member, to register and serve as the administrator for Bright Beginnings on behalf of the coalition or district. The administrator may also assign additional staff as designees as needed.

1. The administrator and designee(s) shall receive and monitor email notifications from Bright Beginnings regarding which VPK providers have entered and submitted the Florida VPK Assessment data for AP1 and AP3.

2. The administrator and designee(s) shall access the coalition or district Florida VPK Assessment Data Status Report during assessment periods to verify which VPK providers have entered and submitted the VPK Assessment data in Bright Beginnings.

(b) The coalition shall document attempts to notify private VPK providers and the school district shall document attempts to notify public schools that have not entered and submitted VPK assessment data for AP1 and AP3 of their responsibility to do so.

(c) Noncompliance with VPK pre- and post-assessment.

1. Each coalition or school district shall verify whether private providers and public schools, respectively, comply with the VPK pre- and post-assessment requirements.

2. If a private provider fails to comply with the VPK pre- and post- assessment requirements, the coalition has the responsibility to determine the appropriate consequence in accordance with the VPK Provider Contract (Form OEL-VPK 20) and Section 1002.67, F.S. If the appropriate consequence is removal from eligibility to offer VPK for a period of five (5) years, the coalition shall notify the Office of Early Learning of the noncompliance.

3. If a public school fails to comply with the VPK pre- and post- assessment requirements, the school district shall determine the appropriate consequence in accordance with in the VPK Provider Contract (Form OEL-VPK 20) and Section 1002.67, F.S. and shall notify the early learning coalition of the noncompliance and consequence. If the appropriate consequence is removal from eligibility to offer VPK for a period of five (5) years, the school district shall notify the Office of Early Learning of the noncompliance.

4. If a coalition or school district determines the removal of eligibility is the appropriate action of a VPK provider’s failure to comply with the VPK pre- and post-assessment, either the VPK provider’s school-year program or summer program, or both, is removed from eligibility to deliver VPK for a period of five (5) years.

Rulemaking Authority 1001.213(2), 1002.79 FS. Law Implemented 1002.67(3), (4), 1002.73(2)(d) FS. History–New 3-31-15, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tara Huls, Bureau Chief, Voluntary Prekindergarten Education Program

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rodney MacKinnon, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 5, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 6, 2016

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.009 Standard of Care for Office Surgery

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify language with regard Level I office surgery procedures and to require the addition of certain drugs to be maintained when performing such procedures.

SUMMARY: The proposed rule amendments clarify language with regard Level I office surgery procedures and require the addition of certain drugs to be maintained when performing such procedures.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that this will 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 been prepared by the Agency.

The Agency has determined that the proposed rule is 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 SERC concludes that approximately 20,468 physicians' offices would perform minor procedures as defined in the proposed rule, and would therefore require the inclusion of Flumazenil and Naloxone to be kept on hand when performing these procedures. The cost of these additional medications for each office which does not currently utilize these drugs would be approximately \$94.66. The total amount calculated in the SERC is expected to be \$1,937,500.88. The shelf life for these drugs is at, or exceeds 5 years, so no replacement costs are included in the SERC. Hence, the rule will 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.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-9.009 Standard of Care for Office Surgery.

Nothing in this rule relieves the surgeon of the responsibility for making the medical determination that the office is an appropriate forum for the particular procedure(s) to be performed on the particular patient.

(1) through (2) No change.

(3) Level I Office Surgery.

(a) Scope. Level I office surgery includes the following:

1. Minor procedures such as excision of skin lesions, moles, warts, cysts, lipomas and repair of lacerations or surgery limited to the skin and subcutaneous tissue performed under topical or local anesthesia not involving drug-induced

alteration of consciousness other than minimal pre-operative tranquilization of the patient. ~~The patient's level of sedation is that of minimal sedation and anxiolysis. Minimal sedation and anxiolysis is a drug induced state during which patients respond normally to verbal commands. Although cognitive function and physical coordination may be impaired, airway reflexes, and ventilatory and cardiovascular functions are unaffected.~~

2. through 3. No change.

4. Anesthesia is limited to minimal sedation. The patient's level of sedation is that of minimal sedation and anxiolysis and the chances of complications requiring hospitalization are remote. Minimal sedation and anxiolysis is a drug-induced state during which patients respond normally to verbal commands. Although cognitive function and physical coordination may be impaired, airway reflexes, and ventilatory and cardiovascular functions are unaffected. Controlled substances, as defined in Sections 893.02 and 893.03, Florida Statutes, are limited to oral administration in doses appropriate for the unsupervised treatment of insomnia, anxiety or pain. Pre-operative medications not required or used other than minimal pre-operative tranquilization of the patient; anesthesia is local, topical, or none. No drug induced alteration of consciousness other than minimal pre-operative tranquilization of the patient is permitted in level I Office Surgery.

5. No change.

(b) Standards for Level I Office Surgery.

1. No change.

2. Equipment and Supplies Required. Intravenous access supplies, oxygen, oral airways, and a positive pressure ventilation device shall be available in the office, along with the following medications, stored per manufacturer's recommendation:

a. through d. No change.

e. Hydrocortisone ~~Hydrocortison~~ 100 mg.

f. If a benzodiazepine is administered, Flumazenil 0.5 mg in 5 ml vial, 2 vials total; and

g. If an opiate is administered, Nalaxone 0.4 mg in 1 ml vial, 2 vials total.

3. through 4. No change.

(4) through (6) No change.

Rulemaking Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(v), 458.351 FS. History—New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07, 9-3-07, 3-25-10, 8-6-12, 11-22-12, 1-9-13, 3-3-13, 7-22-14, 4-6-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Medicine and Board of Osteopathic Medicine Joint Office Surgery Subcommittee

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 21, 2016

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

RULE NO: RULE TITLE:
 68E-1.002 Introduction, Scope and Definitions
 68E-1.004 General Permit Application Procedures, Requirements and Expiration
 68E-1.0041 Authorizations for Marine Turtle Research, Conservation, and Educational Activities
 68E-1.005 Suspension, Revocation and Penalties
 68E-1.0061 Additional Special Requirements for Any and All Marine Turtles

PURPOSE AND EFFECT: The purpose of the proposed rulemaking action is to clarify processing of permits to conduct research, education, and conservation activities with federally listed marine turtles in Florida and to update the guidelines for this program. The effect of the rule would be to enable firms and corporations to obtain marine turtle permits in addition to individuals, and for individuals, firms and corporations to obtain two year permits for conservation work with threatened and endangered marine turtles. We also propose to repeal Rule 68E-1.0061 because all requirements have been incorporated into other rules.

SUMMARY: The existing rule would be amended to clarify timelines and criteria for review and approval of marine turtle permit applications. Currently marine turtle permits are issued only to individuals. The amended rule would enable firms and corporations to obtain permits for conservation work with threatened and endangered marine turtles provided they identify qualified individuals who can meet all requirements for a particular activity. Currently all permits are issued for one year; the amended rule increases permit duration to two years if certain requirements are met. Updated forms and the Marine Turtle Conservation Handbook, which details procedures for authorized activities, are incorporated by reference. Rule 68E-1.0061 would be repealed because all requirements have been incorporated into other rule sections.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: the nature of the rule and the preliminary information and analysis conducted to date. 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.

RULEMAKING AUTHORITY: 379.2431(1), 379.244(2), FS
 LAW IMPLEMENTED: 379.2431(1), 379.244(2), FS
 A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATES AND TIMES: June 22 and 23, 2016, 8:30 AM daily
 PLACE: Franklin County School – Gymnasium, 1250 Highway 98, Eastpoint, FL 32328

This hearing will be a part of the regular 2-day meeting held by the Commission. The Commission is expected to make a final decision on the rule at the meeting. The agenda for the full 2-day meeting will be available at:

<http://myfwc.com/about/commission/commission-meetings>. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in either of these hearings is asked to advise the agency at least 5 days before the hearing by contacting the FWC at 850-488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Robbin Trindell, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS:

68E-1.002 Introduction, Scope and Definitions.

(1) Florida Statutes restrict the take, possession, disturbance, mutilation, destruction, selling, transference, molestation, and harassment of marine turtles, nests, or eggs. Protection is also afforded to marine turtle habitat. A specific authorization from Commission staff is required to conduct scientific, conservation, or educational activities that directly involve marine turtles in or collected from Florida, their nests, hatchlings or parts thereof, regardless of the applicant's possession of any federal permit. The authorization may be in the form of a conservation permit, a loan agreement, or a consent permit, as described in Rule 68E-1.0041, F.A.C.

(2) Whenever the Commission determines that a request to conduct research, conservation, or educational activities

with marine turtles, their nests, or hatchlings is in the public interest and will advance marine turtle recovery or protect marine turtles, their nests, or habitat, it shall issue authorizations, upon such terms, conditions, or restrictions as are necessary to ensure that the intentions of Sections 379.2431(1) (c) and (d), F.S. are not violated.

(3) Under agreement with the federal government, the issuance of a permit or other authorization by the Commission may satisfy U.S. Fish and Wildlife Service permit requirements for research, conservation, or educational activities involving Florida marine turtles. An additional permit from the National Marine Fisheries Service Oceanographic and Atmospheric Administration might be required for in-water work.

(4) Permits may not be issued for ~~the importation of marine turtles across international boundaries or waters or for~~ head starting, the practice of collecting marine turtle eggs or hatchlings solely for the purpose of raising them until they attain a larger size and then releasing them.

(5) For the purposes of this rule, the following definitions apply:

(a) “Applicant” means the individual, firm or corporation who applies for a Marine Turtle Permit from the Commission.

(b) “Authorized personnel” means all individuals listed under a permit holder, named on their permit, and who are authorized to conduct marine turtle conservation activities at the direction of the permit holder or the lead qualified individual.

(c)(b) “Conservation purpose” means an act carried out solely for the purpose of maintaining life or habitat of any marine turtle, their nests, hatchlings, or promoting the recovery of marine turtle populations.

(d)(e) “Educational facility” means public or non-public colleges or universities, or nature centers, museums, zoos, aquaria, or similar institutions. Educational facilities must be regularly opened to the public for the primary purpose of providing an educational experience.

(e)(d) “Educational purpose” means to hold marine turtles to exhibit, inform and instruct the public in their biology, habitat, or conservation needs.

(f) “Handbook” means the FWC Marine Turtle Conservation Handbook.

(g)(e) “Hatchery” means an area of beach where authorized individuals have placed marine turtle nests in aggregated clusters in one location, with or without restraining or protective walls.

(h)(f) “Hatchling” means any species of marine turtle, within or outside of a nest, that has recently hatched from an egg.

(i)(g) “Marine turtle” means any marine-dwelling reptile of the families Cheloniidae or Dermochelyidae found in

Florida waters or using the beach as nesting habitat, including the species: *Caretta caretta* (loggerhead turtle), *Chelonia mydas* (green turtle), *Dermochelys coriacea* (leatherback turtle), *Eretmochelys imbricata* (hawksbill turtle), and *Lepidochelys kempii* (Kemp’s ridley turtle) or hybrids of these species. For purposes of this rule, marine turtle is synonymous with sea turtle.

(j) “Monitoring” means either gathering information using a predetermined sampling plan to collect baseline information on marine turtle distributions, nesting, and productivity or assessing impacts from a state-authorized activity as required by a state or federal regulatory permit.

(k)(h) “Nest” means an area where marine turtle eggs have been naturally deposited or subsequently relocated.

(l)(i) “Nest relocation” means the practice of collecting eggs or excavating a nest following deposition and reburying all intact eggs.

(m)(j) “~~Principal~~ Permit holder” means the individual, firm or corporation authorized to conduct marine turtle conservation activities under the provisions of this chapter.

(n)(k) “Prudent peer review standards” means criteria or processes arising from scientific methods established or generally accepted by the scientific community to evaluate deductive models, experiments, research proposals, and results that are directed toward the validation of hypotheses or advancement of scientific knowledge.

(o) “Qualified individual” means the individual who has been approved by FWC as having the appropriate experience and knowledge as specified in this Chapter for the authorized activity.

(p)(l) “Regulatory permit or authorization” means a permit, water quality certificate, or authorization issued pursuant to Chapters 161 or 373, F.S.

(q)(m) “Scientific purpose” means for the purposes of conducting research or analysis using prudent experimental protocols to gain scientific knowledge and to advance conservation, population management, or biological understanding of marine turtles.

(r) “Scientific research” means an activity that involves the application of rigorous, systematic, and objective procedures of observation, measurement, and experiment to obtain reliable and pertinent data.

(s) “Special Activity License” or “SAL” means a license issued pursuant to Chapter 68B-8, F.A.C.

Rulemaking Authority 379.244(2), 379.2431(1) FS. Law Implemented 379.244(2), 379.2431(1) FS. History—New 12-9-07, Amended _____.

SUBSTANTIAL REWORDING OF RULE 68E-1.004 FOLLOWS. SEE FLORIDA ADMINISTRATIVE CODE FOR PRESENT TEXT.

68E-1.004 General Permit Application Procedures, Requirements and Expiration.

(1) Applications: Any individual, firm or corporation desiring to obtain authorization to conduct scientific, conservation, or educational activities directly involving marine turtles shall submit an application to the Commission prior to conduct of the activity. Applications shall be submitted electronically through the permitting portal on <http://myfwc.com> or submitted on the application form to the Florida Fish and Wildlife Conservation Commission, Tequesta Field Laboratory, 19100 S.E. Federal Highway, Tequesta, FL 33469 unless otherwise directed. Application for Marine Turtle Permit (FWC Form 32-101, effective 4/16) is hereby incorporated by reference and available at <https://www.flrules.org/gateway/reference.asp?NO=Ref-04372>. Application forms shall be made available by the Commission to any individuals requesting them from the above-listed submittal address, MTP@MyFWC.com, or by telephone.

(2) Permit Criteria: An individual, firm or corporation must be a properly accredited person in accordance with Section 379.2431(1) (c), F.S., must have specific experience with marine turtles and the proposed activity, and must meet the applicable criteria in this rule to be eligible to receive authorization from the Commission to undertake activities for research, conservation, or educational purposes that involve any of the prohibited actions listed in Sections 379.2431(1)(d)1. and 2., F.S. The Commission shall not issue permits to applicants unable to demonstrate a working knowledge of current marine turtle conservation practices, to applicants lacking specific experience in conducting the requested activities, to applicants who do not meet the applicable criteria in this Chapter, or if there is no demonstrated need for the project.

(a) Research Purposes: To be eligible to receive a permit to conduct research with marine turtles, the applicant must be an individual who meets the applicable criteria in this rule.

(b) Educational or Conservation Purposes: To be eligible to receive a permit for educational or conservation purposes such as conducting nesting beach surveys, stranding, tagging, or holding marine turtles in captivity, an individual, firm or corporation must identify:

1. Principal Officer: A principal officer who shall be listed on the permit and who is duly authorized to make legally binding decisions for the applicant. An individual applicant can identify themselves as the principal officer. The principal officer shall be independently responsible for ensuring that all activities are conducted in accordance with all terms and conditions of the permit, this Chapter, and the Handbook and that all reports are submitted by the deadlines identified in the permit or the Handbook.

2. Qualified Individual: One or two qualified individuals who meet the requirements in this Chapter and the Handbook for the requested activity. If more than one qualified individual is identified, the permit shall specify a lead qualified individual who shall serve as the primary contact for all authorized activities. The lead qualified individual, in addition and independently of the principal officer, shall be responsible for ensuring that all activities are conducted in accordance with all terms and conditions of the permit, this Chapter, and the Handbook and that all reports are submitted by the deadlines identified in the permit or the Handbook. An individual applicant can identify themselves as the qualified individual. For a firm or corporation, the qualified individual(s) must either be in the applicant's employment or be affiliated with the applicant as a volunteer and be identified in the application by name. The lead qualified individual shall make all decisions concerning direct interactions with marine turtles including nesting beach surveys, marking and relocating nests, educational displays and activities, and basic husbandry and care for holding marine turtles in captivity in conjunction with the veterinarian listed on the permit. In the event a qualified individual leaves employment or discontinues their affiliation with the corporation or firm, the permit holder shall notify the Commission within forty eight hours, and within 30 days secure the services of another qualified individual who meets all requirements in this Rule and the Handbook.

(c) Loan Agreements: Any individual, firm or corporation who meets the criteria herein shall be eligible to receive authorization from the Commission in the form of a loan agreement to possess dead marine turtles or marine turtle parts for educational purposes pursuant to subsection 68E-1.0041(2) F.A.C.

(3) Processing: Applications submitted in accordance with (1) shall be reviewed and processed as follows:

(a) Upon receipt of a request to conduct activities with marine turtles, Commission staff shall examine the application and, within 30 days of receipt, notify the applicant of any apparent errors or omissions and request any additional information required in accordance with F.S. 379.2431(1), this Chapter and the Handbook. If the applicant does not respond to the Commission's request for additional information after 60 days, the request may be denied without prejudice.

(b) Requests to conduct multiple activities including conservation, research, and holding marine turtles in captivity may be submitted within one application or amendment but each request shall be processed and approved or denied as a separate individual request in accordance with this Chapter and statutory timeclocks. As each request is approved, FWC shall either administratively amend the existing permit to include that activity and any specific conditions or restrictions

or issue a new permit that includes the requested activity and any specific conditions or restrictions.

(c) The applicant may also request to withdraw certain activities without prejudice.

(d) In addition to the requirements in the Handbook, all authorizations may include terms, conditions, and restrictions to minimize impacts to marine turtles, their nests, and hatchlings as deemed necessary by FWC staff.

(e) The Commission shall approve or deny requests within 90 days of receipt of a complete application. The Commission shall not approve an application that does not contain sufficient information to determine that all requirements of F.S. 379.2431 (1), this Chapter, and the requirements in the Handbook have been met.

(4) Nesting Beach Surveys: Applicants requesting a Marine Turtle Permit for the first time to conduct nesting surveys as a permit holder shall meet the following additional criteria or employ or identify at least one qualified individual who is affiliated with the applicant and who meets these criteria. Applicants shall submit a notarized statement detailing how each qualified individual meets the following requirements including dates and specific location(s) where experience was acquired.

(a) Experience: The qualified individual shall have specific experience conducting nesting surveys, including a minimum of two (2) nesting seasons, or two hundred (200) hours, of marine turtle nesting survey experience and shall submit the information required under (b). State and federal employees who are requesting a permit for a marine turtle nesting survey program on state or federal land are not required to meet this criterion, but shall submit the following information for their program to document their experience.

(b) To document the qualified individual's experience, the applicant shall submit the following information:

1. The specific duties and responsibilities related to marine turtle conservation that have been carried out.

2. The frequency with which nesting surveys were conducted.

3. The area that was surveyed.

4. Whether surveys were conducted independently or with other authorized personnel.

5. Approximate number of crawls observed during a two (2) year period.

6. List of all of training that was received or presented and name of trainer.

7. Years of program oversight and number of others supervised.

(c) Knowledge: The qualified individual shall satisfactorily complete a set of standardized comprehensive qualifying examination questions pertaining to general marine turtle biology, nests, species characteristics, and the

Commission Marine Turtle Conservation Handbook. The qualified individual shall correctly answer 90% of the questions to be eligible to receive a permit. Qualified individuals who do not correctly answer 90% of the questions may retake the test after obtaining no less than one month additional field experience. State and federal employees who are requesting a permit for a marine turtle nesting survey program on state or federal lands are not required to meet this criterion.

(d) Education: The Commission shall also consider formal and continuing education course work and work experience in the permitting decision.

(e) References: The applicant shall provide two (2) references to verify the qualified individual's experience; each reference must have specific marine turtle nesting survey experience. These references must be knowledgeable regarding the qualified individual's responsibilities, performance, and experience in marine turtle nesting surveys. For experience based on work performed in Florida under a Commission-issued permit, at least one of the references must be a Marine Turtle Permit holder. For experience based on work performed outside of Florida, at least one of the references must be a program administrator or project leader. Personnel supervised by the applicant or qualified individual should not be used as a reference. Complete addresses, telephone numbers, and e-mail addresses should be provided for each reference. State and federal employees who are requesting a permit for a marine turtle nesting survey program on state or federal lands are not required to meet this criterion.

(f) Training: Qualified individuals are expected to complete a Commission nesting workshop annually. Principal officers are expected to complete these workshops the first year they are affiliated with a permit. Authorized personnel listed on the permit are expected to complete these workshops at least once every two years.

(g) Reporting: Standard reporting forms for nesting surveys and relocation of nests will be furnished by the Commission, and must be completed and submitted to the Commission annually to maintain the state permit. FWC Form A-1 (effective 04/16) is hereby incorporated by reference and is _____ available _____ at https://www.flrules.org/gateway/reference.asp?NO=Ref-_____.

(5) Nest Relocation: To qualify to relocate marine turtle nests, the applicant's qualified individual shall have a minimum of one (1) nesting season of having successfully relocated marine turtle nests obtained within the past five (5) years. Applicants shall submit a notarized statement detailing how the qualified individual meets this requirement including dates and specific location(s) where experience was acquired. Relocations shall be considered successful if all relocated nests have at least 70% hatch and emergence success or

greater for nests that are not impacted by erosion, inundation, or predators. As part of the application, the applicant shall provide complete up-to-date documentation of the qualified individual's relocation experience for at least one nesting season, including (a) and (b) below. State and federal employees who are requesting a permit to relocate marine turtle nests on state or federal land are not required to meet this criterion.

(a) Experience: Field data sheets documenting relocation experience signed or verified by the Marine Turtle Permit holder (in Florida) or other biologist with marine turtle nesting survey experience (outside Florida) that oversaw the relocations.

(b) To document the qualified individual's experience, the applicant shall submit the following information:

1. List of all relocated nests with reason for relocation.
2. List of beach sites that received relocated nests and explanation of how they were chosen.
3. Hatching success data for all relocated nests.
4. Other information that documents experience or training for nest relocation.

(c) Knowledge: The qualified individual must satisfactorily complete a set of standardized comprehensive qualifying examination questions pertaining to marine turtle nest relocation techniques by correctly answering 90% of the questions. Qualified individuals who do not correctly answer 90% of the questions may retake the test after obtaining no less than one month additional field experience.

(6) Duplicate Requests: Upon receipt of multiple applications to conduct nesting surveys on the same designated beach, Commission staff shall consider the following in permit decisions.

(a) The length of time applicants or the qualified individuals conducted nesting surveys in that area and their familiarity with the specific beach.

(b) Ability of the applicants or the qualified individuals to provide the technical information required by a state or federal regulatory permit.

(c) History of compliance of the applicants and the qualified individuals with all reporting requirements.

(d) History of compliance of the applicants and the qualified individuals with all provisions of this chapter and the Handbook.

(e) Consistency in data collection for the Statewide and Index Nesting Beach Surveys.

(7) Regulatory Permit Monitoring: In the event a local, state or federal regulatory permit requires additional marine turtle nesting surveys and conservation activities on a beach that is already a part of either the Statewide or Index Nesting Beach Surveys, Commission staff shall modify the existing Marine Turtle Permit to include any additional survey or

monitoring requirements of the regulatory permit if requested in writing by both the Marine Turtle Permit holder and the regulatory permittee. Otherwise a second authorization to conduct those activities required as conditions of the regulatory permit may be requested pursuant to subsection (1) above.

(a) If a second authorization is issued, only those additional activities not being conducted by the existing permit holder and that are required as conditions of the regulatory permit shall be authorized. All conservation activities such as marking or relocating nests shall be conducted secondary to the Statewide or Index Nesting Beach Surveys and in cooperation with the Marine Turtle Permit Holder authorized to conduct Statewide or Index Nesting Beach Surveys.

(b) Statewide and Index Nesting Beach data shall be submitted to the Commission by the Marine Turtle Permit Holder authorized to conduct Statewide or Index Nesting Beach Surveys.

(8) Conflict of Interest Prohibition: When marine turtle protection or monitoring is required as a condition of any regulatory permit, a Marine Turtle Permit to conduct such monitoring shall only be issued to an independent third party who can obtain appropriate authorization as required by this Chapter. Counties or municipalities with an established marine turtle conservation program, including a permit holder, may conduct monitoring for all local government-sponsored activities such as beach nourishment provided the permit holder meets all requirements of this chapter and the primary responsibility of the permit holder and their program is conservation of marine turtles and not the implementation of other programs such as beach management.

(9) Stranding: To qualify to conduct stranding activities, the applicant's qualified individual shall have documented ten (10) stranded turtles, provide evidence of having attended a Commission stranding workshop within one year prior to application and acknowledge in writing that they have read and understand the protocols in the Handbook for conducting Sea Turtle Salvage Stranding Network (STSSN) activities. Qualified individuals and authorized personnel listed on the permit are expected to complete Commission stranding workshops at least once every two years.

(10) In-water Activities: Prior to conducting in-water protection or research work, the permit holder shall provide evidence of a valid Incidental Take Authorization from the National Oceanographic and Atmospheric Administration.

(11) Scientific Research: To qualify to conduct research with marine turtles, parts thereof, or their nests, applicants must be an individual who must submit a research proposal as outlined in Section 6 of the Handbook, which shall be reviewed and processed as follows.

(a) All research requests shall be reviewed by FWC staff to ensure the requirements of F.S. 379.2431(1), this Chapter, and the Handbook are met. The Commission, using prudent peer review standards, shall consider the following in scientific research permit decisions:

1. The appropriateness of the proposed scientific methodologies,

2. The need for the research,

3. The extent that the project is designed to avoid or minimize negative impacts to marine turtles, and

4. The potential for the research to add to scientific knowledge about marine turtle biology and to promote the recovery of marine turtle populations.

(b) FWC staff shall process requests to conduct scientific research with marine turtles as follows:

1. Requests to modify an existing research project to include methods that are minimally invasive or have negligible impacts or that propose the addition of a technique other than lethal take that the individual is currently approved to utilize in other FWC-authorized research projects will not require external peer review.

2. New research projects or amendments that include a technique that the individual has not been previously authorized to conduct with a particular marine turtle species or requests that include lethal take shall be submitted for external peer review in accordance with this Chapter and the Handbook.

(c) External peer reviewers shall be invited to review proposals based on specific expertise, experience, or publication in the proposed methodology, procedure, species, or issue being investigated. External peer review shall proceed as follows:

1. Complete copies of research proposals that meet the requirements in the Handbook shall be sent to as many as five peer reviewers along with copies of relevant documents such as the primary investigator's curriculum vitae.

2. External peer reviewers shall be asked to comment on research objectives, methodology, study duration, potential for impacts to the experimental animals, investigator's experience in the proposed technique, and the potential for the research to add to scientific knowledge about marine turtle biology and to promote the recovery of marine turtle populations.

3. External peer reviewers shall be asked to identify any potential conflicts of interest they may have with the proposed research or individual proposing it.

(d) The Commission may seek additional information from the individual applicant based on the peer review and provide recommendations for consideration.

(e) The Commission will impose restrictions on the permit or deny the application when necessary based on the above assessments.

(f) The Commission shall provide the individual applicant a copy of the Commission's draft permit for review and comment prior to permit issuance provided that agency final action can occur within the required statutory time clocks. The Commission will consider requests by the individual to modify proposed conditions or restrictions if the requested changes are consistent with Florida Statute 379.2431 (1) and the modification can be completed within the required statutory timeclocks.

(12) Captive Facilities: To qualify to hold or to rehabilitate marine turtles for a conservation purpose or for education, applicants with ownership or control over property that maintains adequate equipment to safely hold and care for marine turtles for the purposes of the permitted activity and that meet the requirements of this Chapter and Section 4 of the Handbook must do the following:

(a) Applicants requesting a permit to hold marine turtles for rehabilitation or education shall identify a principal officer and provide documentation of at least one qualified individual who will be responsible for the care and treatment of marine turtles in accordance with subsection (2) (b) above. The following documentation of experience shall be submitted to the Commission and be subject to approval upon initial application and upon each instance of an application for amendment to change the qualified individual.

1. The qualified individual responsible for the care and treatment of marine turtles shall have no less than one (1) year with 1000 hours experience in the direct care, feeding, handling, and husbandry of marine turtles. Applicants shall submit a notarized statement describing each qualified individual's specific experience, the date, and the specific location(s) where acquired.

2. Applicants shall provide two (2) references from individuals having personal knowledge of the qualified individual's experience in the husbandry and care of marine turtles. These references may include members of a professional organization or governmental institution such as universities, public agencies, zoological associations, herpetological societies and veterinarians. At least one reference must have specific experience holding marine turtles in captivity. Personnel supervised by the applicant or the qualified individual may not be used as a reference. Complete addresses, telephone numbers, and e-mail addresses should be provided for each reference.

3. The applicant shall provide documentation that each qualified individual has agreed to provide care for the marine turtles to be housed in association with the application.

4. Each qualified individual shall be listed on the permit and, in conjunction with the veterinarians providing care, shall be responsible for all decisions related to holding, care,

display, and public or media interaction with captive marine turtles.

(b) Veterinary care shall be provided by facilities holding or rehabilitating marine turtles. Veterinarians providing marine turtle care shall have expertise with marine turtles as outlined in this Chapter and Section 4 in the Handbook. The applicant shall identify at least two veterinarians who will provide the care at the facility and include documentation of each veterinarian's experience with the application. The veterinarians identified in the application shall be listed on the Marine Turtle Permit.

1. The applicant shall provide references from practicing marine turtle rehabilitation veterinarians having personal knowledge of each proposed veterinarian's clinical proficiency in marine turtle rehabilitation, records of prior permits for the keeping of captive marine turtles, employment records, and any other competent documentation of the requisite experience to document proficiency with marine turtle care and treatment.

2. The applicant shall provide documentation that the veterinarians have agreed to provide veterinary care for marine turtles to be housed in association with the application.

3. The applicant shall provide a copy of a valid State of Florida veterinary license (Ch. 474 F.S.) and U.S. Drug Enforcement Administration (DEA) Controlled Substance Registration Certificate for each proposed veterinarian. If one of the veterinarians holds a DEA Certificate for the facility's address and the appropriate controlled drugs are stored in accordance with federal regulations on site for use by all veterinarians, than only one DEA Certificate is required. If controlled substances are not going to be stored on-site under a DEA Certificate for that site, than all attending veterinarians must have DEA Certificates.

(c) All facilities making application to hold or to rehabilitate marine turtles are subject to inspection by Commission personnel before issuance of a permit and on a periodic basis for the duration of the permit, if issued.

1. All systems and exhibits proposed to house marine turtles must be in place and fully operational for a minimum of two (2) weeks prior to inspection, including but not limited to: structures, water source, water treatment and filtration systems, lighting, security, food storage, food preparation area(s), medical treatment areas and equipment, and educational signage.

2. The facility shall submit documentation that all water quality parameters identified in the Handbook have been met during that period.

3. The initial inspection must occur no sooner than two (2) weeks after the facility is completely operational.

(d) Rehabilitated marine turtles shall be released as soon as they are fit for survival in the wild. The determination of

fitness shall be made by the attending veterinarian in consultation with Commission personnel. All releases shall be coordinated in advance with Commission personnel.

(e) All facilities holding live marine turtles shall complete monthly reporting forms supplied by the Commission and submit them quarterly. Report forms require information on the status of captive marine turtles, acquisitions, deaths, releases and water quality and may be modified periodically. Failure to provide timely reports shall be grounds for the Commission to revoke current permits and to deny future applications for authorization. The Marine Turtle Holding Facility Quarterly Report (FWC Form CAP-1, effective 4/16) is hereby incorporated by reference and is available at <https://www.flrules.org/gateway/reference.asp?NO=Ref>, or by contacting MTP@MyFWC.com.

(f) Marine turtles shall not be held for rehabilitation (whether or not the marine turtles are publicly displayed) in conditions detrimental to the turtle, as determined during a site inspection by Commission staff.

(g) Limited educational displays of marine turtles of a threatened species shall be authorized when consistent with the Handbook.

(h) Endangered marine turtles may be held on display in the event that they have been deemed non-releasable as a result of injuries that would preclude their ability to survive in the natural habitat, are of an unknown or non-Florida origin, or were acquired prior to the enactment of the Federal Endangered Species Act of 1973 (16 U.S.C. § 1531 *et. seq.*).

(i) The applicant shall install interpretive signs regarding marine turtle conservation at the educational exhibit of marine turtles. The scientific content of such signs shall be submitted for approval by Commission staff prior to installation to mtp@myfwc.com or to the Tequesta Field Laboratory at the address in subsection (1) above. Commission staff will review the sign within thirty (30) days to determine if the information is accurate and will inform and instruct the public in the biology, habitat, or conservation needs of marine turtles. An approved sign must remain in place while captive or educational turtles are on display at the facility.

(j) All facilities or individuals involved in the rehabilitation of marine turtles shall obtain and maintain a current authorization for euthanasia of threatened and endangered marine turtles from the U.S. Fish and Wildlife Service.

(13) Possession of Permit: A marine turtle conservation permit, loan agreement, or consent permit issued by the Commission must be in the possession of the named Marine Turtle Permit holder, qualified individual and authorized personnel at all times during conduct of authorized activities.

(14) Marine Turtle Conservation Handbook: The Commission Marine Turtle Conservation Handbook (effective

4/16) related to nesting surveys, nest relocation, release, and other management or conservation activities is hereby incorporated by reference and is available at the address listed in subsection (1) above and online at <https://www.flrules.org/gateway/reference.asp?NO=> Ref-

(a) The requirements in the Handbook shall be considered conditions of any permit issued.

(b) The failure of the permit holder, principal officer, qualified individual or any authorized personnel listed on the permit to follow the requirements included in the Handbook shall be grounds for the Commission to revoke any current permit or to deny future applications for authorization subject to subsection 68-1.010, F.A.C.

(c) The permit holder, principal officer, and lead qualified individual are responsible for transmitting the Handbook to all authorized personnel listed on the permit. Failure to properly distribute the Handbook and to supervise the activities of authorized personnel listed on the permit shall be grounds for the Commission to revoke current permits and to deny future applications for authorization.

(15) Additional Permits Required: Permits for scientific research issued under this chapter are not valid in state, federal, or local parks, monuments, sanctuaries or preserves without additional permits or concurrence from the appropriate management unit.

(16) Permit Duration: Permits shall be valid for one to two years as follows:

(a) Existing permit holders who have met all reporting deadlines and who are in compliance with all requirements in their permits, this Chapter, and the Handbook, if approved, may be approved for two (2) years.

(b) Applicants who have not previously held a Marine Turtle Permit for the requested conservation, education or research activity, who have not met all reporting deadlines timely, or who have not complied fully with permit conditions, this Chapter or the Handbook, if approved, shall only be approved for one (1) year.

(c) All reports and information required in this Chapter or the Handbook must be submitted as specified in the permit, this Chapter and the Handbook and accepted as complete by agency staff.

(17) Transferability: Permits are non-transferable and shall be issued to a single applicant acting as the permit holder.

(18) Authorized personnel: The Commission shall allow up to twenty-four authorized personnel to conduct the marine turtle conservation work under the supervision and request of the permit holder or lead qualified individual. The permit shall not exceed twenty-six listed names.

(a) The Commission shall allow additional personnel

under a consent permit when requested by the permit holder provided these individuals are not directly involved in data collection, nesting surveys, or in direct contact with a marine turtle, nest, or hatchlings unless specifically approved by Commission staff. The request must list each additional individual, their address and phone number, specify the activity in which they will participate, and describe the training provided for that activity.

(b) Permits shall include all authorized personnel, each of which must be named on the permit prior to field work. The permit holder and other individuals listed on the permit shall have the permit or a copy thereof upon their person while conducting work with marine turtles, their nests, hatchlings or turtle parts. No non-authorized personnel may participate in permitted activities.

(19) Permit Renewal: Renewal of existing Marine Turtle Permits shall occur as follows:

(a) All renewal requests, forms, and reports required pursuant to this Chapter shall be submitted to the Commission through the online permit portal or to the Tequesta office approximately two months prior to the expiration of the existing permit.

(b) Permit renewals shall be based upon satisfactory compliance with this Chapter, the conditions of the existing permit, receipt of all reports for authorized activities, compliance with the Handbook for authorized activities, the need for a specific activity, and response to Commission staff upon request for information related to authorized activities.

Rulemaking Authority 379.244(2), 379.2431(1) FS. Law Implemented 379.244(2), 379.2431(1) FS. History—New 2-11-81, Amended 8-6-81, Formerly 16B-40.04, 16B-40.004, 16R-1.004, 62R-1.004, Amended 7-1-04, 12-9-07, 3-24-13, 7-20-14,_____.

68E-1.0041 Authorizations for Marine Turtle Research, Conservation, and Educational Activities.

(1) Conservation Permits - Activities that require a conservation permit include, but are not limited to, any actions associated with a living or stranded marine turtle, its nest, or hatchlings such as:

(a) Any research or conservation activities; or

(b) Any educational activities, including, but not limited to, educational displays or public awareness walks.

(c) Hatcheries shall not be approved unless authorized in an incidental take authorization from the U.S. Fish and Wildlife Service.

(2) Loan Agreement - Activities involving use of any dead marine turtle or parts thereof shall be authorized by a loan agreement. Authorization For Loan of Marine Turtle Specimens (FWC Form ST-LA, effective 12/07) is hereby incorporated by reference and is available at

[https://www.flrules.org/gateway/reference.asp?NO=_____ Ref-_____or by contacting MTP@MyFWC.com](https://www.flrules.org/gateway/reference.asp?NO=_____Ref-_____or by contacting MTP@MyFWC.com)

(3) **Consent Permit** - The following activities shall be authorized by a consent permit:

(a) Transfer of marine turtles, or parts thereof, to or from permit holders into or out of the state of Florida;

(b) Limited consumptive use of marine turtle parts for research;

(c) One-time events or minor activities that are not of a sufficient magnitude to require a conservation permit or a modification to an existing conservation permit;

(d) Actions undertaken in response to an emergency officially designated by the appropriate officials of the state of Florida; or

(e) Actions that are a result of short term collaboration with Commission staff, such as directed research or management activities.

Rulemaking Authority 379.2431(1), 379.244 FS. Law Implemented 379.2431(1), 379.244(2) FS. History—New 12-9-07, Amended _____.

68E-1.005 Suspensions and Revocation.

(1) Non-compliance with permits issued under the provisions of this chapter is subject to the following actions:

(a) For all one year permits, failure to fulfill reporting requirements or respond to other information requests shall constitute a minor violation of this rule. Such a violation shall cause the Commission to issue a notice of noncompliance to the permittee, and issuance of subsequent year permits shall not proceed until the permittee fulfills all such requirements.

(b) For all two year permits, failure to fulfill reporting requirements or respond to other information requests shall cause the Commission to issue a notice of noncompliance to the permittee. Failure to come into compliance in a timely manner shall subject the permittee to suspension or revocation.

(c)(b) Permittee shall be subject to permit suspension or revocation by the Commission if it finds that the permit holder or qualified individual has violated this chapter, Chapter 379, F.S., Titles 68 or 46, F.A.C., state or federal wildlife protection acts or codes, submitted false information in the application, has deviated significantly from the approved activity, or has violated conditions under which the permit was originally issued.

(2) Permits issued under this chapter are subject to the provisions of Rule 68-1.010, F.A.C.

Rulemaking Authority 379.2431(1), 379.244(2) FS. Law Implemented 379.2431(1), 379.244(2) FS. History—New 2-11-81, Formerly 16B-40.05, 16B-40.005, 16R-1.005, 62R-1.005, Amended 12-9-07, 3-24-13, _____.

68E-1.0061 Additional Special Requirements for Any and All Marine Turtles

Rulemaking Authority 379.2431, 379.244, 379.407 FS. Law Implemented 379.2431, 379.244, 379.407 FS. History—New 2-11-81, Formerly 16B-40.061, 16B-40.0061, 16R-1.0061, 62R-1.0061, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas Eason, Director of the Division of Habitat and Species Conservation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioners of the Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 18, 2015

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-46.0165	Submission of the Application for a Water-Based Fire Protection Inspector Permit
69A-46.017	Required Continuing Education
69A-46.030	Definitions
69A-46.035	Standards of the National Fire Protection Association to be Complied With
69A-46.040	Installation Requirements for Automatic Sprinkler Systems Employing Water as the Extinguishing Agent
69A-46.041	Inspection Requirements for Fire Protection Systems

PURPOSE AND EFFECT: The proposed rules update Rule Chapter 69A-46, F.A.C., on qualifying and continuing education requirements associated with the maintenance of a Water-Based Fire Protection Inspector Permit and provide for equivalent certifications. The proposed rules also provide that a contractor’s “authorized agent” may complete and sign test and inspection certificates. The proposed rules newly define various components of water and foam spray systems and adopt NFPA 25 standards regarding the frequency intervals for inspections of such systems. The proposed rules also provide updated guidelines on the attachment of color-coded testing and inspection tags, revise existing forms, and delete unnecessary and obsolete references.

SUMMARY: The proposed rules address qualification and certification criteria relating to Water-Based Fire Protection Inspector Permits, adopt NFPA 25 standards for system inspections and the attachment of inspection tags, and define certain components of water and foam spray systems.

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 Department’s Division of State Fire Marshal conducted an analysis of the proposed rules potential economic impact and regulatory costs and determined that none of the proposed rules exceed any of the criteria established in subsection 120.541(1), F.S., and, as a result, will not require legislative ratification pursuant to subsection 120.541(3), 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: 633.104, 633.318(11), FS.
LAW IMPLEMENTED: 553.79(6), 633.102, 633.104, 633.306, 633.308, 633.312, 633.318(4), (8), (10), (11), 633.332(4), 633.334, 633.338, 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: Tuesday, May 31, 2016, 2:00 p.m.

PLACE: 3rd Floor Conference Room, The Atrium Building, 325 John Knox Road, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Keith McCarthy, telephone: (850)413-3624, email: Keith.McCarthy@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Keith McCarthy, Safety Program Manager, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services; address: 200 East Gaines Street, Tallahassee, Florida 32399-0342, telephone: (850)413-3624, email: Keith.McCarthy@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

CHAPTER 69A-46 FIRE PROTECTION SYSTEM CONTRACTORS AND SYSTEMS

69A-46.0165 Submission of the Application for a Water-Based Fire Protection Inspector Permit.

- (1) through (2) No change.
- (3) The application shall be accompanied by a fee as prescribed in ~~subsection Section~~ 633.132(1), F.S.
- (4) through (7) No change.
- (8) A Water-Based Fire Protection Inspector permittee must qualify and maintain a NICET Level II or equivalent certification in a subfield of Inspection and Testing of Water-Based Systems as a condition to renewal of the permit.

(9) through (11) No change.
Rulemaking Authority 633.104, 633.318(11) FS. Law Implemented 633.318(4), (8), (10), (11), 633.332(4) FS. History—New 5-18-08, Amended 9-25-12,_____.

69A-46.017 Required Continuing Education.

- (1) through (5) No change.
- (6) The number of contact hours assigned to any course shall be determined by the Regulatory Licensing Section based on the course content and length of the course.
- (a) through (e) No change.
- (f) Examples of courses which will be approved if the criteria and procedures of this rule are met:

- 1. Florida Fire Sprinkler Association training and seminars meeting;
- 2. American Fire Sprinkler Association trainings and seminars meeting;
- 3. NFPA ~~meetings and~~ seminars and;
- 4. No change.
- (g) through (j) No change.
- (7) through (9) No change.

~~(10) Effective July 1, 2005, a Water Based Fire Protection Inspector shall complete 8 hours of approved continuing education in compliance with Section 633.332, F.S., which are preparatory curriculum for NICET II certification and shall support the general and special work elements for NICET II certification. An additional 16 hours of continuing education must be completed between July 1, 2006 and June 30, 2008.~~

~~(10)(44)~~ A Water-Based Fire Protection Inspector shall complete 16 hours of approved continuing education coursework in compliance with Section 633.332, F.S., within each biennial license period.

Rulemaking Authority 633.104 FS. Law Implemented 633.318, 633.332 FS. History—New 10-2-96, Amended 6-18-97, 6-8-98, 11-21-01, Formerly 4A-46.017, Amended 5-18-08,_____.

69A-46.030 Definitions.

- (1) The For purposes of this part, the definitions provided in Section 633.102, F.S., Rule 69A 46.005, F.A.C., shall also apply to this rule chapter have the same meaning as in Part I.

~~(2) In addition, the following term shall have the following meaning: "Registered Professional professional Engineer engineer," shall mean aAn individual who is registered to engage in the practice of engineering as prescribed in Chapter 471, F.S.~~

~~(3) Deficiency. For the purposes of inspection, testing, and maintenance of a water-based fire protection system, a condition that will or has the potential to adversely impact the performance of a system or portion thereof but does not rise to the level of an impairment.~~

~~(a) Critical Deficiency. A deficiency that, if not corrected, can have a material effect on the ability of the fire protection system or unit to function as intended in a fire event. NFPA 25, as adopted in Rule Chapter 69A-3, F.A.C., shall be utilized to determine if a system condition finding is considered a critical deficiency. In addition, not performing required field service testing of sprinklers shall be considered a critical deficiency.~~

~~(b) Noncritical Deficiency. A deficiency that does not have a material effect on the ability of the fire protection system or unit to function in a fire event, but correction is needed to meet the requirements of the standard or for the proper inspection, testing, and maintenance of the system or unit. NFPA 25, as adopted in Rule Chapter 69A-3, F.A.C., shall be utilized to determine if a system condition finding is considered a noncritical deficiency. In addition, failure to perform required 3 and 5 year testing requirements shall be considered a noncritical deficiency.~~

~~(4) Impairment. A condition in a fire protection system or unit or portion thereof that may result in the fire protection system or unit not functioning in a fire event. NFPA 25, as adopted in Rule Chapter 69A-3, F.A.C., shall be utilized to determine if a system condition finding is considered an impairment.~~

~~Rulemaking Authority 633.104 FS. Law Implemented 633.102 FS. History—New 12-21-88, Amended 8-1-90, Formerly 4A-46.030, Amended _____.~~

69A-46.035 Standards of the National Fire Protection Association to be Complied With.

The standards of the National Fire Protection Association, which are adopted in Rule Chapter 69A-3, F.A.C., including the editions as adopted therein, shall be complied with by all those holding certificates of competency as fire protection system contractors pursuant to the provisions of Chapter 633, F.S.:

~~(1) NFPA 11, Standard for Low Expansion Foam.~~

~~(2) NFPA 11A, Standard for Medium and High Expansion Foam.~~

~~(3) NFPA 12, Standard on Carbon Dioxide Extinguishing Systems.~~

~~(4) NFPA 12A, Standard on Halon 1301 Fire Extinguishing Systems.~~

~~(5) NFPA 13, Standard for the Installation of Sprinkler Systems.~~

~~(6) NFPA 13D, Standard for the Installation of Sprinkler Systems in One and Two Family Dwellings and Manufactured Homes.~~

~~(7) NFPA 14, Standard for the Installation of Standpipe and Hose Systems.~~

~~(8) NFPA 15, Standard for Water Spray Fixed Systems for Fire Protection.~~

~~(9) NFPA 16, Standard for the Installation of Foam Water Sprinkler Systems and Foam Water Spray Systems.~~

~~(10) NFPA 17, Standard for Dry Chemical Extinguishing Systems.~~

~~(11) NFPA 17A, Standard on Wet Chemical Extinguishing Systems.~~

~~(12) NFPA 20, Standard for the Installation of Centrifugal Fire Pumps.~~

~~(13) NFPA 22, Standard for Water Tanks for Private Fire Protection.~~

~~(14) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances.~~

~~(15) NFPA 72, National Fire Alarm Code.~~

~~(16) NFPA 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Section 7-2.2 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.~~

~~(17) NFPA 214, Standard for Water Cooling Towers.~~

~~(18) NFPA 231D, Standard for Storage of Rubber Tires.~~

~~(19) NFPA 232, Standard for Protection of Records.~~

~~(20) NFPA 409, Standard on Aircraft Hangars.~~

~~(21) NFPA 13R, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including four Stories in Height.~~

~~(22) NFPA 25, Standard for the inspection, testing, and maintenance of Water based Fire Protection Systems, except that quarterly flow tests will be required for those systems supplied by a municipal water supply.~~

~~(23) NFPA 2001, Standard on Clean Agent Fire Extinguishing Systems.~~

~~(24) NFPA 230, Standard on Fire Protection of Storage.~~
 Rulemaking Authority 633.104 FS. Law Implemented 633.104, 633.306, 633.312 FS. History—New 12-21-88, Amended 7-19-89, 8-1-90, 10-20-93, 10-2-96, 6-8-98, 11-21-01, Formerly 4A-46.035, Amended _____.

69A-46.040 Installation Requirements for Automatic Sprinkler Systems Employing Water as the Extinguishing Agent.

(1) Fire protection system contractors installing an automatic sprinkler system employing water as the extinguishing agent shall supervise and be responsible for the complete system in accordance with the provisions of Section 633.334, F.S. The contractor shall be responsible ~~for~~ installing the complete system in compliance with the National Fire Protection Association (NFPA) standards adopted ~~in pursuant to~~ Rule Chapter 69A-3, F.A.C., except that if a contractor installs only the underground portion of the system from the point of service to the aboveground connection flange, in compliance with ~~subsection Section~~ 633.334(3), F.S., ~~the contractor he or she~~ shall be responsible for only that portion of the system, and the ~~contractor Contractor~~ installing the remaining portion shall be responsible for the system from the point of connection to the underground throughout the remainder of the system.

(2) The complete system begins at the point-of-service as defined in ~~subsection Section~~ 633.102(24), F.S., and ends at the most remote head inside the facility.

(3) through (5) No change.

(6) The contractor whose name appears on the application for the building permit shall be responsible for the acceptance tests ~~which are~~ required in NFPA 13, as adopted in Rule Chapter 69A-3, F.A.C. The contractor or authorized agent shall complete all portions of the Contractor's Material and Test Certificate(s) that are related to the system being tested. The contractor or authorized agent shall sign and date the test certificates. In cases where there is no building permit, the contractor that supervised the installation shall be responsible for the performance of these duties.

(7) No change.

(8) Upon successful completion of acceptance tests, newly installed fire protection systems shall not require a tag until the first inspection occurs in accordance with ~~The contractor shall complete and attach to the system a tag as described in~~ Rule 69A-46.041, F.A.C.

Rulemaking Authority 633.104 FS. Law Implemented 553.79(6), 633.306, 633.334, 633.338 FS. History—New 12-21-88, Amended 8-1-90, 10-20-93, 11-21-01, Formerly 4A-46.040, Amended 5-18-08, Amended _____.

69A-46.041 Inspection Requirements for Fire Protection Systems.

(1) A Fire Protection Contractor, contracting to perform inspecting, testing, and maintenance service on a fire protection system shall comply with the requirements of Chapter 633, F.S., and the applicable NFPA 25, Inspection, Testing and Maintenance (ITM) standards, as adopted in Rule Chapter 69A-3, F.A.C. When an inspection/test is required to be performed at a specified frequency, up to and including annually, by NFPA 25, all inspection/tests required more frequently than the specified frequency are also required to be

performed, e.g., performance of an annual inspection/test would include the inspection/test required on a daily, weekly, monthly, quarterly and semi-annual frequency.

(2) Each system that has been inspected, tested, or maintained by a fire protection contractor, or his or her permitted Water-Based Fire Protection Inspector, shall have a record tag of durable and weather resistant material placed on the ~~system's main water control valve riser~~.

(a) For sprinkler systems, including water spray fixed systems and foam-water sprinkler systems, the main water control valve shall be defined as the valve upstream of the water flow alarm device that controls the entire system.

(b) For standpipe system risers or combination standpipes in a single building, one record tag can be located for all such systems at the main water control valve at the base of the standpipe that is supplying water to all such systems.

(c) For private fire service mains, the main water control valve shall be the first indicating gate valve downstream of the connection to the water source.

(d) Each fire hydrant on a private fire service main shall have a record tag affixed to the hydrant in a manner not to impede operation of the hydrant.

(e) For fire pumps, the main water control valve is defined as the first indicating gate valve downstream of the connection to the water prior to the pump. For multiple fire pumps, one record tag shall be placed at each indicating gate valve prior to each individual fire pump.

(f) For water storage tanks, the main water control valve is defined as the tank discharge valve. For multiple water storage tanks one record tag shall be placed at each tank discharge valve.

(g) For water mist systems, the main water control valve is defined as the first control valve upstream of the water mist system. For multiple water mist systems, one record tag shall be placed at each control valve upstream of each individual system.

(3) Inspection Tags.

(a) After inspection and testing, an inspection tag shall be completed indicating all work that has been done and then attached to the ~~system's main water control valve system riser~~ in such a position as to permit convenient inspection and not hamper activation or operation. A new inspection tag shall be attached to the ~~system's main water control valve system riser~~ each time an inspection and test service is performed.

(b) No change.

(c) Inspection tags shall bear the following information in an ~~easy-to-easily~~ read format:

1. through 8. No change.

9. The reverse of the ~~Red or Yellow non-compliant~~ tag shall include at least four separate boxes for the listing of repair work as follows:

a. through e. No change.

(d) through (e) No change.

(f) Compliance and Non-compliance Tags that are greater than 1 year old shall be removed from the system except those tags used for 3 and 5 year inspection/tests. The Compliance and Non-compliance Tags shall remain on the system until replaced with the next three 3 or five 5 year inspection/test tag. Water Based Fire Protection Inspectors shall not remove Compliance and Non-compliance Tags from the system when the tags are less than 1 year old.

(g) A fire protection system that has been repaired to correct a noted deficiency or impairment documented during an inspection and test service shall not be required to be reinspected by a Water Based Fire Protection Inspector until the next inspection and test scheduled in accordance with NFPA 25. The repair shall be documented on the reverse side of the Red or Yellow tag and a retagging of the system shall not be required.

(4) Compliance and Noncompliance Tag.

(a) If a fire protection system is found to be in compliance with the applicable NFPA ITM standards, a GREEN Compliance Tag shall be attached to ~~either the main riser or~~ main water control valve in such a manner as to be plainly visible and not more than 60 inches above the finished floor. Green tags shall not be placed on a system if deficiencies or impairments still exist from a previous inspection.

(b) If a fire protection system is found to have noncritical deficiencies and is not in compliance with the applicable NFPA ITM standards, a completed YELLOW ~~RED~~ Non-compliance Tag shall be attached to the main water control valve of the system to indicate that corrective action is necessary. ~~The If the system is operational but not in compliance with the applicable NFPA standards, the building owner or authorized representative and occupant shall be notified by copy of the NFPA 25 inspection report within 30 days of the inspection. If the building owner or authorized representative has not contracted with the inspecting contractor so that the noncritical deficiencies are corrected within 90 days from the date of the inspection, or the inspecting contractor has not received confirmation from the building owner or authorized representative that the corrections have been performed by another licensed contractor, the inspecting contractor shall notify the authority having jurisdiction. If the system is not operational, the contractor or inspector shall notify the building owner or authorized representative, the occupant, and the authority having jurisdiction within 24 hours of the time of the inspection.~~

(c) If the system has critical deficiencies or is found to be impaired, a completed RED Non-Compliance Tag shall be attached to the main water control valve of the system, and the

contractor or inspector shall notify the building owner or authorized representative within 24 hours of the time of the inspection. If the building owner or authorized representative has not contracted with the inspecting contractor so that the critical deficiencies are corrected within 30 days from the date of the inspection, or the inspecting contractor has not received confirmation from the building owner or authorized representative that the corrections have been performed by another licensed contractor, the inspecting contractor shall notify the authority having jurisdiction. If a system is found to be impaired, the inspecting contractor shall notify the authority having jurisdiction within 72 hours of the time of the inspection if the impairment has not been corrected within 72 hours of the finding.

(d) If a system is found to have noncritical deficiencies or critical deficiencies, and the building tenant(s) is different from the building owner, the building owner shall notify the tenant(s) within 30 days of receipt of the NFPA 25 inspection report.

(e) If a system is found to have impairments, and the building tenant(s) is different from the building owner, the building owner shall notify the tenant(s) within 72 hours of receiving notification of the impairment.

(5) The contractor shall maintain all records of any fire protection system having been inspected, serviced, and maintained as per the applicable NFPA ITM standards. Inspection reports shall be maintained by the contractor for at least 10 years.

(6) These records shall be made available to the State Fire Marshal upon request in the records storage format utilized by the contractor.

(7) The inspection report shall be provided to the local Authority Having Jurisdiction (AHJ) in a format mutually determined by the contractor and the AHJ. No other records storage format or transmission method shall be required other than what is required in this rule or NFPA 25, as adopted in Rule Chapter 69A-3, F.A.C.

~~(8)(7)~~ The contractor or his or her permitted Water-Based Fire Protection Inspector shall complete ~~in detail~~ the inspection reports as required in NFPA 25, as adopted in Rule Chapter 69A-3, F.A.C., that outlines all points of the inspection, test, and maintenance as required by the applicable NFPA ITM standards. A copy of the inspection report shall be provided to the owner at the completion of each inspection performed.

~~(9)(8)~~ No change.

~~(10)(9)~~ Pursuant to the provisions of Section 633.312, F.S., it is the owner's responsibility to maintain the fire protection system and notify the tenant(s) of deficiencies and impairments in accordance with this rule. Affixing an

inspection tag as required herein does not ~~eliminate~~ ~~invalidate~~ responsibility, nor shall a transfer of risk be construed.

(11) A contractor or licensee that performs ITM services in accordance with the applicable NFPA ITM standards and this rule shall be deemed to have performed to the required standard of care in performing such services.

Rulemaking Authority 633.104 FS. Law Implemented 633.306, 633.308, 633.312, 633.338 FS. History--New 10-20-93, Amended 11-21-01, Formerly 4A-46.041, Amended 5-18-08, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Keith McCarthy, Safety Program Manager, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 3, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 18, 2016

Section III

Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-1.057 Telemedicine

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 51, March 15, 2016 issue of the Florida Administrative Register.

59G-1.057: Telemedicine

(1) No change.

(2) Definition. Telemedicine – The practice of health care delivery by a practitioner who is located at a site other than the site where a recipient is located for the purposes of evaluation, diagnosis, or ~~recommendation~~ of treatment.

(3) through (5) No change.

(6) Reimbursement. The following applies to practitioners rendering services in using the fee-for-service delivery system:

(a) No change.

(b) Providers must include modifier GT on the CMS-1500 claim form, incorporated by reference in Rule 59G-4.001, Florida Administrative Code.

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-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on May 03, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, 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 Jacqueline Fried Chicken located in Miami. 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-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 28, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Elevator World, Inc., Mobile, AL. Petitioner seeks an emergency variance of the requirements of paragraph 61C-5.0085(6)(c), Florida Administrative Code, that requires the CE course provider to include the course ID number in any advertising, syllabus, and course materials. 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 (VW2016-102).

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

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on May 3, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from Corn Cup located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and to share the dishwashing area with another food service establishment.

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-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on May 4, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Fast Acai located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to

transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and three-compartment sinks.

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 May 4, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, 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 Catered Creations located in Melbourne. 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

Board of Architecture and Interior Design

RULE NO.: RULE TITLE:

61G1-14.001 Examination Designated, General Requirements

NOTICE IS HEREBY GIVEN that on April 28, 2016, the Board of Architecture and Interior Design, received a petition for variance or waiver filed by Leopold Paul Zajfen. The petitioner is seeking a permanent variance or waiver of Rule 61G1-14.001, Florida Administrative Code, (implementing Section 481.209, F.S.) which requires that applicants for licensure by examination shall take and pass the examination

prepared and administered by the National Council of Architectural Registration Boards (NCARB).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Thomas Campbell, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0783. Comments on this petition should be filed with the Board of Architecture and Interior Design within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on April 28, 2016, the Board of Accountancy, received a petition for variance or waiver filed by Dobrina Ivanova Mileva, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

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

DATE AND TIME: May 24, 2015, 5:30 p.m. – 6:30 p.m., ET

PLACE: Conference call 1(888)670-3525 passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: FRC By-Laws Review Committee. Purpose will be to review and make recommendations to update the FRC By-Laws.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

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

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

DEPARTMENT OF EDUCATION

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

DATE AND TIME: June 1, 2016, 10:00 a.m. – 11:00 a.m., ET

PLACE: Conference call 1(888)670-3525 passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Executive Committee General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF EDUCATION

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

DATE AND TIME: June 9, 2016, 9:00 a.m. – 10:00 a.m., ET

PLACE: Conference call 1(888)670-3525, passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Evaluation Committee General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF EDUCATION

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

DATE AND TIME: May 17, 2016, 2:30 p.m. – 4:30 p.m., ET

PLACE: Conference call 1(888)670-3525, passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Full Council Strategic Planning CC.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF EDUCATION

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

DATE AND TIME: June 22, 2016, 10:30 a.m. – 12:30 p.m., ET

PLACE: Conference call 1(888)670-3525, passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Public Awareness Committee General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF EDUCATION

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

DATE AND TIME: June 21, 2016, 2:30 p.m. – 4:30 p.m., ET

PLACE: Conference call 1(888)670-3525, passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Planning/Coordination Committee General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF EDUCATION

Education Practices Commission

The Education Practices Commission announces a hearing to which all persons are invited.

DATES AND TIMES: May 19, 2016, 9:00 a.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin; May 19, 2016, 2:00 p.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin; May 20, 2016, 10:00 a.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin

PLACE: 1st District Court of Appeal, 2000 Drayton Drive, Tallahassee, Florida 32399, (850) 245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Gretchen Kelley Brantley at (850)245-0455.

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: Gretchen Kelley Brantley at (850)245-0455. 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: Lisa Forbess or Gretchen Kelley Brantley at (850)245-0455.

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, May 20, 2016, 9:00 a.m.

PLACE: The Wilson Music Building on the Campus of the Florida School for the Deaf and the Blind. All visitor who would like to attend must enter campus through the Genoply Street Gate and Check in with our Police Services. You will be asked to present a state issue ID to gain entrance onto our campus.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Matters that pertain to the day to day business of the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Cynthia Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett. Contact information is as follows: bruecknerc@fsdb.k12.fl.us or (904)827-2210.

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: American Sign Language Interpreters will be available for this meeting, however, if you require addition assistance please contact, Cynthia Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett. Contact information is as follows: bruecknerc@fsdb.k12.fl.us or (904)827-2210. 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: Cynthia Brueckner, Executive Assistant to the President, Dr. Jeanne Prickett. Contact information is as follows: bruecknerc@fsdb.k12.fl.us or (904)827-2210.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

The Criminal Justice Standards and Training Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 14, 2016, 10:00 a.m.

PLACE: Valencia College, Criminal Justice Institute Auditorium Room 100, 8600 Valencia College Lane, Orlando, FL 32825

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting will be held to determine whether or not probable cause exists to pursue disciplinary action against the

certification of sworn correctional, law enforcement, or correctional probation officers.

A copy of the agenda may be obtained by contacting: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@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 5 days before the workshop/meeting by contacting: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@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: Anjani Torres at (850)410-8625 or by e-mail at AnjaniTorres@fdle.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2016, 4:30 p.m. – 6:30 p.m.

PLACE: FDOT Urban Office Training Facility, 2198 Edison Ave., Jacksonville, FL 32204

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting is being held to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of Financial Project ID Number 434300-1, otherwise known as the SR 13 (San Jose/Hendricks Ave.) resurfacing and safety improvements project from Cornell Road to San Marco Blvd. The meeting begins with an Open House from 4:30 p.m. to 6:30 p.m. Drop by any time to review project displays and talk with Department staff. A comment period will follow the Open House. There is no presentation.

Public participation is sought without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874.

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: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967, extension 7873. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: May 23, 2016, 6:00 p.m.

PLACE: City of Hollywood Commission Chambers, Room 219, 2600 Hollywood Blvd., Hollywood, Florida 33020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Johnson Street Complete Streets Project.

This project is part of a larger \$100 million investment from the Broward Metropolitan Planning Organization (MPO) to provide bicycle, pedestrian, and public transportation access throughout the Broward region.

A copy of the agenda may be obtained by contacting: James Ford, (954)777-4434.

For more information, you may contact: James Ford, (954)777-4434.

EXECUTIVE OFFICE OF THE GOVERNOR

RULE NO.: 27-10.001
 RULE TITLE: Direct Support Organization Function, Bylaws And Services Contract

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 18, 2016, 1:15pm

PLACE: Telephone conference: 1(888)670-3525, pass code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business

A copy of the agenda may be obtained by contacting: Aly Simons at (850)414-7400

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: Aly Simons at (850)414-7400. 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: Aly Simons at (850)414-7400

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

The West Florida Regional Planning Council and the Bay Area Resource Council (BARC) announces a public meeting to which all persons are invited.

DATE AND TIME: May 17, 2016, 3:30 p.m.

PLACE: West Florida Regional Planning Council

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the committee.

A copy of the agenda may be obtained by contacting: Traci Goodhart at traci.goodhart@wfrpc.org, (850)332-7976, Ext. 222 or toll free: 1(800)226-8914, Ext. 222.

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: Traci Goodhart at (850)332-7976, Ext. 222 or toll free: 1(800)226-8914, Ext. 222. 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: Traci Goodhart at traci.goodhart@wfrpc.org or (850)332-7976, Ext. 222 or toll free: 1(800)226-8914, Ext. 222.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: May 19, 2016, 2:30 p.m., ET

PLACE: District Headquarters, 81 Water Management Drive, Havana, FL 32333

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 Invitation to Bid (ITB) 16B-005 for the 2016 Gainer Pond Timber Sale.

A copy of the agenda may be obtained by contacting: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nfwwater.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 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. 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: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nfwwater.com.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Wednesday, May 18, 2016, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

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

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

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

The meeting will also be webcast.

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

Hold mouse over the "Topics" tab, scroll down to "Permits" and click

Under "Upcoming Events" on the right hand column, click the "Monthly Regulatory Meetings" link.

or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free 1(800)432-2045, Ext. 6207.

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

DEPARTMENT OF ELDER AFFAIRS

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

DATE AND TIME: Friday, June 10, 2016, 9:00 a.m. – 12:00 Noon

PLACE: John Wesley United Methodist Church, 1689 Old St. Augustine Road, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The presenters will discuss fraud prevention and the importance of increasing awareness of elder exploitation and abuse in the community.

A copy of the agenda may be obtained by contacting: Allison Bryant, Statewide Elder Abuse Prevention Coordinator, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000; by phone at 1(850)414-2072 or via email bryanta@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: Allison Bryant, Statewide Elder Abuse Prevention Coordinator, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000; by phone at 1(850)414-2072 or via email bryanta@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Allison Bryant, Statewide Elder Abuse Prevention Coordinator, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000; by phone at 1(850)414-2072 or via email bryanta@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS Division of Volunteer and Community Services

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

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

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Room 225 F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The previously noticed Dementia Care and Cure Initiative Statewide Task Force meeting set for Thursday, May 19th at 2:00 p.m. has been rescheduled. The Statewide Task Force will meet Tuesday, May 17th at 10:00 a.m.

A copy of the agenda may be obtained by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@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 2 days before the workshop/meeting by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org. If you are hearing

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

For more information, you may contact: Cory Livingston via telephone at (850)414-2165 or via e-mail at livingstonc@elderaffairs.org or Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

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

DATE AND TIME: June 14, 2016, 3:00 p.m.

PLACE: Conference Number: 1(888)670-3525, Participant Code: 7335214083

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 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 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 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: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Tuesday, May 17, 2016, 9:00 a.m. – 10:00 a.m., ET

PLACE: Florida Department of Health, 2585 Merchants Row Blvd., Suite 135Q, Tallahassee, FL 32399 or by telephone: 1(877)568-4106, Access Code: 579-616-277 and webinar <https://www.gotomeet.me/amonbryant/advisory-council-meeting-6>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Information Clearinghouse on Developmental Disabilities

Advisory Council will provide technical assistance to the Department of Health in 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 Hearing Aid Specialists

The Board of Hearing Aid Specialists announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2016, 10:00 a.m.

PLACE: Sheraton Sand Key Resort, 1160 Gulf Boulevard, Clearwater Beach, FL 33767, (727)595-1611

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

A copy of the agenda may be obtained by contacting: Jennifer Wenhold, Executive Director, Department of Health, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Jennifer Wenhold at (850)245-4474.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech-Language Pathology & Audiology announces a public meeting to which all persons are invited.

DATE AND TIME: May 25, 2016, 9:00 a.m.

PLACE: Meet Me #: 1(888)670-3525, Participation Code: 4737341539

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

A copy of the agenda may be obtained by contacting: Daisy King, Program Operations Administrator at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Daisy King, Program Operations Administrator at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Daisy King, Program Operations Administrator at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Athletic Trainers

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

DATE AND TIME: July 15, 2016, 9:00 a.m.

PLACE: Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746, (407)597-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

A copy of the agenda may be obtained by contacting: Jennifer Wenhold, Executive Director, Board of Athletic Training, Department of Health, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and the evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment, can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Jennifer Wenhold at least a week in advance at (850)245-4474.

DEPARTMENT OF HEALTH Board of Respiratory Care

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

DATE AND TIME: July 15, 2016, approximately 8:30 a.m. E.S.T. or soon thereafter.

PLACE: Sawgrass Marriott Resort, 1000 PGA Tour Blvd, Ponte Vedra Beach, FL 32080

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

A copy of the agenda may be obtained by contacting: The Board of Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office at (850)245-4373 ext. 3476 or by visiting the website at www.floridasrespiratorycare.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 48 hours before the workshop/meeting by contacting: The Department of Health at (850)245-4444 ext. 3418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

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

DATE AND TIME: May 26, 2016, approximately 2:30 p.m. E.S.T. or soon thereafter.

PLACE: Conference Call: 1 (888)670-3525. After dialing the meet me number, when prompted, insert the participant code 7811783909 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Member Training

A copy of the agenda may be obtained by contacting: The Board of Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office at (850)245-4373 ext. 3476 or by visiting the website at www.floridasrespiratorycare.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 48 hours before the workshop/meeting by contacting: The Department of Health at (850)245-4444 ext. 3418. 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.

OTHER AGENCIES AND ORGANIZATIONS

Florida Telecommunications Relay, Inc.

The Florida Telecommunications Relay, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: May, 10, 2016, 10:00 a.m.

PLACE: 1820 E. Park Avenue, Tallahassee FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Board Meeting

A copy of the agenda may be obtained by contacting: James Forstall, Executive Director

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: James Forstall, Executive Director. 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: James Forstall, Executive Director

PASCO-PINELLAS AREA AGENCY ON AGING

The Area Agency on Aging of Pasco-Pinellas announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 16, 2016, 9:30 a.m.

PLACE: 7400 Trouble Creek Road, New Port Richey, FL 34653

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.

A copy of the agenda may be obtained by contacting: Brenda Black at (727)570-9696, Ext. 233.

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: Brenda Black at (727)570-9696, Ext. 233. 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 Black at (727)570-9696, Ext. 233.

FLORIDA COLLEGE SYSTEM RISK MANAGEMENT CONSORTIUM

The Florida College System Risk Management Consortium announces a public meeting to which all persons are invited.

DATE AND TIME: May 20, 2016, 9:00 a.m.

PLACE: Renaissance Orlando Airport Hotel

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business Meeting.

A copy of the agenda may be obtained by contacting: FCSRMC, 4500 NW 27th Ave., Suite D-2, Gainesville, FL 32606.

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: FCSRMC, 4500 NW 27th Ave., Suite D-2, Gainesville, FL 32606. 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: FCSRMC, 4500 NW 27th Ave., Suite D-2, Gainesville, FL 32606.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 20, 2016, 1:00 p.m., ET

PLACE: Marriott Jacksonville, 4670 Salisbury Rd., Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The agenda focuses on the Commission's five Subcommittees presenting to the Commission their current status and their final report subcommittee report.

A copy of the agenda may be obtained by contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.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 2 days before the workshop/meeting by contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 24, 2016, 10:00 a.m. (ET)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics shall include the 2015 Operations Report, Collection Services engagement, disaster recovery matters and a report on operations.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Rates & Forms Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 24, 2016, 2:00 p.m. (ET)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics shall include legal, legislative & regulatory matters; Policyholder Dividend Policy; return of premium dividend; program to eliminate 2015 Subplan D deficit; 2016 loss ratio selection; and review of rates, rating plans & policy forms and associated matters to include application forms.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF CORRECTIONS

Hardee Correctional Institution-Roof Replacement on Dorms B, E & G, Gatehouse & Food Service Buildings

PROPOSALS ARE REQUESTED FROM CERTIFIED ROOFING CONTRACTORS BY THE FLORIDA DEPARTMENT OF CORRECTIONS (FDC), FOR THE CONSTRUCTION OF:

PROJECT NO: NX-43

PROJECT NAME & LOCATION: Hardee Correctional Institution Dorms B, E & G, Gatehouse and Food Service Building Roof Replacement, 6901 State Road 62, Bowling Green, Florida 33834

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 (one hundred thousand dollars) 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 John M. Melton, at Melton.John@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: June 8th, 2016, 2:00 p.m., Eastern Time.

PLACE: MLD ARCHITECTS, 211 JOHN KNOX ROAD, SUITE 105, TALLAHASSEE, FLORIDA 32303

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 by dialing 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: Architect/Engineer listed below.

Architect/Engineer: MLD Architects, 211 John Knox Rd., Suite 105, Tallahassee, Florida 32303

Name & Title: Iain Harnden, Vice President

Telephone: (850)385-9200, **Email:** IainHarndenMLD@gmail.com

Drawings and specifications may be purchased for a Non-refundable price of \$50 per print set and \$20 per electronic file set from the Architect. Bidder must pay postage/shipping. Partial sets may not be purchased.

A mandatory pre-bid conference will be held on May 17th, 2016 at 2:00 p.m., Eastern Time at the Hardee Correctional Institution Administration Building, conference room. 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 Hardee Correctional Institution's Administrative Office. For a background check, interested parties must send an email to Marty Howell, at Howell.Marty@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 May 25th, 2016, 5:00 p.m., ET. Only written questions and answers will be binding. Email: LendlHodgeMLD@gmail.com please put "Hardee Correctional Institution Bid" in the subject line.

CONTRACT AWARD: Bid Tabulation and Notice of Award Recommendation will be sent to all Bidders by email, return receipt required. If no protest is filed per Article B-22 of the Instructions to Bidders, "Notice and Protest Procedures", the Contract will be awarded by the Secretary, Florida Department of Corrections. The Department reserves the right to reject any or all Bids.

DEPARTMENT OF CORRECTIONS

Hernando Correctional Institution-Reroof of the Multipurpose Building

PROPOSALS ARE REQUESTED FROM CERTIFIED ROOFING CONTRACTORS BY THE FLORIDA DEPARTMENT OF CORRECTIONS (FDC), FOR THE CONSTRUCTION OF:

PROJECT NO: NX-71

PROJECT NAME & LOCATION: Hernando Correctional Institution Multipurpose Building Reroof, 16415 Spring Hill Drive, Brooksville, Florida 34604.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 (one hundred thousand dollars) 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 John M. Melton, at Melton.John@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: June 8th, 2016, 2:30 p.m., ET.

PLACE: MLD ARCHITECTS, 211 JOHN KNOX ROAD, SUITE 105, TALLAHASSEE, FLORIDA 32303

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 by dialing 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: Architect/Engineer listed below.

Architect/Engineer: MLD Architects, 211 John Knox Rd, Suite 105, Tallahassee, Florida 32303

Name & Title: Iain Harnden, Vice President

Telephone: (850)385-9200, **Email:** IainHarndenMLD@gmail.com

Drawings and specifications may be purchased for a Non-refundable price of \$50 per print set and \$20 per electronic file set from the Architect. Bidder must pay postage/shipping. Partial sets may not be purchased.

A mandatory pre-bid conference will be held on May 18th, 2016 at 10:00 a.m., Eastern Time at the Hernando Correctional Institution Administration Building, conference room. 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 Hernando Correctional Institution's Administrative Office. For a background check, interested parties must send an email to Ken Smith, at Smith.Ken@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 May 25th, 2016, 5:00 p.m., ET. Only written questions and answers will be binding. Email: LendlHodgeMLD@gmail.com please put "Hernando Correctional Institution Bid" in the subject line.

CONTRACT AWARD: Bid Tabulation and Notice of Award Recommendation will be sent to all Bidders by email, return receipt required. If no protest is filed per Article B-22 of the Instructions to Bidders, "Notice and Protest Procedures", the Contract will be awarded by the Secretary, Florida Department of Corrections. The Department reserves the right to reject any or all Bids.

EXPRESSWAY AUTHORITIES

Miami-Dade Expressway Authority "MDX"

REQUEST FOR PROPOSALS

MDX PROCUREMENT/contract NO.: RFP-16-05

MDX WORK PROGRAM NO.: 50001.030

MDX PROJECT/SERVICE TITLE: Design-Build Project for the Dolphin Station Park-and-Ride Transit Terminal Facility This Solicitation is subject to the Cone of Silence in accordance with MDX's Procurement Policy. A Pre-Proposal Conference is scheduled at 10:00 a.m. Eastern Time on May 17, 2016. The deadline for submitting a Technical Proposal is June 16, 2016, and a Price Proposal July 11, 2016, both by 2:00 P.M. Eastern Time.

For detailed information please visit the MDX Procurement Department website at <http://www.mdxway.com/solicitations> or call the MDX Procurement Department at (305)637-3277 for assistance.

SENIOR CONNECTION CENTER, INC.

NOTICE OF INTENT TO AWARD

Older Americans Act Program

As the result of the recently completed Request for Information (RFI) process, the Senior Connection Center, Inc.

Board of Directors has approved issuing a Notice of Intent to Award 2017 Older Americans Act (OAA) Program services and funds to the following service provider agencies:

Alzheimer’s Association Florida Gulf Coast Chapter – Other Caregiver Support Services (Hillsborough, Polk, Manatee, Highlands, Hardee)

- Bay Area Legal Services, Inc. – Legal Assistance (Hillsborough)
- The Centre for Women, Inc. – Housing Improvement (Hillsborough)
- Florida Rural Legal Services, Inc. – Legal Assistance (Polk, Highlands, Hardee)
- Gulfcoast Legal Services, Inc. – Legal Assistance (Manatee)
- Hillsborough County Board of County Commissioners – All Supportive, Nutrition, and Caregiver Support Services (Hillsborough)
- Meals on Wheels P.L.U.S. of Manatee, Inc. – All Supportive, Nutrition, and Caregiver Support Services (Manatee)
- NU-HOPE Elder Care Services, Inc. – All Supportive, Nutrition, and Caregiver Support Services (Highlands, Hardee)
- Polk County Board of County Commissioners – All Supportive, Nutrition, and Caregiver Support Services (Polk)
- University of South Florida – Grandparent Support Services (Hillsborough, Polk, Manatee, Highlands, Hardee)

Any party who is substantially affected by the SCC’s intended decision to award 2017 OAA services and funds to the agencies shown above must file a written notice of protest with the SCC within seventy-two (72) hours after the posting of this Notice of Intent to Award, excluding weekends and state holidays. Procedures for filing a protest are outlined in Rule 58C-1.0031 Florida Administrative Code. Any party who files a protest will be responsible for payment of all costs associated with the dispute resolution, including the Impartial Decisionmaker’s time at the Impartial Decisionmaker’s customary and usual hourly rate. Costs may also include document preparation, hearing fees, and other required costs associated with the dispute resolution process. Failure to file a notice of protest as described in subsection (4) of Rule 58C-1.0031, Florida Administrative Code (F.A.C.), shall constitute a waiver of proceedings under Rule 58C-1.0031, F.A.C. This notice is filed by Senior Connection Center, Inc., 8928 Brittany Way, Tampa, Florida 33619 (www.seniorconnectioncenter.org).

**BRASFIELD & GORRIE, LLC
UF O’CONNELL CENTER - CONCRETE PAVING SCOPE
BID ADVERTISEMENT**

Brasfield & Gorrie, LLC will now be taking sealed bid proposals for the CONCRETE PAVING SCOPE on the UF Stephen C. O’Connell Center Expansion and Renovation project in Gainesville, FL. Sealed Bids are due by no later than June 1, 2016. Sealed bids must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC
c/o Adam Cowan
941 West Morse Blvd., Suite 200
Winter Park, FL 32789

For any questions, please contact:
Steven Nickels
snickels@brasfieldgorrie.com
(407)562-4661

OTHER AGENCIES AND ORGANIZATIONS

Florida Polytechnic University
ITN 16-018 DIGITAL BILLBOARD & MONUMENT SIGN
Please see the ITN on our website:

<https://floridapolytechnic.org/resources/current-competitive-solicitations/>

To have a significant Digital Billboard (also serving as a Monument Sign) erected on University owned property on the main campus of Florida Polytechnic University (FL Poly) immediately adjacent to Interstate 4 in Lakeland, Florida. Florida Poly desires to enter into a Ground Lease Agreement with an outdoor advertising company that will install, operate, and maintain a new digital billboard at the same location. There may also be options (subject to negotiation) to install, operate and maintain smaller electronic signs at FL Poly’s Main Entrance and South Central entrance. The potential site for this Project is shown on the aerial photographs in Exhibit A, attached hereto.

The University wishes to enter into a lease agreement with a firm that has the financial strength, management and expertise to complete the Project within the proposed timelines, while offering the best return to the University. The firm will be selected based on qualifications and demonstrated competence that include relevant experience, and a proven track record with other landowners with outdoor advertising signs, including public agencies, as well as offering the best return to the University for placing outdoor signs on their lands. Each proposal will be evaluated for feasibility, completeness and thoroughness in addressing the needs of the University.

05/05/2016

Competitive solicitation advertised and released.

05/20/2016

MANDATORY PRE-PROPOSAL CONFERENCE

1:30 p.m. local time on Main Campus at Construction trailer in Conference room. Any/all firms must send an authorized representative to attend. Failure to attend shall result in disqualification from the process.

06/3/2016

Florida Poly will respond to inquiries and requests for clarifications (if any) by posting an Addendum on the Website.

06/17/2016

Deadline for Florida Poly to receive solicitation responses via email from Vendors shall be no later than 2:00 p.m. Eastern Time on June 17, 2016.

**Section XII
Miscellaneous**

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA REAFFIRMATION NOTICE

LAKELAND, FLORIDA

The Florida Department of Environmental Protection (DEP) has determined that the City of Lakeland's project involving the installation of new wastewater sludge and digester facilities is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$9,539,155. The project may qualify for a Clean Water State Revolving Fund (CWSRF) loan comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Reaffirmation Notice can be obtained by writing to: Thomas Montgomery, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2967 or emailing to thomas.montgomery@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

Bowling Green, Florida

The Florida Department of Environmental Protection (DEP) has determined that the City of Bowling Green's proposed project, which consists of the construction of major modifications and improvements to the wastewater treatment facility, is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$5,643,842. This project may qualify for Clean Water State

Revolving Fund (CWSRF) loans comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed projects that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Pankaj Shah, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2962 or emailing Pankaj.Shah@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund Program

NOTICE OF AVAILABILITY

City of Bradenton

The Florida Department of Environmental Protection (DEP) has determined that the City of Bradenton's project involving improvements to the wastewater dewatering system, headworks, oxidation ditches, forcemain and two lift stations is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$6,440,000. The project may qualify for a Clean Water State Revolving Fund (CWSRF) loan comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the can be obtained by writing to: Randi Peddie, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2968 or emailing to randi.peddie@dep.state.fl.us.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

Notification of Approval of Provisional Trauma Center

Applications

The Department of Health (Department) gives notice that Orange Park Medical Center and Jackson South Community Hospital have successfully completed the provisional review phase of the Level II trauma center approval process as specified in section 395.4025(2)(c), Florida Statutes and Rule 64J-2.012(1)(d), Florida Administrative Code. The Department further gives notice that Kendall Regional Medical Center has successfully completed the provisional review phase of the Level I trauma center approval process as specified in section 395.4025(2)(c), Florida Statutes and Rule 64J-2.012(1)(d), Florida Administrative Code.

Any hospital that wishes to protest one or more of these decisions may seek review pursuant to sections 120.569 and 120.57, Florida Statutes, by filing a petition with the Agency Clerk by mail to the Agency Clerk, Department of Health,

4052 Bald Cypress Way, BIN #A-02, Tallahassee, FL 32399-1703, via hand delivery to the Agency Clerk, Department of Health, 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL, or via facsimile transmission to the Agency Clerk, Department of Health, (850)410-1448. Such petition must be filed in compliance with Florida Administrative Code, Rules, 28-106.201 or 28-106.301, as applicable. Mediation is not available. A petition for administrative hearing must be received by the Department on or before the 21st day after your receipt of this notice.

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.

DEPARTMENT OF FINANCIAL SERVICES
FSC - Financial Institution Regulation
Office of Financial Institutions

NOTICE OF FILINGS
Financial Services Commission
Office of Financial Regulation
May 6, 2016

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		The Fletcher Building, Suite 118
Tallahassee, Florida 32314-8050		101 East Gaines Street
Phone: (850)410-9800		Tallahassee, Florida 32399-0379
Fax: (850)410-9548		Phone: (850)410-9643

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., May 26, 2016):

APPLICATION TO MERGE

Constituent Institutions: Power Financial Credit Union, Pembroke Pines, Florida and Ryder System Federal Credit Union, Miami, Florida
Resulting Institution: Power Financial Credit Union, Pembroke Pines, Florida
With Title: Power Financial Credit Union
Received: May 5, 2016
Distribution: (Publication Not Required)
Federal Deposit Insurance Corporation, Atlanta, GA
Federal Reserve Bank of Atlanta, Atlanta, GA
Comptroller of the Currency, Atlanta, GA
Florida Bankers Association, Tallahassee, Florida
A. George Iglar
Richard Pearlman