

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

**DEPARTMENT OF TRANSPORTATION**

**RULE NO.:** 14-46.005 **RULE TITLE:** Wireless Facilities  
**PURPOSE AND EFFECT:** To address permitting of wireless facilities in Department right of way as authorized by Chapter 2017-42, Laws of Florida  
**SUBJECT AREA TO BE ADDRESSED:** Requirements for permitting of wireless facilities located within Department of Transportation right of way.  
**RULEMAKING AUTHORITY:** 334.044(2), 337.401, FS.  
**LAW IMPLEMENTED:** 337.401, 337.403, FS.  
**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**  
**DATE AND TIME:** Tuesday, August 8, 2017, 1:00 p.m. - 4:00 p.m.  
**PLACE:** Florida’s Department of Transportation, Burns Building Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Susan Schwartz, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Tallahassee, Florida 32399-0458, (850)414-5392, susan.schwartz@dot.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).  
**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Susan M. Schwartz, (850)414-5392, susan.schwartz@dot.state.fl.us  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS WILL BE POSTED WHEN AVAILABLE** AT:  
[www.fdot.gov/programmanagement/utilities](http://www.fdot.gov/programmanagement/utilities)

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Driver Licenses**

**RULE NO.:** 15A-5.001 **RULE TITLE:** Purpose  
 15A-5.002 Procedure  
 15A-5.004 Neurological Guidelines for Applicants with Seizures  
 15A-5.005 Loss of Consciousness  
 15A-5.006 Cardio Vascular Impairments  
 15A-5.008 Impairments of Memory or Judgment  
 15A-5.009 Musculoskeletal or Neuromuscular Impairments  
 15A-5.010 Severe Emotional and Mental Conditions  
 15A-5.011 Vision Standards  
**PURPOSE AND EFFECT:** The purpose of this amendment is to update the rules in Chapter 15A-5, F.A.C.  
**SUBJECT AREA TO BE ADDRESSED:** Medical Board Guidelines.  
**RULEMAKING AUTHORITY:** 322.02(3), 322.126(1), FS.  
**LAW IMPLEMENTED:** 322.05(7), 322.05(10), 322.125(1), (2), 322.126(1), 322.221(2)(c), 120.62, 120.53(1)(c), FS.  
**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**  
**DATE AND TIME:** August 1, 2017, 11:00 a.m.  
**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Conference Room B201, Tallahassee, Florida 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: Ray Graves, Bureau Chief, 2900 Apalachee Parkway, Room A201, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529. 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:** Ray Graves, Bureau Chief, 2900 Apalachee Parkway, Room A201, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529.

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

Section II  
Proposed Rules

**DEPARTMENT OF HEALTH**

**Council of Licensed Midwifery**

RULE NO.: 64B24-7.014  
RULE TITLE: Records and Reports

PURPOSE AND EFFECT: To update the Annual Report of Midwifery Practice Form DH-MQA 5011 to add the address for submitting the form and to include instructions for completing the form.

SUMMARY: The rule is being amended to add the address for submitting the form and to add instructions for completing the form.

**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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s. 120.541(2)(a), F.S. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 467.005, FS.

LAW IMPLEMENTED: 467.004, 467.019, 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: Kama Monroe, Executive Director, 4052 Bald Cypress way, Bin #C-06, Tallahassee, FL 32399; (850)245-4162 or Kama.Monroe@FIHealth.gov.

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

64B24-7.014 Records and Reports.

(1) through (5) No change.

(6) Each licensed midwife, temporary certificate holding midwife, and midwife supervising a student midwife in assisting in childbirth that occurs in an out-of-hospital setting, shall file an annual report no later than July 31 for the prior

fiscal year on Form DH-MQA 5011, Annual Report of Midwifery Practice (~~06/2017~~ ~~08/2015~~), incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-06545>.

(7) No change.

Rulemaking Authority 467.005 FS. Law Implemented 467.004, 467.019 FS. History--New 7-14-94, Formerly 61E8-7.014, Amended 3-20-96, Formerly 59DD-7.014, Amended 9-11-02, 3-22-16,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kama Monroe

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 26, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.:  
RULE TITLE:

- 69K-5.002 Application for Preneed License
- 69K-5.0021 Application for Preneed License Branch Office License
- 69K-5.0022 Applications for Transfer of a Preneed License
- 69K-5.0026 Preneed License Renewal
- 69K-5.009 Regulatory Standards for Evaluating Applications by the Board
- 69K-5.011 Preneed Sales Agent Renewal
- 69K-5.013 Procedure for Report of Identification for an Exempt Cemetery

PURPOSE AND EFFECT: Rules 69K-5.002, 69K-5.0021, and 69K-5.0022, F.A.C., are modified to update the application costs, pursuant to subsection 497.140(6), Florida Statutes (F.S.), which adds a “special unlicensed activity fee of \$5.” Rule 69K-5.0022, F.A.C., is modified in subsection (3) to align with statutory requirements in paragraph 497.453(2)(f), F.S. Also, the last two sentences of paragraph (3)(c) are modified to reflect that they apply to all three paragraphs in subsection 69K-5.0022(3), F.A.C., and the remaining subsections are renumbered. Further, the forms in Rules 69K-5.0021, 69K-5.0022, 69K-5.0026, and 69K-5.013, F.A.C., were previously added to the forms rule, Rule 69K-1.001, F.A.C.; thus, these rules are modified to remove redundant date and incorporation information. Rule 69K-5.009, F.A.C., is modified to update cemetery site acreage requirements. For Rule 69K-5.011, F.A.C., the modification clarifies the electronic filing process according to subsection 497.141(13), F.S.

SUMMARY: The identified rules in Chapter 69K-5, F.A.C., are modified to update the application costs, to align with statutory

requirements, to remove redundant forms' date and incorporation information because the forms have been added to the forms rule, Rule 69K-1.001, F.A.C., to update cemetery site acreage requirements, and to clarify the electronic filing process.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 497.103, 497.140, 497.141, 497.263, 497.407, 497.453, FS.

**LAW IMPLEMENTED:** 497.103, 497.140, 497.141, 497.260, 497.263, 497.287, 497.452, 473.453, 497.466, 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, August 10, 2017, 2:30 p.m.

**PLACE:** Room 139, Larson Building, 200 E. Gaines Street, Tallahassee

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: Ellen Simon, telephone: (850)413-4985, email: Ellen.Simon@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:** Ellen Simon, Assistant Division Director, Division of Funeral, Cemetery, and Consumer Services, address: Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0361, telephone: (850)413-4985, e-mail: Ellen.Simon@myfloridacfo.com.

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

69K-5.002 Application for Preneed License.

(1) Each entity desiring to obtain a preneed license shall apply to the Board by submitting the following:

(a) A completed Application ~~application~~ for Preneed License, Form DFS-PNL-1 ~~DFS COA-1~~, effective 2-7-95, and a Historical Sketch, Form DFS-HistS 7/01, which are incorporated herein by reference in Rule 69K-1.001, F.A.C., effective 6-26-02, and available on ~~by mail from~~ the Department's ~~of Financial Services~~, Division of Funeral, Cemetery, and Consumer Services (Division) website at <http://www.myfloridacfo.com/Division/FuneralCemetery/>, ~~200 East Gaines Street, Tallahassee, Florida 32399-0361~~. The application and historical sketch must be completed and signed less than ~~within~~ thirty (30) days prior to receipt by the Division Board; and

(b) An application fee of \$500 and an unlicensed activity fee of \$5 ~~which shall be the fee~~ for the annual period beginning July 1 of each year or any part thereof.

(2) through (4) No change.

(5)(a) For the purpose of Section 497.453, F.S., an applicant's principals (including directors, officers, stockholders owning more than 10% of the voting stock of the applicant, and other persons who can direct the management of the applicant) shall appear to be of good ~~moral~~ character if they:

1.(a) Have never been convicted of, or plead guilty to, a crime involving fraud, perjury, embezzlement, tax evasion, or other crime of moral turpitude;

2.(b) Have never filed false information with any governmental agency; and

3.(c) Have never demonstrated any act or nature that constitutes a lack of honesty or financial responsibility.

(b) If an applicant fails to meet the standards in paragraph (5)(a) above, ~~However~~, such act or conviction shall not create an irrebuttable presumption that a person is not of good ~~moral~~ character. The Board shall take into consideration evidence of such person's efforts at rehabilitation and law abiding behavior during the three (3) years preceding the filing of the application to determine if the applicant has the requisite good character.

(c) No change.

Rulemaking Authority 497.103, 497.453 FS. Law Implemented 497.140, 497.141, 497.452, 497.453 FS. History—New 4-25-94, Amended 2-7-95, 12-12-00, 6-26-02, Formerly 3F-5.002, Amended

69K-5.0021 Application for Preneed Branch Office License.

(1) Every Preneed Licensee that is part of a common business enterprise and elects to operate under a different name shall apply to the Board for a license to operate a branch office by submitting the following:

(a) A completed Application for Preneed ~~License~~ Branch Office License Registration, Form DFS-PNLB ~~DFS COAB-12/00~~, effective 9-18-01, which is ~~hereby~~ incorporated by

reference ~~in Rule 69K-1.001, F.A.C., and available on from the Department's website at <http://www.myfloridacfo.com/Division/FuneralCemetery/> of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.~~ The licensee application must submit an application that was ~~be completed and signed less than within~~ thirty (30) days ~~prior to~~ receipt by the ~~Division Board~~; and

(b) An application fee of \$150 ~~and an unlicensed activity fee of \$5 which shall be the fee~~ for the annual period beginning July 1 of each year or any part thereof.

(2) through (8) No change.

Rulemaking Authority 497.103, 497.453 FS. Law Implemented 497.103, 497.140, 497.453 FS. History—New 6-5-97, Amended 12-12-00, 9-18-01, Formerly 3F-5.0021, Amended.

69K-5.0022 Applications for Transfer of a Preneed License.

(1) No change.

(a) A completed Application for Transfer of a Preneed License, Form ~~DFS-PNLT1, DFS-COAT1, effective 5-13-97, which is hereby incorporated by reference and available by mail from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Service, 200 East Gaines Street, Tallahassee, Florida 32399-0361, and, for each principal, a Historical Sketch, Form DFS HistS as referenced in Rule 69K-5.002, F.A.C. Both forms are incorporated by reference in Rule 69K-1.001, F.A.C., and available on the Department's website at <http://www.myfloridacfo.com/Division/FuneralCemetery/>. The application and historical sketch(s) must be completed and Each of the forms must be signed less than within~~ thirty (30) days ~~prior to~~ receipt by the ~~Division Board~~;

(b) A non-refundable application fee of \$100 ~~and an unlicensed activity fee of \$5 must accompany the form, which shall be the fee~~ for the remainder of the annual license period in which the application is approved; and

(c) No change.

(2) No change.

(3)(a) For the purpose of Section 497.453, F.S., an applicant's principals (including directors, officers, stockholders owning more than 10% of the voting stock of the applicant, and other persons who can direct the management of the applicant) shall appear to be of good ~~moral~~ character if they:

~~1.(a)~~ Have never been convicted of, or plead guilty to, a crime involving fraud, perjury, embezzlement, tax evasion, or other crime of moral turpitude;

~~2.(b)~~ Have never filed false information with any governmental agency; and

~~3.(c)~~ Have never demonstrated any act or nature that constitutes a lack of honesty or financial responsibility.

(b) If an applicant fails to meet the standards in paragraph (3)(a) above, ~~However~~ such act or conviction shall not create an irrefutable presumption that a person is not of good ~~moral~~ character. The Board shall take into consideration evidence of such person's efforts at rehabilitation and law abiding behavior during the three (3) years preceding the filing of the application to determine if the applicant has the requisite good character.

(4) through (8) No change.

Rulemaking Authority 497.103, 497.453 FS. Law Implemented 497.140, 497.453 FS. History—New 5-13-97, Amended 6-26-02, Formerly 3F-5.0022, Amended.

69K-5.0026 Preneed License Renewal.

(1) (a) Each active preneed license shall be renewed for the annual period beginning July 1 of each year upon approval by the Board of Funeral, Cemetery, and Consumer Services. The Department will provide a renewal reminder either by mail or electronic notice to each licensee at the address of record. Failure to receive any notification does not relieve the licensee of the responsibility to meet the renewal application requirements. The application for renewal will be presented to the Board upon receipt ~~and review~~ by the Department of a non-refundable renewal fee as established by subsection 497.453(5), F.S., and a financial statement as of the entity's most recent fiscal year end, ~~and a completed Annual COA Renewal Statement. Preneed License Renewal, Form DFS COA R1, effective 1-18-96, Annual COA Financial Statement, Form DFS COA R2, effective 1-18-96, and Annual COA Renewal Statement, Form DFS COA R3, revised 12-6-01, are hereby incorporated by reference and available~~ The licensee shall apply by mail and pay the renewal fee either online, if available, or by mail to or electronically from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, at the address indicated on the form 200 East Gaines Street, Tallahassee, Florida 32399-0361.

(b) The following forms are to be completed by the licensee:

1. Form DFS-PNL-R, Cover Sheet and General Instructions for Preneed License and Branch Annual Renewal Packet;

2. Form DFS-PNL-R1, Invoice – Renewal of Preneed License;

3. Annual Financial Statement:

a. Form DFS-PNL-R2, Financial Statement Instructions;

b. Form DFS-PNL-R2A, Balance Sheet of Preneed Licensee;

c. Form DFS-PNL-R2B, Income Statement;

4. Annual Renewal Statement:

a. Form DFS-PNL-R3A, Statement of Preneed Sales Under Each Individual Trust, Surety Bond, or Insurer;

b. Form DFS-PNL-R3B, Summary of Preneed Activity;

5. Form DFS-PNL-R4, Annual PNL Financial Statement and Renewal Statement Certification and Application for Renewal.

(c) Each preneed licensee that is not renewing its preneed license shall mail in a completed Notice of Non-Renewal of Preneed License, Form DFS-PNL-R5, prior to the expiration of the license.

(d) If, at the time of renewal, a preneed licensee's net worth does not meet the requirements of Section 497.453, F.S., or Rule 69K-5.0016, F.A.C., the preneed licensee shall mail in a completed Net Worth Alternatives Form, Form DFS-PNL-R6.

(e) Each of the forms listed above in subsection (1) is incorporated by reference in Rule 69K-1.001, F.A.C., and can be obtained on the Department's website at <http://www.myfloridacfo.com/Division/FuneralCemetery/>.

(2) Failure to submit the statements as required in subsection (1) authorizes ~~may result in the levy of a fine by the~~ Board of Funeral, Cemetery, and Consumer Services to levy a fine in the amount of \$50 per day for each day the financial and renewal statements are not submitted unless an extension is granted, as follows:

(a) Annual ~~COA~~ Financial Statement must be submitted to and received by the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, within 3 months after ~~of~~ the end of the preneed licensee's fiscal year. An extension is automatically granted to allow Financial Statements to be due April 1 of each calendar year.

(b) Annual ~~COA~~ Renewal Statement and the required renewal fee must be submitted to and received by the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, on or before April 1 of each year.

(3) Financial statements may be prepared either on the forms listed in subsection (1) ~~promulgated by this rule~~ or by an independent certified public accountant ~~on the accrual or income tax basis of accounting~~ in conformity with Rule 69K-5.0016, F.A.C. Audited statements are acceptable. The financial statements must document compliance with the minimum financial responsibility requirements of Rule 69K-5.0016, F.A.C. Failure to comply with said rule shall result in denial of the renewal application.

(4) No change.

(5) Any Preneed License not approved or denied by the Board prior to July 1 of each year shall automatically expire on July 1 and the entity shall be required to cease and desist from all selling of preneed funeral and cemetery goods and services. All preneed sales agent ~~appointments registrations~~ associated with the preneed license will be terminated. New applications for certification/ ~~appointments registrations~~ must be submitted

to and approved by the Board in order to return the certificate and agent ~~appointments registrations~~ to active status. The applicants shall be subject to all requirements of initial application.

Rulemaking Authority 497.103, 497.407, 497.453 FS Law Implemented 497.141, 497.453 FS History-New 6-24-96, Amended 7-10-02, Formerly 3D-30.041, 69K- 100.041, Amended

69K-5.009 Regulatory Standards for Evaluating Applications by the Board.

When an application for authority to organize and operate a new cemetery company is filed, it is the applicant's responsibility to meet the statutory criteria warranting the grant of authority. If, in the opinion of the Board, any one of the criteria as set forth in Section 497.263, F.S., which requires Board review and approval has not been met and cannot be remedied by the applicant, the Department cannot approve the application.

The applicant shall submit information addressing the following:

(1) No change.

(a) No change.

(b) Capital shall be sufficient to purchase a cemetery site of no less than thirty (30) ~~15~~ contiguous acres in fee simple unencumbered; to develop at least two (2) acres for burial spaces including a paved road from a public roadway; to purchase or lease adequate equipment for the operation and maintenance of the cemetery; and to build or lease suitable facilities to operate the cemetery.

(c) No change.

(2) Proposed executive officers, directors or principals.

(a) The proposed officers, directors or principals shall each submit an executed Historical Sketch, Form DFS HistS ~~as referenced in Rule 69K 5.002, F.A.C.~~, and shall have reputations evidencing honesty and integrity. They shall have employment and business histories demonstrating their responsibility in financial affairs. The fact that a proposed officer, director, or principal has been adjudicated bankrupt or has filed for relief under the Federal Bankruptcy Act shall be considered a material factor in the evaluation of responsibility in financial affairs.

(b) No change.

(c) The proposed general manager shall have at least three (3) years of direct cemetery management experience within seven (7) years of the application as a general manager, director, regulator of a cemetery, or similar position having an equivalent level of responsibility for a cemetery. The general manager must have a reputation evidencing honesty and integrity and an employment history demonstrating competent past experience. It is not necessary that the name of the general manager be submitted with the application. However, this individual must

be named and have submitted an executed Historical Sketch, ~~Form DFS HistS as referenced in Rule 69K-5.002, F.A.C.,~~ not later than ninety (90) days prior to applicant's intended opening date. The applicant may not open for business without prior approval of the general manager by the Department.

(d) through (e) No change.

Rulemaking Authority 497.103, 497.263 FS. Law Implemented 497.263 FS. History--New 7-22-97, Amended 6-26-02, Formerly 3F-5.009, Amended \_\_\_\_\_.

69K-5.011 Preneed Sales Agent Renewal.

(1) Each active preneed sales agent ~~appointment registration~~ shall be renewed for the biennial period beginning ~~two (2) years~~ after the date of appointment. During the license renewal period of each biennium the Department will mail or email a renewal notice to the appointing entity for each licensee at the address of record. Failure to receive any notification does not relieve the licensee of the responsibility to meet the renewal application requirements. The application for renewal process shall include submission March 1 of each even-numbered year upon receipt of the statutory nonrefundable renewal fee required by Section 497.466(4), F.S., and doing the following: either (a) go online to complete a renewal submission via the agent's eAppoint account; or (b) submit a paper copy of a completed renewal submittal with the renewal notice sent to the appointing entity for the preneed sales agent application. Form DFS PNSR 1 Preneed Sales Agent Renewal Application, revised 09/00, is hereby incorporated by reference and available by mail from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. The licensee shall apply and pay according to the instructions in the renewal notice from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services. A non-refundable application fee of \$250 for an agent who renews appointments online and an additional \$25 per appointment for an appointing entity who renews using paper shall accompany the form.

(2) No change.

(3) Renewal filings must be received by the Department on or before the last day of ~~the deadline required in subsection (1) February of each even-numbered year.~~ If the last day of ~~February~~ of the renewal year is on a Saturday, Sunday, or legal holiday pursuant to Section 110.117, F.S., renewal applications received on the next business day will be considered timely received.

(4) A preneed sales agent ~~appointment registration~~ that is not renewed as required in subsection (1) ~~prior to March 1 of the renewal year~~ shall automatically expire on the last day of ~~February~~ of the biennial period renewal year.

Rulemaking Authority 497.103, 497.141 FS. Law Implemented, 497.140, 497.141, 497.466 FS. History--New 3-12-02, Formerly 3D-30.060, 69K-100.060, Amended \_\_\_\_\_.

69K-5.013 Procedure for Report of Identification for an Exempt Cemetery.

(1) Each cemetery required to register as an exempt cemetery pursuant to Sections 497.260 and 497.287, F.S., shall submit to the Department:

(a) A completed Report of Identification for an Exempt Cemetery, ~~Form DFS-EC-1, effective 3-3-97,~~ which is incorporated ~~herein~~ by reference in Rule 69K-1.001, F.A.C., and available ~~on by mail from~~ the Department's website at <http://www.myfloridacfo.com/Division/FuneralCemetery/> ~~of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.~~ The report must be completed, signed, and verified ~~less than within~~ thirty (30) days prior to receipt by the Department; and

(b) A non-refundable registration fee of \$25.00 ~~which~~ shall be the fee for each five (5) year ~~the quinquennial~~ period beginning October 1, ~~1993~~ 2013, or any part thereof.

(2) through (4) No change.

Rulemaking Authority 497.103 FS. Law Implemented 497.260, 497.287 FS. History--New 3-3-97, Formerly 3D-30.110, 69K-100.110, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Ellen Simon

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: CFO Jimmy Patronis

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 13, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 13, 2017

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

#### DEPARTMENT OF HEALTH

##### Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.002: Supervisor

64B3-5.003: Technologist

64B3-5.004: Technician

64B3-5.007: Director; Limitations and Qualifications

#### 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. 43 No. 79, April 24, 2017 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and

from a vote by the Board at a duly noticed public meeting held on June 2, 2017. The rules shall now read as follows:

64B3-5.002 Supervisor.

Qualifications and Responsibilities.

(1) No change.

(2) To be licensed as a supervisor, an applicant: shall be licensed or meet the requirements for licensure as a technologist; complete a one-hour educational course acceptable to the Board ~~Department~~ on human immunodeficiency virus and acquired immune deficiency syndrome or provide an affidavit that the course will be completed within six (6) months of licensure; and meet the requirements of one of the options set forth in subsection (3) below:

(3)(a) Microbiology, Serology/Immunology, Clinical Chemistry, Hematology, Immunohematology, Blood Banking (Donor Processing), Cytogenetics.

Education	Option	Training/Experience	Certification
Doctoral Degree in Clinical Laboratory, Chemical or Biological Science	1a	1 year of pertinent clinical laboratory experience in the specialty area in which licensure is sought, and 25 hours of Board-approved continuing education in supervision and administration or GS(ABB)	As required for technologist licensure.
	1b	1 year of pertinent clinical laboratory experience in the specialty area in which licensure is sought	DLM (ASCP) or SC(ASCP) for clinical chemistry SH (ASCP) for hematology and SBB(ASCP) for blood banking and immunohematology SM (ASCP) for microbiology TS(ABB) for specialty sought

Masters Degree in Clinical Laboratory, Chemical or Biological Science	2a	3 years of pertinent clinical laboratory experience, with at least 1 year experience in the specialty area in which licensure is sought, and 25 hours of Board-approved continuing education in supervision and administration or GS(ABB)	As required for technologist licensure.
	2b	3 years of pertinent clinical laboratory experience, with at least 1 year experience in the specialty area in which licensure is sought	DLM (ASCP) or SC(ASCP) for clinical chemistry SH (ASCP) for hematology and SBB(ASCP) for blood banking and immunohematology SM (ASCP) for microbiology TS(ABB) for specialty sought
Bachelors Degree in <u>Clinical Laboratory, Chemical or Biological Science</u> with <del>24</del> <u>24</u> semester hours of <u>academic science</u> including <u>8</u> semester hours	3a	5 years of pertinent clinical laboratory experience, with at least 2 years experience at the Technologist level, and at least 1 year experience in the specialty area in which licensure is sought, and 25 hours of Board-approved continuing education in supervision and administration or GS(ABB)	As required for technologist licensure.

of biological sciences and 8 semester hours of chemical sciences	3b	5 years of pertinent clinical laboratory experience, with at least 2 years experience at the Technologist level, and at least 1 year experience in the specialty area in which licensure is sought	DLM (ASCP) or SC(ASCP) for clinical chemistry SH (ASCP) for hematology and SBB(ASCP) for blood banking and immunohematology SM (ASCP) for microbiology TS(ABB) for specialty sought
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(b) through (f) No change.

(4) No change.

Rulemaking Authority 483.805(4), 483.823 FS. Law Implemented 381.0034(3), 483.809, 483.823 FS. History—New 12-6-94, Amended 7-12-95, 12-4-95, Formerly 59O-5.002, Amended 5-26-98, 1-11-99, 6-10-99, 3-11-01, 9-19-01, 5-23-02, 10-14-02, 9-16-03, 4-20-04, 2-23-06, 5-25-06, 7-9-07, 2-7-08, 6-17-09, 1-30-12, 2-21-16,

64B3-5.003 Technologist.

(1) Technologist Qualifications. Degrees or semester hours of academic credit required in this section shall be obtained at a regionally accredited college or university or, if foreign education, equated pursuant to subsection 64B3-6.002(6), F.A.C. Applicants for technologist licensure in the categories of microbiology, serology/immunology, chemistry, hematology, immunohematology, histocompatibility, blood banking, cytology, cytogenetics, histology, molecular pathology, andrology and embryology shall complete a one hour educational course acceptable to the Board Department on human immunodeficiency virus and acquired immune deficiency syndrome or provide an affidavit that the course will be completed within six (6) months of licensure.

(2) All applicants for a Technologist license must satisfy the requirements for High Complexity Testing under CLIA Amendments, 42 CFR 493.1489; ~~(2011) effective April 24, 1995,~~ which is incorporated by reference and adopted herein and available at <http://www.gpo.gov.fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5-sec493-1489.pdf> or at <http://www.flrules.org/Gateway/reference.asp?No=Ref->

(3) In addition, at least one of the following requirements must be met for specific areas of licensure. In some cases there are multiple options for meeting the requirement.

(a) Microbiology, Serology/Immunology, Clinical Chemistry, Hematology, Immunohematology. A Generalist Technologist license includes the specialties of microbiology, serology/immunology, clinical chemistry, hematology, and immunohematology.

Education	Option	Training/Experience	Certification
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Bachelors Degree (or higher) in Clinical Laboratory, Chemical, or Biological Science with 24 semester hours of academic science including 6 semester hours of biological sciences and 6 semester hours of chemical sciences	1	Clinical laboratory training program, or 3 years pertinent clinical laboratory experience with a minimum of 6 months in each specialty for which licensure is sought	MLS(ASCP), MT(ASCP <sup>i</sup> ), MT(AMT), MT(AAB) NRCC examinations or specialist examinations in single discipline for licensure in that specialty area
90 semester hours college credit with 24 semester hours of academic science including 6 semester hours of biological sciences and 6 semester hours of chemical sciences	2	Clinical laboratory training program	MLS(ASCP), MT(ASCP <sup>i</sup> ), MT(AMT), MT(AAB), or specialist examinations in single discipline for licensure in that specialty area
Associate Degree in Clinical/Medical Laboratory Technology including 6 semester hours of academic biological sciences and 6	3	as required by certifying body	MT(AAB) examinations, including specialist examinations, in single disciplines for licensure in that specialty area



semester hours of academic chemical sciences			
Associate Degree including 6 semester hours of academic biological sciences and 6 semester hours of academic chemical sciences	4a	Successfully completed a Department of Defense clinical laboratory training program	MT(AAB) examinations, including specialist examinations, in single disciplines for licensure in that specialty area
	4b	5 years of pertinent clinical laboratory experience with one year of experience in each specialty area for which licensure is sought	MT(AAB) examinations, including specialist examinations, in single disciplines for licensure in that specialty area

(b) Blood Banking  
(Donor Processing)

Education	Option	Training/Experience	Certification
Bachelors Degree (or higher) in Medical Technology with 24 semester hours of academic science including 6 semester hours of biological sciences and 6 semester hours of chemical sciences	1	as required by certifying body	MLS(ASCP), MT(ASCP <sup>1</sup> ), BB(ASCP), SBB(ASCP), MT(AAB), MT(AMT)

Bachelors Degree (or higher) in Clinical Laboratory, Chemical, or Biological Science with 24 semester hours of academic science including 6 semester hours of biological sciences and 6 semester hours of chemical sciences		pertinent clinical laboratory experience Medical Technology Training program, or Board approved training program in Blood Banking, or 3 years experience in clinical laboratory experience in the areas of Chemistry, Serology/Immunology, Hematology, and Immunochemistry and Blood Banking	MLS(ASCP), MT(ASCP <sup>1</sup> ), BB(ASCP), SBB(ASCP), MT(AAB), MT(AMT)
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(c) through (e) No change.

(f) Andrology, Embryology.

Education	Option	Training/Experience	Certification
Bachelors Degree (or higher) with 24 semester hours of academic science including 6 semester hours of biological sciences and 6 semester hours of chemical sciences	1	Board approved training program in Andrology/Embryology or 1 year of pertinent clinical laboratory experience	MT(AAB) Andrology/Embryology examination

Associate Degree including 6 semester hours of academic biological sciences and 6 semester hours of academic chemical sciences	2	3 years of pertinent clinical laboratory experience	MT(AAB) Andrology/Embryology examination
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(g) through (h) No change.

Rulemaking Authority 483.805(4), 483.811(2), 483.823 FS. Law Implemented 381.0034(3), 483.809, 483.811(2), 483.823 FS. History—New 12-6-94, Amended 7-12-95, 9-10-95, 12-4-95, Formerly 590-5.003, Amended 5-26-98, 1-11-99, 7-5-01, 3-24-02, 10-29-02, 8-16-04, 5-15-05, 12-19-05, 5-25-06, 7-9-07, 2-7-08, 6-17-09, 1-30-12, 2-7-13, 10-3-13, 4-5-15, 6-16-15,\_\_\_\_\_.

64B3-5.004 Technician.

(1) General Qualifications. Degrees or semester hours of academic credit required in this section shall be obtained at a regionally accredited college or university, or by foreign education equated pursuant to subsection 64B3-6.002(6), F.A.C. In order to be licensed as a laboratory technician, which includes the categories of microbiology, serology/immunology, chemistry, hematology, immunohematology, histology, molecular pathology, andrology and embryology, the applicant shall complete a one hour educational course acceptable to the Board department on human immunodeficiency virus and acquired immune deficiency syndrome or provide an affidavit that the course will be completed within six (6) months of licensure.

(2) All applicants for a Technician license must satisfy the requirements for Moderate Complexity Testing under CLIA Amendments, 42 CFR 493.1423, effective January 19, 1993, which is incorporated by reference herein and available at <http://www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5-sec493-1423.pdf> or <http://www.flrules.org/Gateway/reference.asp?No=Ref-> as published on October 1, 2007. Technicians performing high complexity testing as defined in 42 CFR 493.5 and 493.17, both effective April 24, 1995, which is incorporated by reference herein and available at <https://www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5.pdf> or <http://www.flrules.org/Gateway/reference.asp?No=Ref-> as published on October 1, 2007, and who have been licensed after September 1, 1997, shall meet the minimum educational and

training qualifications provided in 42 CFR 493.1489, effective April 24, 1995, which is incorporated by reference herein and available at <http://www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5-sec493-1489.pdf> or <http://www.flrules.org/Gateway/reference.asp?No=Ref-> as published on October 1, 2007, incorporated herein by reference, including a minimum of an associate degree in laboratory science, medical laboratory technology, or equivalent education and training.

(3) No change.

Rulemaking Authority 483.805(4), 483.811(2), 483.823 FS. Law Implemented 381.0034, 483.809, 483.811(2), 483.823 FS. History—New 12-6-94, Amended 7-12-95, 12-4-95, Formerly 590-5.004, Amended 5-26-98, 9-20-98, 1-11-99, 8-31-99, 9-27-00, 12-26-00, 4-29-02, 10-29-02, 2-11-03, 4-20-04, 2-23-06, 5-25-06, 12-5-07, 1-30-12, 10-3-13,\_\_\_\_\_.

64B3-5.007 Director; Limitations and Qualifications.

(1) All applicants for a Director license must have the qualifications for a High Complexity Laboratory Director, listed in 42 CFR 493.1443 (2011), which is incorporated by reference and adopted herein, available at [www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5.pdf](http://www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol5/pdf/CFR-2011-title42-vol5.pdf) or <http://www.flrules.org/Gateway/reference.asp?No=Ref->. The applicant shall complete a one hour educational course acceptable to the Board department on human immunodeficiency virus and acquired immune deficiency syndrome or provide an affidavit that the course will be completed within six (6) months of licensure.

(2) In addition, at least one of the following requirements must be met for specific areas of licensure. In some cases, there are multiple options for meeting the requirements.

(a) through (g) No change.

(h) Clinical Chemistry

Education	Option	Training/Experience	Certification
Doctoral Degree in chemical, biological, or clinical laboratory science	1	as required by certifying body	Certification in Clinical Chemistry by ABCC, HCLD(ABB) with certification in Chemistry; or certification as a <del>in</del> Clinical Chemistry or Toxicological Chemistry by NRCC or F-ABFT certification in

			Forensic Toxicology by ABFT.
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6.002, Amended 12-28-94, 5-29-95, Formerly 59O-6.002, Amended 8-27-97, 10-14-02, 4-13-04, 6-17-09, 12-20-11, 2-21-16, \_\_\_.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

**Section IV  
 Emergency Rules**

NONE

(i) through (l) No change.

Rulemaking Authority 483.805(4) FS. Law Implemented 381.0034(3), 483.800, 483.809, 483.823(1), 483.824 FS. History—New 6-6-85, Formerly 10D-41.67, Amended 3-11-90, Formerly 10D-41.067, Amended 7-1-97, Formerly 59O-5.007, Amended 5-26-98, 3-2-99, 3-24-02, 10-14-02, 4-20-04, 2-23-06, 3-17-08, 6-17-09, 12-30-09, 1-30-12, 2-23-16, \_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

**DEPARTMENT OF HEALTH  
 Board of Clinical Laboratory Personnel  
 RULE NO.: RULE TITLE:**

64B3-6.002: Documentation for Licensure  
 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. 43 No. 79, April 24, 2017 issue of the Florida Administrative Register.

This change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and from a vote by the Board at a duly noticed public meeting held on June 2, 2017. The rule shall now read as follows:

64B3-6.002 Documentation for Licensure.

The following is a list of acceptable documents which shall be submitted to the Board as appropriate for the type of license sought to show eligibility for the license:

(1) No change.

(4) A copy of certificate of attendance or documentation of training required pursuant to Chapters 64B3-3 and 64B3-4, F.A.C., and continuing education required pursuant to Chapter 64B3-11, F.A.C., ~~including one (1) hour HIV/AIDS continuing education or affidavit stating that the course will be completed within six (6) months of licensure. An applicant for initial licensure who has not taken an acceptable HIV/AIDS course at the time of licensure may submit an affidavit showing good cause and shall be allowed six (6) months to complete the course.~~

(5) through (8) No change.

Rulemaking Authority 483.805(4) FS. Law Implemented 381.0034, 483.823 FS. History—New 1-9-94, Amended 7-13-94, Formerly 61F3-

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 RULE NO.: RULE TITLE:

62-610.462: Reliability and Operator Staffing

The Department of Environmental Protection hereby gives notice that it has issued a Final Order on June 23, 2017, granting KW Resort Utilities Corp’s Petition for a Variance for its wastewater treatment facility located in Key West. The Petition was received on May 15, 2017. Notice of receipt of this Petition was published in the Florida Administrative Register on June 6, 2017. The petition requested a variance from subsection 62-610.462(3), F.A.C, which establishes minimum staffing requirements at the Petitioner’s wastewater treatment facility. No public comment was received. The Final Order reduced the staffing requirement to 6 hours/day, 5 days/week provided there is no discharge to reuse facilities. The Final Order granted the variance to avoid the substantial economic hardship of requiring a certified operator even though the facility rarely produced reuse water on weekends.

A copy of the Order or additional information may be obtained by contacting Bill Robertson, P.E., DEP South District, P.O. Box 2549, Fort Myers, Florida 33902-2549, (239)344-5757, Bill.D.Robertson@dep.state.fl.us, during normal business hours, 8:00 a.m. through Friday, except legal holidays.

DEPARTMENT OF HEALTH  
 Board of Clinical Laboratory Personnel  
 RULE NO.: RULE TITLE:

64B3-5.007: Director; Limitations and Qualifications

NOTICE IS HEREBY GIVEN that on July 13, 2017, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver for Avisia Asemi, Ph.D. Petitioner is seeking a variance or waiver of paragraph 64B3-5.007(2)(j), Florida Administrative Code, which sets forth the education,

training/experience and certification requirements for licensure as a director in the specialty of Embryology.

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

**DEPARTMENT OF HEALTH**

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.003: Technologist

NOTICE IS HEREBY GIVEN that on July 13, 2017, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver filed by Hector Soto. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(c), Florida Administrative Code, which sets forth the education, training/experience and examination requirements for specialty licensure in cytology as a medical technologist.

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

**DEPARTMENT OF HEALTH**

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.002: Supervisor

The Board of Clinical Laboratory Personnel hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on March 13, 2017, by William K. Vernier. The Notice of Petition for Waiver or Variance was published on March 31, 2017 in Volume 43, Number 63 of the Florida Administrative Register. The Petitioner was seeking a waiver or variance of paragraph 64B3-5.002(3)(a), Option 3b, Florida Administrative Code, entitled "Supervisor," which sets forth the education, training/experience and examination requirements for licensure as a supervisor. The Board considered the instant Petition at a duly-noticed public telephonic meeting, held June 2, 2017.

The Board's Order, filed on June 20, 2017, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute would be met by granting a variance or waiver from paragraph 64B3-5.002(3)(a) Option 3b, F.A.C. The Board further finds that Petitioner failed to establish that applying the requirements of the aforementioned rule to his circumstances would violate principles of fairness and impose substantial hardship.

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

**Section VI**

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida Agriculture in the Classroom, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: August 17, 2017, 1:00 p.m.

PLACE: Lakeside Inn, Mount Dora

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board of directors of Florida Agriculture in the Classroom, Inc. will meet Thursday, August 17 from 1:00 p.m. to 4:00 p.m. and Friday, August 17 from 8:30 a.m. until 11:00 a.m. for a board meeting and annual retreat at the Lakeside Inn in Mount Dora. The Lakeside Inn is located at 100 Alexander St., Mt Dora, FL 32757.

A copy of the agenda may be obtained by contacting: Becky Sponholtz at [sponholtz@agtag.org](mailto:sponholtz@agtag.org).

For more information, you may contact: Becky Sponholtz at [sponholtz@agtag.org](mailto:sponholtz@agtag.org).

**STATE BOARD OF ADMINISTRATION**

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 31, 2017, 2:00 p.m.

PLACE: The Hermitage Centre, Everglades Conference Room, 1801 Hermitage Blvd., Tallahassee, Florida, 32308. You can also dial in using your phone: 1(224)501-3412, access code 813-218-653.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To validate the Evaluators' recommendation to move forward to the Negotiation Phase for each responsive reply to Invitation to Negotiate, ITN 17-02, Customer Service and Records Administration Services for Florida ABLE, Inc.

A copy of the agenda may be obtained by contacting: The Florida Prepaid College Board, ITN Administrator by email at [ITNinfo.Prepaid@MyFloridaPrepaid.com](mailto:ITNinfo.Prepaid@MyFloridaPrepaid.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 ITN Administrator at the email address provided above. If you are hearing or speech impaired, please

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

**REGIONAL PLANNING COUNCILS**

North Central Florida Regional Planning Council  
The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
DATE AND TIME: July 27, 2017, 6:00 p.m.  
PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

**REGIONAL PLANNING COUNCILS**

North Central Florida Regional Planning Council  
The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
DATE AND TIME: July 27, 2017, 6:00 p.m.  
PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

**REGIONAL PLANNING COUNCILS**

North Central Florida Regional Planning Council  
The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
DATE AND TIME: July 27, 2017, 7:00 p.m.  
PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

**REGIONAL PLANNING COUNCILS**

East Central Florida Regional Planning Council  
The Local Emergency Preparedness Committee (LEPC) announces a public meeting to which all persons are invited.  
DATE AND TIME: Friday, August 18, 2017, 10:00 a.m. – 12:00 Noon  
PLACE: Volusia County Emergency Operations Center, 3825 Tiger Bay Road, Daytona Beach, FL 32124  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Material related to EPCRA Community right-to-know.

A copy of the agenda may be obtained by contacting: Michelle Cechowski at (407)245-0300, ext. 317 or michelle@ecfrpc.org.

**COMMISSION ON ETHICS**

The Commission on Ethics announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 28, 2017, 8:30 a.m.  
PLACE: First District Court of Appeal, 3rd Floor Courtroom, 2000 Drayton Drive, Tallahassee, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: [www.ethics.state.fl.us](http://www.ethics.state.fl.us) or (850)488-7864.

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: (850)488-7864. 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.

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

RULE NOS.:RULE TITLES:

- 40C-2.031 Implementation
- 40C-2.041 Permits Required
- 40C-2.042 General Permit by Rule
- 40C-2.051 Exemptions
- 40C-2.101 Publications Incorporated by Reference
- 40C-2.301 Conditions for Issuance of Permits
- 40C-2.302 Reservation of Water from Use
- 40C-2.321 Duration of Permit
- 40C-2.331 Modification of Permits
- 40C-2.351 Transfer of Permits
- 40C-2.361 Renewal of Permits
- 40C-2.381 Permit Limiting Conditions
- 40C-2.401 Identification Tags
- 40C-2.501 Permit Classification
- 40C-2.900 Forms and Instructions

The St. Johns River Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: August 3, 2017, 1:00 p.m. – 3:00 p.m.

PLACE: Governing Board Room, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177. By July 27, 2017, information on how to attend the rule workshop by telephone will be available at: <http://sjrwmd.com/ruledevelopment/> under the Notice of Rule Development column for this rulemaking (CUP Streamlining 2017).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule Development Workshop to discuss and receive public input on proposed rule amendments to chapter 40C-2, F.A.C.

NOTE: Members of the District’s Governing Board may attend the scheduled Rule Development Workshop.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Tom Mayton, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or [tmayton@sjrwmd.com](mailto:tmayton@sjrwmd.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk, (386)329-4127. 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: St. Johns River Water Management District, Attention: Tom Mayton, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or [tmayton@sjrwmd.com](mailto:tmayton@sjrwmd.com).

The preliminary text of the proposed rule amendments will be available for review by July 27, 2017, at [www.sjrwmd.com/ruledevelopment/](http://www.sjrwmd.com/ruledevelopment/) under the Notice of Rule Development column for this rulemaking (CUP Streamlining 2017).

**REGIONAL UTILITY AUTHORITIES**

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, A Regional Water Supply Authority, announces a public meeting to which all persons are invited.

DATE AND TIME: July 31, 2017, 9:00 a.m. – 4:30 p.m. or until completed

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for As-Needed Strategic Communications Consulting Services Contract #'s 2018-014, 2018-015 & 2018-016. As a part of the selection process, the Selection Committee will hear presentations and conduct interview with short-listed firms in order to determine the highest ranking firm to recommend for award.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

DEPARTMENT OF VETERANS' AFFAIRS

The Florida Department of Veterans' Affairs, Florida Veterans Hall of Fame Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 31, 2017, 2:00 p.m. – 4:00 p.m.

PLACE: The Capitol, Room 28, House Office Building, 402 South Monroe Street, Tallahassee, Florida 32399 or telephone conference: dial call-in number: 1(888)670-3525, enter participant code: 7425294993, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will meet to introduce new members, hold Council elections, and to receive informational briefings.

A copy of the agenda may be obtained at the FDVA website: [www.FloridaVets.org](http://www.FloridaVets.org).

For more information, you may contact: Jessica Kraynak at (850)487-1533.

DEPARTMENT OF MANAGEMENT SERVICES

State Retirement Commission

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

DATE AND TIME: August 28, 2017, 9:00 a.m.

PLACE: Embassy Suites Ft. Lauderdale, 1100 SE 17th Street, Ft. Lauderdale, Florida 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida, 32399-0950 or by calling: (850)487-2410. 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 15 days before the workshop/meeting by contacting: Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by calling (850)-487-2410. 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: Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or call (850)487-2410.

DEPARTMENT OF HEALTH

Division of Health Access and Tobacco

The Division of Health Community Health Promotion, Bureau of Tobacco Free Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 24, 2017, 9:00 a.m.

PLACE: 4052 Bald Cypress Way, 3rd Floor, Room 301, Tallahassee, Florida 32399 or by telephone: 1(888)670-3525, conference code: 700 265 0509

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of an Advisory Council required by Florida Statute 381.84. The council meets four times per year to provide advice to the Department of Health relating to the Comprehensive Tobacco Education and Use Prevention Program. The meetings will provide evaluation information and reports about the Tobacco Education and Use Prevention Program and each of the program's major components including media, the cessation quitline, and community programs. There will be additional discussion in the Advisory Council Subcommittee breakout sessions during a working lunch.

Subcommittee call-in numbers as follows:

Policy; 1(888)670-3525, code 572 084 8571

Surveillance; 1(888)670-3525, code 978 712 9198

Communications; 1(888)670-3525, code 300 544 9862

A copy of the agenda may be obtained by contacting: Meredith Hennon, (850)617-1941 or [Meredith.Hennon@flhealth.gov](mailto:Meredith.Hennon@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 72 hours before the workshop/meeting by contacting: Meredith Hennon, (850)617-1941 or [Meredith.Hennon@flhealth.gov](mailto:Meredith.Hennon@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Meredith Hennon, (850)617-1941 or [Meredith.Hennon@flhealth.gov](mailto:Meredith.Hennon@flhealth.gov).

Florida Surplus Asset Fund Trust

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2017, 1:00 p.m.

PLACE: City of Oviedo Cultural Center, 357 Center Lake Lane, Oviedo, FL 32765; conference call information below

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Surplus Asset Fund Trust

10151 University Blvd., #227, Orlando, Florida 32817

Board of Trustees July 27, 2017  
 Florida Surplus Asset Fund Trust  
 AGENDA

This meeting of the Board of Trustees for Florida Surplus Asset Fund Trust will be held on Thursday, July 27, 2017 at 1:00 p.m. at City of Oviedo, Cultural Center, 357 Center Lake Lane, Oviedo FL 32765. Complimentary lunch will be provided at 11:00 a.m., followed by a Board Workshop at 11:30 a.m. Conference call number 1(800)201-2375, participation code 365753#

MEETING OF THE BOARD OF TRUSTEES

A. BUSINESS ITEMS

1. Call to Order/Roll Call
2. Public Comments
3. Approval Prior Board Meeting Minutes
  - (a) April 27, 2017
4. Participant and Guest Introductions

B. OTHER ITEMS

1. Investment Advisor/Operations Manager Update - PMA
  - (a) Economic and Market Update
  - (b) FLSAFE LGIP Portfolio Update; Comparative Market Review
  - (c) Operations Manager Report
  - (d) Board Ratification of May, June, and July 2017 Term Series
  - (e) Update on Fee Waivers, Revenue Recognition Policy
  - (f) PMA Comments, Marketing efforts, Conferences
2. Administrator Update- FMAS
  - (a) Marketing Update, Presentations
  - (b) Update on Conferences (FCCMA, FGFOA, FGFOA School)
  - (c) Update Board D&O Policy FMAS and PMA E&O Policies
  - (d) Board Direction following Workshop, Revenue Recognition Policy
  - (e) FMAS Comments
3. FLSAFE Counsel's Comments
4. Participants' Comments
5. Advisory Committee Comments
6. Board Members' Comments

C. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates: October 26, 2017 (Inverness), January 2018 (TBD)

I look forward to seeing you in the meeting. In the meantime, if you have any questions, please do not hesitate to contact either Jeff Larson, FLSAFE Administrator, (407)496-1597, jlarson@floridamanagementservices.com, or me at (954)597-3550.

Very truly yours,  
 /S/ Mark C. Mason, CPA

Mark C. Mason, CPA, Chairm

A copy of the agenda may be obtained by contacting Jeff Larson, FMAS Administrator, jlarson@floridamanagementservices.com, or at (407)496-1597.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting Jeff Larson, FMAS Administrator, jlarson@floridamanagementservices.com or at (407)496-1597. 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 Jeff Larson, FMAS Administrator, jlarson@floridamanagementservices.com or at (407)496-1597.

Concrete Masonry Education Council

The Florida Concrete Masonry Education Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 19, 2017, 9:00 a.m.

PLACE: Florida Concrete & Products Association, 6353 Lee Vista Blvd., Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint taskforce meeting with the Florida Masonry Apprentice & Educational Foundation.

A copy of the agenda may be obtained by contacting: mweber@fmsworks.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 mweber@fmsworks.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 mweber@fmsworks.com.

QCAusa

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

DATE AND TIME: Thursday, July 20, 2017, 5:30 p.m.

PLACE: University Area Community Development Corporation Community Center, Gymnasium 14013 North 22nd Street, Tampa, FL 33613



GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) is holding a North and West Hillsborough County Community Working Groups meeting on Thursday, July 20 at 5:30 p.m. at The University Area Community Development Corporation Community Center Gymnasium, 14013 North 22nd Street, Tampa, FL 33613.

The group discussions include topics such as multi-modal transportation and evaluating infrastructure improvements in the context of a comprehensive regional transportation system. To ensure a cross section of the community is represented, Community Working Group members were selected from within the community including individual citizens, neighborhood/HOA association representatives, civic and faith-based leaders, small business owners and business leaders, among others. The Community Working Group is open to the public. At the end of the workshop, time will be allotted for public comment. Comments may also be received through a written format to Madeline.Pfingsten@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Christopher Speese, Title VI Coordinator, (813)975-6247, christopher.speese@dot.state.fl.us.

Comuniquese Con Nosotros

Nos importa mucho la opinión del público sobre el proyecto. Si usted tiene preguntas o comentarios, o si simplemente desea más información, por favor comuniquese con nuestra representante, Lilliam Escalera, (813)975-6403, Departamento de Transportación de Florida, 11201 N. McKinley Dr., Tampa, FL 33612, lilliam.escalera@dot.state.fl.us.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the Florida Department of Transportation (FDOT) pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting Madeline Pfingsten, madeline.pfingsten@dot.state.fl.us, or by phone, (813)532-5148.

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 Seven (7) days before the workshop/meeting by contacting: Christopher Speese, Title VI Coordinator, (813)975-6247, christopher.speese@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Madeline Pfingsten, madeline.pfingsten@dot.state.fl.us, or by phone, (813)532-5148.

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

NOTICE IS HEREBY GIVEN that the Board of Podiatric Medicine has issued an order disposing of the petition for declaratory statement filed by Narmo L. Ortiz on June 10, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on July 9, 2010, in Vol. 36, No. 27, of the Florida Administrative Register. The petition sought the Board's interpretation of Section 461.003(5), Florida Statutes, regarding whether the practice of hyperbaric oxygen for wound care of the foot, ankle, and leg is within the scope of practice set forth in the aforementioned statute. The Board of Podiatric Medicine considered the Petition at a duly noticed public meeting held on August 6, 2010, in Orlando, Florida. The Board's Order was filed on July 14, 2017. The Board answered the question in the affirmative, finding that the use of hyperbaric oxygen for wound care of the foot, ankle, and leg is within the scope of practice for a podiatric physician in Florida.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

## 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:

Florida Automobile Dealers Association vs. Florida Department of Highway Safety and Motor Vehicles; Case No.: 17-3894RX; Rule No.: 15C-16.012(5)

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

**NONE**

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

University of Florida

Notice for Construction Managers

**NOTICE TO CONSTRUCTION MANAGERS:**

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UAA-43, Addition & Renovation of Katie Seashole Pressly Softball Stadium(main campus)

The project consists of approximately 23,000 GSF of new space along with renovation of the existing spaces. The primary goals of this renovation/addition is to expand the UF player facilities, relocate the UF coach’s facilities, replace the existing bench seating, add a shade structure, and provide expanded fan amenities.

The total project budget is \$9,308,200.00, including site improvements, underground utilities, fees, surveys & tests, total building comissioning, furnishings & equipment, and contingencies. Construction shall be “fast-tracked” to begin by June 1, 2018. (Gold) LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Conceptual Schematic Design stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade

contracts; development of waste management strategies; and development of a Guaranteed Maximum Price (GMP) proposal based on 100% Construction Documents. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement, may result in the termination of the construction manager’s contract.

Applicants will be evaluated on the basis of their past performance, experience, personnel, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, Workers’ Compensation, and Builder’s Risk.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the CMQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant’s understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "CM Qualifications Supplement" (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff.
5. Proof of the applicant’s corporate status in Florida (if applicable) and a copy of the applicant firm’s current contracting license from the appropriate governing board.
6. Proof of applicant’s bonding capacity and liability insurance coverage.

If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it

will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Agreement for CM Services, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 p.m. local time on Tuesday, August 15, 2017. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction  
 245 Gale Lemerand Drive / P.O. Box 115050  
 Gainesville, FL 32611-5050  
 Telephone: (352)273-4000  
 Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu)

**EXPRESSWAY AUTHORITIES**

Miami-Dade Expressway Authority "MDX"

**INVITATION TO BID (ITB)**

MDX PROCUREMENT/CONTRACT NO.: ITB-18-01  
 MDX WORK PROGRAM NOS.: 30034.060, 40044.060,  
10021.060

MDX PROJECT/SERVICE TITLE: CONSTRUCTION  
SERVICES FOR SR 924/GRATIGNY PARKWAY  
MILLING AND RESURFACING (MP 0 TO 1.2), SPEED  
FEEDBACK SIGNS AND DRAINAGE IMPROVEMENTS

This Solicitation is subject to the Cone of Silence in accordance with MDX’s Procurement Policy.

A Pre-Bid Conference is scheduled at 10:00 a.m. Eastern Time on July 26, 2017.

The Deadline for submitting a Bid Package is 2:00 p.m. Eastern Time on August 15, 2017.

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

**Section XII  
 Miscellaneous**

**DEPARTMENT OF STATE**

**Index of Administrative Rules Filed  
 with the Secretary of State**

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Monday, July 10, 2017 and 3:00 p.m., Friday, July 14, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
14-15.012	7/10/2017	7/30/2017
14-46.001	7/10/2017	7/30/2017
59A-9.035	7/10/2017	7/30/2017
59C-1.032	7/10/2017	7/30/2017
59C-1.033	7/10/2017	7/30/2017
61K1-3.0001	7/12/2017	8/1/2017
61K1-3.0002	7/12/2017	8/1/2017
64B8-9.009	6/15/2016	6/23/2017
69O-128.025	7/10/2017	7/30/2017
69O-137.001	7/10/2017	7/30/2017
69O-137.008	7/10/2017	7/30/2017
69O-137.009	7/10/2017	7/30/2017
69O-138.001	7/10/2017	7/30/2017
69O-138.005	7/10/2017	7/30/2017
69O-138.021	7/10/2017	7/30/2017
69O-138.041	7/10/2017	7/30/2017
69O-138.043	7/10/2017	7/30/2017
69O-141.003	7/10/2017	7/30/2017
69O-142.015	7/10/2017	7/30/2017
69O-143.013	7/10/2017	7/30/2017
69O-143.030	7/10/2017	7/30/2017

69O-143.032	7/10/2017	7/30/2017
69O-143.035	7/10/2017	7/30/2017
69O-143.042	7/10/2017	7/30/2017
69O-143.046	7/10/2017	7/30/2017
69O-143.047	7/10/2017	7/30/2017
69O-149.039	7/10/2017	7/30/2017
69O-149.040	7/10/2017	7/30/2017
69O-154.114	7/10/2017	7/30/2017
69O-154.115	7/10/2017	7/30/2017
69O-154.305	7/10/2017	7/30/2017
69O-154.410	7/10/2017	7/30/2017
69O-154.512	7/10/2017	7/30/2017
69O-157.111	7/10/2017	7/30/2017
69O-167.002	7/10/2017	7/30/2017
69O-167.011	7/10/2017	7/30/2017
69O-167.015	7/10/2017	7/30/2017
69O-170.007	7/10/2017	7/30/2017
69O-170.030	7/10/2017	7/30/2017
69O-171.004	7/10/2017	7/30/2017
69O-175.021	7/10/2017	7/30/2017
69O-176.022	7/10/2017	7/30/2017
69O-185.007	7/10/2017	7/30/2017
69O-187.006	7/10/2017	7/30/2017
69O-187.007	7/10/2017	7/30/2017
69O-187.008	7/10/2017	7/30/2017
69O-187.009	7/10/2017	7/30/2017
69O-188.022	7/10/2017	7/30/2017
69O-188.023	7/10/2017	7/30/2017
69O-188.024	7/10/2017	7/30/2017
69O-189.007	7/10/2017	7/30/2017
69O-191.051	7/10/2017	7/30/2017
69O-191.054	7/10/2017	7/30/2017

69O-191.075	7/10/2017	7/30/2017
69O-191.107	7/10/2017	7/30/2017
69O-192.058	7/10/2017	7/30/2017
69O-194.030	7/10/2017	7/30/2017
69O-196.005	7/10/2017	7/30/2017
69O-196.007	7/10/2017	7/30/2017
69O-196.009	7/10/2017	7/30/2017
69O-196.015	7/10/2017	7/30/2017
69O-196.021	7/10/2017	7/30/2017
69O-196.025	7/10/2017	7/30/2017
69O-196.035	7/10/2017	7/30/2017
69O-198.010	7/10/2017	7/30/2017
69O-198.012	7/10/2017	7/30/2017
69O-199.008	7/10/2017	7/30/2017
69O-199.010	7/10/2017	7/30/2017
69O-199.015	7/10/2017	7/30/2017
69O-203.042	7/10/2017	7/30/2017
69O-203.045	7/10/2017	7/30/2017
69O-203.100	7/10/2017	7/30/2017
69O-203.210	7/10/2017	7/30/2017
69O-207.001	7/10/2017	7/30/2017
74-5.001	7/14/2017	8/3/2017
74-5.003	7/14/2017	8/3/2017
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

EXEMPTIONS

The Agency for Health Care Administration approved the following exemptions pursuant to Section 408.036(3), Florida Statutes:

ID # E170013 District: 9-3 (Okeechobee County)  
 Facility/Project: Okeechobee Health Care Facility  
 Applicant: Okeechobee Healthcare Facility, LLC Issue Date: 7/14/2017  
 Project Description: Add 20 community nursing home beds  
 Proposed Project Cost: \$4,125,000

ID # E170014 District: 11-1 (Miami-Dade County)  
 Facility/Project: Victoria Nursing & Rehabilitation Center, Inc.  
 Applicant: Victoria Nursing & Rehabilitation Center, Inc.  
 Issue Date: 7/14/2017  
 Project Description: Add 26 community nursing home beds  
 Proposed Project Cost: \$3,682,476

ID # E170015 District: 9 (Palm Beach County)  
 Facility/Project: MorseLife Health System  
 Applicant: MorseLife Therapy Corp. Issue Date: 7/13/2017  
 Project Description: Establish a new hospice program limited to serve patients residing in communities located within the not-for-profit retirement community, including home and community-based services  
 Proposed Project Cost: \$1,011,437

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

JACKSON COUNTY UTILITIES

The Florida Department of Environmental Protection (DEP) has determined that the Jackson County Utilities project of designing and constructing approximately 23,000 linear feet of water mains, fire hydrants and water service lines with connections to 125 existing residences in the Indian Springs subdivision is not expected to generate controversy over potential environmental effects. The estimated construction cost is \$1,248,000. The project may qualify for a Drinking Water State Revolving Fund (SRF) loan composed of federal and 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 FCEN can be obtained by writing to: Cheryl Minsky, SRF Program, DEP, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399, calling (850)245-2985 or emailing [cheryl.minsky@dep.state.fl.us](mailto:cheryl.minsky@dep.state.fl.us).

DEPARTMENT OF HEALTH

Emergency Action

On July 14, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jason E. Sapp, L.M.T., License # MA 69256. 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 (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On July 14, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the certification of Amanda Frens, C.N.A., Certificate # CNA 319591. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On July 14, 2017, State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Kimberly Ann Salmon, R.N., License No. RN 9307930. The Department orders that the Emergency Restriction of License be lifted.

FLORIDA HOUSING FINANCE CORPORATION

Notice of Funding Availability

FLORIDA HOUSING FINANCE CORPORATION  
 STATE APARTMENT INCENTIVE LOAN (SAIL)  
 PROGRAM

2017 NOTICE OF FUNDING AVAILABILITY (NOFA)

The Florida Housing Finance Corporation (Florida Housing) announces the availability of funding for the State Apartment Incentive Loan (SAIL) Program, pursuant to Section 420.5087, Florida Statutes, and Rule Chapter 67-48, Florida Administrative Code (F.A.C.) or a competitive solicitation, as applicable. The funding will be offered through one or more competitive solicitations.

In accordance with Section 420.5087(1), Florida Statutes, program funds shall be made available in a manner that meets the need and demand for very low-income housing throughout

the state. As determined by the most recent statewide low-income rental housing market studies, conducted in 2016, the need and demand are as follows: 53% for Large County; 37% for Medium County; and 10% for Small County designation developments.

In accordance with Section 420.5087(3), Florida Statutes, for the six-month period beginning with the publication of this NOFA, program funds shall also be made available to designated tenant group categories at the percentages determined by using the 2016 statewide low-income rental housing market studies available.

Program funds shall be made available under this NOFA at the following percentages per tenant group: 5% for Commercial Fishing Worker/Farmworker; 10% for Homeless; 14% for Special Needs, 21% for Elderly [Note: This amount is subject to a 10% reduction of the 21% set-aside amount, with the funds being made available to applicants for the Elderly Housing Community Loan Program]; and 50% for Families. The funds made available to any demographic category may not be less than 10% of the funds available at that time, except for Commercial Fishing Worker/Farmworker which may not be less than 5% of the funds available.

Florida Housing currently anticipates the allocation of \$130,000,000 of SAIL funding for all competitive solicitations associated with the above tenant groups from funding sources as estimated below:

\$91,500,000 = 2017-2018 Legislative Appropriation  
 \$38,500,000 = SAIL Program Income

The geographic distribution has been adjusted to meet the requirements of Section 420.5087, Florida Statutes, and will be based upon an anticipated funding level of \$130,000,000. This amount is subject to change. The anticipated geographic funding distribution is as follows:

COUNTY DESIGNATION	FUNDING TARGET
Large	\$68,900,000
Medium	\$48,100,000
Small	\$13,000,000

In accordance with the General Appropriation Act and House Bill 5003, for the 2017-2018 fiscal year, an additional \$40,000,000 of SAIL funding, plus \$1,012,000 remaining from the 2016-2017 fiscal year, will be made available for loans to construct workforce housing to serve primarily low-income persons throughout the state and, in the Florida Keys Area of Critical State Concern, to serve households with incomes not to exceed 140 percent of area median income.

For more information on opening and closing dates of the competitive solicitations, or on how to submit an Application, please access Florida Housing's Website at:

<http://www.floridahousing.org/programs/developers-multifamily-programs/competitive>.

If you are hearing or speech impaired please contact Florida Housing using the Dual Party Relay System at 1(800)955-8770 or 1(800)955-8771.

All Applications submitted in response to a competitive solicitation must be submitted to Florida Housing Finance Corporation in accordance with the requirements of the applicable Request for Applications, provisions of all applicable Florida Statutes, Rule Chapter 67-60, F.A.C., and Rule Chapter 67-48, F.A.C.

### 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.