

Section I  
Notice of Development of Proposed Rules  
and Negotiated Rulemaking

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:

6A-1.0503: Definition of Qualified Instructional Personnel

PURPOSE AND EFFECT: To provide definitions and update conditions necessary to define qualified instructional personnel to be consistent with recent changes to federal laws. Updates to this rule will assist in the assignment of educators to courses funded through the Florida Education Finance Program.

SUBJECT AREA TO BE ADDRESSED: Qualifications of instructional personnel.

RULEMAKING AUTHORITY: 1002.33(12), 1012.32, 1012.55(1), 1012.56(6), (13), FS.

LAW IMPLEMENTED: 1002.33, 1012.05, 1012.32, 1012.39, 1012.55, 1012.56, FS.

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

DATE AND TIME: January 23, 2018, 10:00 a.m.

PLACE: Conference Call: 1(877)809-7265 Conference Code:149 904 30# , Florida Department of Education, Room 244A, 325 West Gaines Street, Tallahassee, FL 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: David LaJeunesse, Chief of Educator Certification, 325 W. Gaines St, Suite 201, Tallahassee, FL 32399, (850)245-0431. To comment on this rule development workshop, please contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or e-mail: christian.emerson@fldoe.org, or go to https://app1.fldoe.org/rules/default.aspx.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Available at https://app1.fldoe.org/rules/default.aspx.

Section II  
Proposed Rules

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-5.006 Elevator Fees; Permits; Certificates of Operation; Delinquency Fee; Transfer of Ownership; Certificate Replacement

PURPOSE AND EFFECT: To adopt updated application forms for permit to install, alter or relocate an elevator, transfer of ownership, allow director's designee to approve permit extensions and clarify the requirements for elevator change of ownership.

SUMMARY: The proposed rule will address the permit to install, alter or relocate an elevator and change of ownership application process, and forms adopted by reference.

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

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

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

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

RULEMAKING AUTHORITY: 399.02, 399.03, 399.07(1), 399.10 FS.

LAW IMPLEMENTED: 399.03, 399.061, 399.07 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: Daniela Radneva, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, FL 32399; DHR.Rules@myfloridalicense.com; (850)717.1280.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-5.006 Elevator Fees; Permits; Certificates of Operation; Delinquency Fee; Transfer of Ownership; Certificate Replacement.

(1)(a) A registered elevator company shall apply for a permit to install, alter or relocate an elevator by submitting DBPR HR-7015, Application for Permit to Install, Alter or Relocate an Elevator and Certificate of Operation, (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04740>) incorporated herein by reference and effective ~~2018 January 2014 August 1~~; and DBPR HR-7023, Affidavit of Elevator Plans Code Compliance, (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04739>) incorporated herein by reference and effective ~~2018 January 2014 August 1~~, completed and signed by a certificate of competency holder or certified elevator inspector authorized by the registered elevator company making application. Any remodel, change to or addition of fixtures or components in the elevator cab that requires a test under ASME A17.1, as adopted in Rule 61C-5.001, F.A.C., or meets the definition of an alteration, as defined in Section 399.01(1), F.S., requires an alteration permit. A replacement, as defined in Rule 61C-5.008, F.A.C., does not require an alteration permit.

- 1. through 2. No change
- (b) No change.

(c) Every permit issued becomes invalid unless the work authorized by such permit is commenced within 6 months after issuance, or if the work authorized by such permit is suspended or abandoned for a period of 60 days after the time the work is commenced. For good cause, one or more extensions of time may be allowed after the permit holder has commenced work, ordered parts, or started construction on the elevator. Requests for extensions of time must be in writing and must include the circumstances leading to the request and the requested length of the extension. An extension request is not approved until signed by the director of the Division of Hotels and Restaurants or the director's designee.

1. An extension of time for good cause shall be granted due to delays in construction arising from the non-availability of parts necessary to complete construction; the occurrence of a natural disaster or civil disturbance; the injury, illness, or death of an involved material party to the construction; or other hardship as approved by the director or the director's designee.

2. Extensions will not be granted when the director or its designee determines that the delay is the fault of the contractor or applicant; the delay results from failing to diligently pursue construction; or the necessity for the extension is due to the party's own negligence and would have been avoided by the party's exercise of due diligence.

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

(c) If the initial certificate of operation is issued to a person other than the owner taking possession of the building, the building owner or an authorized representative must apply for a change of owner within 30 days of taking possession of the building by submitting DBPR HR-7025, Application for Elevator Change of Owner and Certificate of Operation ~~of~~ Change of Owner, (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04741>) incorporated herein by reference and effective ~~2018 January 2014 August 1~~. ~~However, If~~ the certificate of operation will expire within 90 days of the owner taking possession of the building, the elevator owner shall apply for a change of owner with license renewal as described on form DBPR HR-7025 in subsection (3) in lieu of a change of owner.

- (3) through (4) No change.

(5) Certificate of operation renewal is the responsibility of the current elevator owner or lessee, when owner responsibilities are specifically assigned by lease. The current owner or lessee is responsible for applying for a change of owner within 30 days after transfer of ownership or lease assignment by submitting DBPR HR-7025, Application for Elevator Change of Owner and Certificate of Operation ~~of~~ Change of Owner. If the certificate of operation will expire within 90 days of the owner taking possession of the building, the elevator owner shall apply for a change of owner with license renewal as described on form DBPR HR-7025. The division will issue a new certificate of operation to the new owner or lessee upon receipt of a completed application. No fee will be charged for processing a change of owner without license renewal as described on form DBPR HR-7025 assignment.

- (6) through (8) No change.

Rulemaking Authority 399.02, 399.03, 399.07(1), 399.10 FS. Law Implemented 399.03, 399.061, 399.07 FS. History--New 8-21-79, Amended 11-20-79, 10-8-81, 4-21-82, 8-1-82, 11-27-83, 9-19-84, 10-8-85, Formerly 7C-5.06, Amended 10-31-88, 7-1-92, 10-11-92, Formerly 7C-5.006, Amended 2-2-94, 1-1-98, 5-24-01, 9-17-07, 4-21-13, 12-29-14, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Rick Akin, Director, Division of Hotels and Restaurants,  
Department of Business and Professional Regulation.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jonathan Zachem, Secretary, Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 9, 2017

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-5.007: Certificates of Competency and License Registrations, Initial, Renewal, General Liability Insurance Coverage

PURPOSE AND EFFECT: To adopt updated application forms for certificate of competency and certified elevator technician, certified elevator inspector and elevator company registration.

SUMMARY: The rule will address certificate of competency and license registration forms.

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

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

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

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

RULEMAKING AUTHORITY: 399.01, 399.02, 399.10 FS.

LAW IMPLEMENTED: 399.01(12), 399.01(13), 399.01(14), 399.01(16), 399.17 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: Daniela Radneva, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, FL 32399; DHR.Rules@myfloridalicense.com; 850.717.1280.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-5.007 Certificates of Competency and License Registrations, Initial, Renewal; General Liability Insurance Coverage.

(1) No change.

(2) Certificate of Competency. Pursuant to Sections 399.01(14) and (16), F.S., the certificate of competency is a credential only and does not authorize any work to be performed. A certificate of competency holder must register with and obtain a license from the division as a certified elevator technician before constructing, installing, maintaining or repairing an elevator or as a certified elevator inspector before constructing, installing, maintaining, repairing or inspecting an elevator.

(a) Initial. The following items are required for an initial certificate of competency and must be received by the division before a certificate of competency may be issued:

1. DBPR HR-7014, Application for Certificate of Competency and Certified Elevator Technician Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00598>) incorporated herein by reference and effective 2018 January August 16, 2014;

2. No change.

3. No change.

a. through b. No change.

(b) through (c) No change.

~~(d) Information on completing DBPR HR 7014 is provided in DBPR HR 7014i, Instructions for Completing DBPR HR-7014 Application for Certificate of Competency and Certified Elevator Technician Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00599>) incorporated herein by reference and effective August 16, 2011.~~

(3) No change.

(4) Certified Elevator Inspectors.

(a) The following items are required for initial registration and licensure as a certified elevator inspector:

1. DBPR HR-7017, Application for Certified Elevator Inspector Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00597>) incorporated herein by reference and effective 2018 January August 16, 2014;

2. through 3. No change.

(b) through (c) No change.

~~(d) Information on completing DBPR HR 7017 is provided in DBPR HR 7017i, Instructions for Completing DBPR HR-7017 Application for Certified Elevator Inspector Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00596>) incorporated herein by reference and effective August 16, 2011.~~

(5) Registered Elevator Companies.

(a) The following items are required for initial registration and licensure as a registered elevator company:

1. Completed DBPR HR-7026, Application for Elevator Company Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00600>) incorporated herein by reference and effective ~~2018 January August 16, 2014~~;

2. through 3. No change.

(b) No change.

~~(c) Information on completing DBPR HR 7026 is provided in DBPR HR 7026i, Instructions for Completing DBPR HR 7026 Application for Elevator Company Registration, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00601>) incorporated herein by reference and effective August 16, 2014.~~

(6) through (7) No change.

Rulemaking Authority 399.01, 399.02, 399.10 FS. Law Implemented 399.01(12), 399.01(13), 399.01(14), 399.01(16), 399.17 FS. History—New 10-8-81, Amended 11-27-83, 2-19-84, Formerly 7C-5.07, Amended 4-11-91, Formerly 7C-5.007, Amended 2-2-94, 8-21-06, 1-3-12, 7-11-12, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Akin, Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jonathan Zachem, Secretary, Department of Business and Professional Regulation.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 9, 2017

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-18.011  
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose of the amendment is to revise the definition as used in the Boards’ rules to the Florida Building Code 6th Edition (2017).

SUMMARY: Update the definition of the Florida Building Code 6th Edition (2017).

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

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

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

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

RULEMAKING AUTHORITY: 471.008, 471.013(1)(a)1., 2. FS.

LAW IMPLEMENTED: 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500.

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

61G15-18.011 Definitions.

As used in Chapter 471, F.S., and in these rules where the context will permit the following terms have the following meanings:

(1) through (5) No change.

(6) The term “Florida Building Code” shall mean the Florida Building Code, 6<sup>th</sup> 5<sup>th</sup> Edition, (2017 2014), and which is incorporated herein by reference. The material incorporated is copyrighted material that is available for public inspection and examination, but may not be copied, at the Department of State, Administrative Code and Register Section, Room 701, The Capitol, Tallahassee, Florida 32399-0250, and at the Board office, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303.

(7) No change.

Rulemaking Authority 471.008, 471.013(1)(a)1., 2. FS. Law Implemented 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) FS. History—New 6-23-80, Amended 12-19-82, 11-22-83, Formerly 21H-18.11, Amended 1-16-91, 4-4-93, Formerly 21H-18.011, Amended 12-22-99, 4-19-01, 10-16-02, 9-15-04, 6-5-08, 6-2-09, 2-2-12, 6-12-16, 2-22-17,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Professional Engineers  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Professional Engineers  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: October 11, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: November 22, 2017

**DEPARTMENT OF CHILDREN AND FAMILIES**

RULE NO.:	RULE TITLE:
65-2.042	Applicant/Recipient Fair Hearings
65-2.043	Hearings Request and Notification of Right to Hearings
65-2.044	Right to Request a Hearing
65-2.045	Hearings Request
65-2.046	Time Limits in Which to Request a Hearing
65-2.047	Rejection of Hearing Request
65-2.048	Action to Reduce or Discontinue Assistance or Service
65-2.049	District Procedures
65-2.050	Transportation
65-2.056	Basis of Hearings
65-2.057	Conduct of Hearing
65-2.059	Continuances
65-2.061	Failure to Appear
65-2.066	Final Orders
65-2.068	AFDC Overpayment Hearings
65-2.069	Intentional Program Violation Disqualification Hearings

PURPOSE AND EFFECT: The Department intends to amend several rules within Chapter 65-2, F.A.C., Rules of Practice and Procedure, to reflect the Office of Appeal Hearings current process for conducting administrative fair hearings. These amendments include revisions to comply with the review completed by the Joint Administrative Procedures Committee. The Office of Appeal Hearings determined rulemaking was necessary for these rules to establish and clarify the current practices and procedures followed for the administrative fair hearings conducted by this office.

SUMMARY: These amendments update terms and legal authorities, correct grammatical errors, clarify the timeframe to establish good cause for an abandoned appeal, and remove provisions that were no longer relevant to the Department’s fair hearing process.

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

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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: 409.285, F.S.

LAW IMPLEMENTED: 409.285, F.S.

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: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

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

65-2.042 Applicant/Recipient Fair Hearings.

The Department of Children and ~~Families~~ Family Services, hereinafter referred to as Department ~~or Agency~~, is required to provide notice and an opportunity of a hearing to any applicant or recipient when the Department’s action, intended action or failure to act would adversely affect the individual’s or family’s eligibility for an amount or type of ~~f~~inancial ~~a~~ssistance, ~~m~~edical ~~a~~ssistance, ~~s~~ocial ~~s~~ervices, Temporary Assistance of Needy Families (TANF), or Supplemental Nutrition Assistance Program (SNAP) ~~Food Stamp Program~~ ~~b~~enefits, or where action on a claim for such assistance or services is unreasonably delayed.

(1) The hearings covered by Rule 65-2.042, F.A.C., et seq., are those within the Department of Children and ~~Families~~ Family Services in the execution of those social and economic programs administered by the former Division of Family Services of the Department of Health and Rehabilitative Services prior to the reorganization effected by Chapter 75-48, Laws of Florida.

(2) No change.

(3) ~~Hearing~~ ~~Hearings~~ officer shall mean the individual presiding over the hearing. The hearings will be conducted by a ~~hearing~~ ~~hearings~~ officer from the Office of Appeal Hearings, which is within the Office of Inspector General.

(4) All parties shall be entitled to receive notice of ~~h~~Hearings, conferences and decisions of the ~~Department Agency~~ and those other rights afforded by Chapter 120, F.S.

(5) No change.

(6) These hearings are conducted in accordance with Rule 65-2.042, F.A.C., et seq., and the Uniform Rules of Procedure, Chapter 28-106, F.A.C. The Department has been granted exceptions to complying with certain Uniform Rules by the Administration Commission.

(a) An exception was granted for Rule 28-106.104, F.A.C., Filing. The Department relies upon Rule 65-2.045, F.A.C., Hearings Request, ~~as a substitute~~.

(b) An exception was granted for Rule 28-106.105, F.A.C., Appearances. The Department relies upon Rule 65-2.058, F.A.C., Appearances, ~~as a substitute~~.

(c) An exception was granted for Rule 28-106.106, F.A.C., Who May Appear; Criteria for Qualified Representatives. The Department relies upon Rule 65-2.058, F.A.C., Appearances, ~~as a substitute~~.

(d) An exception was granted for Rule 28-106.107, F.A.C., Standards of Conduct for Qualified Representatives. The Department relies upon Rule 65-2.058, F.A.C., Appearances, ~~as a substitute~~.

(e) An exception was granted to Rule 28-106.109, F.A.C., Notice to Interested Parties. There is no substitute for this rule.

(f) An exception was granted to Rule 28-106.111, F.A.C., Point of Entry into Proceedings and Mediation. The Department relies upon Rule 65-2.043, F.A.C., Hearing Request and Notification of Right to Hearings, ~~as a substitute~~.

(g) An exception was granted for Rule 28-106.201, F.A.C., Initiation of Proceeding. The Department relies upon Rule 65-2.043, F.A.C., Hearing Request and Notification of Right to Hearings, ~~as a substitute~~.

(h) An exception was granted to Rule 28-106.210, F.A.C., Continuances. The Department relies upon Rule 65-2.059, F.A.C., Continuances, ~~as a substitute~~.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History—New 5-17-78, Formerly 10-2.42, 10-2.042, Amended 10-30-00, \_\_\_\_\_.

65-2.043 Hearings Request and Notification of Right to Hearings.

(1) Every applicant or recipient shall be informed in writing at the time of application and at the time of any action on his/her claim, of the right to a ~~h~~Hearing, the method of obtaining this ~~h~~Hearing, and that he/she may present his/her case or have legal counsel or an authorized representative present it.

(2) No change.

(3) In Supplemental Nutrition Assistance Program (SNAP) Food Stamp cases:

(a) The notice of adverse action shall be considered timely if the advance notice period provides at least 10 days from the date the notice is mailed to the date upon which it becomes effective. Also, if the advance notice period ends on a weekend or holiday, and a request for a ~~f~~Fair ~~h~~Hearing is received the day after the weekend or holiday, the Department shall consider the request timely.

(b) The notice shall be considered adequate if it explains in easily understandable language: the proposed action; the reason for the proposed action; the household right to request a ~~f~~Fair ~~h~~Hearing; the telephone number and if possible name of the person to contact for additional information; the availability of continued benefits; and the liability of the household for any overissuance received while awaiting a ~~f~~Fair ~~h~~Hearing if the decision is adverse to the household. If there is an organization that ~~provides~~ ~~provided~~ free legal representation, the notice shall also advise the household of the availability of the service.

(c) Individual notice of case actions are not required when:

1. No change.

2. The Department receives a written statement from the household or the authorized representative which either states that ~~SNAP food stamp~~ benefits are no longer desired or which acknowledges that information the household has provided will result in a reduction of benefits and waives the right to notice of adverse action.

3. The Department determines, ~~based on reliable information~~ that all of the members of the household have died.

4. through 5. No change.

6. The household applied jointly for ~~p~~Public ~~a~~Assistance (~~P.A.~~) and ~~SNAP Food Stamp~~ benefits pending approval of the ~~public assistance P.A.~~ grant and was notified at the time of certification that ~~SNAP Food Stamp~~ benefits would be reduced upon approval of the ~~public assistance P.A.~~ grant.

7. No change.

8. The household contains a member subject to a lockout or strike and, for purposes of receiving a longer certification period than is otherwise allowed for such households, signs a waiver of his/~~her~~ right to notice of adverse action to enable the ~~Department State agency~~ to reduce or terminate benefits when the lockout or strike is settled and the household has begun receiving income from employment again.

9. The Department determines ~~based on reliable information~~, that the household has moved from the project area.

(4) In all other cases, “timely” means that the notice is mailed at least 10 days before the date of action, that is, the date upon which the action would become effective. “Adequate” means a written notice that includes a statement of what action the agency intends to take, the reasons for the intended agency action, explanation of the individual’s right to request an evidentiary hearing (if provided) and a ~~s~~State ~~a~~Agency hearing,

and the circumstances under which assistance is continued if a hearing is requested. The specific regulations supporting the action must be included for Medicaid actions.

(5) The Department agency shall dispense with timely notice but shall send adequate notice to be received no later than the effective date of the action when:

(a) The Department agency has factual information confirming the death of a recipient or of the Temporary Assistance of Needy Families (TANF) AFDC payee when there is no relative available to serve as new payee;

(b) The Department agency receives a clear written statement signed by a recipient that he or she no longer wishes to receive assistance, or that gives information which requires termination or reduction of assistance, and the recipient has indicated, in writing, that he understands that this must be the consequence of supplying such information;

(c) through (d) No change.

(e) The claimant's whereabouts are unknown and Department agency mail directed to him has been returned by the post office indicating no known forwarding address. The claimant's check must, however, be made available to him/her if his/her whereabouts become known during the payment period covered by a returned check;

(f) No change.

(g) A TANF An AFDC child is removed from the home as a result of a judicial determination, or voluntarily placed in foster care by his/her legal guardian;

(h) through (i) No change.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Amended 3-1-79, Formerly 10-2.43, Amended 4-28-86, Formerly 10-2.043, Amended 10-30-00, \_\_\_\_\_.

65-2.044 Right to Request a Hearing.

Any applicant/recipient dissatisfied with the Department's action or failure to act has a right to request a hHearing. He/she may do so when it is believed that:

(1) through (6) No change.

(7) Any other Department DCF action (or inaction) relating to public assistance eligibility is incorrect.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Formerly 10-2.44, 10-2.044, Amended \_\_\_\_\_.

65-2.045 Hearings Request.

(1) A rRequest for hHearing is defined as any clear written or oral statement to the Department that the applicant/recipient or his/her authorized representative wants an opportunity to present the case to a higher authority. The freedom to make such a request shall not be limited or interfered with in any way.

(2) No change.

(3) A rRequest for hHearing may be made by the applicant/recipient or someone on ~~in~~ his/her behalf. However, if the appeal is filed by someone other than the applicant/recipient, attorney, legal guardian, spouse, next of kin, the grantee relative in cash assistance, or a person allowed by the Department as an authorized representative to participate in the eligibility determination, the person making the appeal must have written authorization of the applicant/recipient. Such written authorization must accompany the hHearing rRequest. Should the request be filed without the written authorization, the authorization must be provided in response to a request from the Department or hearing officer, prior to the appeal going forward. Without prior proper written authorization, the Department will treat a request for hearing as being made by someone not authorized to do so. Therefore, the appeal will be dismissed.

(4) No change.

(5) In appeals related to the Supplemental Nutrition Assistance Program (SNAP) Food Stamp program the Department upon request shall make available without charge the specific materials necessary for a household, or its representative, to determine whether a hearing should be requested or to prepare for a hearing. Upon request, the Department shall also help the household with its hearing request. If there is an individual or organization available that provides free legal representation, the household shall also be informed of the availability of that service. Households should be advised of any legal services available that can provide representation at the hearing.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Amended 3-1-79, Formerly 10-2.45, 10-2.045, Amended 1-8-07, \_\_\_\_\_.

65-2.046 Time Limits in Which to Request a Hearing.

(1) The appellant or authorized representative must exercise the right to appeal within 90 calendar days in all programs except the Road to Independence (RTI) Program under section 409.1451(4), F.S. and the Adoption Subsidy Program under sections 120.569 and 120.57, F.S. The right to appeal under the RTI Program must be exercised within 30 calendar days from the date of receipt of the notice of adverse action pursuant to Rule 65C-42.004(3)(a), F.A.C. The right to appeal under the Adoption Subsidy Program must be exercised within 21 calendar days from the receipt of the notice of adverse action pursuant to Rule 65C-16.013(2). Additionally, in the Supplemental Nutrition Assistance Program (SNAP) Food Stamp Program, a household may request a fair hearing at any time within a certification period to dispute its current level of benefits. The 30-day time period under the RTI Program begins on the date the written notification is received. The 90-day time period for all other programs begins on the date following:

(a) through (c) No change.

(2) No change.

~~(3) This amendment is to be effective March 1, 1979.~~

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Amended 3-1-79, Formerly 10-2.46, 10-2.046, Amended \_\_\_\_\_.

65-2.047 Preliminary or Procedural Matters ~~Rejection of Hearing Request.~~

~~A hearing request may only be rejected or dismissed by the hearing officer. Only the hearing officer may rule on preliminary or procedural matters relevant to the hearing.~~

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Formerly 10-2.47, Amended 4-28-86, Formerly 10-2.047, Amended 10-30-00, \_\_\_\_\_.

65-2.048 Action to Reduce or Discontinue Assistance or Service.

(1) In all programs other than the Supplemental Nutrition Assistance Program (SNAP), Food Stamp Program a hearing request filed within ten (10) days after the date of mailing or hand delivery of the notice either orally or written, requires that assistance be continued at the current level until the final written decision of the hearings officer is rendered; unless, a change affecting the appellant’s grant occurs while the hHearing decision is pending and the recipient fails to request a hearing after notice of the change.

(2) In the SNAP Food Stamp pProgram if a household requests a fFair hHearing, a continuation of benefits within the period provided by the notice of Adverse Action, as set forth in subsection 65-2.043(3), F.A.C., and if certification period has not expired, the household’s participation in the pProgram shall be continued on the basis authorized immediately prior to the Adverse Action, unless the household specifically waives continuation of benefits. The form for requesting a fFair hHearing shall contain space for the household to indicate whether or not continued benefits are requested. If the form does not positively indicate that the household has waived continuation of benefits, the Department shall assume that continuation of benefits is desired and the benefits shall be issued accordingly. If the Department’s action is upheld by the hearing decision, a claim against the household shall be established for all over issuances. If a hearing request is not made within the period provided by the notice of Adverse Action, benefits shall be reduced or terminated as provided in the notice. However, if the household establishes that its failure to make the request within the advance notice period was for good cause, the Department shall reinstate the benefits to the prior basis. When benefits are reduced or terminated due to a mass change, participation on the prior basis shall be reinstated only if the issue being contested is that SNAP food stamp

eligibility or benefits were improperly completed or that fFederal Law or policy is being misapplied or misinterpreted by the Department.

Once reinstated or continued, benefits shall not be reduced or terminated prior to the receipt of the ~~official~~ hearing decision unless:

(a) No change.

(b) The hearing officer makes a preliminary determination, in writing and at the hearing that the sole issue is one of fFederal Law, regulation, or policy and that the household’s claim that the Department improperly computed the benefits or misapplied or misinterpreted such law, regulation or policy is invalid.

(c) through (d) No change.

The Department State agency shall promptly notify the household in writing if benefits are reduced or terminated pending the hearing decision.

~~(3) These amendments are to be effective March 1, 1979.~~

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Amended 3-1-79, Formerly 10-2.48, 10-2.048, Amended \_\_\_\_\_.

65-2.049 Hearing Request ~~District~~ Procedures.

(1) Any hHearing rRequest, submitted to the Department District, written or oral, must be sent by the Department District to the Office of Appeal Hearings State Hearing Section within three (3) working days, excluding holidays and weekends, along with a statement of the matters asserted by the Department and a copy of the Notice of Case Action when such Notice exists. This must include a reference to the particular sSection of the sStatutes or rRules involved and be submitted with the hHearing rRequest. If it is an oral request, the Request for Hearing Form must be completed by Department District sStaff, omitting the signature of the appellant.

(2) No change.

(3) The Office of Appeal Hearings State Hearing Section shall also be notified immediately when the review results in a change of status of the case. If the appellant is satisfied with the adjustment and/or explanation made by the Department DCF rRepresentative, the appellant will be given the opportunity to withdraw the request. If the appellant chooses to withdraw the appeal, he/she will be requested to make a written statement to this effect, stating the reason for withdrawal. However, if the appellant declines to make a written statement, the Department DCF rRepresentative shall immediately notify the Office of Appeal Hearings State Hearing Section, in writing, of the appellant’s decision.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Formerly 10-2.49, 10-2.049, Amended \_\_\_\_\_.

## 65-2.050 Transportation.

The ~~Department District~~ has the responsibility of assuring that the appellant has transportation to the hHearing if requested. This rule applies only to Department public assistance cases.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Formerly 10-2.50, 10-2.050, Amended \_\_\_\_\_.

## 65-2.056 Basis of Hearings.

The hHearing shall include consideration of:

(1) Any ~~Department Agency~~ action, or failure to act with reasonable promptness, on a claim of ~~f~~Financial aAssistance, ~~s~~Social sServices, ~~m~~Medical aAssistance, Temporary Assistance of Needy Families (TANF), or Supplemental Nutrition Assistance Program (SNAP) Food Stamp Program ~~b~~Benefits, which includes delay in reaching a decision on eligibility in both initial and subsequent determination, or in making a payment, the amount of payment, change in payments, refusal to consider a request for or undue delay in making an adjustment in payment, and discontinuance, termination or reduction of such assistance.

~~(2) Agency's decision regarding eligibility for Financial Assistance, Social Services, Medical Assistance or Food Stamp Program Benefits in both initial and subsequent determination, the amount of Financial or Medical Assistance or a change in payments.~~

~~(2)(3)~~ The hHearing officer must determine whether the ~~D~~Department's decision on eligibility or procedural compliance was correct at the time the decision was made. The hearings are de novo hearings, in that, either party may present new or additional evidence not previously considered by the ~~D~~Department in making its decision.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-18-78, Formerly 10-2.56, 10-2.056, Amended 12-11-06,\_\_\_\_.

## 65-2.057 Conduct of Hearing.

The hearing is a formal proceeding and shall be conducted pursuant to these rules. At the request of the pPetitioner, the hearing may be conducted as an informal proceeding pursuant to Section 120.57(2), F.S.

(1) For programs other than Supplemental Nutrition Assistance Program (SNAP) Food Stamps the appellant, or his/her representative, shall have adequate opportunity to examine the contents of the case file and all documents and records to be used by the ~~Department Agency~~ at the hearing at a reasonable time before the date of the hearing, as well as during the hearing. In the SNAP Food Stamp pProgram, the household must be given the opportunity to examine all documents and records to be used at the hearing at a reasonable time before the date of the hearing as well as during the hearing

pursuant to 7 C.F.R. 273.15(p). The contents of the case file including the application form and documents of verification used by the Department to establish the household's ineligibility or eligibility and benefit amount ~~coupon allotment~~ shall be made available, provided that confidential information is protected from release. If requested, the Department shall provide free copies of the relevant portions of the case file to the household or its representative. Confidential information that is protected from release and other documents or records which the household will not otherwise have an opportunity to contest or challenge shall not be introduced at the hearing or affect the hearing ~~officer's Official's~~ decision.

(2) through (6) No change.

(7) All motions shall be in writing unless made on the record during the hearing and shall fully state the action requested and the grounds relied on. The original written motion shall be filed with the hearings officer. The hearings officer shall conduct such proceedings and make such orders as it deems necessary to dispose of issues raised by the motion. All motions shall be accompanied by a written memorandum stating the grounds upon which such motion is based unless the party is not represented by counsel. All other parties to the action may, within seven (7) days of service, file written memorandum memoranda in opposition to such motion. Motions shall be decided on the basis of the pleadings, unless the hearings officer orders a hearing to resolve the issues.

(8) through (13) No change.

(14) Federal regulations require that public assistance records shall be confidential as set forth in subsections 65A-1.204(2) and (3), F.A.C. Hearings conducted pursuant to these rules are only open to a party or witness, except as provided in federal regulation.

Rulemaking Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Amended 3-1-79, Formerly 10-2.57, 10-2.057, Amended 1-8-07,\_\_\_\_\_.

## 65-2.059 Continuances.

(1) The hearings officer may, at in his/her discretion, grant a continuance of the hearing for good cause as defined by Rule 28-106.210, F.A.C., or upon stipulation of all parties of record and the consent of the hearings officer.

(2) In appeals related to the Supplemental Nutrition Assistance Program (SNAP) Food Stamp Program, the household may request and is entitled to receive a postponement of the scheduled hearing. The postponement shall not exceed 30 days and the time limit for action on the decision may be extended for as many days as the hearing is postponed.

~~(3) This amendment to be effective March 1, 1979.~~

Rulemaking Authority 409.285 FS. Law Implemented 409.285 FS. History–New 5-17-78, Amended 3-1-79, Formerly 10-2.59, 10-2.059, Amended \_\_\_\_\_.

## 65-2.061 Failure to Appear.

Abandonment may be deemed to have occurred if the appellant, without good cause therefor, fails to appear by himself/herself or an authorized representative at the ~~h~~Hearing scheduled schedule for such appellant. If good cause is shown, the appeal will no longer be considered abandoned and the hearing will be reset. The ~~h~~Hearing officer shall determine whether or not good cause existed for the non-appearance of the appellant or authorized representative upon receipt of written or oral explanation from the appellant, the appellant's authorized representative or Department DCF representative. Written explanation for failure to appear must be received by the Office of Appeal Hearings within 60 calendar days from the date of the hearing when the appellant alleges nonreceipt of the notice of hearing or 30 calendar days from the date of the hearing for all other reasons. If good cause is shown the Hearing will be reset upon request of the appellant or his/her authorized representative.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Formerly 10-2.61, 10-2.061, Amended \_\_\_\_\_.

## 65-2.066 Final Orders.

(1) Orders issued by the hearings officers of the Office of Appeal Hearings of the Department of Children and ~~Families Family Services~~ are final orders and shall be implemented immediately.

(2) through (4) No change.

(5) The Final Order shall be rendered within 90 days of request for all programs except Supplemental Nutrition Assistance Program (SNAP) Food Stamps, in which case it shall be rendered in 60 days.

(6) ~~In T~~he Final Order ~~the~~hearings officer shall authorize corrective action retroactively to the date the incorrect action was taken.

(7) The Final Order shall include notice of a right to a of opportunity for judicial review.

Rulemaking Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Formerly 10-2.66, 10-2.066, Amended \_\_\_\_\_

65-2.068 TANF AFDC Overpayment Hearings.

(1) Federal Regulation 45 C.F.R. 233.20(a)(13) requires the Department to recover overpayments of ~~assistance through the Temporary Assistance of Needy Families (TANF) Aid to Families with Dependent Children (AFDC)~~ Program. Rule ~~65A-1.900 65A-1.085~~, F.A.C., provides the method and procedures to be used by the Department to implement 45 C.F.R. 233.20(a)(13).

(2) The Department must send a "Notice of Case Action," pursuant to Rule 65A-1.900, F.A.C., The Department will send an HRS ES Form 3401, Nov 82, Notice of Overpayment/Intent

~~to Recover~~, to a person who has been paid benefits to which he/she was not entitled. The notice shall include the amount of overpayment, the dates of overpayment, the reason overpayment occurred, and a statement that action will be taken to recover this overpayment by a reduction in the his TANF AFDC grant, or through court action. The notice shall include includes the person's right to request a hearing if he/she disagrees with the Department's determination that an overpayment occurred or if he/she disagrees with the amount of overpayment.

(3) ~~The Hearings Officers of the Office of Appeal Hearings will conduct these hearings.~~ The hearings will meet the requirements of 45 C.F.R. 205.10 and Section 120.569, F.S. The hearing will be conducted in accordance with Rule 65-2.042, F.A.C., et seq. ~~with the exception of the time limit to request the hearing set forth in Rule 65 2.045, F.A.C., which allows a ninety day time limit to request a hearing. The time limit to request a hearing subsequent to receipt of a Notice of Overpayment/Intent to Recover, HRS ES Form 3401, Nov 82, is thirty days. Any hearing requested after the thirty day period shall be rejected for failing to meet the requirement unless good cause for such failure can be shown.~~

(4) ~~When a hearing is requested, The~~ hearing ~~Hearings o~~fficer shall enter an Order upon completion of the hearing process. This Order shall be final and binding upon the Department and appealable by the person to the appropriate District Court of Appeal.

(5) ~~In cases where the Department intends to pursue civil action, the District shall send OPAH a copy of the Notice of Overpayment/Intent to Recover, HRS ES Form 3401, Nov. 82 and a statement certifying that the person did not request a hearing. An Order of Final Agency Action will be entered showing that overpayment occurred, the dates of overpayment, the amount of overpayment and that the person waived his right to a hearing on this determination by not requesting a hearing within the 30 day limit provided in this rule.~~

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 4-5-83, Formerly 10-2.68, Amended 4-28-86, Formerly 10-2.068, Amended \_\_\_\_\_

## 65-2.069 Intentional Program Violation Disqualification Hearings.

(1) The hearings officer of the Office of Appeal Hearings shall conduct intentional program violation disqualification hearings. These hearings shall be conducted in accordance with regulations published by the United States Department of Agriculture, Food and Nutrition Service in 7 C.F.R. 273.16; ~~February 15, 1983, and the Department of Health and Human Services in 45 C.F.R. 235.112 and 235.113, December 9, 1991.~~

(2) The provision for an individual to waive an intentional program violation disqualification hearing is an option of the

Food Stamp Act of 1977, 7 U.S.C. USC 2011 et seq., as amended, and included in 7 C.F.R. 273.16, February 15, 1983 and 45 C.F.R. 235.113, December 9, 1991 and is implemented by this rule.

Rulemaking Authority 409.285 FS. Law Implemented 409.285 FS. History—New 7-16-80, Formerly 10-2.69, Amended 4-28-86, 1-5-93, Formerly 10-2.069, Amended \_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Nathan Koch

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Carroll

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 19, 2017

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

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

NONE

### Section IV Emergency Rules

**DEPARTMENT OF THE LOTTERY**

RULE NO.: RULE TITLE:  
53ER18-1 FLORIDA LOTTO®

SUMMARY: This emergency rule sets forth the provisions for the conduct of FLORIDA LOTTO®. This emergency rule replaces Emergency Rule 53ER17-71.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399 4011.

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER18-1 FLORIDA LOTTO®.

(1) How to Play FLORIDA LOTTO®.

(a) FLORIDA LOTTO is a Draw lottery game (also known as an online terminal lottery game) in which players select six (6) numbers from a field of one (1) to fifty-three (53).

(b) Players may make their FLORIDA LOTTO ticket selections by marking a play slip or by telling the retailer their desired selections. There are ten (10) panels on a play slip. Each panel played will cost \$1.00 per drawing. Players may mark their desired numbers on the play slip by selecting six (6) numbers from each panel played, or may mark the “QP” box

located at the bottom of each panel for the terminal to randomly select one (1) or more of the six (6) numbers. A “Void” box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel.

(c) Play slips must be Florida Lottery approved and players must use only blue or black ink or pencil for making selections. The use of mechanical, electronic, computer generated or any other non-manual method of marking play slips is prohibited. Play slips may be processed through a Florida Lottery vending machine or processed by a retailer to obtain a ticket. Retailers are authorized to manually enter numbers selected by a player.

(d) Players may play up to fifty-two (52) consecutive FLORIDA LOTTO drawings by using the “advance play” option. To use the advance play option, players may either mark the number of drawings desired in the Advance Play section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive advance drawings selected shall apply to each panel (A-J) played. Advance play is not available with Jackpot Combo. In the event that a planned change in the FLORIDA LOTTO game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Lottery’s website, flalottery.com.

(e) Players may elect to play “Jackpot Combo” to receive three (3) Quick Pick tickets for the next available drawing consisting of one (1) \$2.00 FLORIDA LOTTO® with XTRA ticket, one (1) \$2.00 POWERBALL® ticket and one (1) \$2.00 MEGA MILLIONS® ticket by marking the “Jackpot Combo \$6” box on the play slip or by telling the retailer. Tickets in Jackpot Combo play cannot be player selected and cannot be canceled.

(2) FLORIDA LOTTO Drawings.

(a) FLORIDA LOTTO drawings shall be conducted twice per week, on Wednesday and Saturday.

(b) The equipment shall be configured so that six (6) balls are drawn from one (1) set of balls numbered one (1) through fifty-three (53).

(c) Six (6) balls will be selected in the drawing. The numbers shown on the six (6) balls, after certification by the Draw Manager and the Accountant, are the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of the official winning numbers.

(3) FLORIDA LOTTO Prize Divisions.

(a) FLORIDA LOTTO is a pari-mutuel game. For each drawing, 50 percent (50%) of net sales (gross sales less cancels and free tickets) from the sale of FLORIDA LOTTO tickets in the corresponding FLORIDA LOTTO sales period shall be

allocated as the winning pool for the payment of prizes as provided below ("FLORIDA LOTTO Prize Pool"). The value of the FLORIDA LOTTO portion of a FLORIDA LOTTO with XTRA ticket awarded as a prize or given for free in a promotion shall be deducted from FLORIDA LOTTO gross sales in all reports, and the value of the XTRA portion of a FLORIDA LOTTO with XTRA ticket awarded as a prize or given for free in a promotion shall be deducted from XTRA gross sales in all reports.

(b) The Jackpot prize pool shall consist of 63.5 percent (63.5%) of the FLORIDA LOTTO Prize Pool for the drawing, plus any Jackpot money carried forward from the previous drawings. The Jackpot prize shall be divided equally among the players matching all six official winning numbers. If there is no Jackpot winner in a drawing, the Jackpot pool shall be carried over and added to the Jackpot pool of the next FLORIDA LOTTO drawing.

(c) The second prize pool shall consist of 12.3 percent (12.3%) of the FLORIDA LOTTO Prize Pool for the drawing. The second prize pool shall be divided equally among the players matching five (5) of the six (6) official winning numbers. If there is no winner in the second prize category for a drawing, the second prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(d) The third prize pool shall consist of 10 percent (10%) of the FLORIDA LOTTO Prize Pool for the drawing. The third prize pool shall be divided equally among the players matching four (4) of the six (6) official winning numbers. If there is no winner in the third prize category for a drawing, the third prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(e) The fourth prize pool shall consist of 14.2 percent (14.2%) of the FLORIDA LOTTO Prize Pool for the drawing. The fourth prize pool shall be divided equally among the players matching three (3) of the six (6) official winning numbers. If there is no winner in the fourth prize category for a drawing, the fourth prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(f) The Jackpot prize will pay the guaranteed dollar amount described in subsection (5). The second, third and fourth prizes will be rounded down to the nearest fifty cents (\$.50); provided, however, that the fourth prize shall be no less than \$5.00. All rounding differences in the second, third and fourth prizes shall be used to fund future prizes in Lottery games or for special Lottery prize promotions. If the funds available for the payment of fourth prizes are insufficient to pay the minimum amount, the percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source

approved by the Legislature will be used to cover the prize liability.

(4) Determination of Prize Winners.

In order for a ticket to be a winning ticket, numbers appearing in a single horizontal row on the ticket (A, B, C, D, E, F, G, H, I, or J) must match the official winning FLORIDA LOTTO numbers in any order for the draw date for which the ticket was purchased. The prizes are set forth as follows:

(a) Jackpot Prize(s): Six of six official winning numbers.

(b) Second Prize: Five of six official winning numbers.

(c) Third Prize: Four of six official winning numbers.

(d) Fourth Prize: Three of six official winning numbers.

(5) FLORIDA LOTTO Guaranteed Jackpot.

(a) For each drawing the Lottery will announce a guaranteed deferred payment value of the Jackpot that can be won by a single player, based upon the estimated cash value of the Jackpot pool determined by projected and historical sales figures, current interest rates, and funds from rollovers, if any.

(b) For prizes to be paid in annual payments, if the cash available in the Jackpot pool is insufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery shall add to the Jackpot pool funds available from any other funding source approved by the Legislature to render it sufficient to yield the announced guaranteed Jackpot.

(c) For prizes to be paid in annual payments, if the cash available in the Jackpot pool is more than sufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the excess funds will be used for future prizes in Lottery games or for special Lottery prize promotions.

(d) The guaranteed cash option value of the Jackpot will be the amount required on the day of the drawing or, if the drawing is held on a Saturday or holiday, the business day prior to the drawing, to purchase securities to fund the announced guaranteed deferred payment value of the Jackpot. This day shall be referred to as the "prize determination day."

(e) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is less than the cash option value of the Jackpot determined on the prize determination day, the Lottery shall add to the Jackpot pool funds available from any other funding source approved by the Legislature sufficient to pay the cash option value of the Jackpot.

(f) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is more than the cash option value of the Jackpot determined on the prize determination day, the excess funds will be used for future prizes in Lottery games or for special Lottery prize promotions.

(6) FLORIDA LOTTO with XTRA Option.

(a) The FLORIDA LOTTO with XTRA option shall be available in association with the FLORIDA LOTTO game.

FLORIDA LOTTO tickets that contain the XTRA option and one or more plays eligible for FLORIDA LOTTO prizes shall entitle the holder to a total prize calculated by multiplying each FLORIDA LOTTO prize other than the Jackpot prize, the fourth prize and the fifth prize by the XTRA number for the applicable drawing. The FLORIDA LOTTO Jackpot is not eligible for multiplication under the XTRA option. The multiplier for a FLORIDA LOTTO with XTRA fourth prize will always be 5 regardless of the multiplier selected in a drawing. A 2 of 6 prize (fifth prize) is only available with the XTRA option and is a set prize, as further described in paragraph (6)(c) below, regardless of the multiplier selected in a drawing.

(b) FLORIDA LOTTO with XTRA tickets that match 3 of 6 winning numbers (fourth prize) shall entitle the holder to a prize of a guaranteed minimum of \$25.

(c) FLORIDA LOTTO with XTRA tickets that match 2 of 6 winning numbers (fifth prize) shall entitle the holder to a prize of a free FLORIDA LOTTO with XTRA quick pick ticket for the next available FLORIDA LOTTO drawing. FLORIDA LOTTO with XTRA tickets generated as a prize cannot be canceled.

(d) At the time of purchasing a FLORIDA LOTTO ticket, a player may choose the XTRA option for an additional \$1 per play for each play on the FLORIDA LOTTO ticket. The XTRA option will apply to all panels and selections marked on the play slip. The prize pool for XTRA prizes shall be funded by LOTTO with XTRA ticket sales. If the funds available from XTRA ticket sales are insufficient to pay all XTRA prizes, the percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source approved by the Legislature will be used to cover the prize liability.

(e) Prior to each FLORIDA LOTTO drawing, the Lottery shall conduct an XTRA drawing to select the XTRA number from among the following series of numbers: 2, 3, 4, and 5. The odds of a particular XTRA number being selected in an XTRA drawing are 1:4. During special promotions, the Lottery will announce XTRA numbers that are higher than the foregoing series of numbers.

(f) All XTRA prizes shall be paid in single, lump-sum payments determined by multiplying the applicable FLORIDA LOTTO prizes by the number selected in the XTRA drawing. The estimated, guaranteed and set XTRA prizes are as follows:

FLORIDA LOTTO		XTRA Estimated Prizes			
Match	Prize	X2 (Odds 1:4)	X3 (Odds 1:4)	X4 (Odds 1:4)	X5 (Odds 1:4)

6 of 6	Jackpot (Guaranteed)	—	—	—	—
5 of 6	\$5,000 (Estimated)	\$10,000	\$15,000	\$20,000	\$25,000
4 of 6	\$70 (Estimated)	\$140	\$210	\$280	\$350
3 of 6	\$5 (Guaranteed minimum)	\$25 (Guaranteed minimum)	\$25 (Guaranteed minimum)	\$25 (Guaranteed minimum)	\$25 (Guaranteed minimum)
2 of 6	N/A	Free Ticket	Free Ticket	Free Ticket	Free Ticket

(g) On occasion, the Florida Lottery will conduct promotions in which specified prize levels of FLORIDA LOTTO with XTRA tickets will be designated to have a higher multiplier number than the number drawn pursuant to paragraph (6)(e), above.

(7) FLORIDA LOTTO Odds of Winning.

The odds of winning the prizes described in subsection (4) and paragraph (6)(c) are as follows:

(a) Jackpot Prize – 1:22,957,480.

(b) Second Prize – 1:81,409.50.

(c) Third Prize – 1:1,415.82.

(d) Fourth Prize – 1:70.79.

(e) Fifth Prize for LOTTO XTRA plays only – 1:8.58

(f) The overall odds of winning a prize in a FLORIDA LOTTO drawing with a FLORIDA LOTTO ticket without the XTRA option are 1:67.36. The overall odds of winning a prize in a FLORIDA LOTTO drawing with a FLORIDA LOTTO with XTRA ticket are 1:7.61.

(8) How to Play FLORIDA LOTTO with EZmatch™.

(a) EZmatch is an instant-win option associated with FLORIDA LOTTO that costs \$1.00 per play in addition to the cost of the FLORIDA LOTTO ticket. The EZmatch option can be added on to a FLORIDA LOTTO or FLORIDA LOTTO with XTRA play.

(b) Players may play EZmatch by marking the applicable EZmatch box on the FLORIDA LOTTO play slip or by telling the retailer they desire to play FLORIDA LOTTO with EZmatch. Marking the EZmatch box within a panel on a play slip will add EZmatch to only the panel marked. Each panel played with EZmatch will be printed on a separate ticket.

(c) A player selecting EZmatch will receive six (6) EZmatch numbers printed below the FLORIDA LOTTO numbers on the ticket. If any of the EZmatch numbers matches

any of the FLORIDA LOTTO numbers, the player will instantly win the corresponding prize shown.

(d) The EZmatch option is available with an advance play FLORIDA LOTTO ticket purchase for one play only and is not a part of FLORIDA LOTTO plays for future drawings.

(e) If an EZmatch prize is redeemed before one or more FLORIDA LOTTO drawing(s) have occurred on an advance play ticket, the player will be provided a continuation ticket that will have the same drawing or drawings and the same FLORIDA LOTTO numbers that were printed on the original ticket.

(f) EZmatch is not included in a Jackpot Combo play and cannot be added to a Jackpot Combo play. However, EZmatch can be added to one or more panels played on a FLORIDA LOTTO play slip in which the Jackpot Combo box is also selected. In such case, the Jackpot Combo tickets and the FLORIDA LOTTO with EZmatch ticket or tickets will print separately.

(g) The base prize structure and estimated odds of winning EZmatch are as follows:

Prize	Winners in 420,000 (Per Pool)	Estimated Odds
\$500	5	1:84,000.00
\$250	5	1:84,000.00
\$100	38	1:11,052.63
\$50	124	1:3,387.10
\$20	300	1:1,400.00
\$15	470	1:893.62
\$10	4,200	1:100.00
\$5	1,400	1:300.00
\$4	7,000	1:60.00
\$3	30,800	1:13.64
\$2	44,800	1:9.38
Overall		1:4.71

The EZmatch prize structure will be replenished automatically when the top tier prizes are exhausted. The prize structure and odds of winning are subject to change with promotional offerings. In such an event, the promotional prize structure and odds will be available at flalottery.com, Lottery district offices and retailer locations.

(h) EZmatch prizes can be claimed up to 180 days from the first draw date on the FLORIDA LOTTO ticket.

(i) If an EZmatch prize is claimed after the FLORIDA LOTTO drawing has occurred and prior to the 180-day expiration described in paragraph (8)(h), above, the EZmatch prize or prizes and any FLORIDA LOTTO and XTRA prizes won will be combined and paid as one prize amount.

(9) FLORIDA LOTTO Payment Options.

(a) Players have a choice of two payment options for receiving their portion of a FLORIDA LOTTO Jackpot prize. Payment options are “Cash Option” and “Annual Payment.”

(b) Jackpot winners have sixty (60) days after the winning draw date to choose between the two (2) payment options. In order to select the Cash Option, the Jackpot winner must submit his or her ticket for payment within sixty (60) days after the winning draw date. If the Jackpot winner does not elect the Cash Option within sixty (60) days after the winning draw date, the Annual Payment option will be applied, except as provided in paragraph (9)(f) below. Once the Jackpot winner files a claim and exercises the winner's chosen option, the election of that option shall be final. The Annual Payment method of payment will also be final when it is applied due to a Jackpot winner not making his or her payment election within sixty (60) days after the winning draw date.

(c) A Jackpot winner who chooses the Cash Option will receive one (1) lump sum cash payment of the amount required on the prize determination day to purchase securities to fund the Jackpot prize paid over thirty (30) years, less applicable withholding taxes. The amount of the Cash Option payment to multiple Jackpot winners will be the amount required on the prize determination day to purchase securities to fund their pro rata share of the Jackpot prize paid over thirty (30) years, less applicable withholding taxes.

(d) If a Jackpot prize winner elects the Annual Payment option, his or her portion of the Jackpot prize will be paid in thirty (30) annual payments, each less applicable withholding taxes.

(e) If the prize amount per winner in a FLORIDA LOTTO drawing cannot be paid in increments of \$1,000 in thirty (30) payments, the winner's share of the prize pool will be invested in U.S. Treasury securities that will yield the maximum amount possible over thirty (30) years as can be reached in increments of \$1,000. If the amount the investment will yield is less than the announced guaranteed Jackpot, the present value of the difference between the amount the investment will yield and the winner's guaranteed prize amount over thirty (30) years will be paid to the winner in the first payment.

(f) If the number of winners of a Jackpot prize would result in each person's prize being less than \$1,000,000 if paid over thirty (30) years, the Lottery shall pay the Jackpot winner or winners in a single cash payment of the amount required on the prize determination day to purchase securities to fund the winner's pro rata share of the Jackpot paid over thirty (30) years, less applicable withholding taxes.

(g) Federal income taxes shall be applied and withheld from the prize amount at the time payment is made.

(h) Any interest or earnings accrued on a FLORIDA LOTTO Jackpot prize prior to the prize payment, under either

the Cash Option or the Annual Payment option, shall accrue to the State of Florida and not to the winner.

(10) FLORIDA LOTTO Rules and Prohibitions.

(a) By purchasing a FLORIDA LOTTO ticket, a player agrees to comply with and abide by all rules of the Florida Lottery.

(b) FLORIDA LOTTO prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer's hours of operation and online system availability, FLORIDA LOTTO tickets are available for purchase daily between the hours of 6:00 a.m. and midnight Eastern Time (ET).

(d) The scheduled time for the Wednesday and Saturday FLORIDA LOTTO drawings is approximately 11:15 p.m., ET. Ticket sales for a specific FLORIDA LOTTO drawing will close at approximately 10:40 p.m., ET. Any ticket sold after the close of game will be printed with the next FLORIDA LOTTO draw date.

(e) Retailer cancellations of FLORIDA LOTTO tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no FLORIDA LOTTO ticket shall be canceled after game close for the related drawing. The two (2) hour cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of online system availability, or the time of the related FLORIDA LOTTO close of game.

(f) It is the responsibility of the player to determine the accuracy of selected panels of numbers, wager amounts and draw date(s) on tickets. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of the player within the time period specified herein, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of the player by the quick pick method of number selection.

(11) The effective date of this rule is January 1, 2018.

Rulemaking Authority 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105 (9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.124(1) FS. History— New 1-1-18. Replaces 53ER17-71.

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

EFFECTIVE DATE: January 1, 2018

## 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-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On December 28, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Citadel I Limited Partnership, filed November 2, 2017, and advertised on November 7, 2017, in Vol. 43, No. 216, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, A.S.M.E. A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with fire fighters service because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2017-201).

A copy of the Order or additional information 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](mailto:hdr.elevators@myfloridalicense.com).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

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Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2017-202).

A copy of the Order or additional information may be obtained by contacting Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

The Board of Massage Therapy hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on September 19, 2017, by Jie Hie Prater. The Notice of Petition for Waiver or Variance was published November 2, 2017 in Vol. 43, No. 213 of the Florida Administrative Register. Petitioner sought a variance or waiver of the requirements for proof of graduation. The Board considered the instant Petition at a duly-noticed public meeting held on October 19, 2017, in Tampa, Florida.

The Board's Order, filed on December 7, 2017, denies the petition stating that the Board found that the petition was not in substantial compliance with the provisions of Section 120.542, F.S., and Chapter 28-104, F.A.C., and that the petition is moot because the Board denied the application for licensure.

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](mailto:Kama.Monroe@flhealth.gov).

**Section VI**

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

**DEPARTMENT OF EDUCATION**

**Division of Florida Colleges**

The Florida State College at Jacksonville District Board of Trustees announce the following meetings for Tuesday, January 9, 2018, which are open to the public. All meetings of the Board will be held at the College's Administrative Offices, 501 West State St., Jacksonville, FL 32202.

**DATE AND TIME:** January 9, 2018, 10:45 a.m. – 11:45 a.m., Finance & Audit Committee Meeting

**PLACE:** College Administrative Offices, 501 West State St., Jacksonville, FL 32202, Room 104A

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of Committees' Charter and financial matters of the College.

**DATE AND TIME:** January 9, 2018, 12:00 Noon – 2:00 p.m., Deep Dive Workshop:

**PLACE:** College Administrative Offices, 501 West State St., Jacksonville, FL 32202, Room 403A

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of Trustee Accountability, 360 Review and Climate Survey.

Copies of the agendas will be available for inspection beginning Wednesday, January 3, 2018, and will be provided upon written request and the payment of approved duplicating charges.

If special accommodations are required, please advise the Office of the College President twenty-four (24) hours in advance of the meetings by contacting District Board of Trustees Project Coordinator Kimberli Sodek, (904)632-3205, [Kim.Sodek@fscj.edu](mailto:Kim.Sodek@fscj.edu).

Florida State College at Jacksonville hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/expression, marital status, veteran status, pregnancy or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

Florida State College At Jacksonville, Dr. Cynthia A. Bioteau, College President

**EXECUTIVE OFFICE OF THE GOVERNOR**

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Division of Bond Finance
- Financial Services Commission
- Office of Insurance Regulation
- Office of Financial Regulation
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

**DATES AND TIMES:** January 24, 2018, 9:00 a.m.

**PLACE:** Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an

interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting: the Governor's Cabinet Affairs Office, (850)488-5152.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

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**REGIONAL PLANNING COUNCILS**

**Central Florida Regional Planning Council**

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

**DATE AND TIME:** January 17, 2018, 1:30 p.m.

**PLACE:** Hardee County Commission Chambers, 412 West Orange Street, Wauchula, FL 33873

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular quarterly meeting and/or Public Hearing of the Transportation Disadvantaged (TD) Local Coordinating Board (LCB).

A copy of the agenda may be obtained by contacting Ken Harley, Program Manager, (863)534-7130, ext. 103, kharley@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 Ken Harley, Program Manager, (863)534-7130, ext. 103, kharley@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.

**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:** January 17, 2018, 10:00 a.m.

**PLACE:** CareerSource Heartland, 5901 US Hwy 27 South Suite #1, Sebring, FL 33873

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular business meeting of the Heartland Regional Transportation Planning Organization (HRTPO) Technical Advisory Committee (TAC).

A copy of the agenda may be obtained by contacting Marybeth Soderstrom, Community Engagement and Mobility 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 and Mobility 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.

**REGIONAL PLANNING COUNCILS**

**South Florida Regional Planning Council**

The Southeast Florida Regional Prosperity Institute announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, January 22, 2018; 10:30 a.m.

**PLACE:** 3440 Hollywood Boulevard, Suite 140, Hollywood FL 33021

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Southeast Florida Regional Prosperity Institute update.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

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: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416. 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: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

**WATER MANAGEMENT DISTRICTS**

**Northwest Florida Water Management District**

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

**DATE AND TIMES:** January 11, 2018: 11:30 a.m., Asset Management Committee; 1:00 p.m., Governing Board Meeting; 1:05 p.m., Public Hearing on Consideration of Regulatory Matters

**PLACE:** 81 Water Management Drive, Havana, Florida 32333

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** District business. The Fiscal Year 2018-2019 Preliminary

Budget will be presented and considered during the Governing Board meeting.

Amendments No. 1 through 3 to the FY 2017-2018 budget include: (1) \$101,000 for the Claiborne Aquifer Investigation spring restoration project; (2) \$54,613 for pine tubelings; and (3) cost-neutral transfers that total \$211,943. Amendments No. 1 and 2 increase the budget and have been approved by the Executive Office of the Governor. NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Savannah White, (850)539-5999 or online at <http://www.nfwwater.com/About/Governing-Board/Board-Meetings-Agendas>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Wendy Dugan, (850)539-2600. 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 ELDER AFFAIRS**

Division of Volunteer and Community Services

The Department of Elder Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 9, 2018, 8:30 a.m.

PLACE: Pine Hills Community Center 6408 Jennings Road Building B, Orlando, FL 32818

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Dementia Cure and Care Initiative Task force for the City of Orlando. The goal of the DCCI Task force is to engage communities across the state to be more dementia friendly, promote better care for Floridians affected by dementia, and support research efforts to find a cure. The vision of the DCCI Task Force is to see all Florida communities engaged in providing better care for those affected by dementia while we work towards a cure.

A copy of the agenda may be obtained by contacting: Christine Sherrill, Department of Elder Affairs, (850)414-2028, [sherrillc@elderaffairs.org](mailto:sherrillc@elderaffairs.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: Christine Sherrill, Department of Elder Affairs, (850)414-2028, [sherrillc@elderaffairs.org](mailto:sherrillc@elderaffairs.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).

For more information, you may contact: Christine Sherrill, Department of Elder Affairs, (850)414-2028, [sherrillc@elderaffairs.org](mailto:sherrillc@elderaffairs.org).

**DEPARTMENT OF MANAGEMENT SERVICES**

E911 Board

The Florida E911 Board announces a public meeting to which all persons are invited.

DATE AND TIME: January 18, 2018, 3:00 p.m. until conclusion of business

PLACE: Embassy Suites by Hilton, Cypress Room #2, 4955 Kyngs Heath Road, Kissimmee, FL 34746; join the meeting using a smartphone, computer or tablet at <http://global.gotomeeting.com/join/802085821>; join conference call at 1(888)670-3525, participant code 2323004133

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss matters relating to the Florida E911 Board.

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)921-0421, [Leon.Simmonds@dms.myflorida.com](mailto:Leon.Simmonds@dms.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Leon Simmonds, (850)921-0421, [Leon.Simmonds@dms.myflorida.com](mailto:Leon.Simmonds@dms.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: Leon Simmonds, (850)921-0421, [Leon.Simmonds@dms.myflorida.com](mailto:Leon.Simmonds@dms.myflorida.com).

**DEPARTMENT OF HEALTH**

Board of Nursing Home Administrators

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

DATE AND TIME: January 26, 2018, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Board Business, to include licensure.

A copy of the agenda may be obtained by contacting: <http://floridasnursinghomeadmin.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](mailto: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](mailto:Anthony.Spivey@flhealth.gov).

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

The Board of Orthotists and Prosthetists announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2018, 9:00 a.m.

PLACE: Radisson Resort Orlando, 2900 Parkway Blvd., Kissimmee, FL 34747

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General board business, to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <http://floridasorthotistsprosthetists.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](mailto: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](mailto:Anthony.Spivey@flhealth.gov).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

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

DATE AND TIME: February 13, 2018, 10:00 a.m. – 4:00 p.m.

PLACE: Department of Children and Families, 1317 Winewood Boulevard, Building 6, Conference Room A,

Tallahassee, FL 32399, or conference call, 1(888)670-3525, participant code 286-825-0655

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Request for Applications (RFA10H17GN1) for the Prevention Partnership Grant (PPG) Program - Grants Review Committee Meeting to Complete Review of Grant Applications. At this meeting, review committee members will validate their scoring of the applications submitted in response to the RFA. This is a statewide procurement and a more detailed schedule for the reviews of each region will be available 1 week prior to the meeting date. The meeting will start at 10:00am and end upon completion of the validation of scoring for all regions.

For a copy of the agenda or more information, you may contact [michele.staffieri@myflfamilies.com](mailto:michele.staffieri@myflfamilies.com).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

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

DATE AND TIME: January 19, 2018, 10:00 a.m.

PLACE: Department of Children and Families, 1317 Winewood Blvd. Bldg. 6, Conference Room A, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Invitation to Negotiate (07H17GN1) for the operation and maintenance of the South Florida State Hospital - Meeting of the Negotiation Team to Develop a Recommendation for Award. The Department's negotiation team will meet to discuss negotiations conducted in accordance with the ITN and develop a recommendation for award to be forwarded to the Secretary of the Department.

For a copy of the agenda or more information, you may contact [michele.staffieri@myflfamilies.com](mailto:michele.staffieri@myflfamilies.com).

**Enterprise Florida, Inc.**

Enterprise Florida, Inc. and the Florida Defense Support Task Force announce a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 18, 2018, 09:00 a.m. – 11:00 a.m. ET

PLACE: Residence Inn Marriott, 600 W. Gaines Street, Tallahassee, FL 32304

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Proposed actions that will assist in preserving, protecting and enhancing Florida's military installations and missions will be discussed at this meeting.

A copy of the agenda may be obtained by contacting: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.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 1 day before the workshop/meeting by

contacting: Michelle Griggs, (850)298-6640, mgriggs@enterprise-florida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Terry McCaffrey, (850)878-4578, tmccaffrey@enterprise-florida.com.

Santa Fe Community College  
The CJSTC Region IV Training Council announces a public meeting to which all persons are invited.  
DATE AND TIME: Tuesday, January 23, 2018, 10:00 a.m.  
PLACE: Santa Fe College Institute of Public Safety, 3737 NE 39th Avenue, Gainesville, FL 32609  
GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting to approve proposed CJSTC Region IV Officers Training Monies Operating Budget for FY 2018/2019, Training Centers' Activities for the current fiscal year.  
A copy of the agenda may be obtained by contacting: Kathyleen Hardage, (352)271-2943.  
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 10 days before the workshop/meeting by contacting: Kathyleen Hardage, (352)271-2943. 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: Kathyleen Hardage, (352)271-2943.

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

DEPARTMENT OF HEALTH  
Board of Nursing  
NOTICE IS HEREBY GIVEN that the Board of Nursing has received the petition for declaratory statement from Angela L. Searls on December 11, 2017. The petition seeks the agency's opinion as to the applicability of 464.003(20)(a) and (b), F.S. as it applies to the petitioner.  
The Petitioner seeks a Declaratory Statement from the Board with regard to whether administering and/or monitoring patients who will receive Propofol for procedural sedation is within the scope of practice of a registered nurse as defined in 464.003(20)(a) and (b), F.S. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.  
A copy of the Petition for Declaratory Statement may be

obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C02, Tallahassee, Florida 32399, info@floridasnursing.gov, or by telephone at (850)245-4125.

**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 EDUCATION  
Request for Applications for Available Funding  
The Florida Department of Education, Division of Career and Adult Education, announces the availability of federal funds through a competitive grants process under the Workforce Innovation and Opportunity Act (WIOA) 2014, Title II - Adult Education and Family Literacy Act (AEFLA). Follow the guidelines on each individual Request for Proposal, as due dates may vary. Through the competitive grants process, eligible

applicants are assured direct & equitable access to apply for funds. For application instruction, forms & funding opportunities conference information, please refer to <http://www.fldoe.org/academics/career-adult-edu/funding-opportunities/> direct questions to [Judeith.Taylor@fldoe.org](mailto:Judeith.Taylor@fldoe.org).

**EXPRESSWAY AUTHORITIES**

Miami-Dade Expressway Authority "MDX"

INVITATION TO BID (ITB)

MDX PROCUREMENT/CONTRACT NO.: ITB-18-02

MDX WORK PROGRAM NO.: 30056.060

MDX PROJECT/SERVICE TITLE: CONSTRUCTION SERVICES OF THE CIVIL INFRASTRUCTURE MODIFICATIONS FOR TOLL ZONES ON SR 874, SR 878, AND SR 924

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

A Mandatory Pre-Bid Conference is scheduled at 10:00 a.m. Eastern Time on January 10, 2018. ATTENDANCE AT THIS PRE-BID CONFERENCE IS MANDATORY FOR ALL BIDDERS.

The Deadline for submitting a Bid Package is 2:00 p.m. Eastern Time on February 6, 2018.

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

Florida Sheriffs Association

ITB - FIRE RESCUE VEHICLES & OTHER EQUIPMENT

FLORIDA SHERIFFS ASSOCIATION

2617 Mahan Drive

Tallahassee, Florida 32308

**INVITATION TO BID**

BID NUMBER: FSA18-VEF13.0

BID TITLE: FIRE RESCUE VEHICLES & OTHER EQUIPMENT

ADVERTISEMENT: January 2 and January 16, 2018

MANDATORY PRE-BID MEETING: February 21, 2018; Ambulance 9:00 a.m. – 12:00 Noon, Fire Rescue 1:00 p.m. – 5:00 p.m.

PRE-BID MEETING LOCATION: Volusia County Emergency Operations Center, 3825 Tiger Bay Road, Daytona Beach, Florida 32124

SEALED BIDS DUE: April 9, 2018 by 5:00 p.m. ET

BID RESPONSE LOCATION: FLORIDA SHERIFFS ASSOCIATION HEADQUARTERS, 2617 MAHAN DRIVE, TALLAHASSEE, FL 32308

PUBLIC BID OPENING: April 10, 2018 9:00 a.m. – 10:00 a.m.; LOCATION FSA HEADQUARTERS

THE PRE-BID MEETING IS MANDATORY. BIDS MUST BE CONTAINED IN A SEALED CONTAINER ADDRESSED TO THE FLORIDA SHERIFFS ASSOCIATION. INDICATE ON THE OUTSIDE OF THE PACKAGE: THE BID NUMBER, BID TITLE, OPENING DATE AND TIME. AN ELECTRONIC COPY IS REQUIRED TO ACCOMPANY THE SEALED BID ON A LABELED USB DRIVE.

ALL QUESTIONS PERTAINING TO THIS BID SHOULD BE DIRECTED TO THE FSA COOPERATIVE PURCHASING PROGRAM. COORDINATOR [CPP@flsheriffs.org](mailto:CPP@flsheriffs.org) OR CALL THE FLORIDA SHERIFFS ASSOCIATION AT (850)877-2165 PRIOR TO APRIL 9, 2018.

Steve Casey

FSA Executive Director

**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, December 26, 2017 and 3:00 p.m., Friday, December 29, 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-9.001	12/28/2017	1/17/2018
2A-9.003	12/28/2017	1/17/2018
2A-9.004	12/28/2017	1/17/2018
2A-9.006	12/28/2017	1/17/2018
5C-13.0035	12/27/2017	1/16/2018
5C-13.004	12/27/2017	1/16/2018
5M-8.007	12/29/2017	1/18/2017
12-16.003	12/28/2017	1/17/2018
12-29.003	12/28/2017	1/17/2018
12A-1.004	12/28/2017	1/17/2018
12A-1.005	12/28/2017	1/17/2018

12A-1.038	12/28/2017	1/17/2018
12A-1.044	12/28/2017	1/17/2018
12A-1.060	12/28/2017	1/17/2018
12A-1.070	12/28/2017	1/17/2018
12A-1.087	12/28/2017	1/17/2018
12A-1.097	12/28/2017	1/17/2018
12A-12.003	12/28/2017	1/17/2018
12A-15.014	12/28/2017	1/17/2018
12A-16.004	12/28/2017	1/17/2018
12A-19.100	12/28/2017	1/17/2018
12B-5.030	12/28/2017	1/17/2018
12B-5.040	12/28/2017	1/17/2018
12B-5.050	12/28/2017	1/17/2018
12B-5.060	12/28/2017	1/17/2018
12B-5.070	12/28/2017	1/17/2018
12B-5.080	12/28/2017	1/17/2018
12B-5.110	12/28/2017	1/17/2018
12B-5.120	12/28/2017	1/17/2018
12B-5.150	12/28/2017	1/17/2018
12B-5.300	12/28/2017	1/17/2018
12B-5.400	12/28/2017	1/17/2018
12B-8.003	12/28/2017	1/17/2018
12B-11.005	12/28/2017	1/17/2018
12C-1.0222	12/28/2017	1/17/2018
12C-1.034	12/28/2017	1/17/2018
12C-1.051	12/28/2017	1/17/2018
12D-7.001	12/28/2017	1/17/2018
12D-16.002	12/28/2017	1/17/2018
12E-1.030	12/28/2017	1/17/2018
12E-1.036	12/28/2017	1/17/2018
53ER17-78	12/28/2017	12/28/2017
53ER17-79	12/28/2017	12/28/2017

53ER18-1	12/28/2017	1/1/2018
59A-1.005	12/28/2017	1/17/2018
61B-23.0027	12/29/2017	1/18/2017
61B-23.0028	12/29/2017	1/18/2017
61DER17-2	12/27/2017	12/27/2017
64B33-3.001	12/27/2017	1/16/2018
65C-30.019	12/22/2017	1/11/2018
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.100	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

**ADMINISTRATION COMMISSION**

Notice of Publication of 2017-2018 Regulatory Plan

NOTICE IS HEREBY GIVEN that on December 27, 2017, the Administration Commission published its 2017-2018 Regulatory Plan in accordance with Section 120.74(1), FS, as amended by Ch. 2015-162, Laws of Florida. The Regulatory Plan is available on the Cabinet website at <http://www.myflorida.com/myflorida/cabinet/adcom/agencyregulatoryplan.pdf>.

**LAND AND WATER ADJUDICATORY COMMISSION**

Notice of Publication of 2017-2018 Regulatory Plan

NOTICE IS HEREBY GIVEN that on December 27, 2017, the Florida Land and Water Adjudicatory Commission published its 2017-2018 Regulatory Plan in accordance with Section 120.74(1), FS, as amended by Ch. 2015-162, Laws of Florida. The Regulatory Plan is available on the Cabinet website at <http://www.myflorida.com/myflorida/cabinet/flwac/agencyregulatoryplan.pdf>.

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.