Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

NONE

Section II Proposed Rules

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

RULE NOS.: RULE TITLES:
58L-1.007 Complaint Procedures
58L-1.008 Administrative Assessment

PURPOSE AND EFFECT: The purpose of this proposed rule amendment is to extend the complaint investigation deadlines, amend the designation of authority to approve deadline extensions, and eliminate disclosure of information that could include the identities of the complainants or residents involved in a complaint.

SUMMARY: The proposed rule amendments address complaint investigations, administrative assessment procedures, and disclosure of information.

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.

It will also have no impact on small cities or counties as defined in section 120.52, F.S.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 400.0071, 400.0073, 400.0075, FS.

LAW IMPLEMENTED: 400.0071 400.0073, 400.0075, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE. A HEARING WILL BE HELD AT THE DATE. TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD): DATE AND TIME: May 24, 2017, 3:00 p.m. – 5:00 p.m. PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 301, Tallahassee, Florida 32399-7000. 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 days before the workshop/meeting by contacting: Zaynab Salman, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; telephone (850)414-2054. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zaynab Salman, Department of Elder Affairs, Long-Term Care Ombudsman Program, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, Telephone Number: (850)414-2054, address email salmanz@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULE IS:

58L-1.007 Complaint Procedures.

This rule outlines the procedures for receiving and conducting complaint investigations on behalf of residents in long-term care facilities.

- (1) No change
- (2) INVESTIGATIVE PROTOCOL.
- (a) An investigation is initiated when an ombudsman makes contact with the complainant or resident. The investigation must be initiated no later than 7 <u>business</u> calendar days after the district ombudsman manager receives the complaint.
 - (b) through (c) No change
- (d) Investigations must be closed within $\underline{120}$ 90 calendar days after receiving the complaint unless additional time is requested by the ombudsman and granted by the regional office manager (ROM), DOM or designee. The DOM ROM, or designee, may grant an extension of the $\underline{120}$ 90 calendar day period when the ombudsman is unable to complete the investigation due to circumstances beyond his or her control. Such circumstances may be:
- 1. The investigation is undergoing legal or administrative proceedings;
- 2. One of the parties is ill and cannot participate in the investigation;

- 3. There is an act of God or a designated threat to public safety that warrants an extension; or
- 4. Any other circumstance that warrants an extension in the opinion of the <u>ROM</u> DOM, or designee.
 - (e) No change
 - 3. No change
- 4. Inform the administrator, or designee, that an official report of the findings will be submitted after review and final approval by the DOM, or designee, pursuant to paragraph (f) of this subsection.
- 4.5. Submit the complaint investigation form and documentation to the DOM, or designee, within 14 calendar days after the exit interview.
- (f) The DOM, or designee, must review and approve the complaint investigation.
- 1. Within 14 calendar days after case closure as defined in Rule 58L 1.0011, F.A.C., the DOM, or designee, must submit a written summary of the case disposition to the resident or representative, and the facility.
- 2. The facility may submit written comments regarding the summary to the DOM, or designee, within 7 calendar days from the date on the summary letter in order to be considered as part of the complaint record.

Rulemaking Authority 400.0071 FS. Law Implemented 400.0071, 400.0073, 400.0075 FS. History–New 3-18-10-, Amended

58L-1.008 Administrative Assessment.

- (1) An onsite administrative assessment must be conducted on long-term care facilities annually. The annual period for conducting an assessment is the federal reporting year, which is October 1 through September 30.
- (2) By October 1 of each year, the district ombudsman manager (DOM), or designee, must identify all facilities within the local council's jurisdiction and develop a plan to conduct assessments by September 30 of the following year.
- (3) The assessment must focus on factors affecting residents' rights, health, safety, and welfare as seen from the residents' perspectives.
- (4) At the conclusion of the assessment visit, the ombudsman should:
- (a) Identify the issues <u>or</u> and concerns perceived by the residents or noted by the ombudsman;
- (b) Identify those issues <u>or</u> and concerns that were addressed or corrected by facility staff during the assessment visit:
- (c) Identify those issues <u>or</u> and concerns that remain to be addressed or corrected;
- (d) Conduct an exit consultation with the facility administrator, or administrator designee, to discuss the issues or and concerns and make recommendations for improvement, if any; and

- (e) Submit the assessment to the DOM, or designee, after completing the exit consultation.
- (5) After review of the assessment, the DOM, or designee, must submit a summary report to the facility administrator, or administrator designee.

Rulemaking Authority 400.0071 FS. Law Implemented 400.0060(1), 400.0071, 400.0074 FS. History–New $8-1-12\tau_{\overline{a}}$ Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Milliken

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeffrey Bragg

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 09, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 04/07/17

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-15.002 Manual of Uniform Minimum Standards

for Design, Construction and Maintenance

for Streets and Highways NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 43 No. 33, February 17, 2017 issue of the Florida Administrative Register.

- 14-15.002 Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways.
- (1) The Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways, 2016 edition, is hereby incorporated by this rule at http://www.flrules.org/Gateway/reference.asp?No=Ref-08179 and available at

<u>08179</u> and available a www.fdot.gov/roadway/FloridaGreenbook/FGB.shtm

- (2) The following documents also are hereby incorporated by reference and made a part of this rule:
 - (a) through (b) No change
- (c) Department of Transportation Structures Manual (2017), Volume 3 FDOT Modifications to Standard Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals (LFRD LTS-1). A copy of the specification modifications can be downloaded from http://www.flrules.org/Gateway/reference.asp?No=Ref-08247 or www.flot.gov/structures/structuresmanual.shtm-

Rulemaking Authority 334.044(10)(a), 334.048(3), 336.045(1) FS. Law Implemented 334.044(10)(a), 336.045 FS. History–New 1-22-76, Amended 7-13-81, 6-24-84, Formerly 14-15.02, Amended 8-25-86, 11-29-89, 11-1-94, 5-15-01, 7-9-02, 11-24-05, 10-16-07, 6-4-12, 9-7-15, ...

DEPARTMENT OF TRANSPORTATION

RULE NOS.: RULE TITLES:
14-51.020 Supplemental Guide Signs
14-51.030 Destination Guide Signs
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 64, April 3, 2017 issue of the Florida Administrative Register.

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 rule does not impose an application fee or other regulatory cost.

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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NOS.: RULE TITLES: 61K1-3.0001 Definitions

61K1-3.0002 Commission, Commission Employees,

Duties and Responsibilities NOTICE OF PUBLIC HEARING

The State Boxing Commission announces a hearing regarding the above rule, as noticed in Vol. 43 No. 53, March 17, 2017 Florida Administrative Register.

DATE AND TIME: May 25, 2017, 10:00 a.m. Eastern Time

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

Passcode: 6740308491

GENERAL SUBJECT MATTER TO BE CONSIDERED: Written comments from the Joint Administrative Procedures Committee.

DEPARTMENT OF FINANCIAL SERVICES

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RULE NOS.:	RULE TITLES:
69L-31.003	Petition Form
69L-31.004	Carrier Response Form
69L-31.005	Petition Requirements
69L-31.006	Consolidation of Petitions
69L-31.007	Service of Petition on Carrier and Affected
	Parties
69L-31.008	Computation of Time
69L-31.009	Carrier Response Requirements
69L-31.010	Effect of Non-Response by Carrier
69L-31.011	Complete Record
69L-31.012	Joint Stipulation of the Parties
69L-31.013	Petition Withdrawal
69L-31.014	Overutilization Issues Raised in
	Reimbursement Dispute Resolution
69L-31.015	Managed Care Arrangements (Repealed)
69L-31.016	Reimbursement Disputes Involving a
	Contract or Workers' Compensation
	Managed Care Arrangement
69L-31.017	Carrier and Health Care Provider Non-
	compliance
	NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 236, December 7, 2016 issue of the Florida Administrative Register.

To provide further detail on why legislative ratification is not required paragraph the titled, "SUMMARY STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE RATIFICATION," is corrected to read as follows: 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 implementation of the above-referenced proposed rules. The Agency has prepared a SERC for each of the above-referenced rules. Additionally, the Agency has revised the SERCs that it prepared for proposed Rules 69L-31.005 and 69L-31.016, F.A.C., to reflect the Proposals for Lower Cost Regulatory Alternatives to the aforementioned proposed rules that were submitted to the Agency by representatives acting on behalf of Parallon Business Performance Group. The Agency's SERC analysis for each of the above referenced proposed rules utilized criteria established under paragraph 120.541(2)(a), F.S., and concludes that none of the proposed rules listed under Rule Chapter 69L-31, F.A.C., will have an adverse impact on economic growth, job creation or employment, private sector investment, business competitiveness, or will likely result in substantial increases in regulatory costs. Based on the Statement of Estimated Regulatory Cost that was prepared for each of the proposed rules, the Agency has determined that none of the proposed rules is expected to require legislative ratification. The Statement of Estimated Regulatory Cost for each of the above-referenced proposed rules is available by accessing the Department's website at http://www.myfloridacfo.com/Division/WC/noticesRules.htm.

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NOS.:	RULE TITLES:
69L-31.003	Petition Form
69L-31.004	Carrier Response Form
69L-31.005	Petition Requirements
69L-31.007	Service of Petition on Carrier and Affected
	Parties
69L-31.008	Computation of Time
69L-31.009	Carrier Response Requirements
69L-31.016	Reimbursement Disputes Involving a
	Contract or Workers' Compensation
	Managed Care Arrangement
69L-31.017	Carrier and Health Care Provider Non-
	compliance
	NOTICE OF CITANCE

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 236, December 7, 2016 issue of the Florida Administrative Register.

The changes to the proposed rules are in response to oral testimony and written comments submitted to the Department by interested parties and to written comments submitted to the Department by the staff of the Joint Administrative Procedures Committee. Changes are also made to incorporated Forms DFS-F6-DWC-3160-0023 (Petition for Resolution of Reimbursement Dispute) and DFS-F6-DWC-3160-0024 (Carrier Response to Petition for Resolution of Reimbursement Dispute) to provide additional clarification concerning required documentation and to harmonize the forms with rule and statute.

69L-31.003 Petition for Resolution of Reimbursement Dispute Form.

- (1) The Petition for Resolution of Reimbursement Dispute Form, DFS-F6-DWC-3160-0023, Revised <u>03/2017</u> ("Petition Form"), is hereby incorporated by reference herein and adopted for use in rules listed under Rule Chapter 69L-31, F.A.C. in this rule chapter. This form may be obtained on the Department's website at http://www.myfloridacfo.com/Division/WC/pdf/DFS-3160-0023(rev2017).pdf or by contacting the Department at (850)413-1613.
- (2) All references to a "petitioner" in this rule <u>and as</u> used throughout rules listed under Rule Chapter 69L-31, <u>F.A.C.</u>, chapter are to the health care provider or entity acting on behalf of the health care provider submitting a Petition

Form to contest carrier disallowance or adjustment of payment.

- (3) No change.
- 69L-31.004 Carrier Response to Petition for Resolution of Reimbursement Dispute Form.
- (1) The Carrier Response to Petition for Resolution of Reimbursement Dispute Form, DFS-F6-DWC-3160-0024, Revised <u>03/2017</u> ("Response Form"), is hereby incorporated by reference herein, and adopted for use throughout rules listed under Rule Chapter 69L-31, F.A.C in this rule chapter. This form may be obtained on the Department's website at http://www.myfloridacfo.com/Division/WC/pdf/DFS-3160-0024(rev2017).pdf or by contacting the Department at (850)413-1613.
- (2) All references to a "carrier" in this rule <u>and</u> throughout rules listed under Rule Chapter 69L-31, F.A.C., chapter include the carrier or any entity acting on the carrier's behalf in administering the carrier's workers' compensation medical claims.
- (3) The Response Form will be the only form accepted by the Department upon which a carrier may submit its response to a Petition Form to contest carrier disallowance or adjustment of payment pursuant to paragraph 440.13(7)(b), F.S., and must be submitted in hard copy or by electronic submission via the Division of Workers Compensation Web Portal at https://msuwebportal.fldfs.com/. Information contained in the Explanation of Bill Review (EOBR) or notice of disallowance or adjustment of payment will control for purposes of establishing the carrier's basis for disallowance or adjustment of payment.

69L-31.005 Petition Form Requirements and Reasons for Dismissal.

- (1) No change.
- (2) The petitioner must submit the Petition Form and all documentation supporting the allegations contained in the Petition Form. The supporting documentation of the items listed below must be submitted by hard copy or by electronic submission via the Division of Workers Compensation Web Portal at https://msuwebportal.fldfs.com/:
 - (a) through (e) No change.
- (f) If the reimbursement dispute involves repackaged medication, a copy of the Prescription (Legend) Drug Pedigree documenting the ownership and distribution history of that medication.
- (f)(g) If the reimbursement dispute involves services provided by a hospital, an itemized statement with charges based on the facilities charge master applicable to the date(s) of service must be submitted documentation of the portions of the hospital's charge master pertinent to the billed services as of the date of service.

- (g)(h) No change.
- (3) through (4) No change.

69L-31.007 Service of Petition on Carrier <u>and Affected</u> Parties.

- (1) The petitioner must effectuate service on the carrier and on all affected parties by serving a copy of the Petition Form and all supporting documentation submitted to the Department, by United States Postal Service (henceforth referred to as "USPS" throughout rules listed under Rule Chapter 69L-31, F.A.C. this rule chapter) certified mail on the specific entity identified on the Explanation of Bill Review ("EOBR") or notice of disallowance or adjustment of payment as the entity the carrier designates to receive service of the Petition Form and copies of all supporting documentation on behalf of the carrier and all affected parties. If the EOBR or notice of disallowance or adjustment of payment does not specify a name and mailing address for the entity the carrier designates to receive service on behalf of the carrier and all affected parties, as required by subsection 69L-7.740(14), F.A.C., the petitioner may effectuate service of the Petition Form on the carrier and all affected parties by serving a copy of the Petition Form and copies of all supporting documentation in support of the Petition Form by USPS certified mail on the entity that issued the EOBR or notice of disallowance or adjustment of payment at the address from which the EOBR or notice of disallowance or adjustment of payment was issued.
- (2) The Petition Form must be served on the carrier <u>and all affected parties</u> by USPS certified mail. Service on the carrier must include one copy of all documentation submitted to the Department in support of the Petition Form.
 - (3) through (4) No change.
- (5) References to "all affected parties," as used herein and throughout rules listed under Rule Chapter 69L-31, F.A.C., refers to the entity acting on the carrier's behalf or the entity the carrier designates to receive service.

69L-31.008 Computation of Time.

- (1)(a) through (d) No change.
- (e) If receipt cannot be established through a date stamp or verifiable login process, the health care provider may provide with the petition a copy of the envelope in which the Explanation of Bill Review or notice of disallowance or adjustment of payment was sent which clearly and legibly shows the postmark date, in which case receipt will be deemed to be five (5) calendar days from the postmark date on the envelope in which the Explanation of Bill Review or notice of disallowance or adjustment of payment was sent. If the health care provider does not establish the date of its receipt of the Explanation of Bill Review or notice of

disallowance or adjustment of payment by any of the methods set forth in this subsection through documentation accompanying the Petition, the health care provider receipt of the Explanation of Bill Review or adjustment of payment or notice of disallowance will be deemed to be five (5) calendar days from the issue date on the Explanation of Bill Review or notice of disallowance or adjustment of payment. An affidavit attesting to date of receipt will not be accepted as proof of date of receipt.

(2) through (5) No change.

69L-31.009 Carrier Response Requirements.

- (1) The Response Form, accompanied by all supporting documentation in hard copy or by electronic submission via the Division of Workers Compensation Web Portal at https://msuwebportal.fldfs.com/, must be served on the Department no later than thirty (30) calendar days after the carrier's receipt of a copy of the Petition Form by USPS certified mail. The carrier's response to the Petition Form must include a completed Response Form.
 - (2) through (3) No change.
- 69L-31.016 Reimbursement Disputes Involving a Contract or Workers' Compensation Managed Care Arrangement or Involving Compensability or Medical Necessity.
 - (1) No change.
- (2) When the carrier asserts the treatment is not compensable or medically necessary and as a result does not reimburse, the Department will not issue a finding that there has been any improper disallowance or adjustment. Instead, the determination will only address line items not related to indicate the reimbursement amount for the treatment established by the appropriate reimbursement schedules, practice parameters, and protocols of treatment under Chapter 440, F.S., should compensability or medical necessity be later established. If the petitioner has submitted documentation demonstrating the carrier authorized the treatment, the Department will issue a finding of improper disallowance or adjustment.

Rulemaking Authority 440.13(7)(e), 440.591 FS. Law Implemented 440.13(7), (12)(a), 440.134(15) FS. History—New______.

69L-31.017 Carrier and Health Care Provider Noncompliance

(1) The Department may issue an order compelling the carrier to correct its reimbursement practices. Failure by the carrier to correct such practices will result in the issuance of a willful violation pursuant to Rule 69L-24.007, F.A.C., in addition to any fines issued pursuant to paragraph 440.13(7)(f), F.S. Improper carrier reimbursement practices include by the carrier's failure to comply with the provisions

of subsection 440.13(7), F.S., and guidelines established under Rule 69L-7.740, F.A.C., and include, but are not limited to, the following:

- (a) through (e) No change.
- (2) No change.

Rulemaking Authority 440.13(7)(e), 440.591 FS. Law Implemented 440.13(7), (8)(b), (11)(a), (12), 440.525 FS. History—New______.

The remainder of the proposed rule notice reads as previously published.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NOS.: RULE TITLES:

73C-42.010 Preapplication Conferences

73C-42.023 Florida Quality Development Orders

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 43 No. 21, February 1, 2017 issue of the Florida Administrative Register.

73C-42.010 Preapplication and Application Procedures

- (1) Preapplication Conferences.
- (a) through (f) No change.
- (2) Filing the Application for Development Designation.
- (a) No change.
- (b) Pursuant to Sections 380.061(5) and 120.60, F.S., the Department and the local government shall make a determination as to the completeness of the information contained in the application. The regional planning council may provide completeness comments to the Department and the local government.
 - 1. No change.
 - 2. No change.
- 3. The application for development designation shall be approved or denied by the Department within 90 days after receipt of the original complete application or receipt of the timely requested additional information or correction of errors or omissions which determine the application complete. The 90 day time limitation as prescribed by Section 120.60, F.S., for the approval or denial of license applications is subject to waiver by the applicant. The Department shall consider any report and recommendations made by the regional planning council which are received within 50 days after receipt of the complete application. In preparing its report and recommendations, the regional planning council should identify regional issues based on the criteria pursuant to Section 380.06(12), F.S. If the applicant chooses to appeal the completeness review for the FOD, the 90 day period will be tolled by the initiation of proceedings under Sections Section 120.569 and 120.57, F.S., and will

resume 10 days after the final order is issued by the Department, with copies provided to the local government, the applicant, and other parties.

- 4. No change.
- (3) Forms. The following forms shall be used in carrying out the activities required under this rule and may be obtained without cost from the regional planning council or from the Department at the following address: Department of Economic Opportunity, Division of Community Development, 107 East Madison Street, Tallahassee, FL 32399.
 - (a) through (d) No change.

Rulemaking Authority 380.032(2)(a), 380.061(4), 380.061(5) and (8)(b) FS. Law Implemented 380.031, 380.061(5)(b), (6), FS. History–New 1-23-90, Formerly 9J-28.010, Amended

73C-42.023 Florida Quality Development Orders.

- (1) through (4) No change.
- (5) Complete copies of any development orders issued pursuant to Section 380.061, F.S., including any amendments to a previously issued development order, shall be transmitted by the Department to the local government with jurisdiction, to the appropriate regional planning council, and to the owner or developer of the property subject to such order within 30 days of issuance. A development order shall take effect upon transmittal to the above parties unless a later effective date is specified in the order. The effectiveness of a development order shall be stayed by the filing of a notice of appeal pursuant to Section 380.07(4), 380.07(5), F.S.
 - (6) through (7) No change.
- (8) Any proposed change to a previously designated FQD which creates a reasonable likelihood of any additional regional impacts not previously reviewed by the Department, the local government and the regional planning council or a change involving any of the FQD designation criteria pursuant to the provisions of Section 380.061(3), F.S., shall constitute a substantial change and shall cause the development to be subject to further FQD review.

(8)(9)(a) Whenever the developer of a designated FQD proposes a change in its plan of development or to conditions of the FQD development order, it shall submit its proposed change to the Department, the local government, and the regional planning council. Within 30 days of receipt of the proposed change, the Department shall notify the developer whether or not the change is a substantial change and, if the change is determined to be nonsubstantial, whether a modification of the FQD development order is needed.

- (b) through (c) No change.
- (d) If the Department or the local government, in consultation with the regional planning council, determines that the proposed change is a substantial change, the change

shall require the review and approval of the reviewing entities prior to commencing such development activity. This review and approval shall follow the procedures and timetables used for the designation of a development as an FQD as set forth in Section 380.061, F.S., and Rule 73C-42.010 73C 42.011, F.A.C., with such review commencing on the date the decision is made that a proposed change needs to undergo further FQD review. Following approval of a substantial change by the reviewing entities, the Department shall modify the development order to incorporate that approved substantial change.

- (e) No change.
- (f) Prior to the determination by the Department and the local government, in consultation with the regional planning council, of whether a proposed change is a substantial change, whether the proposed change requires an amendment of the FQD development order, or whether the agencies approve of the change under provisions of subsection (8) (9) within this rule section, the developer may not proceed with such development.

(9)(10) A "substantial change" shall mean either:

- (a) Any proposed change to a previously designated FQD which creates a reasonable likelihood of any additional regional impacts not previously reviewed by the Department, the local government and the regional planning council or a change involving any of the FQD designation criteria pursuant to the provisions of Section 380.061(3), F.S., shall constitute a substantial change and shall cause the development to be subject to further FQD review.
 - (a) through (d) re-designated (b) through (e) No change.
- (10)(11) A "substantial change" shall not include proposed alterations that do not affect the plan of development or the conditions or commitments expressed in the FQD development order. "Substantial change" shall not include such modifications as the following:
 - (a) through (c) No change.
- (11)(12) The amended development order will be submitted to the local government and the regional planning council pursuant to subsection (5) of this rule.
- (12)(13) Development within a previously approved FQD may continue, as approved, during the review of a substantial change as decided under paragraph (9)(d) of this rule. Also, those portions of the FQD which are not affected by the proposed substantial change may continue to be developed.

Rulemaking Authority 380.032(2)(a), 380.061(8)(b) FS. Law Implemented 380.061, FS. History–New 1-23-90, Amended 3-1-01, Formerly 9J-28.023, Amended _____.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on May 1, 2017, the Florida Department of Business and Professional Regulation, 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 Joe's P Box Lunch located in Hialeah. 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 Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION RULE NO.: RULE TITLE:

62-701.300 Prohibitions

The Department of Environmental Protection hereby gives notice that it has issued an order on April 28, 2017 granting Friends Recycling, LLC's Petition for a Waiver. The Petition was received on January 25, 2017. Notice of receipt of this Petition was published in the Florida Administrative Register on February 1, 2017. The petition requested a waiver from paragraph 62-701.300(2)(b), F.A.C., which requires that solid waste shall not be stored or disposed within 500 feet of an

existing or approved potable water well. No public comment was received. The Order, File No. SWVA 17-01 and OGC File No. 17-0048, granted the Petition to paragraph 62-701.300(2)(b), F.A.C., based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner demonstrated that the purpose of the underlying statute will be or has been achieved by other means.

A copy of the Order or additional information may be obtained by contacting: Department of Environmental Protection, Solid Waste Section, Mail Station 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, Attn: Cory Dilmore, (850)245-8735, cory.dilmore@dep.state.fl.us during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays.

DEPARTMENT OF HEALTH

Board of Optometry

NOTICE IS HEREBY GIVEN that on April 28, 2017, the Board of Optometry, received a petition for variance and waiver filed by Rebecca Jacquemin, OD, from Rule 64B13-4.001, 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. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, (850)488-0595, 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.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Florida National Register Review Board announces a public meeting to which all persons are invited.

DATE AND TIME: May 11, 2017, 1:30 p.m. to conclusion PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida National Register Review Board to review and approve proposed National Register nominations. A copy of the agenda may be obtained by contacting: Ruben A. Acosta, (850)245-6364, ruben.acosta@dos.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ruben A. Acosta, (850)245-6364, ruben.acosta@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Ruben A. Acosta, (850)245-6364, ruben.acosta@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

Florida Elections Commission

The Florida Elections Commission announces a public meeting to which all persons are invited.

DATE AND TIME: May 17, 2017, 8:30 a.m. until adjourned PLACE: Augustus B. Turnbull Conference Center, 555 West Pensacola Street, Room 214, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agency matters. Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports. Rules Review. Portions of this meeting are confidential and closed to the public.

A copy of the agenda may be obtained by contacting: the Commission Clerk at (850)922-4539, FEC@myfloridalegal.com or 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050; or by viewing the Commission's website: www.fec.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Commission Clerk at (850)922-4539, FEC@myfloridalegal.com or 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Commission Clerk at (850)922-4539, FEC@myfloridalegal.com or 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050 or view the Commission's website: www.fec.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

The Private Investigation, Recovery and Security Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 8, 2017, 9:00 a.m.

PLACE: Embassy Suites, 1601 Belvedere Road, West Palm Beach, FL 33406, (561)689-6400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Council pursuant to the requirement of Section 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Stefannie Carter, P.O. Box 5647, Tallahassee, Florida 32314, (850)245-5443.

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: Stefannie Carter at (850)245-5443. 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: Stefannie Carter at (850)245-5443.

STATE BOARD OF ADMINISTRATION

The Florida Commission on Hurricane Loss Projection Methodology announces three public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, May 10, 2017, 8:30 a.m., ET until conclusion; Thursday, May 11, 2017, 8:30 a.m., ET until conclusion; Friday, May 12, 2017, 8:30 a.m., ET until conclusion

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, Florida 32308

To participate by telephone, persons in the U.S. and Canada may dial 1(888)670-3525; persons outside the U.S. and Canada may dial: (720)389-1212. The conference code for all callers is: 7135858151.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will review computer models submitted under the Commission's acceptability process and 2015 standards. In addition, other general business of the Commission may be addressed. Portions of the meetings will be closed as provided in Section 627.0628(3)(g), Florida Statutes. The closed portions of the meetings are as follows: May 10, 8:50 a.m. – 10:20 a.m.; May 11, 8:50 a.m. – 10:20 a.m. and 1:50 p.m. – 3:20 p.m.; May 12, 8:50 a.m. – 10:20 a.m.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, donna.sirmons@sbafla.com, (850)413-1349.

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: Donna Sirmons at the email or number 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).

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2017, 10:00 a.m.

PLACE: Charles F. Justice Conference Room, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the Comprehensive Economic Development Strategy Committee.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by calling (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: May 17, 2017, 10:00 a.m.

PLACE: CareerSource Heartland

GENERAL SUBJECT MATTER TO BE CONSIDERED: Heartland Regional Transportation Planning Organization (HRTPO) Technical Advisory Committee (TAC) Meeting.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces three public meetings.

DATE AND TIME: Wednesday, May 10, 2017, 2:00 p.m.: Project & Lands Committee Meeting

PLACE: Renaissance Orlando, 6677 Sea Harbor Drive, Orlando, Florida 32821

DATE AND TIME: Thursday, May 11, 2017, 9:00 a.m.: Governing Board Meeting

PLACE: Renaissance Orlando, 6677 Sea Harbor Drive, Orlando, Florida 32821

DATE AND TIME: Thursday, May 11, 2017, 9:00 a.m., or immediately following the conclusion of the Governing Board Meeting of the South Florida Water Management District: Audit & Finance Committee Meeting

PLACE: Renaissance Orlando, 6677 Sea Harbor Drive, Orlando, Florida 32821

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Rosie Byrd, (561)682-6805 or at https://www.sfwmd.gov, seven days prior to the meeting.

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: Rosie Byrd, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at these meetings or hearings, 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: Rosie Byrd, (561)682-6805 or rbyrd@sfwmd.gov.

REGIONAL UTILITY AUTHORITIES

 $Tampa\ Bay\ Water\ -\ A\ Regional\ Water\ Supply\ Authority$ $Tampa\ Bay\ Water\ -\ A\ Regional\ Water\ Supply\ Authority$ announces a public meeting to which all persons are invited.

DATE AND TIME: May 17, 2017, 9:00 a.m. -4:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for Financial Auditing Professional Services, Contract No. 2017-044: As a part of the selection process, the Selection Committee will hear presentations and conduct interviews with short-listed forms in order to determine the highest ranking firm to recommend for award.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Records Department at (727)796-2355.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 16, 2017, 9:00 a.m.

PLACE: Agency for Health Care Administration, 8333 NW 53rd St., Doral, FL 33166

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Telehealth Advisory Council will meet to make recommendations intended to increase the use and accessibility of services provided via telehealth.

A copy of the agenda may be obtained by contacting: Dana Watson, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop 16, Tallahassee, FL 32308-5403

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: Dana Watson at (850)412-3784. 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: Dana Watson at (850)412-3784.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

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

DATES AND TIMES: Tuesday, May 23, 2017, 8:30 a.m., ET; meeting will reconvene on Wednesday, May 24, 2017, 8:30 a.m., ET

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission –topics include, but are not limited to, proposed legislation affecting Chapter 475, Part I, F.S., Chapter 61J2 rule discussion to include the annual rules review for the Annual Regulatory Plan, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Mike Davis at michael.davis@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

The Board of Pharmacy announces public meetings to which all persons are invited.

DATES AND TIMES: June 6, 2017, 9:00 a.m.; June 7, 2017, 9:00 a.m.

PLACE: Embassy Suites Orlando LBV South, 4955 Kyngs Heath Road, Kissimmee, FL, 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTE: Due to a time change, this is an amendment to notice#18575614 which was posted on February 8, 2017.

Tuesday, June 6, 2017, 9:00 a.m., general board business to be followed by general discussion and action on rules and compounding rules.

Wednesday, June 7, 2017, 9:00 a.m., general board business, to include discipline.

A copy of the agenda may be obtained by contacting: the Board of Pharmacy at (850)245-4292.

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: the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

The Drug Policy Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 11, 2017, 9:00 a.m. – 4:00 p.m., ET

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 182, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Established in Section 397.33, Florida Statutes, the Drug Policy Advisory Council reviews and analyzes the impacts of substance abuse in the State and makes recommendations for the implementation of a state drug control strategy.

A copy of the agenda may be obtained by contacting: Rebecca Poston at (850)245-4444, extension 3700, or Rebecca.Poston@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rebecca Poston at the contact information 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).

DEPARTMENT OF HEALTH

Board of Nursing

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

DATE AND TIME: May 8, 2017, 10:30 a.m.

PLACE: Toll-free number: 1(888)670-3525, 990 808 6106 GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously found.

A copy of the agenda may be obtained by contacting: http://floridasnursing.gov/meeting-information/.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board of Nursing. 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 CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2017, 10:00 a.m.

PLACE: Hendry County Health Department, 1140 Pratt Blvd., LaBelle, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hendry/Glades County Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Jones at (239)895-0257.

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: Stephanie Jones. 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 ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: May 10, 2017, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The Florida Atlantic Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: May 24, 2017, 8:00 a.m.

PLACE: Technology Business Incubator

GENERAL SUBJECT MATTER TO BE CONSIDERED: Authority Meeting.

A copy of the agenda may be obtained by contacting: jwales@research-park.org.

POLK REGIONAL WATER COOPERATIVE

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

DATE AND TIME: May 17, 2017, 2:00 p.m., Quarterly Meeting Schedule for the Polk County Water Cooperative

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Polk Regional Water Cooperative (the "PRWC") is an independent special district of local government whose members are the fifteen largest municipalities located within Polk County, Florida, and Polk County, a charter county and political subdivision of the State of Florida. Each Member Government is represented on the PRWC Board of Directors by one of its elected officials (e.g. Mayor, Vice-Mayor, Commissioner, etc.). The PRWC Board of Directors will meet on the dates and times listed below to discuss and decide matters which may include the cooperative's organization, its budget, water conservation, and PRWC water project selection, funding, planning, and development. The meetings will be held at the Polk County Tourism and Sports Marketing Headquarters building located within the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823 at 2:00 p.m., unless otherwise set by the Board. The meetings are open to the public.

Copies of the meeting agenda are available in the Documents & Agendas section of the Cooperative's website: www.prwcwater.org or may be obtained by writing to Polk Regional Water Cooperative c/o Polk County Manager, Attn: Diane Pannebaker, P.O. Box 9005, Drawer CA01, Bartow, Florida, 33831-9005 or by calling Diane Pannebaker at (863)534-6444.

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: Polk County Communications Office, Neil Combee Administration Building, 330 West Church Street, Bartow, Florida, telephone: (863)534-6090. 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: Gene Heath, Coordinator, Polk Regional Water Cooperative, (813)920-0180, GeneHeath@PRWCwater.org.

THE VALERIN GROUP, INC.

The Florida Department of Transportation (FDOT) announces a hearing to which all persons are invited.

DATE AND TIME: May 10, 2017, 5:00 p.m.

PLACE: The Praise Place Church at Slovak Garden, 3110 Howell Branch Road, Winter Park, FL 32792

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing is being held regarding plans to improve safety in the area of State Road (S.R.) 426/Aloma Avenue and North Goldenrod Road, in Orange County.

The project addresses operational and safety concerns in the area by converting the full median opening to a directional median opening at S.R. 426 and North Goldenrod Road, closing the median opening at Hibiscus Avenue, and extending the westbound to southbound left turn lane at North Goldenrod Road. This modification reduces traffic conflict points at the intersection, improving safety.

The public hearing will be Wednesday, May 10, 2017, at The Praise Place Church at Slovak Garden, 3110 Howell Branch Road, Winter Park, FL 32792. There will be an open house at 5:00 p.m. during which staff will be available to discuss the project and answer questions, followed by the formal hearing presentation at 6:00 p.m., after which participants may provide their verbal comments to all present.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing, sent by mail to: Dave Mixon, Florida Department of Transportation, District Five Traffic Operations, 719 South Woodland Boulevard, MS 562, DeLand, FL 32720, or sent by email to Dave.Mixon@dot.state.fl.us no later than May 22, 2017. All comments written and oral will become part of the project's public record.

The draft project documents and other information will be available for public review from April 19, 2017 to May 22, 2017 at the Winter Park Public Library, 460 East New England Avenue, Winter Park, FL 32789, Monday-Thursday 9:00 a.m. – 9:00 p.m., Friday and Saturday 9:00 a.m. – 5:00 p.m., and Sunday 1:00 p.m. – 5:00 p.m.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, (386)943-5367, Jennifer.Smith2@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: There is no agenda.

Persons with disabilities who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Kelly Hiden, Public Involvement Coordinator by phone at (407)508-0839, or via email at kelly@valeringroup.com at least seven (7) days prior to 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).

For more information, you may contact: Dave Mixon, (386)943-5DOT, Dave.Mixon@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:

12A-1.0215 Veterinary Sales and Services

NOTICE IS HEREBY GIVEN that Department of Revenue has declined to rule on the petition for declaratory statement filed by PetSmart, Inc. on January 30, 2017. The following is a summary of the agency's declination of the petition:

The Notice of Receipt of Petition for Declaratory Statement was published in the Florida Administrative Register on February 6, 2017 in Vol. 43, No. 24. Petitioner sought a declaratory statement from the Department as to the applicability of Florida Statute Section 212.08(2)(i) (2017) and Florida Administrative Code subsection 12A-10215(6) (2017) regarding the taxability of the sale of certain animal food, as it applies to the Petitioner. On February 15, 2017, the Agency Clerk received an Unopposed Motion to Intervene in Declaratory Statement Proceedings. Petitioner filed a Response to Unopposed Motion to Intervene in Declaratory Statement Proceedings with the Agency Clerk on February 28, 2017. The Department's Final Order, issued May 1, 2017, declines to issue a declaratory statement for the following reasons: (1) the requested declaration deals with conduct that is a present controversy and issue(s) currently pending in a judicial proceeding to which the Petitioner, and Intervenor, are parties; (2) the Petitioner's petition does not apply only to

Petitioner's particular set of circumstances, but rather is a matter of general applicability; and (3) the issues and subject matter in the Petition relate to conduct that has already occurred. A copy of the Petition for Declaratory Statement and Final Order Denying Petition for Declaratory Statement 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. Please refer all comments to: Agency Clerk, Florida Department of Revenue, Post Office Box 6668, Tallahassee, Florida 32314-6688,

Sarah. Wachman. Chisenhall@floridarevenue.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

DEPARTMENT OF MANAGEMENT SERVICES
Division of Building Construction
AE Continuing Contracts-South FL Region
STATE OF FLORIDA DEPARTMENT OF
MANAGEMENT SERVICES
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
SERVICES FOR
CONTINUING CONTRACTS FOR ARCHITECTURAL

SERVICES
SOUTH FLORIDA REGION

May 2, 2017

Project Number: N/A

Project Name: Continuing Contracts for Architectural

Services

Project Location: South Florida

The State of Florida, Department of Management Services requests qualifications from Architectural firms to provide Professional Services primarily in the South Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the vendors selected during this process will be activated for projects in the southern part of the State. The South Florida Region is defined as all counties south of and including Charlotte, Glades, and St. Lucie County. Please visit the Department's website

http://www.myflorida.com/apps/vbs/vbs_www.main_menu and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

DEPARTMENT OF JUVENILE JUSTICE

"RFP 10479-Civil Citation Services - Public Meetings" "RFP 10479 – The Department of Juvenile Justice (DJJ) is seeking proposals for Respondents to provide Civil Citation Services to male and female youth under the age of eighteen (18) who are issued a Civil Citation and referred via Law Enforcement or the State Attorney's Office.

All public meetings for this RFP are advertised on the Vendor Bid System at:

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_a d?advertisement_key_num=132941

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., Tuesday April 25, 2017 and 3:00 p.m., Monday, May 1, 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
2A-9.004	4/26/2017	5/16/2017
2A-9.006	4/26/2017	5/16/2017
2A-9.007	4/26/2017	5/16/2017
53ER17-24	4/27/ 2017	4/27/ 2017
53ER17-25	4/27/ 2017	4/27/ 2017
53ER17-26	4/27/ 2017	4/27/ 2017
59G-1.100	5/1/2017	5/21/2017
61C-1.008	4/26/2017	5/16/2017
61G19-7.001	4/27/ 2017	5/17/2017
61G19-7.0015	4/27/ 2017	5/17/2017
61G19-7.004	4/27/ 2017	5/17/2017
61G19-7.006	4/27/ 2017	5/17/2017
61G19-7.007	4/27/ 2017	5/17/2017
64B8-30.014	4/27/ 2017	5/17/2017
64B8-30.015	4/27/ 2017	5/17/2017
64B15-6.01051	4/27/ 2017	5/17/2017
64B15-6.011	4/27/ 2017	5/17/2017
69A-37.039	4/28/2017	5/18/2017
69A-37.065	4/28/2017	5/18/2017
69L-30.002	4/28/2017	5/18/2017
69L-30.003	4/28/2017	5/18/2017

69L-30.004	4/28/2017	5/18/2017
69L-30.006	4/28/2017	5/18/2017
69L-30.007	4/28/2017	5/18/2017
69L-30.010	4/28/2017	5/18/2017

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	**/**/***

DEPARTMENT OF ECONOMIC OPPORTUNITY Division of Community Development

Final Order No. DEO-17-115

In re: A LAND DEVELOPMENT REGULATION ADOPTED BY CITY OF LAKELAND ORDINANCE NO. 5522

FINAL ORDER <u>APPROVING CITY OF LAKELAND ORDINANCE NO.</u> 5522

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to section 380.05(6), Florida Statutes, approving land

development regulations adopted by the City of Lakeland, Florida, (the "City") Ordinance No. 5522 (the "Ordinance").

FINDINGS OF FACT

- 1. The Green Swamp Area is designated by section 380.0551, Florida Statutes, as an area of critical state concern. The City is a local government within the Green Swamp Area of Critical State Concern.
- 2. The Ordinance was adopted by the City on July 20, 2015, and rendered to the Department on March 20, 2017.
- 3. The Ordinance amends the City's Land Development Code, including but not limited to, establishing a new future land use designation called Business Park within Transient Oriented Center, updating uses allowed within zoning districts, updating urban form standards and general site development standards, removing the Interchange Activity Center from the allowable uses within the Green Swamp area of critical state concern, and making other administrative changes.

CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. *See* section 380.05(6), Florida Statutes.
- 5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
- 6. The Ordinance is consistent with the City's Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically Future Land Use Element-Policy X1, and Policy 3D.
- 7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must also be consistent with the principles for guiding development for that area. *See* section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in rule 28-26.003(1), Florida Administrative Code.
- 8. The Ordinance is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that the Department finds that the City of Lakeland Ordinance No. 5522 is consistent with the City's Comprehensive Plan and the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

James D. Stansbury, Bureau Chief

Bureau of Community Planning and Growth

Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES. MEDIATION IS NOT AVAILABLE.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK

DEPARTMENT OF ECONOMIC OPPORTUNITY OFFICE OF THE GENERAL COUNSEL 107 EAST MADISON ST., MSC 110 TALLAHASSEE, FLORIDA 32399-4128

FAX: (850)921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 1st day of May, 2017.

/s/

Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110

Tallahassee, FL 32399-4128

By Certified-U.S. Mail:

R. Howard Wiggs, Mayor

Kelly S. Koos, City Clerk

Timothy J. McCausland, Esq., City Attorney

City of Lakeland

228 S. Massachusetts Ave.

Lakeland, Florida 33801

Section XIII Index to Rules Filed During Preceding Week

INDEX TO RULES FILED BETWEEN APRIL 24, 2017 AND APRIL 28, 2017

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
DEPARTM	MENT OF STA	ATE		
Division of	Cultural Affa	irs		
1T-1.001	4/24/2017	5/14/2017	43/18	43/43
1T-1.036	4/24/2017	5/14/2017	43/18	
1T-1.039	4/24/2017	5/14/2017	43/18	
1T-1.040	4/24/2017	5/14/2017	43/18	

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

2A-9.004 4/26/2017 5/16/2017 43/48 2A-9.006 4/26/2017 5/16/2017 43/48 2A-9.007 4/26/2017 5/16/2017 43/48

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

DEPARTMENT OF THE LOTTERY

53ER17-24 4/27/2017 4/27/2017 43/83 53ER17-25 4/27/2017 4/27/2017 43/83 53ER17-26 4/27/2017 4/27/2017 43/83

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

61C-1.008 4/26/2017 5/16/2017 43/40

Building Code Administrators and Inspectors Board

61G19-7.001 4/27/2017 5/17/2017 43/13 43/57 61G19-7.0015 4/27/2017 5/17/2017 43/13 43/57

61G19-7.004	4/27/2017	5/17/2017	43/13	43/57
61G19-7.006	5 4/27/2017	5/17/2017	43/13	43/57
61G19-7.007	7 4/27/2017	5/17/2017	43/13	43/57
DEPARTME	ENT OF HEA	LTH		
Board of Me	dicine			
64B8-30.014	4/27/2017	5/17/2017	43/51	
64B8-30.015	5 4/27/2017	5/17/2017	43/51	
Board of Ost	eopathic Med	licine		
64B15-6.010	051 4/27/2017	5/17/2017	43/51	
64B15-6.011	4/27/2017	5/17/2017	43/51	
DEPARTME	ENT OF FINA	ANCIAL SEF	RVICES	
Division of S	State Fire Mai	shal		
69A-37.039	4/28/2017	5/18/2017	43/07	43/12
43/64				
	4/28/2017	5/18/2017	43/07	43/12
43/64				
	Worker's Con	-		
69L-30.002		5/18/2017	43/07	43/65
	4/28/2017	5/18/2017	43/07	
	4/28/2017	5/18/2017	43/07	
	4/28/2017		43/07	
	4/28/2017		43/07	
69L-30.010	4/28/2017	5/18/2017	43/07	

LIST OF RULES AWAITING LEGISLATIVE REVIEW/ APPROVAL PURSUANT TO SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District					
40B-9.021	12/21/2016	**/**/***	42/221	42/227	
40B-9.041	12/21/2016	**/**/***	42/221	42/227	
40B-9.123	12/9/2016	**/**/***	42/221		
40B-9.126	12/21/2016	**/**/***	42/221	42/227	
40B-9.131	12/21/2016	**/**/***	42/221	42/227	
40B-9.1381	12/21/2016	**/**/***	42/221	42/227	
40B-9.1411	12/21/2016	**/**/***	42/221	42/227	
40B-9.142	12/21/2016	**/**/***	42/221	42/227	
40B-9.145	12/21/2016	**/**/***	42/221	42/227	

DEPARTMENT OF ELDER AFFAIRS

Guardianship

58M-2.009 2/9/2017**/**** 42/203 43/11

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

40B-9.021	12/21/2016	**/**/***	42/221	42/227
40B-9.041	12/21/2016	**/**/***	42/221	42/227
40B-9.123	12/9/2016	**/**/***	42/221	
40B-9.126	12/21/2016	**/**/***	42/221	42/227
40B-9.131	12/21/2016	**/**/***	42/221	42/227
40B-9.1381	12/21/2016	**/**/***	42/221	42/227
40B-9.1411	12/21/2016	**/**/***	42/221	42/227
40B-9.142	12/21/2016	**/**/***	42/221	42/227
40B-9.145	12/21/2016	**/**/***	42/221	42/227

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.009 7/21/2016 **/**/*** 42/105

DEPARTMENT OF HEALTH

Board of Medicine

64B8-9.009 6/15/2016 **/**/*** 42/89 64B8-10.003 12/9/2015 **/**/*** 39/95 41/49

DEPARTMENT OF FINANCIAL SERVICES

Divsion of Worker's Compensation

69L-7.100 12/19/2016 **/**/*** 42/191 42/218 69L-7.501 12/19/2016 **/**/*** 42/191 42/218

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.