

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-20.0015 Application for Licensure by Endorsement
PURPOSE AND EFFECT: The purpose of the amendment is
to update rule language, update Forms FBPE/002 and Form
FBPE/004, and incorporate Form FBPE/004 by reference.
SUBJECT AREA TO BE ADDRESSED: Update language and
update and add incorporated application forms.
RULEMAKING AUTHORITY: 471.008, 471.013, 471.015 FS
LAW IMPLEMENTED: 471.013, 471.015 FS
IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Zana
Raybon, Executive Director, Board of Professional Engineers,
2639 North Monroe Street, Suite B-112, Tallahassee, FL
32303, (850)521-0500
THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM
THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-4.016 Controlled Substances Formulary
PURPOSE AND EFFECT: The rule proposes to implement
Laws of Florida Chapter 2016-224
SUBJECT AREA TO BE ADDRESSED: Implement Laws of
Florida Chapter 2016-224
RULEMAKING AUTHORITY: Laws of Florida Chapter
2016-224
LAW IMPLEMENTED: Laws of Florida Chapter 2016-224
IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF

THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R.
Baker, Jr., Executive Director, Board of Nursing, 4052 Bald
Cypress Way, Bin #C02, Tallahassee, Florida 32399,
Joe.Baker@flhealth.gov

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-8.006 Disciplinary Guidelines; Range of Penalties;
Aggravating and Mitigating Circumstances
PURPOSE AND EFFECT: The purpose of the amendment is
to update guidelines and amend penalties for Section 456.0635
violations.
SUBJECT AREA TO BE ADDRESSED: Update guidelines
and amend penalties.
RULEMAKING AUTHORITY: 456.072, 456.079 FS.
LAW IMPLEMENTED: 456.072, 456.079, 464.018 FS.
IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R.
Baker, Jr., Executive Director, Board of Nursing, 4052 Bald
Cypress Way, Bin #C02, Tallahassee, Florida 32399,
Joe.Baker@flhealth.gov
THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS NOT AVAILABLE.

Section II
Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Miscellaneous Businesses and Professions - Asbestos
Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-1.003 Advertising Medium
PURPOSE AND EFFECT: The purpose and effect of the
proposed rule is to outline what "other advertising medium"
includes for the purposes of 469.006(5)(b), F.S.
SUMMARY: This rule will outline what "other advertising
medium" includes for the purposes of 469.006(5)(b), F.S.
SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COSTS AND LEGISLATIVE
RATIFICATION: The Agency has determined that this will not

have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 469.011(1), 469.006(5)(b) FS.  
LAW IMPLEMENTED: 469.006(5)(b) 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: Jamie Royal, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

**61E1-1.003 Advertising Medium**

(1) As used in Section 469.006(5)(b), Florida Statutes, the term "other advertising medium" shall include business proposals, bill of sales, contracts, business cards, construction site signs, handbills, billboards, flyers, shopping and service guides, coupon offerings, magazines, trade association publications, classified advertisements, internet websites, manufacturer's "authorized dealer" listings, and signs on vehicles. The term shall not include business stationery, balloons, pencils, pens, hats, articles of clothing, or other promotional novelties. Neither shall the term include free phone directory listings (regardless of page color) of one, two, or three lines, which display nothing more than the proper name, company name, address, and telephone numbers in whole or in part in an unbolded or unhighlighted print and without further textual or pictorial elaboration or touting in its overall display. Rulemaking Authority 460.011(1), 469.006(5)(a) FS. Law Implemented 469.006(5)(b) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Ruthanne Christie, Executive Director, Asbestos Licensing Unit, Department of Business and Professional Regulation

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 10, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 15, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Miscellaneous Businesses and Professions - Asbestos Consultants/Asbestos Consultant Examination**

RULE NO.: 61E1-6.001  
RULE TITLE: Disciplinary Guidelines.

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to create disciplinary guidelines for statutory and rule violations committed by persons licensed pursuant to Chapter 469, Florida Statutes.

SUMMARY: Disciplinary guidelines for violations committed by persons licensed pursuant to Chapter 469, Florida Statutes.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 455.2273, 469.011, 455.225(3) FS.

LAW IMPLEMENTED: 455.2273, 469.009, 455.225(3) 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: Jamie Royal, Assistant General Counsel, Rules Division, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61E1-6.001 Disciplinary Guidelines.

(1) Whenever the Department finds a licensee guilty of violating a provision of Chapter 469 or Chapter 455, F.S., the following Disciplinary Guidelines shall be followed. Penalties

*imposed by the Department pursuant to Rule 61E1-6, F.A.C., may be imposed in combination or individually but may not exceed the limitations enumerated below. The identification of violations is descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included:*

<u>Statutory Violation</u>	<u>Description of Violation (This description is a general summary).</u>	<u>Penalty Range for First Violation.</u>	<u>Penalty Range for Any Subsequent Violations.</u>
(a) Violation of: Section 469.009(1) (a), F.S.	Willfully or deliberately disregarding or violating health and safety standards, Florida Statutes or rules promulgated thereunder, or any ordinance.	Fine of \$1000 up to \$2500, Censure, Investigative/Prosecution Costs, Reprimand, Probation, Suspension, Revocation, Deny Issuance/Renewal License.	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation; Investigative/Prosecution Costs, Deny Issuance/Renewal License.
(b) Violation of: Section 469.009(1) (b), F.S.	Violating any provision of chapter 455.	Fine of \$500 up to \$2500, Censure, Investigative/Prosecution Costs, Reprimand, Continuing Education, Probation, Suspension, Revocation, Deny Issuance/Renewal License.	Fine of \$2500 up to \$5000, Investigative/Prosecution Costs, Continuing Education, Probation, Suspension, Revocation, Deny Issuance/Renewal License.
(c) Violation of: Section 469.009(1) (c), F.S.	Failing in any material respect to comply with the provisions of this chapter or any rule promulgated hereunder.	Fine of \$500 up to \$1000, Censure, Investigative/Prosecution Costs, Reprimand, Continuing Education, Probation, Suspension, Revocation, Deny Issuance/Renewal License.	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs, Continuing Education, Probation, Suspension, Revocation, Deny Issuance/Renewal License.
(d) Violation of:	Acting in the capacity of an asbestos contractor or	Fine of \$500 up to \$1000, Investigative/Prosecution Costs,	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs,

Section 469.009(1) (d), F.S.	asbestos consultant under any license issued under this chapter except in the name of the licensee as set forth on the issued license.	Probation, Suspension, Deny Issuance License/Renewal License.	Probation, Suspension, Revocation, Deny Issuance/Renewal License
(e) Violation of: Section 469.009(1) (e), F.S.	Proceeding on any job without obtaining all applicable approvals, permits, and inspections.	Fine of \$500 up to \$1000, Censure, Investigative/Prosecution Costs, Reprimand, Continuing Education, Probation, Suspension.	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs, Continuing Education, Probation, Suspension, Revocation.
(f) Violation of: Section 469.009(1) (f), or 455.227(1) (h), F.S.	Obtaining a license by fraud or misrepresentation.	Fine of \$500 to \$2500, Investigative/Prosecution Costs, Reprimand, Probation, Suspension, Revocation, Deny Issuance/Renewal License.	Fine of \$2500 up to \$5000, Investigative/Prosecution Costs, Probation, Suspension, Revocation, Deny Issuance/Renewal License.
(g) Violation of: Section 469.009(1) (g), or 455.227(1) (c), F.S.	Being convicted, found guilty, pleading nolo contendere to a crime, in any jurisdiction that directly relates to the practice or ability to practice.	Fine of \$500 up to \$1000, Investigative/Prosecution Costs, Censure, Reprimand, Suspension, Revocation.	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs, Suspension, Revocation.
(h) Violation of: Section 469.009(1) (h), F.S.	Knowingly violating any building code, lifesafety code, or county or municipal ordinance relating to the practice of asbestos	Fine of \$500 up to \$1000, Investigative/Prosecution Costs, Censure, Reprimand, Continuing Education, Probation, Suspension, Revocation.	Fine of \$2500 up to \$5000, Investigative/Prosecution Costs, Continuing Education, Suspension, Revocation.

	consulting or contracting.		
(i) Violation of: Section 469.009(1)(i), F.S.	Performing an act assisting a person or entity in the unlicensed practice of consulting or contracting, if the licensee knows or has reason to know the person or entity was unlicensed.	Fine of \$500 up to \$1000, Investigative/Prosecution Costs, Censure, Reprimand, Continuing Education, Probation, Suspension, Revocation.	Fine of \$1000 up to \$5000 and Probation, Suspension, Revocation; Investigative/Prosecution Costs, Continuing Education, Deny Issuance/Renewal License.
(j) Violation of: Section 469.009(1)(j), F.S.	Committing mismanagement or misconduct in the practice of contracting causing financial harm to a customer.	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure, Reprimand, Restitution, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License.	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation; Investigative/Prosecution Costs, Restitution, Continuing Education, Deny Issuance/Renewal License.
(k) Violation of: Section 469.009(1)(k), or 455.227(1)(f), F.S.	Being disciplined by any municipality or county for an act or violation of this chapter.	Fine of \$500 up to \$1000, Censure, Reprimand, Probation, Suspension, Revocation.	Fine of \$1000 up to \$5000, Reprimand, Probation, Suspension, Revocation.
(l) Violation of: Section 469.009(1)(l), F.S.	Failing in any material respect to comply with the provisions of this chapter, or violating a rule or lawful order of the department.	Fine of \$500 up to \$1000, Censure, Investigative/Prosecution Costs, Reprimand, Probation, Suspension, Revocation, Deny Issuance/Renewal License.	Fine of \$1000 up to \$5000, Investigative Costs, Probation, Suspension, Revocation, Deny Issuance/Renewal License.
(m) Violation of:	Abandoning an asbestos abatement project in which the	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure,	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation;

Section 469.009(1)(m), F.S.	asbestos contractor is engaged or under contract as a contractor.	Reprimand, Restitution, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Investigative/Prosecution Costs, Restitution, Continuing Education, Deny Issuance/Renewal License.
(n) Violation of: Section 469.009(1)(n), F.S.	Signing a statement falsely indicating that: 1) work is bonded; or 2) payment has been made for all subcontracted work, labor, and materials, resulting in financial loss to owner, purchaser, or contractor; or 3) workers' compensation and public liability insurance are provided.	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure, Reprimand, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation; Investigative/Prosecution Costs, Continuing Education, Deny Issuance/Renewal License.
(o) Violation of: Section 469.009(1)(o), or 455.227(1)(m), F.S.	Committing fraud or deceit in the practice of asbestos consulting or contracting.	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure, Reprimand, Restitution, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation; Investigative/Prosecution Costs, Restitution, Continuing Education, Deny Issuance/Renewal License.
(p) Violation of: Section 469.009(1)(p), F.S.	Committing incompetency or misconduct in the practice of asbestos consulting or contracting.	Fine of \$500 up to \$1000, Investigative/Prosecution Costs, Censure, Reprimand, Suspension, Probation, Continuing	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs, Suspension, Probation, Continuing Education, Deny Issuance/Renewal

		Education, Deny Issuance/Renewal License, Revocation.	License, or Revocation.
(q) Violation of: Section 469.009(1)(q), F.S.	Committing gross negligence, or repeated negligence resulting in a significant danger to life or property in the practice of asbestos consulting or contracting.	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure, Reprimand, Restitution, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Fine of \$2500 up to \$5000 and Probation, Suspension, and/or Revocation; Investigative/Prosecution Costs, Restitution, Continuing Education, Deny Issuance/Renewal License.
(r) Violation of: Section 469.009(1)(r), F.S.	Intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under part I of chapter 713 or a notice to contractor under chapter 255 or part I of chapter 713.	Fine of \$1000 up to \$2500, Investigative/Prosecution Costs, Censure, Reprimand, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Fine of \$2500 up to \$5000 and Probation, Suspension, Revocation; Investigative/ Prosecution Costs, Censure, Reprimand, Continuing Education, Deny Issuance/Renewal License.
(s) Violation of: Section 469.009(1)(s), F.S.	Failing to satisfy, within a reasonable time, the terms of a civil judgment obtained against the licensee, or the business organization qualified by the licensee, relating to the practice of the licensee's profession.	Fine of \$500 up to \$1000, Investigative/Prosecution Costs, Censure, Reprimand, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.	Fine of \$1000 up to \$5000, Investigative/Prosecution Costs, Suspension, Probation, Continuing Education, Deny Issuance/Renewal License, Revocation.

(2) Aggravating/Mitigating Circumstances. The existence of aggravating or mitigating circumstances, as set forth below,

will permit deviation from the guidelines upon clear and convincing evidence.

(a) Aggravating circumstances; circumstances which may justify deviating from the disciplinary guidelines include, but are not limited to:

1. History of previous violations of the practice act or the rules promulgated thereunder;

2. The magnitude and scope of the project and the damage inflicted upon the public;

3. Evidence of violations of professional practice acts in this or other jurisdictions which resulted in discipline by the regulatory authority;

4. Failure to attempt to correct the violation by the licensee;

5. Any other relevant aggravating circumstances;

6. Physical harm to public or employees.

(b) Mitigating circumstances; circumstances which may justify deviating from the disciplinary guidelines include, but are not limited to:

1. In cases of negligence, the minor nature of the project in question and the lack of danger to the public health, safety or welfare which resulted;

2. Lack of previous disciplinary history in this or any other jurisdiction wherein the licensee practices or has practiced;

3. Restitution of any damages suffered by the licensee's client;

4. Remedial steps taken by the licensee to avoid similar violations in the future;

5. Attempts by the licensee to correct the violation;

6. Any other relevant mitigating circumstances.

(3) Minor Violations.

(a) Subject to the limitations imposed by this rule, the following violations are designated as minor for the purposes of Section 455.225(3), F.S.

1. Violation of Section 469.006(5)(a), F.S.

2. Violation of Section 469.006(5)(b), F.S.

(b) The designation of violations as minor for the purposes of Section 455.225(3), F.S., is limited to initial violations.

Rulemaking Authority 455.2273, 469.011,455.225(3), , FS. Law Implemented 455.2273, 469.009, 455.225(3), FS. History--new

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Jamie Royal, Assistant General Counsel, Rules Division,  
 Department of Business and Professional Regulation, 1940  
 North Monroe Street, Tallahassee, Florida 32399, (850)488-  
 0062

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

DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: May 10, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: June 17, 2015

## DEPARTMENT OF HEALTH

### Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.203 Licensure by Examination; Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule's language and revise the incorporated form.

SUMMARY: Language will be updated and the incorporated form will be revised.

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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.033, 465.005 FS.

LAW IMPLEMENTED: 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.203 Pharmacist Licensure by Examination (U.S. Graduates); Application.

Applicants who are at least eighteen (18) years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Department Office of Education may apply to take the licensure examination.

(1) All applications for licensure by examination must be made on board approved form DOH-~~MQA-101~~, Pharmacist Examination Application for U.S. ~~and Puerto Rico~~ Graduates and Instructions, (Rev ~~04/16~~ ~~9/09~~), which is hereby incorporated by reference, and which can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-> , the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or the Board's website at <http://floridaspharmacy.gov/Applications/app-pharmacist-exam-us-pr-grad.pdf> the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or (850) 488-0595 to request an application or download the application from the board's website at <http://www.doh.state.fl.us/mqa/pharmacy>. The application must be accompanied with an non-refundable examination fee and an initial license fee as set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

(2) In addition to the requirements of subsection (1), ~~t~~The applicant must submit proof of ~~having met the following requirements:~~

(a) Completion of an internship program provided by either an accredited school or college of pharmacy or a state board of pharmacy or jointly by both, provided that the program meets the requirements of Rule 64B16-26.2032, F.A.C.

~~(b) Completion of a board approved course not less than hours on medication errors that covers the study of root cause analysis, error reduction and prevention, and patient safety. For those applicants who apply within one year following receipt of their pharmacy degree, completed academic course work on medication errors will be accepted by the Board as an educational course under this section, provided such course work is no less than contact hours and that it covers the study of root cause analysis, error reduction and prevention, and patient safety, as evidenced by a letter attesting to subject matter covered from the Dean of the University.~~

(3) An applicant must reapply if all requirements for licensure are not met within one (1) year of the receipt of the application.

(4) Passing examination scores may be used upon reapplication only if the examination was completed within three (3) years of the reapplication.

Rulemaking Authority ~~456.033~~, 465.005 FS. Law Implemented 456.013(1), (7), 456.025(3), ~~456.033~~, 465.007, ~~465.022~~ FS. History—New 10-17-79, Formerly 21S-12.04, 21S-12.004, Amended 7-31-91, 10-14-91, Formerly 21S-26.203, 61F10-26.203, Amended 7-1-97,

Formerly 59X-26.203, Amended 8-17-99, 10-15-01, 1-2-02, 1-12-03, 1-11-05, 2-18-08, 5-26-09, 5-11-10, \_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 30, 2016

## DEPARTMENT OF HEALTH

### Board of Pharmacy

RULE NO.: RULE TITLE:  
64B16-26.2031 Licensure by Examination; Foreign Pharmacy Graduates

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule's language and revise the incorporated forms.

SUMMARY: Language will be updated and the incorporated forms will be revised.

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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 465.005, 465.007 FS.

LAW IMPLEMENTED: 465.007 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: Allison Dudley, Executive Director,

Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

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

64B16-26.2031 Licensure by Examination; (Foreign ~~Pharmacy~~ Graduates); Application.

In order for a foreign pharmacy graduate to be admitted to the professional licensure examination, the applicant must be a graduate of a four year undergraduate pharmacy program at a school or college outside the United States and have completed an internship program approved by the Board.

(1) All applications for licensure by examination must be made on form DH-MQA 103 (Rev. ~~04/16 09/09~~), Pharmacist Examination Application For Foreign Graduates and Instructions, which is hereby incorporated by reference, and which can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref->, the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or the Board's website at <http://floridaspharmacy.gov/Applications/app-pharmacist-exam-foreign-grad.pdf>. ~~Contact the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or (850) 488-0595 to request an application or download the application from the Board's website at <http://www.doh.state.fl.us/mqa/pharmacy>.~~ The application must be accompanied with an non-refundable examination fee and an initial license fee as set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

(2) In addition to the requirements of subsection (1), ~~The~~ applicant must submit proof of having met the following requirements:

(a) ~~For applications received at the Board of Pharmacy on or before June 30, 2009, the applicant must:~~

1. ~~Successfully pass the foreign pharmacy graduate equivalency examination which is given by the Foreign Pharmacy Graduate Equivalency Commission with a minimum score of 75%.~~

2. ~~Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language (TOEFL), which is administered by the Educational Testing Service, Inc., with a score of at least 500 for the pencil and paper test or 173 for the computer version and by passing the Test of Spoken English (TSE) with a score of 45 on the recalibrated TSE; or~~

3. ~~Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet based test (TOEFL ibt) with scores of: Listening 18; Reading 21; Speaking 26; and Writing 24.~~

(b) ~~For applications received at the Board of Pharmacy on or after July 1, 2009, the applicant must:~~

4. Successfully pass the foreign pharmacy graduate equivalency examination, which is given by the Foreign Pharmacy Graduate Equivalency Commission, with a minimum score of 75%;

(b)1. 2. Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language (TOEFL), which is administered by the Educational Testing Service, Inc., with a score of at least 550 for the pencil and paper test or 213 for the computer version and by passing the Test of Spoken English (TSE) with a score of 50 on the recalibrated TSE; or

2.3. Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet-based test (TOEFL ibt) with scores of: Listening – 18; Reading – 21; Speaking – 26; and Writing – 24; and:-

(c)2. Complete 2080 hours of supervised work activity, of which a minimum of 500 hours must be completed within the State of Florida. Such experience must be equivalent to that required in the internship program as set forth in Rule 64B16-26.2032, F.A.C. The work experience program, including both the preceptor and the permittee, must be approved by the Board of Pharmacy. The work experience shall be documented on form DH-MQA 1153 (Rev. 02/16 01/10), Foreign Graduate Intern Work Activity Manual, which is hereby incorporated by reference and which can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-> ; the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254; or the Board's website at <http://floridaspharmacy.gov/Applications/info-foreign-grad-reg-intern-manual.pdf>. Contact the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399 3254 or (850) 488-0595 to request a manual or download the manual from the Board's website at <http://www.doh.state.fl.us/mqa/pharmacy>. Further, nNo program of supervised work activity shall be approved for any applicant until said applicant has obtained the specified passing scores on the Foreign Pharmacy Graduate Equivalency Examination.

(3) Completion of a Board approved course not less than hours on medication errors that covers the study of root cause analysis, error reduction and prevention, and patient safety. For applicants who apply within one year following receipt of their pharmacy degree, completed academic course work on medication errors will be accepted by the Board as an educational course under this section, provided such course work is no less than contact hours and that it covers the study of root cause analysis, error reduction and prevention, and patient safety as evidence by a letter attesting to subject matter covered from the Dean of the University.

Rulemaking Authority 465.005, ~~465.007~~ FS. Law Implemented ~~456.013(1), (7), 456.025(3), 465.007(1)~~ FS. History--New 1-11-05, Amended 8-8-07, 6-10-09, 5-27-10, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 6, 2016

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: RULE TITLE:

64B16-28.2021 Change of Ownership

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify that, for pharmacy permits held by business entities, the change of ownership of the entity does not itself require the issuance of a new permit unless the identity of entity changes.

SUMMARY: Change of ownership requirements for pharmacy permits will be clarified.

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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 465.003(11)(a), 465.018, 465.019, 465.0193, 465.0196, 465.022 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.2021 Change of Ownership.

(1) A pharmacy permit is not transferable. If upon the sale of an existing pharmacy, there is any change in the identity of the natural person, partnership, or business entity which holds the permit, a new application must be filed and a new permit obtained. For purposes of this rule, the test for determining change of identity shall be whether the person or entity's Federal Employer Identification Number (FEIN) remains the same following the sale.

(2) Permits held by business entities with no change in identity. In those cases where the permit is held by a business entity (e.g. a corporation, limited liability company, limited partnership, etc.) which entity continues to hold the permit without change in identity, ~~a corporation~~ the transfer of the ownership interests all the stock of said business entity corporation to another person or business entity does not constitute a change of ownership (requiring application for and issuance of a new pharmacy permit) provided that the initial corporation holding the permit continues to exist. Upon transfer of the ownership interests in the business entity, the following steps shall be taken:

(a) Within fifteen (15) days of closing the transfer, the permittee shall notify the Board office of the transfer of ownership interests; and

(b) As specified in section 465.022(3), F.S., all persons, members, partners, officers, directors, and agents having an ownership or other financial interest of greater than five percent (5%), and all persons who directly or indirectly manage, oversee, or control the operation of the business entity, must file with the board a set of fingerprints as specified in Rule 64B16-28.100(1)(c), F.A.C.

(3) If a criminal history check identifies any person listed in paragraph (2)(b) above as meeting any of the provisions of section 465.022(4), (5), or (6), F.S., the Board staff shall refer the matter to the Department for investigation and possible prosecution as provided in section 465.023, F.S.

(2) through (3) renumbered (4) through (5) No change.

Rulemaking Authority 465.005, 465.022 FS. Law Implemented 465.003(11)(a), 465.018, 465.019, 465.0193, 465.0196, 465.022, ~~465.023~~ FS. History—New 4-19-00, Amended 1-2-02, Formerly 64B16-28.1135, Amended 4-5-05, 7-14-14, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 3, 2016

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

#### DEPARTMENT OF LEGAL AFFAIRS

#### Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:

2A-8.005 Adjustments to Reflect Consumer Price Index

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 90, May 9, 2016 issue of the Florida Administrative Register.

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), F.S., requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

(2) The Consumer Price Index amount in March ~~2016~~~~2015~~ increased ~~decreased~~ .01 percent. Therefore, the statutory amount for the period July 1, ~~2016~~ ~~2015~~ through June 30, ~~2017~~ ~~2016~~, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$65,773.24~~ ~~\$65,707.53~~.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$65,773.24~~ ~~\$65,707.53~~.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$198,272.73~~ ~~\$198,074.66~~.

Rulemaking Authority 112.19 FS. Law Implemented 112.19 FS. History—New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06, 7-15-07, 7-20-08, 7-20-09, 7-4-10, 7-18-11, 8-21-12, 7-03-13, 7-2-14, 7-5-15, 12-24-15, \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:	RULE TITLES:
6A-19.001	Scope, Coverage and Definitions
6A-19.002	Treatment of Students - General
6A-19.003	Health Services
6A-19.004	Interscholastic, Intercollegiate, Club and Intramural Athletics
6A-19.005	Student Financial Assistance
6A-19.006	Housing
6A-19.007	Student Employment
6A-19.008	Educational and Work Environment
6A-19.009	Personnel
6A-19.010	Strategies to Overcome Underrepresentation

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 63, March 31, 2016 issue of the Florida Administrative Register has been withdrawn.

**DEPARTMENT OF TRANSPORTATION**

RULE NOS.:	RULE TITLES:
14-20.003	Placement of Shelters
14-20.0032	Placement of Benches
14-20.004	Public Transit Bus Stops

**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. 60, March 28, 2016 issue of the Florida Administrative Register.

14-20.003 Placement of Shelters.

The appropriate city or county government in whose jurisdiction a shelter is to be located may approve, by written authorization, the erection and placement of a shelter on the right of way of a road along with any appurtenant totem sign, subject to the following:

- (1) through (2) No change.
- (3) Shelters are prohibited on limited access facilities.

~~School bus~~ Shelters are prohibited in medians except when maintained by bus rapid transit providers utilizing an inside lane for passenger transport.

(4) The shelter location including any appurtenant totem signs must meet the set back and minimum clear recovery zone requirements as established in the Department’s Design Standards, Index Number 700, revised January 1, 2016, incorporated herein by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-06941> and available at: <http://www.dot.state.fl.us/rddesign/DS/17/IDx/00700designstandards/Standards.shtm>.

- (5) through (17) No change.

Rulemaking Authority 334.044(2), 337.408(4), FS. Law Implemented 334.044(13), 337.408 FS. History–New 12-11-79, Amended 6-24-81,

Formerly 14-20.03, Amended 12-26-90, 5-15-97, 7-16-98, 5-25-08 \_\_\_\_\_.

14-20.0032 Placement of Benches.

The Department allows placement and maintenance of benches on the right of way of a state highway pursuant to written approval by the appropriate city or county government within whose jurisdiction the bench is to be located. All bus benches shall be subject to the following:

- (1) Benches placed on the right of way shall not exceed ~~74 inches in length~~, 28 inches in depth, and 44 inches in height.
- (2) No change.
- (3) Benches shall not be placed on limited access facilities.

~~School bus~~ Benches are prohibited in medians except when maintained by bus rapid transit providers utilizing an inside lane for passenger transport.

(4) through (7) No change.

(8) The bench location must meet the set back and minimum clear recovery zone requirements established in the Department’s Design Standards Index Number 700, revised January 1, 2016, incorporated herein by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-06941> and available at <http://www.dot.state.fl.us/rddesign/DS/17/IDx/00700designstandards/Standards.shtm>

(9) No change.

Rulemaking Authority 334.044(2), 337.408(4) FS. Law Implemented 334.044(13), 337.408 FS. History–New 12-26-90, Amended 8-11-92, 5-15-97, 7-16-98, 5-25-08, \_\_\_\_\_.

14-20.004 Public Transit Bus Stops.

- (1) through (4) No change.
- (5) Transit bus stops are allowed in medians only for bus rapid transit providers utilizing an inside lane for passenger transport.

~~(6)(5)~~ Signs shall not be installed where such signing interferes with the functions or visibility of existing traffic control devices.

~~(7)(6)~~ Transit bus stop signs may be attached to an existing sign support provided that there is no more than one other supplementary sign already in place.

~~(8)(7)~~ Transit bus stop signs shall be attached to supports meeting the location, height, and lateral placement requirements established in the Department’s Design Standards, Index Number 17302, revised July 1, 2015, incorporated herein by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-06942> and ~~Copies of Index Number 17302 are~~ available at: <http://www.dot.state.fl.us/rddesign/DS/17/IDx/17302designstandards/Standards.shtm>.

Rulemaking Authority 334.044(2) FS. Law Implemented 334.044(13), 335.02(1), 337.408, FS. History—New 10-6-82, Formerly 14-20.04, Amended 12-26-90, 5-15-97, 5-25-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Condominiums, Timeshares and Mobile Homes**

RULE NOS.:	RULE TITLES:
61B-45.001	Scope, Organization, Forms, Purpose, and Title
61B-45.013	Matters Eligible or Ineligible for Arbitration
61B-45.016	Expedited Procedure for Determination of Jurisdiction
61B-45.017	Initiation of Arbitration Proceedings; Content of Petition
61B-45.018	Processing of Arbitration Petitions; Notification to Parties

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 98, May 19, 2016 issue of the Florida Administrative Register.

The Summary of the Statement of Estimated Regulatory Costs and Legislative Ratification approved by the agency is corrected to state:

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 cost, or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency. Any person, who wishes to provide information regarding a statement of estimated regulatory cost, or a proposal for a lower cost regulatory alternative, must do so within 21 days of this notice.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Geologists**

RULE NO.:	RULE TITLE:
61G16-8.001	License and Certification Renewal and Reinstatement

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 42, No.16, January 26, 2016, issue of the Florida Administrative Register has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rick Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NO.:	RULE TITLE:
61K1-1.003	Insurance Requirements
61K1-1.004	Weight Classes; Weigh-In; Pre-Match of Participant and Referee
61K1-1.0043	Drugs and Foreign Substances; Penalties
61K1-1.006	Arena Equipment; Ring Requirements; Fenced Area Requirements for Mixed Martial Arts; Other Fight Mediums; Floor Plan and Apron Seating; Emergency Medical and Other Equipment Services
61K1-1.007	Participants' Apparel and Appearance
61K1-1.008	Bandages and Handwraps
61K1-1.009	Gloves and Mouthpieces
61K1-1.012	Participant; License; Conduct and Other Requirements
61K1-1.037	Post-Match Physical Requirements; Suspensions
61K1-1.040	Post-Match Reports Required to be Filed; Penalty for Late Filing

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 42, No. 30, February 15, 2016, issue of the Florida Administrative Register has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Waters, Executive Director, Florida State Boxing Commission, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

**Section IV  
Emergency Rules**

**NONE**

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

**DEPARTMENT OF STATE**

Division of Elections

**RULE NO.: RULE TITLE:**

1S-2.045 Candidate Petition Process

NOTICE IS HEREBY GIVEN that on May 18, 2016, the Florida Department of State, received a petition for Waiver of Rule 1S-2.045, F.A.C., on behalf of Kenneth W. Sukhia, a candidate.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Brandy Hedges, Agency Clerk at (850)245-6536 or brandy.hedges@dos.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Board of Professional Engineers

NOTICE IS HEREBY GIVEN that on May 11, 2016, the Board of Professional Engineers, received a petition for variance or waiver filed by Olof H. Jacobson, regarding Rule 61G15-21.001, F.A.C., which requires that applicants for licensure have passed Fundamentals of Engineering Exam and the Principles and Practices Exam offered by the NCEES. The Board will consider this petition at its June 9, 2016, meeting. Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, at the above address or telephone: (850)521-0050.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Board of Professional Engineers

NOTICE IS HEREBY GIVEN that on May 17, 2016, the Board of Professional Engineers, received a petition for variance or waiver filed by Wassim Naguib, regarding subsection 61G15-20.007(5), F.A.C., requiring applicants with non-EAC/ABET accredited engineering degrees to have a current evaluation of their educational credentials from one of two approved agencies. The Board will consider this petition at its June 9, 2016, meeting. Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, at the above address or telephone: (850)521-0050.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Board of Accountancy

**RULE NO.: RULE TITLE:**

61H1-27.002 Concentrations in Accounting and Business

NOTICE IS HEREBY GIVEN that on May 9, 2016, the Board of Accountancy, received a petition for variance or waiver filed by Anny C. Tejada-Matos, seeking a variance or waiver of paragraph 61H1-27.002(4)(a), Florida Administrative Code, which defines upper division courses as used in Rule 61H1-27.002, F.A.C., as courses offered at the junior level or higher and specifies that courses offered at the freshman and sophomore level at senior institutions are not upper division, regardless of the title or content of the course (e.g., Cost, Intermediate, Tax, etc.)

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria 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 at the above address, 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 Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on May 6, 2016, the Board of Accountancy, received a petition for variance or waiver filed by Natalie E. Hurt, seeking a variance or waiver of subsection 61H1-28.0052(2), F.A.C., which provides that a candidate shall be deemed to have passed the CPA Examination when the candidate has been granted credit for all sections of the CPA Examination. Upon certification of examination scores by the Board to the Department that the applicant has met all licensure requirements as imposed by Chapters 455 and 473, F.S., and the rules promulgated pursuant thereto, the Department shall issue a license to practice public accounting to such individual. However, in no event shall an initial license be issued if the initial licensure fees and all required documents are not received within 36 months of the date of certification of examination scores by the Board; in such case, the certification expires and the applicant may reapply for licensure by endorsement, pursuant to Section 473.308(7)(a), F.S.

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 at the above address, within 14 days of publication of this notice.

**DEPARTMENT OF HEALTH**

Board of Acupuncture

NOTICE IS HEREBY GIVEN that on May 11, 2016, the Board of Acupuncture received a petition for variance and waiver from Rule 64B1-3.010, F.A.C., filed by Joseph Dente. Petitioner requests a variance and waiver of the rule and the reissuing/granting of his acupuncture license. Comments on this petition should be filed with the Board of Acupuncture, Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

**DEPARTMENT OF HEALTH**

Board of Acupuncture

NOTICE IS HEREBY GIVEN that on May 11, 2016, the Board of Acupuncture received a petition for variance and waiver from Rule 64B1-3.004, F.A.C., filed by Roxanne Kalish. Petitioner requests a variance and waiver from the requirement of the rule that requires Chinese Herbology Module examination. Comments on this petition should be filed with the Board of Acupuncture, Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

**DEPARTMENT OF HEALTH**

Board of Acupuncture

NOTICE IS HEREBY GIVEN that on April 21, 2016, the Board of Acupuncture received a petition for variance and waiver from Rules 64B1-4.001 and 64B1-3.004, F.A.C., filed by Maria Eugenia Delangre, LAc. Petitioner requests a variance and waiver from the requirement of the rules that require the Chinese Herbology Module examination and that she be allowed to use years of experience in lieu of education for the licensure requirement. Comments on this petition should be filed with the Board of Acupuncture, Claudia Kemp, Executive

Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

**DEPARTMENT OF HEALTH**

Board of Acupuncture

NOTICE IS HEREBY GIVEN that on May 11, 2016, the Board of Acupuncture, received a petition for variance and waiver from Rule 64B1-4.001, F.A.C., filed by Craig Pollock. Petitioner requests a permanent waiver from the requirement of the rule that requires the Chinese Herbology Module examination. Comments on this petition should be filed with the Board of Acupuncture, Claudia Kemp, Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3257.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 1, 2016, 5:00 p.m.

PLACE: Florida Horse Park Administration Office; 11008 South Highway 475, Ocala, Florida 34480

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

A copy of the agenda may be obtained by contacting: Jennifer Barrett, (352)307-6699 or email: events@flhorsepark.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jennifer Barrett at (352)307-6699 or email to events@flhorsepark.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Agricultural Environmental Services

The Florida Department of Agriculture and Consumer Services announces the following monthly public meeting of the Pesticide Registration Evaluation Committee to which all persons are invited.

DATE AND TIME: June 2, 2016, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Scientific Evaluation & Technical Assistance, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: The Pesticide Registration Section, (850)617-7940 or from the PREC Web Site at:

<http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures>  
For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Review Section; 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940.

**EXECUTIVE OFFICE OF THE GOVERNOR**

Division of Emergency Management

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

DATE AND TIME: May 23, 2016, 2:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in Section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-15-16-099) for Satellite Voice Data Services for VSAT Systems.

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

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance,

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

**EXECUTIVE OFFICE OF THE GOVERNOR**

Division of Emergency Management

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

DATE AND TIME: May 23, 2016, 2:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in Section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (RFP-DEM-15-16-103) for FDEM Radio Advertising Media Buy.

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

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)410-1391, [Tara.Walters@em.myflorida.com](mailto:Tara.Walters@em.myflorida.com).

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

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: June 1, 2016, 9:00 a.m.  
 PLACE: 7601 Highway 301 North, Tampa, FL 33637  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at [www.watermatters.org/calendar/calendar.php/](http://www.watermatters.org/calendar/calendar.php/).  
 A copy of the agenda may be obtained by contacting: Justin J. Eddy, (813)985-7481, ext. 2097.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief at 1(800)423-1476, ext. 4702; TDD (FL only) 1(800)231-6103 or email [ADACoordinator@swfwmd.state.fl.us](mailto:ADACoordinator@swfwmd.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**REGIONAL UTILITY AUTHORITIES**

Peace River/Manasota Regional Water Supply Authority  
 The Peace River Manasota Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: June 1, 2016, 9:30 a.m.  
 PLACE: DeSoto County Administration Building, Commission Chambers, 201 East Oak Street, Arcadia, Florida 34266  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors will convene to conduct regular business of the Authority.

A copy of the agenda may be obtained by contacting: (941)316-1776 or email: [peacriver@regionalwater.org](mailto:peacriver@regionalwater.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: (941)316-1776 or email: [peacriver@regionalwater.org](mailto:peacriver@regionalwater.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (941)316-1776 or email: [peacriver@regionalwater.org](mailto:peacriver@regionalwater.org).

**DEPARTMENT OF MANAGEMENT SERVICES**

Division of Purchasing  
**RULE NO.:** 60A-1.002  
**RULE TITLE:** Purchase of Commodities or Contractual Services

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

DATE AND TIME: May 27, 2016, 9:00 a.m., ET  
 PLACE: 4055 Esplanade Way, Crosby's Café Conference Room 4055, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Public Meeting for negotiators to discuss best and final offers for Invitation to Negotiate No. DMS-15/16-005, Insured Health Maintenance Organization Benefits and Self-Insured Health Plan Services and to discuss a recommendation for award.

This meeting is subject to cancellation or postponement. Further information and future updates regarding this meeting schedule or any future meetings will be available via the system of record, the Vendor Bid System (VBS), located at [http://www.myflorida.com/apps/vbs/vbs\\_www.search\\_r2.criteria\\_form](http://www.myflorida.com/apps/vbs/vbs_www.search_r2.criteria_form) by searching for DMS 15/16-005.

A copy of the agenda may be obtained by contacting: Maureen Livings, Procurement Officer at [dms.purchasing@dms.myflorida.com](mailto:dms.purchasing@dms.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Department's Americans with Disabilities Act (ADA) Coordinator, Doug Dickinson at (850)488-0439. 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 BUSINESS AND PROFESSIONAL REGULATION**

Board of Pilot Commissioners  
 The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 31, 2016, 9:00 a.m.  
 PLACE: 1(888)670-3525, participant pass code: 5243947159#  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Deputy Pilot Advancement.

A copy of the agenda may be obtained by contacting: the Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: the Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

The Board of Pilot Commissioners Pilotage Rate Review Committee announces a hearing to which all persons are invited.

**DATE AND TIME:** June 1, 2016 – June 3, 2016:  
**CANCELLED**

**PLACE:** Hyatt Regency Miami, 400 SE 2nd Ave., Miami, FL:  
**CANCELLED**

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Pilotage Rate Review Committee Meeting scheduled for June 1-3, 2016 at the Hyatt Regency has been **CANCELLED**.

For more information, you may contact: The Pilotage Rate Review Committee, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

The Florida Real Estate Appraisal Board announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, June 6, 2016, 8:30 a.m., Eastern Time

**PLACE:** Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson St., Orlando, FL 32801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Official business of the Appraisal Board; topics include, but are not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Chapter 61J1, F.A.C. rule amendments, budget discussions, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: Beverly.Ridenauer@myfloridalicense.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 five (5) days before the workshop/meeting by contacting: the Department of Business and Professional Regulation at (407)481-5632. 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.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

The Florida Real Estate Appraisal Board Probable Cause Panel announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, June 8, 2016, 9:00 a.m., Eastern Time

**PLACE:** Zora Neale Hurston Building, 400 West Robinson Street, Suite N901, Orlando, Florida 32801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit



maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five (5) days before the workshop/meeting by contacting: the Division of Real Estate, (407)481-5662. 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).

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

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

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Bldg. 3, Room 3208-09, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Office on Homelessness

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

DATE AND TIME: May 25, 2016, 10:00 a.m.

PLACE: Toll-free: 1(888)670-3525, press: 7015398451 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuum of Care Committee - this conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations from continuum of care lead agencies to end homelessness in Florida.

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

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

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

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Office on Homelessness

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

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

PLACE: Toll free: 1(888)670-3525 / Participant code: 701-539-8451 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: COUNCIL ON HOMELESSNESS - This conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations to end homelessness in Florida.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com. If you are

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

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

**AGENCY FOR STATE TECHNOLOGY**

**RULE NOS.:RULE TITLES:**

74-1.001Purpose and Applicability; Definitions

74-1.003Initiation

74-1.004Planning

74-1.005Execution

74-1.006Monitoring and Controlling

74-1.007Closeout

74-1.009Agency for State Technology (AST) Oversight

The Agency for State Technology announces a public meeting to which all persons are invited.

DATE AND TIME: May 31, 2016, 2:00 p.m.

PLACE: First District Court of Appeal, 2000 Drayton Drive, Room 1183, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for State Technology’s Notice of Proposed Rule, published in the April 15, 2016, issue of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting: Lisa Hopkins at (850)412-6064 or lisa.hopkins@ast.myflorida.com or at <http://www.ast.myflorida.com/publications.asp>.

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: Lisa Hopkins at (850)412-6064 or at lisa.hopkins@ast.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).

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Information Systems Advisory Committee of Citizens Property Insurance Corporation announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 7, 2016, 10:00 a.m.

PLACE: Conference Call: 1(866)361-7525

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business before the Information Systems Advisory Committee.

A copy of the agenda may be obtained by contacting: The Corporate Website at <https://www.citizensfla.com> or Wendy Perry at (904)407-0170.

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: Wendy Perry at (904)407-0170. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**Section VII**

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Andrew P. Speranzini, Esq., In Re: Toscana West Condominium Association, Inc., Docket No. 2016023215, filed on May 11, 2015. The petition seeks the agency’s opinion as to the applicability of section 718.113(1), Florida Statutes, as it applies to the petitioner.

What is the proper method of allocating the Association’s expenses for maintaining, repairing and/or replacing the air conditioning system servicing the Rear Elevator Vestibules for the 7/8 stack and the payment of electricity services for said air conditioning system pursuant to Section 718.113(1), Florida Statutes, and the Association’s governing documents?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Tonia Blount, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1476, Tonia.Blount@myfloridalicense.com.

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

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

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](mailto:snickels@brasfieldgorrie.com) (407)562-4661

Section XII  
Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION  
Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on May 18, 2016 pursuant to Section 408.036(3), Florida Statutes:

ID # E160010 District: 9-5 (St. Lucie County)  
Facility/Project: St. Lucie State Veterans' Nursing Home  
Applicant: Florida Department of Veterans' Affairs  
Project Description: Construct a 128-bed state veterans' nursing home  
Proposed Project Cost: \$39,000,000

DEPARTMENT OF HEALTH

Notice of Lifting Emergency Action

On May 19, 2016, the State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Kevin Eugene Dowell, P.M.D., License # PMD 16995. The Department orders that the Emergency Restriction of License be lifted.

DEPARTMENT OF HEALTH

Board of Massage Therapy

Notice of Emergency Action

On May 19, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Frederick E. Dost, L.M.T., License # MA 41700. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2014-2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Medicine

Notice of Emergency Action

On May 19, 2016, State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Angel Alfonso Betancourt, M.D., License # ME 91344. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was

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

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Lifting Emergency Action

On May 19, 2016, State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Kevin Eugene Dowell, R.N., License # RN 9233672. The Department orders that the Emergency Restriction of License be lifted.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On May 19, 2016, State Surgeon General issued an Order of Emergency Suspension of Certificate with regard to the certificate of Carmelia E. Rodriguez, C.N.A., Certificate # CNA 154666. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On May 19, 2016, State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Treamonsha Nicold Thompson, L.P.N., License # PN 5210422. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On May 19, 2016, the Interim State Surgeon General issued an Order of Emergency Suspension of Registration with regard to the registration of Mary Catherine Denaro, R.P.T., Registration # RPT 13158. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida

Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

RULE NO.: RULE TITLE:

65E-12.111 Crisis Stabilization Utilization Data

Notice of Extension Under Section 120.74(6), F.S.

In accordance with Section 120.74(5), F.S., the Department extends the April 1 deadline to publish Notice of Proposed Rule 65E-12.111, which had been identified in the Department’s 2015 Regulatory Plan as necessary to implement the 2015 amendment of section 394.9082, Florida Statutes (Section 2015-102, Laws of Florida). Notice of Rule Development to adopt the rule was published in the August 7, 2015, edition of the Florida Administrative Register (Vol. 41, No. 153). However, Chapter 2016-241, Laws of Florida, repealed the rulemaking requirement of Section 394.9082, Florida Statutes, enacted in 2015. Therefore, rulemaking is no longer required to implement the law and Department will be publishing a notice of correction of its 2015 Regulatory Plan.

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.