

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.295: Specialized Therapeutic Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.295, Florida Administrative Code (F.A.C.) is to incorporate by reference the Florida Medicaid Therapeutic Group Care Services Coverage Policy, _____. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information. The amendment also revises the rule title to Therapeutic Group Care Services.

SUBJECT AREA TO BE ADDRESSED: Specialized Therapeutic Services.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: May 4, 2017, 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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: Tracy Thompson. 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: Tracy Thompson, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4270, e-mail:

Tracy.Thompson@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. on May 5, 2017 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.295 ~~Specialized Therapeutic~~ Group Care Services.

(1) This rule applies to all providers rendering Florida Medicaid of specialized therapeutic group care services to recipients who are enrolled in the Florida Medicaid program.

(2) All providers ~~of specialized therapeutic services~~ must be in compliance with the provisions of the Florida Medicaid Specialized Therapeutic Group Care Services Coverage Policy and Limitations Handbook, March 2014, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-03750>, _____, incorporated by reference. The policy handbook is available on the Agency for Health Care Administration's Medicaid fiscal agent's Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref- _____] www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks. Paper copies of the handbook may be obtained by calling the Provider Services Contact Center at 1(800) 289-7799 and selecting Option 7.

~~(3) The following forms are included in the Florida Medicaid Specialized Therapeutic Services Coverage and Limitations Handbook and are incorporated by reference: Authorization for Comprehensive Behavioral Health Assessment, AHCA Form 5000-3511, Revised March 2014; Comprehensive Behavioral Health Assessment Agency and Practitioner Self Certification, AHCA Form 5000-3512, Revised March 2014; Specialized Therapeutic Foster Care Provider Agency Self Certification, AHCA Form 5000-3513, Revised March 2014; Authorization for Specialized Therapeutic Foster Care, AHCA Form 5000-3514, Revised March 2014; Authorization for Crisis Intervention, AHCA Form 5000-3515, Revised March 2014; Provider Agency Acknowledgement for Therapeutic Group Care Services, AHCA Form 5000-3519, Revised March 2014; and Authorization for Therapeutic Group Care Services, AHCA Form 5000-3521, Revised March 2014. These forms are available by photocopying them from the Florida Medicaid Specialized Therapeutic Services Coverage and Limitations Handbook.~~

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS. History—New 3-13-14, _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-8.0011: Standard Terms Applicable to Orders

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to delete outdated language regarding community service and to permit webinars for the

purpose of complying with CME requirements in disciplinary orders provided the webinars meet certain criteria.

SUBJECT AREA TO BE ADDRESSED: The removal of outdated language and setting forth criteria for webinars for CME.

RULEMAKING AUTHORITY: 458.309(1), 458.331(5) FS.

LAW IMPLEMENTED: 458.331(5) 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: Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

Section II Proposed Rules

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-15.012: Manual on Speed Zoning for Highways, Roads, and Streets in Florida

PURPOSE AND EFFECT: To update material incorporated by reference.

SUMMARY: The proposed rule incorporates the most recent version of the Speed Zoning for Highways, Roads and Streets in Florida Manual and forms used in conjunction with the manual. The manual is being updated for clarity and to incorporate provisions for school zones and school crossings.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The standards have been developed for use by governmental entities responsible for the design, construction,

and maintenance of roadways. Any costs associated with the revised standards will be contractual requirements, not a regulatory cost to small businesses.

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: 316.006(1), 316.187, 316.1893, 316.1895, 316.555, 334.044(2),(10)(a), FS.

LAW IMPLEMENTED: 316.0745, 316.187, 316.1893(3),(4), 316.1895, 316.555 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: Susan Schwartz, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street, Tallahassee, Florida 32399-0458, (850)414-5392, susan.schwartz@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.012 Manual on Speed Zoning for Highways, Roads, and Streets in Florida.

(1) FDOT Manual Number 750-010-002, Speed Zoning for Highways, Roads, and Streets in Florida, Rev. 7/17 ~~Rev. 03/10~~, is hereby incorporated by this rule at _____ and ~~made a part of the rules of the Department of Transportation. This manual is available from the State Traffic Engineering and Operations Office at www.fdot.gov/traffic/Operations/speedzone/Speed_Zone_Manual.htm.~~

(2) FDOT Form 750-010-03, Vehicle Spot Speed Study, Rev. 10/15 ~~03/10~~, is hereby incorporated by reference at _____ and ~~This form is available from the Forms and Procedures Office at www.fdot.gov/proceudres/forms/shtm.~~ <http://www.dot.state.fl.us/proceduraldocuments/>.

(3) FDOT Form 750-020-09, Pedestrian and Bicycle Volume Sheet Form, Rev. 10/15, is hereby incorporated by reference at _____ and available at www.fdot.gov/proceudres/forms/shtm

(4) FDOT Form 750-020-08, Gap Study Form, Rev. 10/15, is hereby incorporated by reference at _____ and available at www.fdot.gov/proceudres/forms/shtm

Rulemaking Authority 316.006(1), 316.187, 316.1893, 316.1895, 316.555, 334.044(2)(10)(a), ~~344.044(2)~~ FS. Law Implemented 316.0745, 316.187, 316.1893(3), (4), ~~316.1895~~, 316.555 FS. History—New 5-25-80, Formerly 14-15.12, Amended 8-23-89, 10-14-97, 10-25-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: V.Y. “Trey” Tillander, III, State Traffic Operations Engineer

NAME OF AGENCY HEAD WHO APPROVED PROPOSED RULE: Rachel Cone, Interim Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 2, 2016

NAME OF PERSON ORIGINATING PROPOSED RULE: V.Y. “Trey” Tillander, III, State Traffic Operations Engineer
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rachel Cone, Interim Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 2, 2016

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.:	RULE TITLE:
68B-12.002	Definitions
68B-12.004	Bag Limits
68B-12.0046	Commercial Fishing Season for King Mackerel in the Gulf-Atlantic Fishery; Commercial Seasons; Vessel and Landing Limits

PURPOSE, EFFECT AND SUMMARY: NOAA Fisheries recently approved several changes to federal king mackerel regulations based on stock assessment results and scientific analysis that indicate catch limits may be increased and regional management zones should be revised. The approved federal changes include 1) establishment of a year-round management boundary between the Gulf and Atlantic stocks of king mackerel at the Monroe—Miami-Dade county line, 2) modifications to Atlantic commercial vessel limits and seasons, 3) an allowance for limited retention and sale of king mackerel caught as bycatch in the federal Atlantic shark gill-net fishery, and 4) an increase in the Gulf recreational bag limit from two to three fish. These changes are intended to balance harvester access to the resource during periods of high demand while mitigating quota closures later in the fishing seasons, allow commercial fishermen to retain and sell incidental catches of king mackerel that would otherwise be discarded dead, and enable the recreational sector to harvest more of their quota. These changes will take effect in federal waters on May 11, 2017, and are largely supported by recreational and commercial harvesters.

At its April 2017 meeting, the Florida Fish and Wildlife Conservation Commission modified king mackerel regulations in state waters based on the federal rule changes described above. These state regulation changes 1) revise the management boundary between the king mackerel fishery in state waters of

the Gulf of Mexico (known in Commission rules as the Gulf-Atlantic fishery) and the king mackerel fishery in state waters of the Atlantic Ocean to be the Monroe—Miami-Dade county line year-round, 2) remove outdated rule language pertaining to the Gulf-Atlantic fishery’s Eastern and Western regions, 3) modify and streamline state rule language for king mackerel commercial vessel limits to clarify that commercial harvesters in state waters are subject to commercial vessel limits applicable in adjacent federal waters, 4) specify that king mackerel legally harvested in Atlantic federal waters by the commercial fishery may be sold, and 5) increase the king mackerel recreational bag limit from two to three fish per person for state waters of the Gulf of Mexico and Monroe County. The purpose of these rules is to achieve consistency between the Commission’s king mackerel regulations and regulations in adjacent federal waters.

The effect of the rule amendments are that state and federal regulations can be applied more consistently to recreational and commercial fishing activity for king mackerel in the Gulf of Mexico and the Atlantic Ocean. A single year-round boundary between the Gulf and Atlantic king mackerel fisheries will better reflect the biological boundary between the stocks and simplify regulations. Consistent and streamlined commercial vessel limits will ease compliance and reduce confusion for commercial harvesters, while also promoting efforts to provide access to king mackerel during peak seasons and alleviate federal commercial quota closures. Allowing commercial fishermen to sell fish legally harvested in Atlantic federal waters will reduce regulatory dead discards of king mackerel. The recreational bag limit increase will allow anglers in the Gulf greater access to their quota and create consistent regulations across state and federal waters.

RULEMAKING AUTHORITY:: Art. IV, Sec. 9, Florida Constitution and 120.54 (6), FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution and 120.54 (6), FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-12.002 Definitions.

For the purpose of this chapter, except where the context clearly requires otherwise:

(1) No change.

~~(2) “Eastern Region” means all state waters of the Atlantic Ocean north of a line extended due east from the coastal boundary between Dade and Monroe counties and south of a line extended due east from the coastal boundary between Volusia and Flagler counties, between November 1 of each year and March 31 of the following year.~~

~~(2)(3) “Gulf-Atlantic Fishery” means all Florida waters of the Gulf of Mexico and all Florida waters of the Atlantic Ocean south of a line extending due east of the Miami-Dade/Monroe county line designated as follows, and all king mackerel in those waters (consistent with the Federal Standard established in 50 C.F.R. §622.369(a) as of May 11, 2017): Between November 1 and March 31 the Florida Gulf Atlantic Fishery consists of all Florida waters in the Gulf of Mexico and all Florida waters in the Atlantic Ocean south of a line extended due east from the coastal boundary between Volusia and Flagler counties (29 deg. 25 min. N. latitude). Between April 1 and October 31 of each year, the Gulf Atlantic Fishery consists of all Florida waters in the Gulf of Mexico north of a line extended due west from the coastal boundary between Monroe and Collier counties (25 deg. 48 min. N. latitude).~~

(4) through (7) renumbered (3) through (6) No change.

~~(8) “Western Region” means all state waters of the Atlantic Ocean south and west of a line due east from the coastal boundary between Dade and Monroe counties and all state waters of the Gulf of Mexico, between November 1 of each year and March 31 of the following year, and all state waters of the Gulf of Mexico north of a line extended due west from the coastal boundary between Monroe and Collier counties, between April 1 and October 31 of each year.~~

Rulemaking Authority Art. IV, Sec. 9, Fla Const. Law Implemented Art. IV, Sec. 9, Fla Const. History—New 12-20-84, Formerly 46-12.02, Amended 11-13-86, 11-1-88, 10-1-90, 7-15-96, Formerly 46-12.002, Amended 05-11-17.

68B-12.004 Bag Limits.

(1) Except as provided in Rule 68B-12.0046, F.A.C., each person harvesting king mackerel from the Gulf-Atlantic fishery shall be subject to a bag limit of three ~~two~~ fish per person, per day (consistent with the Federal Standard established in 50

C.F.R. § 622.382(a)(1)(ii) as of May 11, 2017), unless and until the bag limit is reduced to one fish per person, per day pursuant to Rule 68B-12.0045(2), F.A.C.

(2) through (4) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla Const. Law Implemented Art. IV, Sec. 9, Fla Const. History—New 12-20-84, Formerly 46-12.04, Amended 11-13-86, 11-1-88, 10-1-90, 7-15-96, Formerly 46-12.004, Amended 05-11-17.

68B-12.0046 Commercial Fishing Season for King Mackerel in the Gulf-Atlantic Fishery; Commercial Seasons; Vessel and Landing Limits.

(1) No change.

~~(2) For purposes of regulating the commercial harvest of king mackerel in the Gulf Atlantic fishery, the fishery is divided into two regions, the Eastern Region and the Western Region. Harvest in each region is governed by daily vessel and landing limits, as specified in subsections (3) and (4) of this rule.~~

~~(2)(3) Eastern Region— Persons harvesting king mackerel for commercial purposes from the Gulf-Atlantic fishery waters of the Eastern Region shall be subject to commercial vessel limits in adjacent federal waters pursuant to 50 C.F.R. § 622.385(a)(2)(i) (as of May 11, 2017 May 4, 2015) unless adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of king mackerel.~~

~~(4) Western Region— Persons harvesting king mackerel for commercial purposes from waters of the Western Region shall be subject to a commercial vessel limit of 1250 pounds of fish per vessel per day unless adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of king mackerel.~~

~~(3)(5) Season closures – If at any time adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of king mackerel, corresponding state waters shall also be closed to commercial harvest of king mackerel, beginning from the date of such closure until federal waters are reopened to commercial harvest of king mackerel.~~

~~(4)(6) Transit provisions – A vessel that has onboard king mackerel harvested from an open area in either state or federal waters may transit through and land king mackerel in state waters that are closed to the harvest of king mackerel pursuant to subsections (2)(3) and (4), under the following conditions:~~

(a) through (d) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla Const. Law Implemented Art. IV, Sec. 9, Fla Const. History—New 10-1-90, Amended 12-4-91, 11-29-93, 12-28-95, 1-1-97, 1-1-98, Formerly 46-12.0046, Amended 4-1-12, 10-12-15, 05-11-17.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLE:

- 68B-30.002 Definitions
- 68B-30.003 Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications
- 68B-30.006 Other Prohibitions

PURPOSE, EFFECT AND SUMMARY: NOAA Fisheries recently approved several changes to federal king mackerel regulations based on stock assessment results and scientific analysis that indicate catch limits may be increased and regional management zones should be revised. The approved federal changes include 1) establishment of a year-round management boundary between the Gulf and Atlantic stocks of king mackerel at the Monroe—Miami-Dade county line, 2) modifications to Atlantic commercial vessel limits and seasons, 3) an allowance for limited retention and sale of king mackerel caught as bycatch in the federal Atlantic shark gill-net fishery, and 4) an increase in the Gulf recreational bag limit from two to three fish. These changes are intended to balance harvester access to the resource during periods of high demand while mitigating quota closures later in the fishing seasons, allow commercial fishermen to retain and sell incidental catches of king mackerel that would otherwise be discarded dead, and enable the recreational sector to harvest more of their quota. These changes will take effect in federal waters on May 11, 2017, and are largely supported by recreational and commercial harvesters.

At its April 2017 meeting, the Florida Fish and Wildlife Conservation Commission modified king mackerel regulations in state waters based on the federal rule changes described above. These state regulation changes 1) revise the management boundary between the king mackerel fishery in state waters of the Gulf of Mexico (known in Commission rules as the Gulf-Atlantic fishery) and the king mackerel fishery in state waters of the Atlantic Ocean to be the Monroe—Miami-Dade county line year-round, 2) remove outdated rule language pertaining to the Gulf-Atlantic fishery’s Eastern and Western regions, 3) modify and streamline state rule language for king mackerel commercial vessel limits to clarify that commercial harvesters in state waters are subject to commercial vessel limits applicable in adjacent federal waters, 4) specify that king mackerel legally harvested in Atlantic federal waters by the commercial fishery may be sold, and 5) increase the king mackerel recreational bag limit from two to three fish per person for state waters of the Gulf of Mexico and Monroe County. The purpose of these rules is to achieve consistency between the Commission’s king mackerel regulations and regulations in adjacent federal waters.

The effect of the rule amendments are that state and federal regulations can be applied more consistently to recreational and commercial fishing activity for king mackerel in the Gulf of Mexico and the Atlantic Ocean. A single year-round boundary between the Gulf and Atlantic king mackerel fisheries will better reflect the biological boundary between the stocks and simplify regulations. Consistent and streamlined commercial vessel limits will ease compliance and reduce confusion for commercial harvesters, while also promoting efforts to provide access to king mackerel during peak seasons and alleviate federal commercial quota closures. Allowing commercial fishermen to sell fish legally harvested in Atlantic federal waters will reduce regulatory dead discards of king mackerel. The recreational bag limit increase will allow anglers in the Gulf greater access to their quota and create consistent regulations across state and federal waters.

RULEMAKING AUTHORITY: : Art. IV, Sec. 9, Florida Constitution and 120.54 (6), FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution and 120.54 (6), FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-30.002 Definitions.

As used in this chapter:

(1) “Atlantic fishery” means all Florida waters of the Atlantic Ocean north of a line extending due east of the Miami-Dade/Monroe county line designated as follows, and all king mackerel in those waters (consistent with the Federal Standard established in 50 C.F.R. § 622.369(a) as of May 11, 2017): ~~Between November 1 and March 31 of the following years, the Atlantic fishery consists of all Florida waters in the Atlantic Ocean north of a line extended due east from the coastal boundary between Volusia and Flagler counties (29 deg. 25 min. N. latitude). Between April 1 and October 31 of each year, the Atlantic fishery consists of all Florida waters in the Atlantic Ocean and all Florida waters in the Gulf of Mexico south of a~~

~~line extended due west from the coastal boundary between Monroe and Collier Counties (25 deg. 48 min. N. latitude).~~

(2) through (4) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Amended 11-1-88, 1-1-98, Formerly 46-30.002, Amended 05-11-17.

68B-30.003 Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications.

(1) Commercial Harvest Limits. Persons holding a Florida resident, nonresident, or alien saltwater products license with a restricted species endorsement and a federal commercial permit to harvest king mackerel from the Atlantic Migratory Group, may harvest king mackerel from the Atlantic fishery upon the following conditions:

(a) The season for harvest of king mackerel from the Atlantic fishery has not been closed pursuant to Rule 68B-30.004, F.A.C.; and,

~~(b) Persons harvesting king mackerel for commercial purposes from the Atlantic fishery shall be subject to commercial vessel limits in adjacent federal waters pursuant to 50 C.F.R. § 622.385(a)(1) (as of May 11, 2017) unless adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of king mackerel. The following commercial daily vessel harvest limits shall apply in the indicated counties. During the specified periods, no more than the applicable commercial daily vessel harvest limit shall be possessed aboard any vessel subject to this subsection.~~

~~1. Persons harvesting king mackerel in the state waters of Nassau, Duval, St. Johns, and Flagler Counties shall be subject to a year round commercial vessel limit of 3,500 pounds per vessel, per day.~~

~~2. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Volusia County, shall be subject to a commercial vessel limit of 3,500 pounds per vessel, per day.~~

~~3. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward, and Dade Counties, shall be subject to a commercial vessel limit of 75 king mackerel per vessel, per day.~~

~~4. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Monroe County, shall be subject to a commercial vessel limit of 1,250 pounds per vessel, per day.~~

(2) through (5) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Amended 11-1-88, 1-1-97, 1-1-98, Formerly 46-30.003, 12-21-00, 10-12-15, Amended 05-11-17.

68B-30.006 Other Prohibitions.

(1) through (3) No change.

(4) Nothing in this chapter shall prohibit the sale of king mackerel harvested pursuant to 50 C.F.R. 622.379(b) (as of May 11, 2017).

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Formerly 46-30.006, 10-12-15, Amended 05-11-17.

Section III Notice of Changes, Corrections and Withdrawals

NONE

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004: General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On April 5, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Section 5-203.13, 2009 FDA Food Code from La Casa Di Norma located in Crystal River. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water. They are requesting to share the mop sink located within an adjacent business.

The Petition for this variance was published in Vol. 43, No. 67, F.A.R., on April 6, 2017. The Order for this Petition was signed and approved on April 18, 2016. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the

Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the mop sink located on the premises of Claw Daddy's Raw Bar & Grill, 1601 SE 8th Ave. Crystal River, FL 34429 (SEA1901235), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of La Casa Di Norma (La Casa Di Norma Corp SEA1901058) and/or Claw Daddy's Ra Bar & Grill (Claw Daddy's Raw Bar & Grill SEA1901235) changes, a signed agreement for use of the mop sink is required immediately. A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004: General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On April 6, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from The Dreamette at Town Center located in Jacksonville. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and the three-compartment sink.

The Petition for this variance was published in Vol. 43, No. 68, F.A.R., on April 6, 2017. The Order for this Petition was signed and approved on April 18, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink and the three-compartment sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink and the three-compartment sink are provided with hot and cold running water under pressure, and that the handwash sink is provided with soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On March 27, 2017 the Division of Hotels and Restaurants received a Petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Katherine #5 located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 43, No. 77, F.A.R., on March 28, 2017. The Order for this Petition was signed and approved on April 18, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On April 10, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Ximena's Food Truck Services #2 located in Clearwater. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 43, No. 70, F.A.R., on April 11, 2017. The Order for this Petition was signed and approved on April 18, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On April 10, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Ximena's Food Truck Services #3 located in Clearwater. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 43, No. 70, F.A.R., on April 11, 2017. The Order for this Petition was signed and approved on April 18, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on April 18, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Peacock Condominiums at 2912 St Johns Avenue, Jacksonville, FL. Petitioner seeks a variance of the

requirements of ASME A17.1, Section 303.3d, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires a manually operated valve shut off which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2017-071).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. hdr.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on April 18, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Joel Dayton, D.C. Petitioner is seeking a variance or waiver of subsection 64B2-13.007(1), F.A.C., which requires that during the first twelve (12) months after initial licensure, practitioners are required to attend one (1) full day at a board meeting at which disciplinary hearings are conducted as provided in subsection 64B2-13.004(8), F.A.C. Petitioner is requesting an extension of that time to allow him to attend the next regularly scheduled board meeting. Comments on this petition should be filed with the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850)488-0595, or by email – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on April 18, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Crystal Nix Dayton, D.C. Petitioner is seeking a variance or waiver of subsection 64B2-13.007(1), F.A.C., which requires that during the first twelve (12) months after initial licensure, practitioners are required to attend one (1) full day at a board meeting at which disciplinary hearings are conducted as provided in subsection 64B2-13.004(8), F.A.C. Petitioner is requesting an extension of that time period to allow her to attend the next regularly scheduled board meeting. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850) 488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice that the petition filed by Gabrielle Pelicci on February 5, 2016, seeking a variance or waiver from Rule 64B7-32.002, F.A.C. regarding the requirements that official transcripts be on counterfeit proof paper and be sent directly from the school has been withdrawn. The Notice of Petition was published in Vol. 42, No. 29, of the February 12, 2016, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4162, Kama.Monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice that the petition filed by Nina Ward on January 12, 2016, seeking a variance or waiver regarding the requirements for proof of graduation has been withdrawn. The Notice of Petition was published in Vol. 42, No. 14, the January 22, 2016, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4162, Kama.Monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Optometry

NOTICE IS HEREBY GIVEN that on April 18, 2017, the Board of Optometry received a petition for variance and waiver filed by Thanh Kim Dau, O.D., from subsection 64B13-4.001(2), F.A.C., regarding the requirement that all four (4) parts of the licensure examination must have been passed within the seven (7) year period immediately preceding application for licensure. Petitioner also seeks a waiver of subsection 64B13-6.001(5), F.A.C., regarding the application fee for certification as a certified optometrist. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850)488-0595, or by email – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Optometry, at the above address.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.002: Definitions

NOTICE IS HEREBY GIVEN that on April 19, 2017, the Florida Housing Finance Corporation, received a petition for waiver from Jasmine Housing, LTD., requesting a waiver from Rule 67-48.002(95), F.A.C regarding the timing provisions of the 2016 QAP and allow the requested credit exchange to be approved before the last calendar quarter of 2018.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, April 27, 2017, 3:00 p.m.

PLACE: Conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emerging Technology Committee Meeting. The committee and/or subcommittee will discuss ideas for standards development for their respective topics.

A copy of the agenda may be obtained by contacting: brendaboyd@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: brendaboyd@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: brendaboyd@fdle.state.fl.us.

DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: Friday, April 21, 2017, 10:00 a.m.

PLACE: Conference call; join the meeting from your computer, tablet or smartphone at <https://global.gotomeeting.com/join/411396013>; or dial in using your phone: United States (toll-free) 1(866)899-4679; United States +1 (571)317-3116 ; access code: 411-396-013

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly Missing Endangered Persons Information Clearinghouse Advisory Board.

This notice is to replace the notice (ID: 18784746) which scheduled a physical meeting; instead, this meeting will take place via conference call and there will be no in-person meeting.

A copy of the agenda may be obtained by contacting Craig Schroeder at 1(888)356-4774.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Dawn Mikola at 1(888)356-4774. 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 Craig Schroeder at 1(888)356-4774.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: April 27, 2017, 4:30 p.m. – 6:30 p.m.

PLACE: Lakeshore Woman’s Club, 2352 Lakeshore Blvd., Jacksonville, FL 32210

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public meeting to discuss proposed improvements to SR-111 (Cassat Avenue) from Blanding Boulevard to Lenox Avenue, Financial Project ID: 436174-1 in Jacksonville, Florida. The FDOT previously held a public meeting in January 2017, to present design plans for the removal of on-street parking to allow for the addition of bike lanes. After listening to public comments received at this meeting, the Department has refined the design and would like to receive your comments regarding the new concept. The FDOT is proposing to mill and resurface the roadway, update ADA facilities, and remove on-street parking on a major portion of the project. A lane reduction of one southbound travel lane on Cassat Avenue is being proposed from San Juan Avenue to Blanding Boulevard. This will allow the on-street parking to remain in this area and also

adding buffered bike lanes. Also included with this project is the elimination of the northbound right turn lanes to Post Street and Lenox Avenue. Doors will open at 4:30 p.m. with an "Open House" format, for visitors to come by any time to review project displays and talk with Department Staff. Public participation is solicited without regard to race, color, sex, age, religion, national origin, disability or family status.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, Florida's Turnpike Enterprise announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 2, 2017, 5:30 p.m. – 7:30 p.m.

PLACE: West Boynton Recreation Center, 6000 Northtree Blvd., Lake Worth, Florida 33463. In the event that the Design Public Information Meeting cannot be held on May 2, 2017 due to severe weather or unforeseen conditions, it will be held on the alternate date of Tuesday, May 16, 2017 at the same time and place.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Design Public Information Meeting is being conducted to give interested persons an opportunity to express their views concerning the design of the proposed widening of Florida's Turnpike (SR 91) from North of Boynton Beach Boulevard to North of Lake Worth Road (Financial Project ID Number: 406144-1).

A copy of the agenda may be obtained by contacting: Craig Bostic, P.E., Project Manager, Florida's Turnpike Enterprise (Atkins), P.O. Box 613069, Ocoee, Florida 34761-3069 or by e-mail at craig.bostic@dot.state.fl.us.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: Craig Bostic, P.E., Project Manager at (407)264-3480 or by e-mail at craig.bostic@dot.state.fl.us.

If any person requires translation services (free of charge) please advise Craig Bostic at least 7 days before the meeting. 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).

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, May 10, 2017, 9:00 a.m.; Thursday, May 11, 2017, 9:00 a.m.; Wednesday, May 17, 2017, 9:00 a.m.; Thursday, May 18, 2017, 9:00 a.m.; Wednesday, May 24, 2017, 9:00 a.m.; Thursday, May 25, 2017, 9:00 a.m.

PLACE: Betty Easley Conference Center, Room #152, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.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.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a workshop to which all persons are invited.

DATE AND TIME: May 4, 2017, 5:00 p.m.

PLACE: Avon Park Community Center, 310 West Main Street, Avon Park, FL 33825

GENERAL SUBJECT MATTER TO BE CONSIDERED: Highlands Transit Plan Community Workshop, Open House with Interactive Presentation regarding the public transportation service options for the Highlands Transit Plan.

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130 or msoderstrom@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130 or msoderstrom@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
RULE NO.: RULE TITLE:**

62-304.505: Middle St. Johns River Basin TMDLS.

The Department of Environmental Protection announces a workshop to which all persons are invited.

DATE AND TIME: May 22, 2017, 2:00 p.m.

PLACE: Volusia County Council Chambers (2nd floor), Thomas C. Kelly Administration office, 123 W. Indiana Ave, DeLand, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present and receive public comments on the draft total maximum daily load (TMDL) for the nutrient impairment of DeLeon Springs and Gemini Springs, in the Middle St. Johns River Basin, to be adopted in Rule 62-304.505, F.A.C. These nutrient TMDLs, if adopted, will constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(90)(b), F.A.C., that will supersede the otherwise applicable numeric nutrient criteria in subsection 62-302.531(2), F.A.C., for the particular surface water segments. The draft TMDL document for these impaired waters will be placed on the department's TMDL website (<http://www.dep.state.fl.us/water/tmdl/>) by April 20, 2017 and will be provided upon request to interested parties by mail or via e-mail distribution. The department will accept written comments on the draft TMDLs, as well as the establishment of these nutrient TMDLs as site specific interpretations of the narrative nutrient criteria, through May 26, 2017. Written comments should be directed to: Richard Hicks, PG Administrator, Ground Water Management Section, Florida Department of Environmental Protection, Mail Station #3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400,; richard.w.hicks@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Richard Hicks, Ground Water Management Section, MS 3575, Department of Environmental Protection, 2600 Blair Stone

Road, Tallahassee, FL 32399-2400, or by calling: (850)245-8229.

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: Richard Hicks, (850)245-8229. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department Of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 27, 2017, 1:30 p.m.

PLACE: Marion County Growth Management, 2710 East Silver Springs Boulevard, Ocala, FL 34470

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the OSTDS advisory committee associated with the Silver Springs and Rainbow Springs Basin Management Action Plans (BMAP). Meeting items will include technical discussions on possible approaches for addressing onsite sewage treatment disposal system loadings to the Silver and Rainbow Springs basins. The city of Ocala will give a presentation on their Septic Tank and Well Elimination Program.

A copy of the agenda may be obtained by contacting: Mary Paulic, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by email at Mary.Paulic@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mary Paulic, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, Mary.Paulic@dep.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: Mary Paulic, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, Mary.Paulic@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-711.300: Waste Tire Permit Requirements

62-711.400: Waste Tire Prohibitions

62-711.500: Waste Tire Site Notification and Requirements

- 62-711.520: Waste Tire Collector Requirements
- 62-711.530: Waste Tire Processing Facility Requirements
- 62-711.540: Storage Requirements
- 62-711.550: Waste Tire Collection Center Requirements
- 62-711.801: General Permits

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

DATE AND TIME: May 10, 2017, 8:30 a.m. until no later than 12:00 p.m.

PLACE: Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, FL, 32399-3000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida will spend over \$800,000 this fiscal year cleaning up waste tires to help prevent the spread of the Zika virus throughout the State. The Department is implementing rulemaking for Chapter 62-711, F.A.C., to help to synchronize the current rule with the online waste tire registration process and to update and provide clarity to the current rule through public input. The benefits of online synchronization and updates to the Chapter will be to more efficiently track waste tires in the state; therefore, helping the state reduce and eventually eliminate the need for state funded waste tire cleanup efforts.

The Florida Department of Environmental Protection (FDEP), is convening a Technical Advisory Group (TAG) made up of Florida business owners, waste tire service providers, local, and state representatives, who are involved with the management of waste tires in Florida.

These participants, in an open and moderated discussion format, will discuss and make recommendations to the FDEP about improvements to the waste tire regulations. Specific topics to be discussed include waste tire collector registration.

The agenda and draft rule will be available at <http://www.dep.state.fl.us/waste/categories/tires/default.htm> by May 2nd or by contacting the contact person listed below.

The Workshop will also be available by teleconference: Dial +1 (888)670-3525, Access Code: 564-951-9127

A copy of the agenda may be obtained by contacting: Michell Smith, Environmental Manager, Permitting and Compliance Assistance Program, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400, Michell.M.Smith@dep.state.fl.us, (850)245-8721

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: Michell Smith, Environmental Manager, Permitting and Compliance Assistance Program, 2600 Blair Stone Road,

Tallahassee, Florida, 32399-2400, Michell.M.Smith@dep.state.fl.us, (850)245-8721. 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: Michell Smith, Environmental Manager, Permitting and Compliance Assistance Program, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400, Michell.M.Smith@dep.state.fl.us, (850)245-8721

DEPARTMENT OF HEALTH

The Biomedical Research Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 4, 2017, 9:00 a.m.

PLACE: Conference call-in number: 1-(888)670-3525

Participant passcode: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Biomedical Research Advisory Council will meet via conference call to plan for the release of the Fiscal Year 2017-2018 Bankhead-Coley and James and Esther King Funding Opportunity Announcements.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

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

DATE AND TIME: May 2, 2017, 12:00 Noon

PLACE: Conference number 1(888)670-3525, participant code 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda may be obtained at <http://floridaschiropracticmedicine.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 7 days before the workshop/meeting by contacting Anthony.Spivey@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: Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Board of Podiatric Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: May 5, 2017, 9:00 a.m.

PLACE: Springhill Suites, 5828 Hazeltine National Drive, Orlando, FL 32822 (407)816-5533

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting

A copy of the agenda may be obtained by contacting: <http://floridaspodiatricmedicine.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 7 days before the workshop/meeting by contacting: . 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: Anthony.Spivey@flhealth.gov

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Board of Chiropractic Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2017, 8:30 a.m.

PLACE: Rosen Plaza, 9700 International Drive, Orlando, FL 32819 (407)996-2315

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting

A copy of the agenda may be obtained by contacting: <http://floridaschiropracticmedicine.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 7 days before the workshop/meeting by contacting: . 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: Anthony.Spivey@flhealth.gov

DEPARTMENT OF HEALTH

Athletic Trainers

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

DATE AND TIME: July 7, 2017, 9:00 a.m. ET

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

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

A copy of the agenda may be obtained by contacting: www.floridasathletictraining.gov. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and the evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment, can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at least one week in advance by phone to (850)245-4474.

Citizens Property Insurance Corporation

The Citizens Property Insurance Corporation Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 27, 2017, 10:00 a.m.

PLACE: Dial In: 1-888-942-8686; Participant Code: 574 373 5657#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Topics to include but not limited to Reinsurance.

A copy of the agenda may be obtained by contacting: www.citizensfla.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: Barbara Walker at (850)513-3744. 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: Barbara Walker, 2101 Maryland Circle, Tallahassee, FL 32303, (850)513-3744; Barbara.walker@citizensfla.com

South Dade Soil and Water Conservation District

The South Dade Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 20, 2017 9:30 a.m.

PLACE: USDA Florida City Service Center, 1450 N. Krome Ave #102

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to the Board of Supervisors, Ag Lab Report, MIL Report, and District Projects. A copy of the agenda may be obtained by contacting: Debbie Van Weest, (305)242-1288.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: SDSWCD. 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 Cooper McMillan, (305)242-1288.

DRMP, Inc.

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

DATE AND TIME: Thursday, April 27, 2017, 5:30 p.m. – 6:30 p.m., CT

PLACE: Our Lady of the Rosary Catholic Church, 5622 Julie Drive, Panama City, Florida 32404

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public hearing concerning State Road (S.R.) 75 / U.S. 231 Project Development and Environment Study from S.R. 30A / U.S. 98 to S.R. 20 in Bay County. The hearing will begin as an open house at 5:30 p.m., followed by a formal presentation at 6:00 p.m. This hearing is being held to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of the proposed project. Draft study documents and other information depicting the proposed improvement will be available for public review at the hearing. Representatives from FDOT will be available to explain proposed improvements, answer questions, and receive comments. Draft project documents are available for public review from April 6, 2017, until May 12, 2017, at the Bay County Public Library, 898 West 11th Street, Panama City, Florida, during library hours, Monday – Saturday from 9:00 a.m. to 8:00 p.m. and Sundays from 1:00 p.m. to 5:00 p.m. and at the FDOT District 3 Office, 1074 Highway 90, Chipley, Florida, Monday – Friday from 8:00 a.m. to 5:00 p.m. Financial Project Identification Number: 217910-2-22-01.

A copy of the agenda may be obtained by contacting: Alan Vann, FDOT Project Manager at (850)330-1523 or via email: Alan.Vann@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. 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 days before the workshop/meeting by contacting: Alan Vann, FDOT Project Manager, toll free at 1(888)638-0250, extension 1523. 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 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.

For more information, you may contact: Alan Vann or Ian Satter, District Three Public Information Director at 1(888)638-0250, ext. 1205 (toll-free) or via email: ian.satter@dot.state.fl.us.

CH2M Hill

The Florida Department of Transportation (FDOT), District One, will hold an alternatives public workshop to which all persons are invited.

DATE AND TIME: Thursday, April 27, 2017, 5:00 p.m. – 7:00 p.m.

PLACE: Lake Mirror Complex – Peggy Brown Building, 215 South Lake Avenue, Lakeland, Florida 33801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend an alternatives public workshop for proposed improvements over the CSX Railroad along Kentucky Avenue and New York Avenue in Lakeland, Polk County. Financial Project ID(s) 436653-1-22-01 (Kentucky Avenue) and 436656-1-22-01 (New York Avenue).

The proposed improvements include bridges over CSX Railroad at Kentucky Avenue and New York Avenue to allow pedestrians and/or bicyclists to cross over the railroad. The purpose of the workshop is to obtain comments on the alternatives being considered.

The workshop will be an open house format with department representatives available during the workshop to discuss the project and answer questions. FDOT encourages attendees to come to this workshop at any time between 5:00 p.m. and 7:00 p.m. to review the proposed transportation improvement.

FDOT solicits public participation without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require special accommodations under the Americans with Disabilities Act (ADA) or persons who require translation services (free of charge) should contact Patrick Bateman, E.I., project manager, FDOT, at (863)519-2792 or Patrick.Bateman@dot.state.fl.us at least seven (7) days prior to the workshop.

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 please visit our website at www.swflroads.com/trails/lakelandped or contact Patrick Bateman, E.I., project manager, FDOT, at (863)519-2792 or Patrick.Bateman@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Julie Naim, Esq., In Re: Wellington Edge Property Association, Inc., Docket No. 2017018766, filed on April 18, 2017. The petition seeks the agency's opinion as to the applicability of section 720.306(9), Florida Statutes, as it applies to the petitioner.

Whether it is permissible for a Florida Statutes Chapter 720 homeowners' association to restrict board eligibility to voting members pursuant to section 720.306(9), Florida Statutes? If it is permissible for the association to restrict board eligibility, were actions taken by ineligible board members: a) void if taken after passage of the amendment requiring that members of the board of directors be Voting Members; b) void if taken after recording of the amended bylaws; c) void if taken after discovery of ineligibility; or d) not void at all?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539; Danielle.Walker@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that The Office of Financial Regulation has received the petition for declaratory statement from Grupo Regalii, Inc. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

on 4/18/2017, the Office of Financial Regulation (Consumer Finance) has received a Petition for declaratory statement from Grupo Regalii, Inc. (a software company that specializes in bill pay solutions). The petition seeks a declaratory statement from the Office on whether Petitioner's proposed business model (of offering an application program interface that connects service providers who provide periodic bills to consumers, such as utility and telecom businesses ("Billers"), to licensed money transmitters who accept payments from consumers. Regalii's software provides the path by which licensed money transmitters can offer real-time bill payment to consumers, even when the consumer's bills are with providers in another country) falls within the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9784, Agency.Clerk@flofr.com

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9784, Agency.Clerk@flofr.com

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

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

NONE

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

In Re: Medicaid Reimbursement Rate Rule Challenges; Case Nos.: 16-6398RX through 16-6414RX; Rule No.: 59G-6.030; Existing rule and unadopted rule challenge petitions dismissed. See DOAH cases 17-0467RP, etc.

In Re: Medicaid Reimbursement Rate Proposed and Existing Rule Challenges; Case Nos. 17-0467RP through 17-0474RP, 17-0496RP, 17-0558RP through 17-0560RP; Proposed Rule No.: 59G-6.030; Rule and proposed rule incorporating methodology for determining Medicaid outpatient hospital reimbursement rates were not invalid. Petitions denied.

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

NONE

**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 April 13, 2017 and 3:00 p.m., Wednesday, April 19, 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
1T-1.001	4/18/2017	5/8/2017
1T-1.036	4/18/2017	5/8/2017
1T-1.039	4/18/2017	5/8/2017

1T-1.040	4/18/2017	5/8/2017
5E-2.0105	4/17/2017	5/7/2017
5E-2.0312	4/17/2017	5/7/2017
5E-14.102	4/17/2017	5/7/2017
5E-14.104	4/17/2017	5/7/2017
5E-14.108	4/17/2017	5/7/2017
5E-14.110	4/17/2017	5/7/2017
5E-14.142	4/17/2017	5/7/2017
5E-14.1421	4/17/2017	5/7/2017
25-6.0183	4/19/2017	5/9/2017
59G-1.054	4/18/2017	5/8/2017
60Y-4.001	4/17/2017	5/7/2017
60Y-4.028	4/17/2017	5/7/2017
61G6-10.004	4/18/2017	5/8/2017
61G6-10.005	4/18/2017	5/8/2017
61G6-10.006	4/18/2017	5/8/2017
61G6-10.007	4/18/2017	5/8/2017
61G6-10.008	4/18/2017	5/8/2017
64B8-31.003	4/18/2017	5/8/2017
64B8-31.010	4/18/2017	5/8/2017
64B15-7.009	4/18/2017	5/8/2017
64B15-7.010	4/18/2017	5/8/2017
64B15-12.009	4/18/2017	5/8/2017
68A-15.006	4/14/2017	7/1/2017
68A-15.062	4/14/2017	7/1/2017
68A-17.005	4/14/2017	7/1/2017

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
40B-9.021	12/21/2016	**/**/****
40B-9.041	12/21/2016	**/**/****

40B-9.126	12/21/2016	**/**/*****
40B-9.131	12/21/2016	**/**/*****
40B-9.1381	12/21/2016	**/**/*****
40B-9.1411	12/21/2016	**/**/*****
40B-9.142	12/21/2016	**/**/*****
40B-9.145	12/21/2016	**/**/*****
40B-9.123	12/9/2016	**/**/*****
58M-2.009	2/9/2017	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
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

EXEMPTION

The Agency for Health Care Administration approved the following exemption on April 18, 2017 pursuant to Section 408.036(3), Florida Statutes:

ID # E170009 District: 11-1 (Miami-Dade County)
 Facility/Project: Florida International Medical Center, LLC
 Applicant: Florida International Medical Center, LLC
 Project Description: Combination of nursing home beds from CON #10476 (213 beds) and Exemption #E170006 (49 beds) to create a 262-bed skilled nursing facility
 Proposed Project Cost: \$41,890,514

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

City of Marianna

The Florida Department of Environmental Protection (DEP) has determined that an addition to the City of Marianna project involving the construction of approximately 23,600 feet of water distribution mains within the Dogwood Heights Subdivision is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$718,184. The project may qualify for a

Drinking Water State Revolving Fund 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: Gregg Caro, SRF Program, DEP, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, or calling (850) 245-2982 or e-mailing gregg.caro@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

City of Hollywood, Florida

The Florida Department of Environmental Protection (DEP) has determined that Hollywood's project involving replacement of deteriorating water mains is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$20,112,000. The project may qualify for a Drinking Water State Revolving Fund (SRF) loan comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the FCEN can be obtained by writing to: Thomas Montgomery, SRF Program, DEP, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2967 or emailing thomas.montgomery@dep.state.fl.us.

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.