

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Construction Industry Licensing Board

RULE NO.: RULE TITLE:
61G4-15.041 Certification for Boring Specialty
Contractors

PURPOSE AND EFFECT: The Board proposes to promulgate the rule to create a Boring Specialty Contractor.

SUBJECT AREA TO BE ADDRESSED: Boring Specialty Contractor.

RULEMAKING AUTHORITY: 455.213, 489-108, 489.113(6), FS.

LAW IMPLEMENTED: 489.109, 489.111, 489.113(6), 489.115, 489.116, 489.117, 489.118, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395.

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

Section II

Proposed Rules

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Cosmetology

RULE NO.: RULE TITLE:
61G5-20.002 Salon Requirements

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address salon requirements.

SUMMARY: Update rule language regarding salon requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly

regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 477.016, 477.025(2) FS.

LAW IMPLEMENTED: 477.025 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: Robyn Barineau, Executive Director, Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, robyn.barineau@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-20.002 Salon Requirements

(1) No change.

(a) No change.

(b) “Disinfect” means the use of a chemical to destroy ~~destroy~~ potential pathogens.

(c) “~~Sterilize~~ Sterilize” means the complete destruction of all microbial ~~microbial~~ life, commonly achieved through the use of heat and/or pressure.

(d) through (e) No change.

(2) through (3) No change.

(a) through (f) No change.

(g) Pedicure Equipment Disinfection:

The following cleaning and disinfection procedures must be used for any pedicure equipment that holds water, including sinks, bowls, basins, pipe-less spas, and whirlpool spas:

1. After each client, all pedicure units must be cleaned with a low-foaming soap or detergent with water to remove all visible debris, then disinfected with an EPA registered hospital grade bactericidal, fungicidal, virucidal, and pseudomonacidal disinfectant used according to manufacturers' manufacturers instructions for at least ten (10) minutes. If the pipe-free foot spa has a foot plate, it should be removed and the area beneath it cleaned, rinsed, and wiped dry.

2. through 4. No change.

(4) No change.

(5) Evidence that the full or specialty salon contains a minimum of 100 200 square feet of floor space. No more than one (1) two (2) cosmetologists or specialists may be employed in a salon which has only the minimum floor space. An additional 50 square feet will be required for each additional specialist or cosmetologist employed.

(6) Full and A specialty salons, regardless of size and number of operators, offering only one of the regulated specialties shall evidence a minimum of 100 square feet used in the performance of the specialty service and shall meet all the sanitation requirements stated in this section. No more than one specialist or cosmetologist may be employed in a specialty salon with only the minimum floor space. An additional 50 square feet will be required for each additional specialist or cosmetologist employed.

(7) No change.

Rulemaking Authority 477.016, 477.025(2) FS. Law Implemented 477.025 FS. History—New 4-22-81, Amended 9-11-81, 1-17-83, 8-10-83, 6-28-84, 10-6-85, Formerly 21F-20.02, Amended 6-18-86, 10-18-87, 8-20-90, 5-19-91, 1-30-92, 5-11-92, 4-15-93, 5-31-93, Formerly 21F-20.002, Amended 1-9-95, 4-5-95, 8-8-95, 2-28-96, 6-16-97, 8-27-98, 4-13-99, 8-1-05, 9-6-06, 2-25-07, 3-10-08, 4-3-13, 6-10-13.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 28, 2017

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:

64B8-3.002 Application, Certification, Registration, and Licensure Fees

64B8-3.003 Renewal Fees

PURPOSE AND EFFECT: The proposed rule amendments are intended to provide for a one-time reduction in application, initial licensure and renewal fees.

SUMMARY: The proposed rule amendments provide for a one-time reduction in application, initial licensure and renewal fees.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The proposed rule amendments will result in a savings for applicants and those renewing licenses since the fees are being reduced until February 1, 2019. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.025, 456.036(3), 458.309, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.319. 458.345 FS.

LAW IMPLEMENTED: 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.319(1). 458.345, 458.347 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-3.002 Application, Certification, Registration, and Licensure Fees. The following fees are prescribed by the Board:

(1) through (9) No change.

(10) A one-time reduction in fees until February 1, 2019, shall be as follows:

(a) An application fee in the amount of \$350.00 for a person desiring to obtain the following:

1. A license by examination, as provided in section 458.311, F.S.

2. A license by endorsement, as provided in section 458.313, F.S.

3. A medical faculty certificate, as provided in section 458.3145, F.S.

(b) An initial certification fee in the amount of \$350.00 for a person who is issued a temporary certificate to practice in areas of critical need, temporary certificate for active duty military and veterans practicing in areas of critical need, public health certificate, public psychiatry certificate, or medical faculty certificate and the initial license fee for a person who is issued a license to practice as a physician as provided in section 458.311 and 458.313, F.S. or a limited license as provided in section 458.317, F.S.

Rulemaking Authority 456.013, 456.025, 458.309, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.345 FS. Law Implemented 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98, 12-14-99, 1-31-01, 11-20-01, 10-19-03, 12-2-03, 1-26-04, 4-12-04, 12-17-12, 3-18-13, 1-9-14, 9-10-14, _____.

64B8-3.003 Renewal Fees.

(1) No change.

(2) The following renewal fees are prescribed by the Board:

(a) Biennial renewal fee for physicians licensed pursuant to Sections 458.311, 458.3115, 458.3124, and 458.313, F.S., for physicians holding a limited license; and for physicians holding a medical faculty certificate as a distinguished medical scholar, a temporary certificate for practice in areas of critical need, temporary certificate for active duty military and veterans practicing in areas of critical need, a public psychiatry certificate, or a public health certificate shall be \$360.00. However the following exceptions shall apply:

1. through 4. No change.

5. Biennial renewal fee for physicians licensed pursuant to Sections 458.311, 458.3115, 458.3124, and 458.313, F.S., for

physicians holding a limited license; and for physicians holding a medical faculty certificate as a distinguished medical scholar, a temporary certificate for practice in areas of critical need, a public psychiatry certificate, or a public health certificate shall be \$250.00 for those who renew their licenses during calendar years 2015 and 2016.

(b) through (c) No change.

(3) A one-time reduction in renewal fees until February 1, 2019, shall be as follows:

(a) The biennial renewal fee for an active license shall be \$350.00 for physicians licensed pursuant to sections 458.311 and 458.313; physicians holding a limited license, medical faculty certificate, temporary certificate for practice in areas of critical need, temporary certificate for active duty military and veterans practicing in areas of critical need, public psychiatry certificate, and a public health certificate.

(b) The biennial renewal fee for an inactive license shall be \$120.00 for physicians licensed pursuant to sections 458.311 and 458.313; physicians holding a limited license, medical faculty certificate, temporary certificate for practice in areas of critical need, public psychiatry certificate, and a public health certificate.

Rulemaking Authority 456.025, 458.309(1), 456.036(3), 458.311, 458.3115, 458.3124, 458.313, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.319, 458.345 FS. Law Implemented 456.025(1), 456.036(3), 456.317(4), 458.319(1), 458.345(4) FS. History—New 12-5-79, Amended 10-24-85, Formerly 21M-19.03, Amended 12-4-86, 11-3-87, 5-24-88, 11-15-88, 11-12-89, 1-9-92, Formerly 21M-19.003, Amended 9-21-93, 4-14-94, Formerly 61F6-19.003, Amended 10-10-95, 6-24-96, 1-26-97, Formerly 59R-3.003, Amended 6-7-98, 8-11-98, 12-14-99, 10-30-01, 3-25-02, 10-19-03, 12-2-03, 7-2-07, 7-22-14, 3-2-15, 7-6-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Finance and Process Accountability Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 24, 2017

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application forms which provide for a one-time reduction in licensure fees. Additionally, form DOH-MQA 1072 (Medical Faculty Certificate), has been revised to reflect the name change for Mayo Clinic and the addition of Johns Hopkins.

SUMMARY: The proposed rule amendments incorporate the revised application forms which provide for a one-time reduction in licensure fees. Additionally, form DOH-MQA 1072 (Medical Faculty Certificate), has been revised to reflect the name change for Mayo Clinic and the addition of Johns Hopkins.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The proposed rule amendments will result in a savings for applicants since the fees are being reduced until February 1, 2019. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.031, 456.033, 458.309, 458.311, 458.313, 458.3145, 458.3151, 458.345 FS.

LAW IMPLEMENTED: 456.013(1), (13), 456.0135, 456.031, 456.033, 456.039, 456.049, 456.50, 456.0635, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.320, 458.345, 766.314 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Department. The application shall be made on the applicable form set forth below, all of which are hereby adopted and incorporated by reference and can be obtained from the website at <http://www.flhealthsource.gov/mqa-services>. The application must be accompanied by the application fee.

(a) DH-MQA 1000, entitled "Florida Board of Medicine Medical Doctor Licensure Application," (8/17) (~~7/16~~) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-07430> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(b) DH-MQA 1008, entitled "Florida Board of Medicine Limited License Application," (8/17) (~~7/16~~) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-07431> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(c) DH-MQA 1009, entitled "Board of Medicine Application For Temporary Certificate to Practice in an Area of Critical Need," (8/17) (~~7/16~~) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-07432> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(d) No change.

(e) DH-MQA 1072, entitled "Board of Medicine Medical Faculty Certificate For Allopathic Physicians," (8/17) (~~7/16~~) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-07434> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(f) No change.

(g) DH5001-MQA, entitled "Application Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Active Duty Military and Veterans," (8/17) (~~7/16~~) <http://www.flrules.org/Gateway/reference.asp?No=Ref-07436>.

(2) through (3) No change.

Rulemaking Authority 456.031, 456.033, 458.309, 458.311, 458.313, 458.3145, 458.3151, 458.345 FS. Law Implemented 456.013(1), (13), 456.0135, 456.031, 456.033, 456.039, 456.049, 456.50, 456.0635, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317, 458.320, 458.345, 766.314 FS. History—New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06, 1-18-09, 3-17-09, 10-7-09, 1-7-10, 5-18-10, 2-28-12, 1-27-13, 8-5-13, 11-10-13, 1-9-14, 7-15-14, 9-10-14, 12-2-14, 3-17-15, 5-19-15, 9-28-15, 11-11-15, 8-14-16, 9-26-16, 2-6-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Finance and Process Accountability Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 24, 2017

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-5.002 RULE TITLE: Continuing Education Requirement
 PURPOSE AND EFFECT: The purpose of the rule amendment is to clarify required continuing education.
 SUMMARY: Clarify continuing education
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 464.006, 464.013 FS
 LAW IMPLEMENTED: 456.013, 456.024, 456.031, 456.033, 464.013 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B9-5.002 Continuing Education Requirement.
- (1) No change.
 - (2) The following continuing education courses are a mandatory part of the hours required in subsection (1) at the stated time periods:
 - (a) through (b) No change.
 - (c) A two hour course in Florida laws and rules ~~in the first biennium, and each biennium thereafter;~~
 - (d) ~~Effective August 1, 2017, A~~ two hour course in recognizing impairment in the workplace ~~and every other biennium; thereafter.~~
 - (e) For biennial renewal on or after January 1, 2019, a two hour course on human trafficking, and each biennium thereafter;
 - ~~(f)(3) In addition to the hours required in subsection (1), A~~ course in domestic violence ~~is required~~ every third biennium.
 - ~~(3)(4) through (5)(6) No change.~~
- Rulemaking Authority 464.006, 464.013 FS. Law Implemented 456.013, 456.024, 456.031, 456.033, 464.013 FS. History—New 9-12-79, Amended 11-27-80, 10-8-81, 10-6-82, 11-24-83, 2-27-84, Formerly 21O-13.07, Amended 3-3-87, 10-21-87, Formerly 21O-13.007, 61F7-5.002, Amended 5-2-95, 7-5-95, 1-1-96, 4-29-96, 11-13-96, Formerly 59S-5.002, Amended 2-18-98, 1-4-15, 11-5-15, 10-16-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 24, 2017

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: 61-30.301 61-30.403
 RULE TITLES: Delinquent License Discretionary Hardship Reinstatement of Void Licenses

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 166, August 25, 2017 issue of the Florida Administrative Register.

The reflected date the notice of rule development was published is corrected to state “July 13, 2017.”

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:
 61-31.301 Delinquent License
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 166, August 25, 2017 issue of the Florida Administrative Register.

The reflected date the notice of rule development was published is corrected to state “July 13, 2017.”

**Section IV
 Emergency Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: RULE TITLE:
 5KER17-3 Cleaning and Sanitizing of Raw Milk Containers and Equipment

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Hurricane Irma has created emergency conditions impacting the processing and storage of pasteurized Grade “A” milk thereby decreasing the availability pasteurized Grade “A” milk to consumers. In addition, the emergency conditions have reduced the availability of trucks and trailers to transfer raw milk from dairy farms to milk processing plants. On September 9, 2017, the Commissioner of Agriculture entered an emergency order ending September 15, 2017, implementing the same provisions that are being adopted by this emergency rule, which will replace and extend the emergency provisions until September 27, 2017.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The provisions of this rule are narrowly tailored to assist in the processing and distribution of pasteurized Grade “A” milk during the emergency conditions created by Hurricane Irma and to increase production of Grade “A” milk for consumers without a reduction to consumer food safety protections. Due to the emergency conditions, milk producers and processors may be forced to destroy unprocessed raw milk that is needed by consumers without the allowances provided by this emergency rule.

SUMMARY: This emergency rule allows for the increased storage time of raw milk at Grade “A” plants that meet certain requirements and extend the time between washed of bulk milk tankers under specified conditions.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Zachary Conlin, Chief, Bureau of Dairy Industry, 3125 Conner Blvd., MS C-18, Tallahassee, FL 32399, (850)661-3661.

THE FULL TEXT OF THE EMERGENCY RULE IS:

5KER17-3 - Cleaning and Sanitizing of Raw Milk Containers and Equipment

Due to the emergency conditions created by Hurricane Irma, the following provisions shall apply from September 13, 2017, through September 27, 2017.

(1) Raw milk for pasteurization may be stored for up to 96 hours in an approved raw milk silo at a permitted FDACS Grade “A” milk plant that has 7-day temperature recording charts or electronic records that comply with Appendix H, IV., and V. of the Pasteurized Milk Ordinance as adopted in Rule 5K-10.001, F.A.C. The raw milk shall be maintained at a constant temperature not to exceed 45 °F.

(2) Bulk milk tankers used for the transportation of Grade “A” raw milk for pasteurization may continuously pickup and deliver multiple loads within a thirty (30) hour period without a wash between loads. However, a bulk milk tanker that picks up and delivers a load that was determined to be in violation of Appendix N of the PMO, the ongoing Tetracycline Pilot Program, or any other test being conducted screening for adulterants and/or inhibitors in the milk, the bulk milk tanker must receive a full dairy wash at a permitted wash station before picking up its next load.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 9/13/2017

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food, Nutrition and Wellness

RULE NO.: RULE TITLE:
 5PER17-02 Disaster Response School Food Service

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Governor Rick Scott has issued Executive Order 17-235 in response to Hurricane Irma, a category five (5) storm that poses a severe and immediate threat to the state of Florida. Thus, the State anticipates extreme and unusual circumstances such as the closure of schools for an indeterminate amount of time and the disruption of food service to children who depend on meals normally provided those schools. This rule establishes a process for School Districts participating in the National School Lunch (NSLP) and School Breakfast Programs (SBP) to

continue providing meals to children affected by disruptions in food service due to the effects of Hurricane Irma and therefore protecting the welfare of Florida residents.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: This emergency rule allows School Districts affected by Hurricane Irma and already participating in NSLP and SBP to continue serving food to children under 7 CFR 210 and 7 CFR 220 but at less stringent standards if necessary, to provide meals to children who would otherwise be without food.

SUMMARY: This emergency rule establishes a process for the Department and School Districts participating in NSLP pursuant to 7 CFR 210 and SBP pursuant to 7 CFR 220 to continue providing meals to children affected by disruptions in food service due to the effects of Hurricane Irma for the period of time beginning September 7, 2017 through October 8, 2017 statewide.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Christie Meresse, Assistant Director of the Division of Food, Nutrition and Wellness, 600 S. Calhoun Street, Tallahassee, FL 32399, (850) 617-7400

THE FULL TEXT OF THE EMERGENCY RULE IS:

5PER17-02 - Disaster Response School Food Service

(1) School Districts defined in Section 595.402(5), F.S., and participating in the 2017-2018 National School Lunch Program (NSLP) pursuant to Section 7 CFR 210 or School Breakfast Program (SBP) pursuant to Section 7 CFR 220, may request approval from the Department to serve meals during school closures due to Hurricane Irma. Each School District shall submit to the Department a written request for food service to infofnw@FreshFromFlorida.com that includes the following information:

- (a) Name of the School District requesting food service;
- (b) Contact person for the School District regarding food service;
- (c) The location(s) in which meals are to be served;
- (d) The estimated number of children to be served;
- (e) Time(s) in which meals will be served to children; and
- (f) Type(s) of meals to be served which may include breakfast, lunch, snack, or supper.

(2) The Department shall approve or deny each request upon review.

(3) Meals shall be served at the location and times contained in the written request for food service submitted to the Department. If the School District is unable to serve meals at the location or time provided in the written request, the School District shall submit, using the same method described above, a written request to change the location or time and the reason for the change.

(4) Meal Patterns. School Districts shall contact the Department at (850) 815-4933 or infofnw@FreshFromFlorida.com if changes to the meal pattern requirements as specified in 7 CFR 210 and 7 CFR 220 are necessary.

(5) Meal counts. School Districts shall implement a point of service meal count system that accurately reflects the amount of participants served. School Districts may serve more than one meal of the same meal type to a participant, but only one meal per meal type is reimbursable pursuant to Sections 7 CFR 210 and 7 CFR 220.

(6) School Districts shall submit claims for reimbursement in accordance with Sections 7 CFR 210.7 and 7 CFR 210.8.

(7) School Districts shall maintain records to demonstrate compliance with the requirements of this rule.

(8) School Districts that have lost records as a result of events associated with Hurricane Irma shall contact the Department at (850) 815-4933 or infofnw@FreshFromFlorida.com prior to the deadline to submit a claim as outlined in Section 7 CFR 210.8. Rulemaking Authority 570.07(23), 595.404, FS. Law Implemented 595.404, FS. History – New 9-7-17.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 09/07/2017

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:

6M-4.620 Health and Safety Checklists

NOTICE IS HEREBY GIVEN that on or about August 31, 2017, the Office of Early Learning received a petition for temporary variance filed by O2b Kids in Gainesville. Petitioner seeks a temporary variance from the provisions of Rule 6M-4.620, F.A.C., as it related to the requirement that center staff must complete their pre-service training within 90 days of initial employment citing particular extenuating circumstances for one employee to meet the deadline. This requirement is found in Form OEL-SR-6202, Health and Safety Standards Handbook for Licensed, License-Exempt and School Age Center Programs, Section 18.1. Any interested person may file comments on this petition within 14 days of the publication of this notice. Comments should be filed with the Office of Early Learning, 250 Marriott Drive, Tallahassee, Florida 32399, attn.:

Office of General Counsel. A copy of the Petition or additional information may be obtained by contacting: Margaret O’Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, Maggi.Parker@oel.myflorida.com.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice:

On September 13, 2017, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Mary Christine Hill-Joines. – File Tracking No. 17-4263

Date Petition Filed: June 14, 2017

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: June 20, 2017

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-33.003: Continuing Professional Education

NOTICE IS HEREBY GIVEN that on August 28, 2017, the Board of Accountancy received a petition for variance or waiver filed by Mohan Srinivasan, seeking a variance or waiver of paragraph 61H1-33.003(1)(b), Florida Administrative Code, that states that Florida certified public accountants who do not meet the requirements by June 30 of their renewal year will be granted an automatic extension until September 15 provided the Florida certified public accountant completes an additional 8 hours in Accounting and Auditing subjects. An automatic extension will be granted until December 31 provided the Florida certified public accountant completes an additional 16 hours in Accounting and Auditing subjects.

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

Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

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

NOTICE IS HEREBY GIVEN that on September 1, 2017, the Board of Accountancy received a petition for variance or waiver filed by Juan Esteban Rangel, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Division of Historical Resources announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 22, 2017, 2:00 p.m. to conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250; registration URL: <https://attendee.gotowebinar.com/register/4232227347926951169>; webinar ID: 503-561-211.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Due to hurricane Irma, the Florida Historical Marker Council meeting originally scheduled for September 13, 2017, was postponed. The meeting has been rescheduled for September 22, 2017, with the intent to discuss and review submitted historical marker applications.

A copy of the agenda may be obtained by contacting Michael Hart, Michael.Hart@DOS.MyFlorida.com, (850)245-6371.

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 Michael Hart, Michael.Hart@DOS.MyFlorida.com, (850)245-6371. 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 Michael Hart, Michael.Hart@DOS.MyFlorida.com, (850)245-6371.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Board of Professional Surveyors and Mappers announces a public meeting to which all persons are invited.

DATE AND TIME: RESCHEDULED for Monday, October 2, 2017, 9:00 a.m.

PLACE: Hilton Ocala, Aqueduct & Keeneland Rooms, 3600 SW 36th Avenue, Ocala Florida 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rescheduled Rules Committee meeting to discuss potential changes to Chapter 5J-17, F.A.C. The meeting was originally noticed for September 18, 2017, in Volume 43, No. 175, F.A.R., on September 11, 2017.

A copy of the agenda may be obtained by contacting: Jenna Harper, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3674. One week prior to the meeting date, the agenda will also be available online at: www.freshfromflorida.com/Public-Notices/.

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: Jenna Harper at (850)410-3674. 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: Jenna Harper, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3674.

DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2017, 8:00 a.m.

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey In The Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: On September 21, 2017 beginning at 8:00 a.m. the Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting Institutions for the following: Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, informal hearings, Improper School Closure Reports, and the General Business of the Commission. Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Commission Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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: Thursday, September 21, 2017, 10:00 a.m. ET

PLACE: 1801 Hermitage Boulevard, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Negotiation Team will recommend contract award for 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 at 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).

For more information, you may contact the ITN Administrator at the email address provided above.

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

The Bay Area Resource Council announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2017, 3:30 p.m.

PLACE: West Florida Regional Planning Council, 4081 E. Olive Road, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Bay Area Resource Council. The Technical Advisory Committee will meet immediately before at 1:30 p.m.

A copy of the agenda may be obtained by contacting: Katie Wilhelm at (850)332-7976, ext. 280.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Public Involvement at (850)332-7976, ext. 281. 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: Katie Wilhelm at (850)332-7976, ext. 280.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: September 25, 2017, 2:30 p.m., ET

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in Section 120.525, Florida Statutes, a public meeting for opening of sealed bids is hereby noticed within the timeline for the Invitation to Bid (ITB) 17B-018 ECONFINA CREEK 2017 BURNT TRAILER SAND PINE TIMBER SALE.

A copy of the agenda may be obtained by contacting: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nwfwater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nwfwater.com.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2017, 3:00 p.m., Governing Board Meeting; 5:05 p.m., Public Hearing on FY 2018 Tentative Millage Rate and Tentative Budget. (This meeting was previously scheduled for September 12, 2017).

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Governing Board Meeting is to discuss District business. The purpose of the First Public Hearing is to adopt a tentative millage rate and tentative budget for Fiscal Year 2018. NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website: www.mysuwanneeriver.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). 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

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

DATE AND TIME: Tuesday, September 26, 2017, 5:05 p.m.

PLACE: District’s Maitland Service Center, 601 South Lake Destiny Road, Suite 200, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official presentation of the Fiscal Year 2017-2018 final millage rate and final budget and opportunity to receive public comment prior to consideration and adoption by the Governing Board.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, (386)329-4470 or by visiting the District’s website at 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 at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, September 26, 2017; 3:00 p.m.

PLACE: District Tampa Office, 7601 US Highway 301 North, Tampa FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings, Public Hearing (3:00 p.m.) and Governing Board Final Budget Hearing (5:01 p.m.): Consider SWFWMD business including final hearing for adoption of District final millage rate and budget for Fiscal Year 2017-18. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4606.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4606 (Ad Order EXE0576).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Wednesday, October 4, 2017, 2:00 p.m.

PLACE: District Brooksville Office, 2379 Broad St., Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Steering Committee Meeting. Work through partnerships to restore and protect springs through implementation of system specific scientifically sound, community-based management plans. Spring management plans will be developed by a technical and management committee with oversight, input and approval by the Steering Committee.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Melissa.gulvin@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4419 (Ad Order EXE0576).

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Medicaid Pharmaceutical & Therapeutics Committee announces the postponement of a public meeting.

DATE AND TIME: The P&T meeting originally scheduled for Friday, Sept. 22, 2017 has been postponed; a new meeting date and time will be published here in the near future with details.

PLACE: Holiday Inn Tampa Westshore/Airport, 700 North Westshore Boulevard, Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for Health Care Administration announces the Medicaid P&T Committee meeting originally scheduled and posted in Vol. 43, No. 156, F.A.R., for this date and location has been postponed. The public is advised a new meeting date and time will be published here in the near future with details.

A revised agenda when available can be obtained from Vern.Hamilton@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Medicaid Drug Utilization Review Board announces the postponement of a public meeting.

DATE AND TIME: Thursday, October 26, 2017; a new meeting notice will be published in the F.A.R. with the time and other details. The meeting was originally scheduled for Thursday, September 21, 2017.

PLACE: Holiday Inn Tampa Westshore/Airport, 700 N. Westshore Blvd., Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for Health Care Administration announces the DUR Board meeting originally scheduled and posted in Vol. 43, No. 156, F.A.R., for this date and location has been postponed to Oct. 26, 2017. The public is advised a new meeting notice will be published here in the future with the time and other details. The agenda is anticipated to be the same.

A copy of the agenda may be obtained by contacting Vern.Hamilton@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

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

DATE AND TIME: September 26, 2017, 3:30 p.m.

PLACE: Conference number: 1(888)670-3525; participant code: 7335214083#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2017. 10:00 a.m.

PLACE: Telephone conference number: 1(888)670-3525; participant code: 7004064007#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

The Department of Health, Board of Dentistry, announces the CANCELLATION of the public meeting to conduct a Probable Cause Panel with a reconsideration case, notice of which was published in the Florida Administrative Register on August 21, 2017 in Volume 43, No. 162.

DATE AND TIME: September 14, 2017, 10:00 a.m. ET
 PLACE: Telephone conference; phone number 1(888)670-3525; when prompted, enter conference code 4552635641#
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel with a reconsideration case.

The above meeting has been cancelled. For questions, please contact the Board Office at (850)245-4474.

DEPARTMENT OF HEALTH

Division of Environmental Health

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

DATE AND TIME: October 4, 2017, 9:30 a.m. – 2:30 p.m., ET or when completed, whichever is first

PLACE: Reedy Creek Improvement District, First Floor, 1900 Hotel Plaza Blvd., Lake Buena Vista, FL 32830

General parking is preferred in AAU lot immediately north of RCID. Recorded teleconference attendance call-in phone number is: 1(888)670-3525, participant passcode: (770)804-4610, then#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOH Public Swimming Pool Advisory Board will review, discuss and make recommendations to the department regarding applications submitted by owners/agents for variance from the state's public swimming pool codes.

Note: This meeting is the rescheduled September 13, 2017 meeting, originally published on August 21, 2017 in Vol. 43, No. 162, F.A.R., that was postponed due to Hurricane Irma. The agenda remains as is.

A copy of the agenda may be obtained at <http://www.floridahealth.gov/environmental-health/swimming-pools/index.html>; by contacting August Ursin, (850)901-6517, august.ursin@flhealth.gov; or by writing to DOH, 4052 Bald Cypress Way, Bin A08, Tallahassee, FL 32399-1710.

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 August Ursin as listed 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).

For more information, you may contact August Ursin as listed above.

NORTHWEST FLORIDA AREA AGENCY ON AGING

The Northwest Florida Area Agency on Aging, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 20, 2017, 1:00 p.m., CT

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: Nominating Committee meeting to develop 2018 slate of board officers. Contact Amber P. McCool at (850)494-7101 for call-in information.

A copy of the agenda may be obtained by contacting: Amber P. McCool at (850)494-7101.

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: Amber P. McCool at (850)494-7101. 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: Amber P. McCool at (850)494-7101.

Polk Regional Water Cooperative

The Polk Regional Water Cooperative announces a public meeting to which all persons are invited.

DATE AND TIME: CANCELLED; originally scheduled for Wednesday, September 20, 2017, 2:00 p.m.

PLACE: Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice is hereby given that the meeting of the Board of Directors of the Polk Regional Water Cooperative scheduled for Wednesday, September 20, 2017 at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823 has been cancelled.

A copy of the agenda may be obtained by contacting: n/a.

For more information, you may contact Gene Heath, Coordinator, Polk Regional Water Cooperative, (813)920-0180, GeneHeath@PRWCwater.org.

Florida Workers' Compensation Joint Underwriting Association, Inc

The FWCJUA Membership & Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 27, 2017, 11:00 a.m. (ET)
 PLACE: Contact Kathy Coyne at (941)378-7408 to participate.
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Agenda topics may include a 2016 overview with Q&A; approval of minutes; legal, legislative & regulatory matters; election of vice chair & officers; Operations Manual; review of rates, rating plans & policy forms and associated matters to include application forms; Subplan D; commutation matters; operations & financial reports; and committee reports on Audit Committee Charter procedures checklist; financial auditor engagement; investment marketplace update; portfolio compliance review; investment policy & guidelines review; investment manager engagement; 2018 reinsurance program; reinsurer financial strength ratings; reinsurance intermediary engagement; premium level indication; actuarial services engagement; policyholder dividend policy; preliminary 2018 Business Plan & Forecast; collection services engagement; service provider audit results; disaster recovery matters; records management matters; and Agency revocation appeal outcome.
 A copy of the agenda may be obtained by contacting Kathy Coyne or at www.fwcjua.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF REVENUE
 Sales and Use Tax
 RULE NO.: RULE TITLE:
 12A-15.004: Specific Limitations
 NOTICE IS HEREBY GIVEN that Department of Revenue (hereinafter "Department") has received the petition for declaratory statement from Calder Race Course, Inc. (hereinafter "Petitioner") on September 7, 2017. The petition seeks the agency's opinion as to the applicability of Florida Statute Section 212.054 (2017) and Florida Administrative Code Rule 12A-15.004 (2017), regarding the discretionary sales surtax and limitations as it applies to the petitioner.
 A copy of the Petition may be obtained by contacting Sarah Wachman Chisenhall, Agency Clerk, Florida Department of Revenue, Post Office Box 6668, Tallahassee, Florida 32314-6668, Sarah.Wachman.Chisenhall@floridarevenue.com, (850)617-8347. Persons other than the original parties to a pending proceeding whose substantial interests will be affected by the disposition of the declaratory statement and who desire to become parties may file a motion to intervene with the Department. Except for good cause shown, a motion to intervene shall be filed with the Agency Clerk at the above address within twenty-one (21) days of publication of this

notice. Any motion to intervene must comply with the requirements set forth in Fla. Admin. Code R. 28-105.0027.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 Construction Industry Licensing Board
 NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Samuel B. Reiner, II, Esq., on behalf of J. Alejandro Arguelles on August 8, 2017. The petition seeks the agency's opinion as to the applicability of Section 489.113, F.S., as it applies to the petitioner.
 Petitioner seeks a determination from the Board as a Certified General Contractor, whose license was issued under Section 468.102, F.S. (1972), whether he is "grandfathered" under Section 489.113, F.S., with the authority to continue pool construction work. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.
 A copy of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395, Donald.Shaw@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

Section X
Announcements and Objection Reports of

the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

AULD & WHITE CONSTRUCTORS, LLC
NOTICE TO SUBCONTRACTORS AND SUPPLIERS
FLORIDA SCHOOL FOR THE DEAF AND THE BLIND –
GORE HALL RENOVATION REQUEST FOR BIDS

NOTICE IS HEREBY GIVEN that Auld & White Constructors, LLC, in conjunction with the Florida School for the Deaf and the Blind (FSDB), will be accepting sealed proposals, which will be received until 2:00 p.m., September 25, 2017, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216 or at FSDB, Attention: Charles Meyers, Contract Administrator, Building #28, Purchasing Department, 207 North San Marco Ave., St. Augustine, Florida 32084, between the hours of 10:00 a.m. and 1:59 p.m. for the referenced project. Bids shall be opened publicly at the campus of the Florida School for the Deaf and the Blind, 207 San Marco Ave., Moore Hall Building, Room 126 St. Augustine, Florida 32084 at 3:30 p.m.

SCOPE DESCRIPTION: Gore Hall is a 25,000 SF existing 2-story K-5th grade classroom building built in the 1960s. The current plan is to completely gut the building, expand the footprint at the exterior walls on the ground floor growing the total existing building square footage to 27,500 SF and completely renovate the interior for new classrooms and support space including all new MEP and infrastructure. The scope also includes a 5,000 SF Early Learning Center Addition. Site improvements and utility work are included as well as all major construction trades including but not limited to concrete footings and slabs, helical pile foundations, masonry, carpentry and millwork, roofing and waterproofing, glass and glazing systems interior/exterior with integral sunshades, doors, frames and hardware, drywall and framing, acoustical ceilings, flooring, painting, toilet partitions and accessories, classroom accessories, window treatments, all mechanical, electrical, plumbing and fire protection trades (MEPF). Elevator refurbishment is anticipated as well.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than Wednesday, September 13, 2017. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to

bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC’s website (www.auld-white.com), on August 25, 2017. All interested bidders shall submit their Notice of Intent to Elizabeth Wilcox by e-mail at awcestimating@auld-white.com.

Florida School for the Deaf and the Blind and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids that are not in compliance with the Bid Form, associated Bid Packages, Bid Drawings & Specifications and Addendums. The Bidding process and Subcontractor & Supplier selection will be in accordance with the Florida School of the Deaf and the Blind procurement requirements.

DAYTONA STATE COLLEGE

Professional Services

RFQ #18-006 (Request for Qualifications)

Pursuant to the provisions of Section 287.055, Florida Statutes, the “Consultants’ Competitive Negotiations Act”, Daytona State College hereby publicly announces it will consider qualified professional firms, registered to do work in the State of Florida, for a project requiring architectural and engineering services.

The project is to provide professional services for the Master Site Plan for the Deltona Campus. Firms or individuals desiring to qualify for consideration must submit proposals no later than 12:00 p.m. on September 19, 2017, to the Facilities Planning Department, Daytona State College, Building 430A/Room 108, 1200 W. International Speedway Blvd., Daytona Beach, FL 32114. Interested parties may obtain information by contacting michaelle.walt@daytonastate.edu or by visiting our website at <http://www.daytonastate.edu/fp/proposals.html>.

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., Thursday, September 7, 2017 and 3:00 p.m., Wednesday, September 13, 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.

Rule No.	File Date	Effective Date
5KER17-3	9/13/2017	9/13/2017
61J2-1.011	9/7/2017	9/27/2017
61J2-3.009	9/7/2017	9/27/2017
62-17.281	9/7/2017	9/27/2017
65-29.001	9/13/2017	10/4/2017
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

CON # 10497 Application Receipt Date: 9/6/2017
 Facility/Project: North Florida Regional Medical Center
 Applicant: North Florida Regional Medical Center, Inc.
 Project Description: Establish a bed comprehensive medical rehabilitation unit of up to 24 beds

County: Marion District: 3
 CON # 10498 Application Receipt Date: 9/6/2017
 Facility/Project: Munroe Regional Medical Center
 Applicant: Munroe HMA Hospital, LLC
 Project Description: Establish a bed comprehensive medical rehabilitation unit of up to 12 beds

County: Marion District: 3
 CON # 10499 Application Receipt Date: 9/6/2017
 Facility/Project: West Marion Community Hospital
 Applicant: Marion Community Hospital, Inc.
 Project Description: Establish a bed comprehensive medical rehabilitation unit of up to 40 beds

County: Sarasota District: 8-6
 CON # 10500 Application Receipt Date: 9/6/2017
 Facility/Project: Sarasota Memorial Hospital
 Applicant: Sarasota County Public Hospital District
 Project Description: Establish an acute care hospital of up to 200 beds

County: Sarasota District: 8-6
 CON # 10501 Application Receipt Date: 9/6/2017
 Facility/Project: North Port Hospital, LLC
 Applicant: North Port Hospital, LLC
 Project Description: Establish an acute care hospital of up to 120 beds

County: Miami-Dade District: 11-1
 CON # 10502 Application Receipt Date: 9/6/2017
 Facility/Project: The Public Health Trust of Miami-Dade County, Florida
 Applicant: The Public Health Trust of Miami-Dade County, Florida
 Project Description: Establish a 100-bed acute care hospital

County: Miami-Dade District: 11-1
 CON # 10503 Application Receipt Date: 9/6/2017
 Facility/Project: Homestead Hospital
 Applicant: Homestead Hospital, Inc.
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 23 beds

Due to Hurricane Irma, tentative public hearing will be noticed next Wednesday, September 20, 2017.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

NOTICE OF BATCHED APPLICATION RECEIPT

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of September 6, 2017.

County: Escambia District: 1
 CON # 10495 Application Receipt Date: 9/6/2017
 Facility/Project: Encompass Health Rehabilitation Hospital of Escambia County, LLC
 Applicant: Encompass Health Rehabilitation Hospital of Escambia County, LLC
 Project Description: Establish a 50-bed comprehensive medical rehabilitation hospital

County: Lake District: 3
 CON # 10496 Application Receipt Date: 9/6/2017
 Facility/Project: Florida Hospital Waterman
 Applicant: Florida Hospital Waterman, Inc.
 Project Description: Establish a 12-bed comprehensive medical rehabilitation unit

County: Alachua District: 3

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.
