

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NOS.:      RULE TITLES:

65C-20.008      Application

65C-20.012      Enforcement

65C-20.014      Gold Seal Quality Care Program

**PURPOSE AND EFFECT:** The Department intends to amend rules 65C-20.008, .012, and .014, F.A.C., to update forms and other materials incorporated by reference; and require licensed family day care homes and large family child care homes to submit to the Department copies of inspection reports conducted by the Department of Defense.

**SUBJECT AREA TO BE ADDRESSED:** Family Day Care and Large Family Child Care Homes Standards

**RULEMAKING AUTHORITY:** 402.281, 402.309, 402.313, 402.305, 402.3131, F.S.

**LAW IMPLEMENTED:** 402.281, 402.309, 402.310, 402.302(13), 402.313, 402.305, 402.3131, F.S.

**RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**DATE AND TIME:** Friday, July 27, 2018, 5:30 p.m. – 7:00 p.m., ET or at the conclusion of business, whichever is earlier, Workshop A

**PLACE:** Department of Children and Families, 1000 W. Tharpe Street, Tallahassee, FL 32303

**Date and Time:** Monday, August 20, 2018, 6:00 p.m. – 7:00 p.m., ET or at the conclusion of business, whichever is earlier, Workshop B

**PLACE:** Town of Lady Lake Community Building, 237 West Guava Street, Lady Lake FL 32159

**Date and Time:** August 24, 2018, 5:00 p.m. – 6:00 p.m., ET or the conclusion of business, whichever is earlier, Workshop C

**PLACE:** Department of Children and Families, Rhode Building, 401 N.W. 2nd Ave., N23-25, Miami, FL 33128

**Date and Time:** August 14, 2018, 6:00 p.m. – 7:00 p.m., ET or the conclusion of business, whichever is earlier, Workshop D

**PLACE:** GoToWebinar. To register for the webinar, please visit:

<https://attendee.gotowebinar.com/register/3453634584586830>

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For more information on any of the workshops, contact Cindy Campbell, Office of Child Care Regulation, at [Cynthia.Campbell@myflfamilies.com](mailto:Cynthia.Campbell@myflfamilies.com) or (850)717-4536.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Cindy Campbell, Office of Child Care Regulation, at [Cynthia.Campbell@myflfamilies.com](mailto:Cynthia.Campbell@myflfamilies.com) or (850)717-4536. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Jodi Abramowitz. Jodi can be reached at [Jodi.abramowitz@myflfamilies.com](mailto:Jodi.abramowitz@myflfamilies.com) or (850)717-4470.

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NOS.:      RULE TITLES:

65C-22.001      General Requirements

65C-22.008      School Age Child Care

65C-22.009      Gold Seal Quality Care Program

65C-22.010      Enforcement

**PURPOSE AND EFFECT:** The Department intends to amend rules 65C-.22.001 and .008-.010, F.A.C., to update forms and other materials incorporated by reference; and require licensed child care facilities to submit to the Department copies of inspection reports conducted by the Department of Defense.

**SUBJECT AREA TO BE ADDRESSED:** Child Care Standards  
**RULEMAKING AUTHORITY:** 402.281, 402.305, 402.309, 402.310 FS.

**LAW IMPLEMENTED:** 402.281, 402.305, 402.309, 402.319, 402.3054, 402.3055, 402.308, 402.310 FS.

**RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**DATE AND TIME:**

**Date and Time:** Friday, July 27, 2018, 10:00 a.m. – 12:00 Noon, ET, or at the conclusion of business, whichever is earlier, Workshop A

**PLACE:** Department of Children and Families, 1000 W. Tharpe Street, Tallahassee, FL 32303

Date and Time: Tuesday, August 21, 2018, 9:00 a.m.– 11:00 a.m., ET, or at the conclusion of business, whichever is earlier, Workshop B

PLACE: Town of Lady Lake Community Building, 237 West Guava Street, Lady Lake FL 32159

Date and Time: Thursday, August 23, 2018, 1:00 p.m. – 3:00 p.m., CT, or at the conclusion of business, whichever is earlier, Workshop C

PLACE: Department of Children and Families, 33 Brent Lane, Pensacola, FL 32503

Workshop D:

Date and Time: August 24, 2018 12:00 Noon – 2:00 p.m., ET, or the conclusion of business, whichever is earlier.

Place: Department of Children and Families, Rhode Building, 401 N.W. 2nd Ave., N23-25, Miami, FL 33128

Date and Time: August 14, 2018 10:00 a.m. – 12:00 Noon, ET, or the conclusion of business, whichever is earlier, Workshop E

PLACE: GoToWebinar. To register for the webinar, please visit:

<https://attendee.gotowebinar.com/register/5880882369204446721>

For more information on any of the workshops, contact Cindy Campbell, Office of Child Care Regulation, at [Cynthia.Campbell@myflfamilies.com](mailto:Cynthia.Campbell@myflfamilies.com) or (850)717-4536.

PLACE:

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Cindy Campbell, Office of Child Care Regulation, at [Cynthia.Campbell@myflfamilies.com](mailto:Cynthia.Campbell@myflfamilies.com) or (850)717-4536. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jodi Abramowitz. Jodi can be reached at [Jodi.abramowitz@myflfamilies.com](mailto:Jodi.abramowitz@myflfamilies.com) or (850)717-4470.

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

## Section II Proposed Rules

### DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.017  
RULE TITLE: Safety and Security Oversight Program Standards Manual for Fixed Guideway Transportation Systems

PURPOSE AND EFFECT: To incorporate the most recent version of the oversight manual for fixed guideway transportation systems.

SUMMARY: Incorporates safety and security inspection/oversight manual for fixed guideway systems financed wholly or partly by state funds in compliance with federal transit authority requirements.

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

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

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

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: 341.061, F.S.

LAW IMPLEMENTED: 341.041, 341.061, 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: Susan Schwartz, Assistant General Counsel, Department of Transportation, 605 Suwannee Street, Tallahassee, FL 32399, [susan.schwartz@dot.state.fl.us](mailto:susan.schwartz@dot.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.017 Safety and Security Oversight Program Standards Manual for Fixed Guideway Transportation Systems. The ~~Safety and Security Oversight Program Standards Manual for Fixed Guideway Transportation Systems State Safety and Security Oversight Program Standard, May 2018 April 2007,~~ edition, ~~725-030-014~~ is hereby incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> by this rule and made a part of the rules of the Department of Transportation. Copies of this Department manual and any amendments thereto are and available at <http://www.fdot.gov/transit/> from the Department of Transportation, Public Transit Office, 605 Suwannee Street, MS #12, Tallahassee, Florida 32399-0450, or on line at <http://www.dot.state.fl.us/transit>.  
 Rulemaking Authority 341.061 FS. Law Implemented 341.041, 341.061 FS. History—New 3-7-06, Amended 4-9-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ed Coven, State Transit Manager  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Dew, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2018  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 18, 2018

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:      RULE TITLES:  
 33-103.005      Informal Grievance  
 33-103.006      Formal Grievance - Institution or Facility Level  
 33-103.007      Appeals and Direct Grievances to the Office of the Secretary  
 33-103.008      Grievances of Medical Nature  
 33-103.011      Time Frames for Inmate Grievances  
 33-103.014      Reasons for Return of Grievance or Appeal Without Processing  
 33-103.016      Follow Through on Approved Grievances  
 PURPOSE AND EFFECT: To update the above-referenced rules to comply with what courts refer to as the “mailbox rule;” To clarify how grievances and grievance appeals are collected, dated, and processed; To state timeframes in which inmate grievances must be submitted in order to be considered timely; To establish proper follow-up on approved grievances.  
 SUMMARY: 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.  
 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.

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: 944.09, FS.

LAW IMPLEMENTED: 944.09, 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: Gregory Hill, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

THE FULL TEXT OF THE PROPOSED RULE IS:

33-103.005 Informal Grievance.

(1) through (2) No change.

(3) Upon receipt of the informal grievance, the recipient shall note the date on the form. The institutional grievance coordinator shall date-stamp Form DC6-236, in the designated area on the form, with the date the grievance was retrieved from the grievance box.

(4) The informal grievance shall be responded to within 15+0 days of the initial receipt date as noted on the informal grievance log.

(a) The recipient shall provide the inmate with a written response even if an interview with the inmate has occurred concerning the subject matter of the grievance. This is required due to the fact that if the inmate desires to pursue his grievance at the next level, except in cases previously noted, he is required to attach a copy of his informal grievance and response.

(b) The recipient shall state that the grievance is either approved, denied, or returned without action. The response shall also state the reason or reasons for the approval, denial, or return.

(c) The recipient shall then sign and date the form and cause the informal grievance to be returned to the inmate. The inmate shall receive the original and one copy of the informal grievance. The second copy shall be forwarded to the correctional sentence specialist for placement in the inmate’s file.

(5) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, Amended 1-15-92, 12-22-92, 3-30-94, 4-17-94, 4-10-95, 8-10-97, 12-7-97, 2-17-99, Formerly 33-29.005, Amended 8-1-00, 2-9-05, 3-25-08, 1-31-10, 5-27-12, 11-7-12, 11-24-13, 4-20-14, 12-30-14,\_\_\_\_\_.

33-103.006 Formal Grievance – Institution or Facility Level.

(1) No change.

(2) Procedural Requirements.

(a) The inmate shall fill out the identifying data at the top of the form, printing his committed name, Department of Corrections number, institution or facility name and checking the appropriate box.

(b) The inmate shall sign and date the form, indicating his Department of Corrections number. If the inmate fails to sign the grievance, it shall result in a delay in addressing the grievance until it can be verified that it is that inmate's grievance.

(c) The inmate shall state his grievance in Part A. If additional space is needed, the inmate shall use attachments rather than multiple copies of Form DC1-303. Only 2 additional pages of narrative will be allowed. If the inmate writes his complaint anywhere other than within the boundaries of Part A or on the 2 allowable attachment pages, his grievance shall be returned for non-compliance.

(d) The form must be legible and the grievance clearly stated.

(e) Included facts must be accurately stated.

(f) Each grievance must address only one issue or complaint.

(g) The inmate shall attach a copy of the informal grievance and the response to the informal grievance to Form DC1-303, unless the grievance is a direct formal grievance of the following: an emergency grievance; a grievance of reprisal; a medical grievance; a grievance alleging violation of the Americans with Disabilities Act; a grievance involving gain time governed by Rule 33-601.101, F.A.C., Incentive Gain Time; a grievance challenging placement in close management and subsequent reviews; a grievance regarding the return of incoming mail governed by subsection 33-210.101(14), F.A.C.; or a grievance of disciplinary action (excluding corrective consultations). Any other pertinent documentation shall be attached also. Informal grievances as described in subparagraph 33-103.005(2)(b)1., F.A.C., shall not be accepted as documentation of having met the requirements of the informal grievance step.

(h) The inmate shall submit the grievance ~~or appeal~~ to designated staff by placing the grievance ~~or appeal~~ in a locked grievance box. Locked boxes shall be available to inmates in open population and special housing units. A staff person from classification, the grievance coordinator's office, or the assistant warden's office shall be responsible for the key. If the staff member collecting the grievances is from classification or the assistant warden's office, he or she shall retrieve the grievances ~~and appeals~~ and deliver them in a locked container

to the institutional grievance coordinator. The institutional grievance coordinator shall log all formal grievances and provide the inmates with receipts. The institutional grievance coordinator shall date-stamp the bottom-left portion of Form DC1-303, reflecting the date the grievance was retrieved from the grievance box. The institutional grievance coordinator shall complete the receipt portion of Form DC1-303 by entering a date of receipt, and shall sign as the recipient. The appeals will be forwarded to the Bureau of Policy Management and Inmate Appeals after being processed for mailing in accordance with paragraphs 33-103.006(8)(b) and (c), F.A.C. The Bureau of Policy Management and Inmate Appeals shall log all appeals and forward receipts to the inmates. The date on the receipt shall be the same date that the grievance was taken out of the grievance box. Grievances ~~and appeals~~ shall be picked up, date-stamped, and otherwise processed ~~forwarded by the institutions~~ daily Monday through Friday.

(i) through (j) No change.

(k) If the inmate is claiming visual impairment, they shall clearly state that in the first line of their grievance in order to receive the five additional days to file their grievance as outlined in Rule 33-103.011(1), F.A.C.

(3) The following types of grievances may be filed directly with the reviewing authority as defined in subsection 33-103.002(15), F.A.C., by-passing the informal grievance step, and may be placed sent in a sealed envelope ~~through routine institutional mail channels~~:

(a) through (j) No change

(4) No change.

(5) Upon receipt of the formal grievance, the ~~recipient~~ [reviewing authority as defined in paragraph 33-103.002(15), F.A.C.] shall cause the following to occur:

(a) through (d) No change.

(6) through (7) No change.

~~(8) Mailing Procedures. The warden or person designated in Rule 33-103.002, F.A.C., shall establish a procedure in the institution or facility under his supervision for processing those grievances that require mailing. Inmates who are filing grievances that require mailing shall be required to utilize the procedure set forth in this rule when processing their grievances or appeals to the reviewing authority of community facilities or the Bureau of Policy Management and Inmate Appeals in central office. The institution or facility shall provide postage for grievances submitted through this process. Procedures implemented shall include, at a minimum, the following:~~

~~(a) The establishment of an office through which grievances shall be processed.~~

~~(b) The establishment of a logging and tracking system to record and document receipt and mailing of inmate grievances.~~

~~(c) A requirement that the staff person designated to accept the grievance to be mailed shall:~~

~~1. Complete the receipt portion of Form DC1-303 for appeals being forwarded to central office by entering a log/tracking number and date of receipt and sign as the recipient.~~

~~2. Record receipt of the grievance in the institutional log. The staff person shall not read or classify the grievance.~~

~~3. Place the grievance in the mail through the institution or facility mail service within one workday.~~

~~(d) The inmate shall have his grievance ready for mailing at the time he turns it over to staff for processing as described in paragraph (c) above. Once this process has been completed, the grievance will not be returned to the inmate. If the inmate desires his grievance to be forwarded in a sealed envelope, the inmate shall provide to the staff a properly addressed envelope so that once the grievance is processed by staff, the grievance can be placed into the envelope and sealed for forwarding.~~

~~(e) If the inmate elects to mail the grievance to central office directly and bypass the logging/tracking process, the inmate may submit his or her grievance in a sealed envelope to be placed in the institutional bulk mail that is to be mailed daily to central office.~~

~~(f) Upon receipt of a mailed grievance by the reviewing authority as defined in subsection 33-103.002(15), F.A.C., the following shall occur:~~

~~1. The decision of whether or not the grievance has been timely filed by the inmate shall be made based upon the following comparisons:~~

~~a. In the case of a formal grievance being filed, by comparing the receipt date on Form DC1-303 to the response date of the informal grievance.~~

~~b. In the case of a grievance being filed directly at the institutional level, by comparing the receipt date on Form DC1-303 to the date of the incident or situation giving rise to the complaint.~~

~~2. The receiving office shall review the grievance and determine the classification of the grievance and enter the same on the receipt that is returned to the inmate.~~

~~3. The receiving office shall then process the grievance filed by the inmate in accord with the provisions set forth in Rule 33-103.006 or 33-103.007, F.A.C., as appropriate.~~

~~(8)(9) If an inmate is in a special housing unit and wants to file a grievance, he shall submit the grievance to designated staff by placing the grievance in a locked box. The designated staff person shall deliver the box to the institutional grievance coordinator who will unlock the box, remove the grievances, log the grievances, and provide the inmates with receipts.~~

~~(9) During site visits staff from the Bureau of Policy Management and Inmate Appeals will review video from cameras that monitor those housing units in which inmates rely on a grievance box being brought to them in order for such inmates to submit their grievance. Such housing units include,~~

but are not limited to, disciplinary confinement, close management, maximum management, and death row.

(10) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 8-10-97, 12-7-97, 5-10-98, 2-17-99, Formerly 33-29.006, Amended 8-1-00, 10-11-00, 2-9-05, 10-28-07, 3-25-08, 5-27-12, 11-7-12, 11-24-13, 4-20-14,\_\_\_\_\_.

Substantial rewording of Rule 33-103.007 follows. See Florida Administrative Code for present text.

33-103.007 Appeals and Direct Grievances to the Office of the Secretary.

(1) In the event that an inmate feels that the grievance has not been satisfactorily resolved during the formal grievance procedure, an appeal may be submitted according to the time limits set forth in Rule 33-103.011, F.A.C., using Form DC1-303, Request for Administrative Remedy or Appeal, to the Office of the Secretary without interference from staff. Form DC1-303 is incorporated by reference in Rule 33-103.006, F.A.C.

(2) Grievance appeals – If the grievance appeal is not a direct grievance to the Office of the Secretary, the inmate shall:

(a) Attach a copy of his formal grievance and response, except when appealing issues regarding requests for protective management, admissible reading material, sentence structure (release date calculations), inmate banking, emergencies or allegations of reprisal. (These may be filed directly to the Office of the Secretary).

(b) Attach a copy of his informal grievance and response, except when appealing issues regarding medical, Americans with Disabilities Act, gain time governed by Rule 33-601.101, F.A.C. Incentive Gain Time, placement in close management and subsequent reviews, return of incoming mail governed by subsection 33-210.101(14), F.A.C., disciplinary action (does not include corrective consultations) governed by Rule 33-601.314, F.A.C.

(c) Attach any other documentation that the inmate has that is pertinent to the review and that the inmate wants reviewed. Attachments as required by the rule that do not meet the requirements of this rule may result in the grievance being returned to the inmate.

(d) Submit the complete form with attachments to the Office of the Secretary in accordance with subsection 33-103.006(8), F.A.C. Failure to submit a complete grievance shall result in the grievance being returned to the inmate without action.

(e) If the inmate is filing an amendment to a previously filed grievance or appeal, the inmate shall clearly state this at the beginning of PART A of Form DC1-303, Request for Administrative Remedy or Appeal.

(f) If the inmate is claiming visual impairment, they shall clearly state that in the first line of their grievance in order to receive the five additional days to file their grievance as outlined in Rule 33-103.011(1), F.A.C.

(3) Direct Grievances.

(a) Emergency grievances and grievances of reprisals, protective management, admissible reading material, grievances concerning sentence structure (release date calculations), inmate banking issues or sexual abuse grievances when the abuse is alleged to have been committed by the Warden of the institution where the inmate is currently housed may be filed directly with the Office of the Secretary using the Request for Administrative Remedy or Appeal, Form DC1-303. Grievances alleging a violation of the Health Insurance Portability and Accountability Act (HIPAA) must be filed directly with the Office of the Secretary using the Request for Administrative Remedy or Appeal, Form DC1-303. The following shall apply:

1. The inmate shall state at the beginning of Part A of Form DC1-303 that the grievance concerns either an emergency or is a grievance of a reprisal. When alleging HIPAA violations, the inmate shall state that the grievance concerns HIPAA at the beginning of Part A of Form DC1-303. The inmate or the third party filer of a sexual abuse grievance shall state at the beginning of Part A of Form DC1-303 that the grievance is a sexual abuse related grievance. On Form DC1-303 the third party filer shall check the box next to Third Party Grievance Alleging Sexual Abuse.

2. The inmate must clearly state the reason for not initially bringing the complaint to the attention of institutional staff and by-passing the informal and formal grievance steps of the institution or facility, except in the case of a HIPAA violation grievance which must be filed directly with the Office of the Secretary. In the case of a sexual abuse grievance, the inmate or the third party filer must clearly state that the formal grievance step of the institution or facility was by-passed because the abuse is alleged to have been committed by the Warden of the institution where the inmate is currently housed.

3. The inmate may forward grievances of these types to the Office of the Secretary in a sealed envelope by following the procedure set out in paragraph (5)(e), below. When a direct grievance alleging violation of HIPAA is received at the Office of the Secretary, the Bureau of Policy Management and Inmate Appeals shall forward the grievance to the Office of the Assistant Secretary for Health Services for investigation and response. The disclosure of medical information in a grievance authorizes staff to review the information and to use and disclose the medical information necessary to investigate in order to respond. Following preparation of a response and signature of the responding employee, the grievance shall be

returned to the Bureau of Policy Management and Inmate Appeals to ensure appropriate filing and routing.

(b) Emergency Grievances. An emergency grievance may be filed directly with the Secretary. Upon receipt, staff of the Bureau of Policy Management and Inmate Appeals shall take the following actions as soon as possible, but no later than two calendar days following receipt:

1. Review complaint and contact staff for additional information if necessary;

2. If an emergency is found to exist, initiate action to alleviate the condition giving rise to the emergency;

3. Provide a formal response to the inmate within 15 calendar days; and

4. If an emergency is not found to exist, it will be clearly marked on the grievance "not an emergency," signed and dated by the responding employee, and returned to the inmate within three working days of receipt as his reasons for by-passing the previous level of review will not be valid.

5. An inmate may file an emergency grievance if they believe they are subject to a substantial risk of imminent sexual abuse. When receiving an emergency grievance from an inmate expressing belief they are subject to a substantial risk of imminent sexual abuse the institution must take immediate corrective action. Staff handling this grievance shall provide an immediate response within 48 hours and shall issue a final decision within 5 calendar days from the receipt of the grievance. The final decision will document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance.

(c) Grievances filed directly with the Office of the Secretary that are grievances of reprisal, protective management, admissible reading material, sentence structure (release date calculations), inmate banking issues, or a grievance alleging a violation of HIPAA shall be responded to according to established time frames.

(d) Upon receipt of the direct grievance and following review of the same, if it is determined that the grievance is not an emergency grievance, a grievance of reprisal, protective management, admissible reading material, sentence structure (release date calculations), inmate banking issues, or a grievance alleging a violation of HIPAA, the grievance shall be returned to the inmate with the reasons for return specified advising the inmate to resubmit his or her grievance at the appropriate level. The other applicable procedures in Rule 33-103.007, F.A.C., governing the processing of appeals to the Office of the Secretary shall apply to these types of grievances.

(4) Procedural Requirements.

(a) The inmate shall fill out the identifying data at the top of the form by printing his committed name, Department of

Corrections number, and institution or facility name and shall check the appropriate box.

(b) The inmate shall state his grievance in Part A. If additional space is needed, the inmate shall use attachments rather than multiple copies of Form DC1-303. Only 2 additional pages of narrative will be allowed. If the inmate writes his complaint anywhere other than within the boundaries of Part A Box or on the 2 allowable attachment pages, his grievance or appeal shall be returned for non-compliance.

(c) The inmate shall sign and date the form, indicating his Department of Corrections number. If the inmate fails to sign the grievance or appeal, it shall result in a delay in addressing the grievance until it can be verified that it is that inmate's grievance or appeal.

(d) The form shall be legible and the grievance or appeal shall be clearly stated.

(e) Included facts shall be accurately stated.

(f) Each grievance or appeal shall address only one issue or complaint.

(g) When filing a grievance appeal, the inmate shall attach a copy of the formal grievance and the response to the formal grievance to Form DC1-303. Any other pertinent documentation shall also be attached.

(h) If the inmate is filing an amendment to a previously filed grievance or appeal, the inmate shall clearly state this at the beginning of PART A of Form DC1-303, Request for Administrative Remedy or Appeal. Amendments are to be filed only regarding issues unknown or unavailable to the inmate at the time of filing the original grievance and must be submitted within a reasonable time frame of knowledge of the new information.

(i) If the inmate or third party is filing a grievance involving sexual abuse, it shall be clearly stated in the first line of the grievance that it is a grievance related to sexual abuse. Also on Form DC1-303 the third party filer shall check the box next to Third Party Grievance Alleging Sexual Abuse. If this statement is not included in the grievance and if the third party box is not checked, the grievance shall be responded to. This will not be a reason to return the grievance without action to the filer.

(j) The inmate shall submit the grievance or appeal to designated staff by placing it in a locked grievance box. Locked boxes shall be available to absolutely all inmates. A staff person from classification, the grievance coordinator's office, or the assistant warden's office shall be responsible for the key. If the staff member collecting the grievances or appeals is from classification or the assistant warden's office, he or she shall retrieve the box and deliver it to the institutional grievance coordinator.

(k) Grievances and appeals shall be picked up and forwarded to central office by the institutions daily, Monday through Friday. This includes grievances and appeals filed by

inmates in special housing units. The grievance box shall be brought to each such inmate Monday through Friday.

(5) Mailing Procedures. The warden or person designated in Rule 33-103.002, F.A.C., shall establish a procedure in the institution or facility under his supervision for processing those grievances and appeals that require mailing. Inmates who are filing grievances or appeals that require mailing shall be required to utilize the procedure set forth in this rule when sending their grievances or appeals to the Bureau of Policy Management and Inmate Appeals in central office. The institution or facility shall provide postage for grievances or appeals submitted through this process. Procedures implemented shall include, at a minimum, the following:

(a) The establishment of an office through which grievances and appeals shall be processed.

(b) The establishment of a logging and tracking system to record and document receipt and mailing of inmate grievances and appeals.

(c) A requirement that the staff person designated to accept the grievances and appeals to be mailed shall do the following as to those grievances that are not in a sealed envelope and are placed in the grievance box:

1. For each grievance appeal or direct grievance to the Office of the Secretary, date-stamp the bottom-left portion of the form DC1-303, reflecting the date the grievance or appeal was received or collected from the grievance box.

2. Complete the receipt portion of Form DC1-303 for grievances or appeals being forwarded to central office by entering a logging/tracking number and date of receipt, and shall sign as the recipient.

3. The staff person shall not read or classify the grievance or appeal.

4. Place the grievance or appeal in the mail through the institution or facility mail service within one workday.

(d) Inmates shall have his or her grievance or appeal ready for mailing at the time he or she submits it to staff for processing as described in paragraph (c) above. Once this process has been completed, the grievance or appeal will not be returned to the inmate.

(e) Inmates are also permitted to elect to submit grievances and appeals in sealed envelopes. The inmate must note on the envelope that the content is either an appeal or a direct grievance to the Secretary of the Department. Such a sealed envelope may be placed in the locked grievance box, just as a grievance or appeal that is not in a sealed envelope would be. Such grievances shall be processed as follows by institutional staff:

1. The staff member who retrieves grievances and appeals submitted in this manner from the grievance box shall place a date stamp on the outside of the envelope. The date shall be the

same date that the grievance or appeal was retrieved from the grievance box.

2. The staff member who retrieves the sealed envelopes from the grievance box shall not place a logging/tracking number on the envelope nor on the grievance or appeal. Institutional staff shall not open the sealed envelope, except when they have reason to believe it contains contraband.

3. No institutional staff person shall read or classify the grievance or appeal.

4. The institutional staff member designated to accept and mail the grievances shall place the grievance or appeal in the mail through the institution or facility mail service within one workday.

(f) Those grievances and appeals that are placed in the grievance box, whether or not they are in a sealed envelope, will be forwarded to the Bureau of Policy Management and Inmate Appeals after being processed for mailing as described above.

(g) Inmates are also permitted to place their grievances and appeals in a sealed envelope with adequate postage and place that sealed envelope into the locked grievance box.

1. The inmate must note on the envelope that the content is either an appeal or a direct grievance to the Secretary of the Department.

2. The inmate shall place the appeal or direct grievance into the locked grievance box.

3. The mail collection representative shall not open the mail nor ask nor order the inmate open it.

4. The individual processing the appeals and direct grievances shall date-stamp the back of the envelope.

5. The sealed envelope shall not be returned to the inmate's possession.

6. No inmate shall present any other mail in a sealed envelope.

7. The envelope containing the appeal or direct file grievance shall be processed as routine mail pursuant to 33-210.101, F.A.C.

(6) Processing of Grievance Appeals and Direct Grievances by Central Office Staff.

(a) Upon receipt of a mailed grievance or appeal by the Bureau of Policy Management and Inmate Appeals, the Bureau of Policy Management and Inmate Appeals shall cause the following to occur:

1. The grievance or appeal shall be examined for compliance with Chapter 33-103, F.A.C.

2. Regarding any grievance or appeal that arrives in a sealed envelope, the envelope shall be opened and then attached to the grievance or appeal. The envelope shall not be discarded.

3. Staff shall date the receipt portion of the grievance or appeal. For those grievance that were placed in the grievance box by the inmate, the date on the receipt shall be the same date that the grievance or appeal was taken out of the grievance box,

whether or not the grievance is in a sealed envelope. As to any grievance or appeal that was placed directly into privileged mail by an inmate, the date on the receipt shall be the same date placed on the back of the envelope at the moment when the inmate released the grievance or appeal to the mail collection representative. . This date shall be placed in the lower left hand corner of the form.

4. The receiving office shall review the grievance or appeal and determine the classification of the grievance or appeal and enter the same on the receipt that is returned to the inmate. The subject matter of the grievance shall be indicated on the receipt according to the classification of the grievance, as specified in Rule 33-103.013, F.A.C. A receipt shall be provided to the inmate.

5. In addition to dating the receipt portion of the grievance or appeal, as mentioned above, staff shall date-stamp the grievance or appeal with the current day's date in the upper right corner of the form.

6. Staff shall determine whether the grievance or appeal has been timely filed. The decision of whether or not the grievance or appeal has been timely filed by the inmate shall be made based upon the following comparisons:

(a) In the case of an appeal being filed with the central office, by comparing the receipt date that institutional staff placed on the DC1-303 form or the outside of the envelope in accordance with rule 33-103.007(3)(d), F.A.C., to the return date of the formal grievance (the date the grievance leaves the recipient's office).

(b) In the case of a grievance being filed directly at the central office level, by comparing the receipt date on the DC1-303 form to the date of the incident or situation giving rise to the complaint.

7. The receiving office shall then process the grievance or appeal filed by the inmate in accord with the provisions of this rule, as appropriate.

8. A grievance appeal or direct grievance may be returned to the inmate for any one or more of the reasons stated in Rule 33-103.014, F.A.C., without further processing.

9. Following appropriate investigation and evaluation by staff of the Bureau of Policy Management and Inmate Appeals, a response shall be provided to the inmate. The degree of investigation is determined by the complexity of the issue and the content of the grievance.

10. The response shall state whether the appeal or direct grievance is approved, denied, or being returned and shall also state the reasons for the approval, denial, or return. The criteria considered in approving, denying, or returning an appeal or direct grievance will vary with the facts of the grievance.

(7) The Office of the Secretary has designated the Bureau of Policy Management and Inmate Appeals to receive, review, investigate, evaluate and respond to appeals and direct



grievances filed with the Office of the Secretary. Appeals and direct grievances to the Office of the Secretary shall be turned over that same date to the Bureau of Policy Management and Inmate Appeals which shall ensure that the grievance is date-stamped in on the date of receipt.

(8) If the grievance or appeal is returned to the institution or facility for further investigation or response, the inmate may, following receipt of that response, re-file with the Office of the Secretary pursuant to Rule 33-103.007, F.A.C., if he is not satisfied with the response.

(9) Copies.

(a) The original copy of the grievance or appeal shall be returned to the inmate. The response shall be stamped "MAILED/FILED WITH AGENCY CLERK" along with the date mailed; the response shall be mailed on the same date that it is stamped. The response is deemed filed with the agency clerk on the date that it is stamped and mailed. The time period for appeal begins to run on the date that the response is stamped and mailed.

(b) One copy shall be forwarded to the Regional Scanning Center for inclusion in the inmate's electronic central office file.

(c) Attachments are considered a part of the grievance and shall not be returned to the inmate, except in those cases where the inmate submits sufficient copies of attachments at the time the grievance appeal is filed.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 8-10-97, 12-7-97, 10-7-98, 2-17-99, Formerly 33-29.007, Amended 8-1-00, 6-29-03, 2-9-05, 8-21-06, 3-25-08, 6-13-12, 11-7-12, 11-24-13, 4-20-14,\_\_\_\_\_.

33-103.008 Grievances of Medical Nature.

(1) If a formal grievance of a medical nature is filed at the institutional level, it shall be forwarded to the institution's Chief Health Officer or clinical designee for investigation and response. Following preparation of a response and signature of the responding employee, the grievance shall be returned to the warden or assistant warden or deputy warden to ensure appropriate filing and routing. The review and initialing of the grievance response shall be made by the Chief Health Officer or clinical designee. A clinical designee is a physician with an active Florida license and who is credentialed by the Department of Corrections, or, if the physician is a Department of Corrections contractor's employee, is credentialed by the contractor, licensed and credentialed by the Department or an approved health care contractor who is designated by the Chief Health Officer to investigate, review and respond to grievances

~~of a medical nature.~~ Other procedures applicable to the processing of a formal grievance of a medical nature are as stated in Rule 33-103.006, F.A.C.

(2) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, Formerly 33-29.008, Amended 6-29-03, 2-9-05, 3-25-08, 5-27-12, 6-23-13,\_\_\_\_\_.

33-103.011 Time Frames for Inmate Grievances.

When determining the time frames for grievances in all cases, the specified time frame shall commence on the day following the date of the incident or response to the grievance at the previous level. For example, if an incident occurred on December 1, fifteen days from that date would be December 16.

(1) Filing of Grievances.

(a) Informal Grievances – Must be received within 20 days of when the incident or action being grieved occurred unless the inmate has requested in writing and received approval for a 45 day extension to file an informal grievance about being physically restrained during pregnancy, labor or post-partum recovery pursuant to Rule 33-602.211, F.A.C. The request for an extension must be submitted on Form DC6-236, Inmate Request, and received within 20 days of the application of restraints.

1. In instances when an inmate places his or her grievance or extension request into the grievance box on the 20<sup>th</sup> day after the date of the alleged incident, but after the grievances were retrieved from the box for that day, it shall be treated as timely.

2. The grievance of an inmate who was granted a 45-day extension that is retrieved from the grievance box on the 66<sup>th</sup> day and dated accordingly by Department staff, shall be treated as timely.

(b) Formal Grievances – Must be received no later than 15 calendar days from:

1. The date on which the informal grievance was responded to; or

2. The date on which the incident or action being grieved occurred if an informal grievance was not filed pursuant to the circumstances specified in subsection 33-103.006(3), F.A.C., unless the grievance is an issue related to sexual abuse. ~~Pursuant to sub-subparagraph 33-103.006(3)(j)1.a., F.A.C., sexual abuse grievances filed either by the inmate or a third party may be filed at any time after the incident is alleged to have occurred. After the initial filing, all other applicable timeframes shall apply.~~

3. In instances when an inmate places his or her grievance into the grievance box on the 15<sup>th</sup> day after the date of such

response or such alleged incident/action, but after the grievance box were retrieved for that day.

4. Pursuant to sub-subparagraph 33-103.006(3)(j)1.a., F.A.C., and notwithstanding the above provisions, sexual abuse grievances filed either by the inmate or a third party may be filed at any time after the incident is alleged to have occurred. After the initial filing, all other applicable timeframes shall apply.

5. If the grievance is filed by an inmate who is visually impaired that requires accomodation, as provided in Rule 33-210.201, F.A.C., the formal grievance must be received within 20 calendar days from the date the informal grievance was responded to or the date on which the incident or action being grieved occurred.

(c) Grievance Appeals to the Office of the Secretary – Must be received within 15 calendar days from the date the response to the formal grievance is returned to the inmate.

1. In instances when an inmate places his or her appeal into the grievance box on the 15<sup>th</sup> day after the date of the response to his or her formal grievance, but after the grievance box was emptied for that day, it shall be treated and processed as timely.

2. If the grievance is filed by an inmate who is visually impaired that requires accomodation, as provided in Rule 33-210.201, F.A.C., the formal grievance must be received within 20 calendar days from the date the informal grievance was responded to or the date on which the incident or action being grieved occurred.

(d) Direct Grievances to the Office of the Secretary – Must be received within 15 calendar days from the date on which the incident or action which is the subject of the grievance occurred.

1. In instances when an inmate places his or her grievance into the grievance box on the 15<sup>th</sup> day after the date on which the incident or action which is the subject of the grievance occurred, but after the grievance box was emptied for that day, it shall be treated and processed as timely.

2. If the grievance is filed by an inmate who is visually impaired that requires accomodation, as provided in Rule 33-210.201, F.A.C., the formal grievance must be received within 20 calendar days from the date the informal grievance was responded to or the date on which the incident or action being grieved occurred.

(2) An extension of the above-stated time periods shall be granted when it is clearly demonstrated by the inmate to the satisfaction of the reviewing authority as defined in paragraphs 33-103.002(15)(44)(b) and (c), F.A.C., or the Secretary that it was not feasible to file the grievance within the relevant time periods and that the inmate made a good faith effort to file in a timely manner. The granting of such an extension shall apply to the filing of an original grievance or when re-filing a grievance

after correcting one or more deficiencies cited in Rule 33-103.014, F.A.C.

(3) Responding to Grievances.

(a) Informal Grievances – Following the initial receipt of an informal grievance, a written response shall be completed within ~~15~~ calendar days. See Rule 33-103.005, F.A.C.

(b) Formal Grievances – The reviewing authority as defined in paragraph 33-103.002(15)(44)(b), F.A.C., shall have up to 20 calendar days from the date of receipt of the grievance to take action and respond. See Rule 33-103.006, F.A.C.

(c) through (e) No change.

(4) through (5) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, Formerly 33-29.011, Amended 2-9-05, 3-25-08, 5-27-12, 11-7-12, 11-24-13, 4-20-14,\_\_\_\_\_.

33-103.014 Reasons for Return of Grievance or Appeal Without Processing.

(1) The informal grievance, formal grievance, direct grievance, or grievance appeal, hereafter referred to as “grievance,” may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.

(a) through (m) No change.

(n) The inmate is grieving a matter beyond the control of the Department as described in subsection 33-103.001(5)(4), F.A.C.

(o) through (x) No change.

(y) The inmate submitted the grievance by placing it somewhere other than inside the grievance box.

(2) An inmate who has a grievance returned to him for reasons stated in subsection (1) above [excluding paragraphs (1)(d), (e), (h), (i), (m), (n), (p), (q), (r), (u), (v) or (w)] may refile utilizing the proper procedure or correct the stated deficiency and refile, but only if:

(a) the refiled grievance is refiled within the applicable time frame, or

(b) the inmate was granted permission to refile outside of the applicable time frame, and refiles within the extended time frame granted to the inmate. ~~within the times frame upon receipt of this notification the filing is within time frames allowable.~~

When a grievance is returned to an inmate for being improperly filed, the inmate shall be told why the grievance was returned and told that in order to receive administrative review of his complaint he must correct the defects and re-submit the grievance within the time frames set forth in Rule 33-103.011, F.A.C., unless instructed otherwise in the grievance response. Instructions to resubmit are not necessary if a grievance is

returned for reasons stated in paragraphs (1)(d), (e), (h), (i), (m), (n), (p), (q), (r), (u), (v) or (w).

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, 5-10-98, Formerly 33-29.014, Amended 6-29-03, 2-9-05, 6-13-12, 11-7-12, 11-24-13, \_\_\_\_\_.

33-103.016 Follow Through on Approved Grievances.

(1) No change.

(2) Appeals and direct grievances to the Office of the Secretary. All grievances that are approved by the Bureau of Policy Management and Inmate Appeals shall be handled as follows:

(a) through (f) No change.

(g) In the event that the corrective action is taken prior to the response to the grievance or appeal and before the need to complete Form DC1-306, it is not necessary to complete the form.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 4-10-95, Amended 12-7-97, Formerly 33-29.0155, Amended 8-1-00, 1-1-01, 8-21-06, 3-25-08, 6-13-12, 11-7-12, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Alan McManus, Chief of Policy Management and Inmate Appeals

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Julie L. Jones, Secretary of Corrections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 29, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 22, 2018

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.:       RULE TITLE:

61G4-12.0021   Board Agenda Materials

PURPOSE AND EFFECT: The Board proposes to promulgate the rule to create a procedure for distribution of materials to the Board.

SUMMARY: The distribution of materials to the Board.

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: 120.525, 120.57(2) FS.

LAW IMPLEMENTED: 120.525, 120.57(2), 120.60 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: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-12.0021 Board Agenda Materials.

Applications will be forwarded to the Board office for placement on an electronic agenda for distribution to the Board members after the application is deemed complete in accordance with section 120.60 Florida Statutes. Materials amending a completed application or other proposed agenda materials submitted less than 21 days prior to a Board Meeting will not be included and will not be distributed to board members except as outlined below. The Board delegates authority to the Board Chair in consultation with Board Counsel to determine when an exception is warranted in order to comply with legal requirements, including fairness to all parties or to the public. The Chairperson presiding over each board meeting session will determine whether or not to accept materials offered during the respective session.

Rulemaking Authority 120.525, 120.57(2) F.S. Law Implemented 120.525, 120.57(2), 120.60 F.S. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Construction Industry Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 25, 2018

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Division of Air Resource Management**

RULE NO.: RULE TITLE:

62-204.800 Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update the Department's adoption by reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at Title 40, Code of Federal Regulations (C.F.R.), to incorporate requirements of the Department's federally approved and delegated air pollution programs. These rule amendments include deletion of obsolete and unnecessary federal regulations that the Department had previously adopted by reference and streamlines adoptions by reference where appropriate.

RULEMAKING AUTHORITY: 403.061, 403.8055 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.8055, FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Terri Long, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399-2400, or Terri.Long@dep.state.fl.us.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE ENVIRONMENTAL REGULATION COMMISSION, ADMINISTRATIVE ASSISTANT, DEP, MS 35, 3900 COMMONWEALTH BOULEVARD, TALLAHASSEE, FLORIDA 32399-3000. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) No change.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.

(a) No change.

(b) Appendices M, P, W, and Y of 40 C.F.R. Part 51, revised as of July 1, 2017 ([http://www.flrules.org/Gateway/reference.asp?No=Ref-](http://www.flrules.org/Gateway/reference.asp?No=Ref-08864)

[08864](http://www.flrules.org/Gateway/reference.asp?No=Ref-08864)); amended March 21, 2018, at 83 FR 12260 ([link](#)), are adopted and incorporated by reference.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, are adopted and incorporated by reference:

(a) 40 C.F.R. Part 52, Subpart A, General Provisions; revised as of July 1, ~~2017~~<sup>2016</sup> ([link](http://www.flrules.org/Gateway/reference.asp?No=Ref-08866)) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08866>), or later as specifically indicated, are adopted and incorporated by reference; amended January 10, 2017, at 82 FR 3078 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08895>).

(b) 40 C.F.R. Part 52, Subpart K, Florida; revised as of July 1, ~~2017~~<sup>2016</sup> ([link](http://www.flrules.org/Gateway/reference.asp?No=Ref-08876)) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08876>); ~~amended August 2, 2016, at 81 FR 50628 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07794>); amended September 30, 2016, at 81 FR 67179 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07795>); amended November 23, 2016, at 81 FR 84479 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08901>); amended April 7, 2017, at 82 FR 16920 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08896>); amended July 3, 2017, at 82 FR 30749 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08898>); amended July 3, 2017, at 82 FR 30767 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08897>); amended July 21, 2017, at 82 FR 33807 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08899>); amended August 10, 2017, at 82 FR 37310 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08902>), amended October 6, 2017 at 82 FR 46682 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08900>); amended October 16, 2017 at 82 FR 47983 ([link](#)); amended April 2, 2018 at 83 FR 13875 ([link](#)); amended April 18, 2018 at 83 FR 17081 ([link](#)).~~

(4) through (7) No change.

(8) Title 40, Code of Federal Regulations, Part 60, Standards of Performance for New Stationary Sources.

(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, ~~2017~~<sup>2009</sup>, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Subpart D, Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced After August 17, 1971; ~~revised as of July 1, 2017 ([link](#))~~ ~~amended January 20, 2011, at 76 FR 3517~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

2. 40 C.F.R. Part 60, Subpart Da, Electric Utility Steam Generators for Which Construction is Commenced After September 18, 1978; revised as of July 1, 2017 ([link](#)) amended January 20, 2011, at 76 FR 3517 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~); amended April 19, 2012, at 77 FR 23399 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~); amended February 16, 2012, at 77 FR 9303 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04925>~~); amended April 24, 2013, 78 FR 24073 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04917>~~); amended November 19, 2014, at 79 FR 68777 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04937>~~); amended April 6, 2016, at 81 FR 20172 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07797>~~); except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.47Da.

3. 40 C.F.R. Part 60, Subpart Db, Industrial-Commercial-Institutional Steam Generating Units; revised as of July 1, 2017 ([link](#)) amended January 20, 2011, at 76 FR 3517 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~); amended February 16, 2012, at 77 FR 9303 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04925>~~); amended February 27, 2014, 79 FR 11227 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>~~); except that the Secretary is not the Administrator for purposes of authorities cited at 40 C.F.R. §60.40b(g).

4. 40 C.F.R. Part 60, Subpart Dc, Small Industrial-Commercial-Institutional Steam Generating Unit; revised as of July 1, 2017 ([link](#)) amended January 20, 2011, at 76 FR 3517 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~); amended February 16, 2012, at 77 FR 9303 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04925>~~); except that the Secretary is not the Administrator for purposes of authorities cited at 40 C.F.R. §60.40e(b).

5. 40 C.F.R. Part 60, Subpart E, Incinerators; revised as of July 1, 2017 ([link](#)).

6. 40 C.F.R. Part 60, Subpart Ea, Municipal Waste Combustors for Which Construction is Commenced After December 20, 1989, and on or Before September 20, 1994; revised as of July 1, 2017 ([link](#)).

7. 40 C.F.R. Part 60, Subpart Eb, Large Municipal Waste Combustors for Which Construction is Commenced After September 20, 1994, or for Which Modification or Reconstruction is Commenced After June 19, 1996; revised as of July 1, 2017 ([link](#)); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.50b(n). Any municipal waste combustor plant which contains a municipal waste combustor unit subject to 40 C.F.R.

60, Subpart Eb, is subject to the permitting requirements of Chapter 62-213, F.A.C. Any municipal waste combustor plant subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to 40 C.F.R. 60, Subpart Eb, shall file an application for an operation permit under the requirements of Chapter 62-213, F.A.C., ninety days before expiration of the source's construction permit, but no later than 180 days after commencing operation.

8. 40 C.F.R. Part 60, Subpart Ec, Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996; revised as of July 1, 2017 ([link](#)) amended October 6, 2009, at 74 FR 51368; amended April 4, 2011, at 76 FR 18407 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~); amended May 13, 2013, at 78 FR 28051 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-03493>~~); amended February 27, 2014, 79 FR 11227 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>~~); except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.56e(j). At 40 C.F.R. §60.50e(m), the "applicable compliance date of the requirements of subpart Ce" shall be the later of June 1, 2012, or such date as established pursuant to the provisions of sub subparagraph 62-204.800(9)(g)9.d., F.A.C.

9. 40 C.F.R. Part 60, Subpart F, Portland Cement Plants; revised as of July 1, 2017 ([link](#)) amended February 12, 2013, at 78 FR 10005 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-03494>~~); amended July 27, 2015, at 80 FR 44771 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-06257>~~).

10. 40 C.F.R. Part 60, Subpart G, Nitric Acid Plants; revised as of July 1, 2017 ([link](#)) amended August 14, 2012, at 77 FR 48433 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~).

11. 40 C.F.R. Part 60, Subpart Ga, Nitric Acid Plants for Which Construction, Reconstruction or Modification Commenced After October 14, 2011, revised as of July 1, 2017 ([link](#)) promulgated August 14, 2012, at 77 FR 48433 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~).

12. 40 C.F.R. Part 60, Subpart H, Sulfuric Acid Plants; revised as of July 1, 2017 ([link](#)) amended February 27, 2014, 79 FR 11227 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>~~).

13. 40 C.F.R. Part 60, Subpart I, Hot Mix Asphalt Facilities; revised as of July 1, 2017 ([link](#)).

14. 40 C.F.R. Part 60, Subpart J, Petroleum Refineries; revised as of July 1, 2017 ([link](#)) amended September 12, 2012,

at ~~77~~ FR ~~56421~~  
~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended December 1, 2015, at 80 FR 75178~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-07798>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.109(b).~~

15. 40 C.F.R. Part 60, Subpart Ja, Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007; revised as of July 1, 2017 ([link](#))~~amended February 25, 2011, at 76 FR 10524~~  
~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended December 19, 2013, at 78 FR 76753~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-04923>); amended December 1, 2015, at 80 FR 75178~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-07798>); amended July 13, 2016, at 81 FR 45232~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-07799>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.109a(b).~~

16. 40 C.F.R. Part 60, Subpart K, Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978; revised as of July 1, 2017 ([link](#)).

17. 40 C.F.R. Part 60, Subpart Ka, Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984; revised as of July 1, 2017 ([link](#))~~; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.114a.~~

18. 40 C.F.R. Part 60, Subpart Kb, Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984; revised as of July 1, 2017 ([link](#))~~; except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.117b(b).~~

19. 40 C.F.R. Part 60, Subpart L, Secondary Lead Smelters; revised as of July 1, 2017 ([link](#)).

20. 40 C.F.R. Part 60, Subpart M, Secondary Brass & Bronze Production Plants; revised as of July 1, 2017 ([link](#)).

21. 40 C.F.R. Part 60, Subpart N, Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973; revised as of July 1, 2017 ([link](#)).

22. 40 C.F.R. Part 60, Subpart Na, Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983; revised as of July 1, 2017 ([link](#)).

23. 40 C.F.R. Part 60, Subpart O, Sewage Treatment Plants; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, at 79 FR 11227~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.156(b).~~

24. 40 C.F.R. Part 60, Subpart P, Primary Copper Smelters; revised as of July 1, 2017 ([link](#)).

25. 40 C.F.R. Part 60, Subpart Q, Primary Zinc Smelters; revised as of July 1, 2017 ([link](#)).

26. 40 C.F.R. Part 60, Subpart R, Primary Lead Smelters; revised as of July 1, 2017 ([link](#)).

27. 40 C.F.R. Part 60, Subpart S, Primary Aluminum Reduction Plants; revised as of July 1, 2017 ([link](#)).

28. 40 C.F.R. Part 60, Subpart T, Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants; revised as of July 1, 2017 ([link](#))~~amended August 19, 2015, at 80 FR 50385~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>).~~

29. 40 C.F.R. Part 60, Subpart U, Phosphate Fertilizer Industry: Superphosphoric Acid Plants; revised as of July 1, 2017 ([link](#))~~amended August 19, 2015, at 80 FR 50385~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>).~~

30. 40 C.F.R. Part 60, Subpart V, Phosphate Fertilizer Industry: Diammonium Phosphate Plants; revised as of July 1, 2017 ([link](#))~~amended August 19, 2015, at 80 FR 50385~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>).~~

31. 40 C.F.R. Part 60, Subpart W, Phosphate Fertilizer Industry: Triple Superphosphate Plants; revised as of July 1, 2017 ([link](#))~~amended August 19, 2015, at 80 FR 50385~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>).~~

32. 40 C.F.R. Part 60, Subpart X, Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities; revised as of July 1, 2017 ([link](#))~~amended August 19, 2015, at 80 FR 50385~~  
~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>).~~

33. 40 C.F.R. Part 60, Subpart Y, Coal Preparation Plants; revised as of July 1, 2017 ([link](#)).

34. 40 C.F.R. Part 60, Subpart Z, Ferroalloy Production Facilities; revised as of July 1, 2017 ([link](#)).

35. 40 C.F.R. Part 60, Subpart AA, Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and on or Before August 17, 1983; revised as of July 1, 2017 ([link](#)).

36. 40 C.F.R. Part 60, Subpart AAa, Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983; revised as of July 1, 2017 ([link](#)).

37. 40 C.F.R. Part 60, Subpart BB, Kraft Pulp Mills; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, at 79 FR 11227~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>).~~

38. No change.

39. 40 C.F.R. Part 60, Subpart CC, Glass Manufacturing Plants; revised as of July 1, 2017 ([link](#)).

40. 40 C.F.R. Part 60, Subpart DD, Grain Elevators; revised as of July 1, 2017 ([link](#)).

41. 40 C.F.R. Part 60, Subpart EE, Surface Coating of Metal Furniture; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.316(d);~~

42. 40 C.F.R. Part 60, Subpart GG, Stationary Gas Turbines; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.332(a)(4).~~

43. 40 C.F.R. Part 60, Subpart HH, Lime Manufacturing Plants; revised as of July 1, 2017 ([link](#)).

44. 40 C.F.R. Part 60, Subpart KK, Lead-Acid Battery Manufacturing Plants; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>).~~

45. 40 C.F.R. Part 60, Subpart LL, Metallic Mineral Processing Plants; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>).~~

46. 40 C.F.R. Part 60, Subpart MM, Automobile and Light-Duty Truck Surface Coating Operations; revised as of July 1, 2017 ([link](#)).

47. 40 C.F.R. Part 60, Subpart NN, Phosphate Rock Plants; revised as of July 1, 2017 ([link](#)).

48. 40 C.F.R. Part 60, Subpart PP, Ammonium Sulfate Manufacturing; revised as of July 1, 2017 ([link](#)).

49. 40 C.F.R. Part 60, Subpart QQ, Graphic Arts Industry: Publication Rotogravure Printing; revised as of July 1, 2017 ([link](#)).

50. 40 C.F.R. Part 60, Subpart RR, Pressure Sensitive Tape and Label Surface Coating Operations; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.446(e);~~

51. 40 C.F.R. Part 60, Subpart SS, Industrial Surface Coating: Large Appliances; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.456(d).~~

52. 40 C.F.R. Part 60, Subpart TT, Metal Coil Surface Coating; revised as of July 1, 2017 ([link](#));~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.466(d).~~

53. 40 C.F.R. Part 60, Subpart UU, Asphalt Processing and Asphalt Roofing Manufacture; revised as of July 1, 2017 ([link](#))~~amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.474(g).~~

54. 40 C.F.R. Part 60, Subpart VV, Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.482-1(e)(2) and 40 C.F.R. §60.484.~~

55. 40 C.F.R. Part 60, Subpart VVa, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry; for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.482-1a(e)(2) and 40 C.F.R. §60.484a.~~

56. 40 C.F.R. Part 60, Subpart WW, Beverage Can Surface Coating Industry; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.496(e).~~

57. 40 C.F.R. Part 60, Subpart XX, Bulk Gasoline Terminals; amended December 19, 2003, at 68 FR 70959; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.502(e)(6).~~

58. 40 C.F.R. Part 60, Subpart BBB, Rubber Tire Manufacturing Industry; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.548(b).~~

59. 40 C.F.R. Part 60, Subpart DDD, Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.562-2(e).~~

60. 40 C.F.R. Part 60, Subpart FFF, Flexible Vinyl and Urethane Coating and Printing; revised as of July 1, 2017 ([link](#)).

61. 40 C.F.R. Part 60, Subpart GGG, Equipment Leaks of VOC in Petroleum Refineries; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.592(e).~~

62. 40 C.F.R. Part 60, Subpart GGGa, Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After November 7, 2006; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.592a(e).~~

63. 40 C.F.R. Part 60, Subpart HHH, Synthetic Fiber Production Facilities; revised as of July 1, 2017 ([link](#)).

64. 40 C.F.R. Part 60, Subpart III, Volatile Organic Compound (VOC) Emissions From the Synthetic Organic

Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.613(e).~~

65. 40 C.F.R. Part 60, Subpart JJJ, Petroleum Dry Cleaners; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.623.~~

66. 40 C.F.R. Part 60, Subpart KKK, Equipment Leaks of VOC From Onshore Natural Gas Processing Plants; revised as of July 1, 2017 ([link](#));~~amended August 16, 2012, at 77 FR 49489~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>);~~ except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.634.

67. 40 C.F.R. Part 60, Subpart LLL, Onshore Natural Gas Processing SO<sub>2</sub> Emissions; revised as of July 1, 2017 ([link](#))~~amended August 16, 2012, at 77 FR 49489~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>).

68. 40 C.F.R. Part 60, Subpart NNN, Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations; revised as of July 1, 2017 ([link](#));~~amended February 27, 2014, 79 FR 11227~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.663(e).

69. 40 C.F.R. Part 60, Subpart OOO, Nonmetallic Mineral Processing Plants, revised as of July 1, 2017 ([link](#)).

70. 40 C.F.R. Part 60, Subpart PPP, Wool Fiberglass Insulation Manufacturing Plants, revised as of July 1, 2017 ([link](#));.

71. 40 C.F.R. Part 60, Subpart QQQ, VOC Emissions From Petroleum Refinery Wastewater Systems; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.699(b).~~

72. 40 C.F.R. Part 60, Subpart RRR, Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.708(b).~~

73. 40 C.F.R. Part 60, Subpart SSS, Magnetic Tape Coating Facilities; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.718(b).~~

74. 40 C.F.R. Part 60, Subpart TTT, Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines; revised as of July 1, 2017 ([link](#))~~except that the~~

~~Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.726(b).~~

75. 40 C.F.R. Part 60, Subpart UUU, Calciners and Dryers in Mineral Industries, revised as of July 1, 2017 ([link](#)).

76. 40 C.F.R. Part 60, Subpart VVV, Polymeric Coating of Supporting Substrates Facilities; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.748.~~

77. 40 C.F.R. Part 60, Subpart WWW, Municipal Solid Waste Landfills; revised as of July 1, 2017 ([link](#))~~except that the Secretary is not the Administrator for the purposes of 40 C.F.R. §60.754(a)(5). Any municipal solid waste landfill subject to 40 C.F.R. 60, Subpart WWW, and which has a design capacity equal to or greater than 2.5 million Megagrams and 2.5 million cubic meters is subject to the permitting requirements of Chapter 62-213, F.A.C. Any municipal solid waste landfill subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to 40 C.F.R. 60, Subpart WWW, shall file an application for an operation permit under Chapter 62-213, F.A.C., by the later of March 12, 1997, or 180 days after the issuance of the solid waste permit that modifies the design capacity of the facility to be equal to or greater than 2.5 million Megagrams and 2.5 million cubic meters.~~

78. 40 CFR Part 60, Subpart XXX, Municipal Solid Waste Landfills, revised as of July 1, 2017 ([link](#))~~promulgated August 29, 2016, at 81 FR 59332~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07800>).

79. 40 C.F.R. Part 60, Subpart AAAA, New Small Municipal Waste Combustion Units, revised as of July 1, 2017 ([link](#)). Any small municipal waste combustion unit subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to 40 C.F.R. 60, Subpart AAAA, shall file an application for an operation permit under the requirements of Chapter 62-213, F.A.C., in accordance with paragraph 62-213.420(1)(a), F.A.C.

80. 40 C.F.R. Part 60, Subpart CCCC, Commercial and Industrial Solid Waste Incineration Units; revised as of July 1, 2017 ([link](#));~~amended February 7, 2013, at 78 FR 9111~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03492>); ~~amended June 23, 2016, at 81 FR 40956~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07801>). Any CISWI unit subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to 40 C.F.R. 60, Subpart CCCC, shall file an application for an operation permit under the requirements of Chapter 62-213, F.A.C., in accordance with paragraph 62-213.420(1)(a), F.A.C.

81. 40 C.F.R. Part 60, Subpart EEEE, Other Solid Waste Incineration Units for Which Construction Is Commenced After December 9, 2004, or for Which Modification of Reconstruction Is Commenced on or After June 16, 2006;



revised as of July 1, 2017 (link) except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §60.2889(b). Any solid waste incineration unit subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to 40 C.F.R. Part 60, Subpart EEEE, shall file an application for an operation permit under the requirements of Chapter 62-213, F.A.C., in accordance with paragraph 62-213.420(1)(a), F.A.C.

82. 40 C.F.R. Part 60, Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines; revised as of July 1, 2017 (link); amended June 28, 2011, at 76 FR 37954 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 30, 2013, at 78 FR 6673 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03483>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended July 7, 2016, at 81 FR 44212 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07802>); except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.4201, 60.4202, 60.4203, 60.4210 and 60.4215 and 60.4216.

83. 40 C.F.R. Part 60, Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines; revised as of July 1, 2017 (link); amended June 28, 2011, at 76 FR 37954 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 30, 2013, at 78 FR 6673 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03483>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>); except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.4231, 60.4232, 60.4238, 60.4239, 60.4240, 60.4241, 60.4242, and 60.4247.

84. 40 C.F.R. Part 60, Subpart KKKK, Standards for Stationary Combustion Turbines, revised as of July 1, 2017 (link).

85. 40 C.F.R. Part 60, Subpart LLLL, Standards of Performance for New Sewage Sludge Incineration Units; promulgated March 21, 2011, at 76 FR 15372; revised as of July 1, 2017 (link) except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.4785(e).

86. 40 C.F.R. Part 60, Subpart OOOO, Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution, revised as of July 1, 2017 (link) promulgated August 16, 2012, at 77 FR 49489 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended June 3, 2016, at 81 FR 35824

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-07803>).

87. 40 C.F.R. Part 60, Subpart OOOOa, Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources, revised as of July 1, 2017 (link); amended March 12, 2018 at 83 FR 10628 (link) promulgated June 3, 2016, at 81 FR 35824 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07803>).

88. 40 C.F.R. Part 60, Subpart TTTT, Standards of Performance for Greenhouse Gas Emissions for Electric Generating Units, revised as of July 1, 2017 (link) promulgated October 23, 2015, at 80 FR 64510 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07804>).

(e) The Standards of Performance for New Stationary Sources adopted by reference in this rule shall be controlling over other standards in the air pollution rules of the Department except that any emissions limiting standard contained in or determined pursuant to the air pollution rules of the Department which is more stringent than one contained in a Standard of Performance, or which regulates emissions of pollutants or emissions units not regulated by an applicable Standard of Performance, shall apply.

(c)(d) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1, 2017, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08874>), are adopted and incorporated by reference.

(d)(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Appendix A-1, Test Methods 1 through 2F; revised as of July 1, 2017 (link) amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).

2. 40 C.F.R. Part 60, Appendix A-2, Test Methods 2G through 3C; revised as of July 1, 2017 (link) amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).

3. 40 C.F.R. Part 60, Appendix A-3, Test Methods 4 through 5I; revised as of July 1, 2017 (link) amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, at 79 FR 11227

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

4. 40 C.F.R. Part 60, Appendix A-4, Test Methods 6 through 10B; revised as of July 1, 2017 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

5. 40 C.F.R. Part 60, Appendix A-5, Test Methods 11 through 15A; revised as of July 1, 2017 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

6. 40 C.F.R. Part 60, Appendix A-6, Test Methods 16 through 18; revised as of July 1, 2017 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended July 30, 2012, at FR 44488 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

7. 40 C.F.R. Part 60, Appendix A-7, Test Methods 19 through 25E; revised as of July 1, 2017 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>), amended January 18, 2012, at 77 FR 2456 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>);~~ except that in Method 23, the toluene rinse concentrate may be added to the acetone and methylene chloride concentrate, the filter, and the resin in the Soxhlet apparatus specified at section 5.1.4 of the method prior to analysis, in lieu of separate analysis of the toluene rinse extract pursuant to section 5.1.6 of the method.

8. 40 C.F.R. Part 60, Appendix A-8, Test Methods 26 through 30B; revised as of July 1, 2017 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

9. 40 C.F.R. Part 60, Appendix B, Performance Specifications; revised as of July 1, 2017 (link); ~~amended August 7, 2017, at 82 FR 36688 (link) amended February 27, 2014, at 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended July 7, 2015, at 80 FR 38628 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07806>); amended July 17, 2015, at 80 FR 42397 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07807>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).~~

10. 40 C.F.R. Part 60, Appendix C, Determination of Emission Rate Change, revised as of July 1, 2017 (link).

11. 40 C.F.R. Part 60, Appendix D, Required Emission Inventory Information, revised as of July 1, 2017 (link).

12. 40 C.F.R. Part 60, Appendix F, Quality Assurance Procedures; revised as of July 1, 2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08873>); ~~amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>); amended August 14, 2017, at 82 FR 37822 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08903>); amended September 21, 2017, at 82 FR 44106 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08904>).~~

(9) Title 40, Code of Federal Regulations, Part 60, Emission Guidelines and Compliance Times. This subsection contains regulatory language that implements EPA's Emission Guidelines for various source categories. These regulations have been submitted to EPA as Clean Air Act Section 111(d) State Plans. EPA's approvals of Florida's 111(d) State Plans are codified at 40 C.F.R. Part 62, Subpart K which are hereby adopted and incorporated by reference, revised as of July 1, 2017 (link).

(a) through (c) No change.

(d) ~~Reserved. Hospital/Medical/Infectious Waste Incinerators. 40 C.F.R. Part 60, Subpart Cc, Emission Guidelines and Compliance Times for Hospital/Medical/Infectious Waste Incinerators, revised as of~~

July 1, 2001, is hereby adopted and incorporated by reference, subject to the following provisions:

1. ~~Applicability. The applicability of paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.32e.~~

2. ~~Definitions. The terms used but not defined in 40 C.F.R. 60, Subpart Ce, have the meaning given them in the Clean Air Act and in 40 C.F.R. 60, Subparts A, B and Ee.~~

~~3. Emission Limiting Standards-~~

~~a. The opacity limit applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. 60.52e(b).~~

~~b. Except as provided for in sub paragraph 62-204.800(9)(d)3.e., F.A.C., the emission limits applicable to each small, medium and large hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in Table 1 of 40 C.F.R. Part 60, Subpart Ce.~~

~~c. The emission limits applicable to each small hospital/medical/infectious waste incinerator, subject to paragraph 62-204.800(9)(d), F.A.C., located more than 50 miles from the boundary of the nearest Standard Metropolitan Statistical Area (defined in 40 C.F.R. §60.31e), and which burns less than 2,000 pounds per week of hospital waste and medical/infectious waste, shall be the same as set forth in Table 2 of 40 C.F.R. Part 60, Subpart Ce. The 2,000 pound per week limitation shall not apply during performance tests.~~

~~4. Operator Training and Qualification. The operator training and qualification requirements applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.53e.~~

~~5. Waste Management. The waste management plan requirements applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.55e.~~

~~6. Inspection. Each small hospital/medical/infectious waste incinerator subject to the emission limits under sub paragraph 62-204.800(9)(d)3.e., F.A.C., shall comply with the inspection requirements and inspection schedule set forth in 40 C.F.R. §60.36e.~~

~~7. Compliance and Performance Testing-~~

~~a. Except as provided for under sub paragraph 62-204.800(9)(d)7.b., F.A.C., the compliance and performance testing requirements applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.56e, excluding the fugitive emissions testing requirements under 40 C.F.R. §§60.56e(b)(14) and (c)(3).~~

~~b. Each small hospital/medical/infectious waste incinerator subject to the emission limits under sub paragraph 62-204.800(9)(d)3.e., F.A.C., shall comply with the compliance and performance testing requirements set forth in 40 C.F.R. §60.37e(b).~~

~~8. Monitoring-~~

~~a. Except as provided for under sub paragraph 62-204.800(9)(d)8.b., F.A.C., the monitoring requirements applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.57e.~~

~~b. Each small hospital/medical/infectious waste incinerator subject to the emission limits under sub paragraph 62-204.800(9)(d)3.e., F.A.C., shall comply with the monitoring requirements set forth in 40 C.F.R. §60.37e(d).~~

~~9. Reporting and Recordkeeping-~~

~~a. The reporting and recordkeeping requirements applicable to each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall be the same as set forth in 40 C.F.R. §60.58e(b), (c), (d), (e), and (f), excluding 60.58e(b)(2)(ii) and (b)(7).~~

~~b. In addition to the requirements of sub paragraph 62-204.800(9)(d)9.a., F.A.C., each small hospital/medical/infectious waste incinerator subject to the emission limits under sub paragraph 62-204.800(9)(d)3.e., F.A.C., shall comply with the reporting and recordkeeping requirements set forth in 40 C.F.R. §60.38e(b).~~

~~10. Compliance Times-~~

~~a. Each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall comply with the operator training and qualification requirements of sub paragraph 62-204.800(9)(d)4., F.A.C., according to the schedule set forth in 40 C.F.R. §60.39e(e).~~

~~b. Each small hospital/medical/infectious waste incinerator subject to the emission limits under sub paragraph 62-204.800(9)(d)3.e., F.A.C., shall comply with the inspection requirements of sub paragraph 62-204.800(9)(d)6., F.A.C., according to the schedule set forth in 40 C.F.R. §60.39e(e).~~

~~c. Except as provided for under sub paragraph 62-204.800(9)(d)10.d., F.A.C., each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall comply with all remaining requirements of paragraph 62-204.800(9)(d), F.A.C., according to the schedule set forth in 40 C.F.R. §60.39e(b).~~

~~d. Each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., that chooses to comply with the alternate schedule set forth in 40 C.F.R. 60.39e(e), shall submit to the Department the information specified in 40 C.F.R. §60.39e(d)(1)(i) and (ii) as part of the permit application required pursuant to sub paragraph 62-204.800(9)(d)11., F.A.C.~~

~~e. Each hospital/medical/infectious waste incinerator subject to paragraph 62-204.800(9)(d), F.A.C., shall comply with the requirements of this paragraph until the later of June 1, 2012, or such date as established pursuant to the provisions of sub-subparagraph 62-204.800(9)(g)9.d., F.A.C.~~

(e) through (i) No change.

(10) No change.

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. through 20. No change.

21. 40 C.F.R. Part 63, Subpart DD, Off-Site Waste and Recovery Operations; revised as of July 1, 2017 (link); amended January 29, 2018 at 83 FR 3986 (link)amended March 18, 2015, at 80 FR 14247 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06260>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.698(e)(1) through (4).

22. through 47 No change.

48. 40 C.F.R. Part 63, Subpart LLL, Portland Cement Manufacturing Industry; revised as of July 1, 2017 (link); amended August 22, 2017, at 82 FR 39671 (link)amended February 12, 2013, at 78 FR 10005 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03494>); amended July 27, 2015, at 80 FR 44771 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06257>); amended September 11, 2015, at 80 FR 54728 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07812>); amended July 25, 2016, at 81 FR 48356 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07813>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.1358(e)(1) through (4). If a facility becomes subject to the permitting requirements of Chapter 62-213, F.A.C., solely because it is subject to the emission limiting requirements of 40 C.F.R. Part 63, Subpart LLL, the facility shall submit an application for such permit no later than October 1, 2000.

49. No change.

50. 40 C.F.R. Part 63, Subpart NNN, Wool Fiberglass Manufacturing; revised as of July 1, 2017 (link); amended December 26, 2017 at 82 FR 60873 (link)amended July 29, 2015, at 80 FR 45280 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07811>); except that the Secretary is not the Administrator for

purposes of the authorities cited at 40 C.F.R. §§63.1388(e)(1) through (4).

51. through 56. No change.

57. 40 C.F.R. Part 63, Subpart VVV, Publicly Owned Treatment Works; revised as of July 1, 2017 (link); amended October 26, 2017 at 82 FR 49513 (link); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.1594(e)(1) through (4).

58. through 59. No change.

60. 40 C.F.R. Part 63, Subpart CCCC, Manufacturing of Nutritional Yeast; revised as of July 1, 2017 (link); amended October 16 2017, at 82 FR 48156 (link)amended February 27, 2014, at 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.2191(e)(1) through (4).

61. through 118. No change.

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 63, Subpart A, General Provisions; revised as of July 1, 2017 (link);2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08876>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>); amended January 18, 2017, at 82 FR 5401 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08908>); amended October 11, 2017, at 82 FR 47328 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08906>);amended October 16, 2017, at 82 FR 48156 (link).

2. through 5. No change.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Test Methods; revised as of July 1, 2017 (link); amended March 20, 2018, at 83 FR 12118 (link)amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended December 1, 2015, at 80 FR 75178 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07798>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).

2. through 5. No change.

(12) through (22) No change.

(23) Title 40, Code of Federal Regulations, Part 81, Designation of Areas for Air Quality Planning Purposes, Subparts B, C, and D of 40 C.F.R., Part 81, revised as of July 1, 2017 (link) 2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08891>), or later as specifically indicated; amended November 16, 2017 at 82 FR 54232 (link); amended January 9, 2018 at 83 FR 1098 (link); amended April 5, 2018 at 83 FR 14597 (link); amended June 4, 2018 at 83 FR 25776 (link) amended September 6, 2016, at 81 FR 61136 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07820>); amended September 22, 2016, at 81 FR 65289 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07821>); are adopted and incorporated by reference.

(24) through (26) No change.

Rulemaking Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10, 12-30-10, 12-1-11, 12-1-12, 5-22-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16, 10-23-16, 1-13-17, 12-21-17, \_\_\_\_\_.

### Section III

## Notice of Changes, Corrections and Withdrawals

#### AGENCY FOR HEALTH CARE ADMINISTRATION

##### Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-3.246 Licensed Programs

##### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 62, March 29, 2018 issue of the Florida Administrative Register.

The proposed rule should have indicated that the applicable guideline, *2012 American College of Cardiology Foundation/Society for Cardiovascular Angiography and Interventions Expert Consensus Document on Cardiac Catheterization Laboratory Standards Update*, incorporated by reference in subsection 59A-3.246(1), is copyrighted material and would be a violation of federal copyright law if posted. The materials are available for public inspection at the Agency for Health Care Administration, Hospital and Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, FL 32308 and the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399. A copy may be obtained from

Elsevier Inc, Reprint Department by email at reprints@elsevier.com or online at <https://www.sciencedirect.com/>.

The proposed rule should have indicated that the applicable guideline, *2014 Update on Percutaneous Coronary Intervention Without Onsite Surgical Backup: Dehmer et al, SCAI/ACC/AHA Expert Consensus Document*, incorporated by reference in subsection 59A-3.246(2)(a)2, is copyrighted material and would be a violation of federal copyright law if posted. The materials are available for public inspection at the Agency for Health Care Administration, Hospital and Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, FL 32308 and the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399. A copy may be obtained from Elsevier Inc, Reprint Department by email at reprints@elsevier.com or online at <https://www.sciencedirect.com/>.

The proposed rule should have indicated that the applicable guideline, “Guidelines for the Operation of Burn Centers” in *Resources for Optimal Care of the Injured Patient*, incorporated by reference in subsection 59A-3.246(5)(a), is copyrighted material and would be a violation of federal copyright law if posted. The materials are available for public inspection at the Agency for Health Care Administration, Hospital and Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, FL 32308 and the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399. A copy may be obtained from the American Burn Association, 311 South Wacker Drive, Suite 4150, Chicago, IL 60606 or online at <http://ameriburn.org/>.

#### DEPARTMENT OF HEALTH

##### Board of Speech-Language Pathology and Audiology

RULE NO.: RULE TITLE:

64B20-5.005 Requirements for Renewal of Provisional License

##### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 96, May 16, 2018 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee in a letter dated May 30, 2018, and Board counsel’s response correspondence of June 13, 2018. The changes are as follows:

64B20-5.005 Requirements for Renewal of Provisional License.

(1) No change.

(2) Any person renewing a provisional license to practice speech-language pathology or audiology shall apply to the Department of Health. The application for renewal of provisional license shall be made on Form SPA-5 (rev. 04/1844/90), entitled “Application for Renewal of Provisional Licensure,” which is incorporated herein by reference herein, and available ~~can be obtained~~ from <http://www.flrules.org/Gateway/reference.asp?No=Ref->, or the Board of Speech-Language Pathology and Audiology, Department of Health, at <http://floridasspeechaudiology.gov/resources/> 4052 Bald Cypress Way, Bin #C 06, Tallahassee, Florida 32399 3256.

(3) A provisional license shall be renewed upon receipt in the Board office of a completed application form, (SPA-5); completed Form DH-SPA-2A (rev. 10/12), entitled “Verification of Employment for a Provisional Licensee” ~~form~~ (SPA-2A) (rev. 5/94), which is incorporated herein by reference, and available from <http://www.flrules.org/Gateway/reference.asp?No=Ref->, or the Board of Speech-Language Pathology and Audiology, Department of Health, at <http://floridasspeechaudiology.gov/resources/> 4052 Bald Cypress Way, Bin #C 06, Tallahassee, Florida 32399 3256; and the provisional license fee established by Rule 64B20-3.005, F.A.C.

(4) No change.

Rulemaking Authority 468.1155(4) FS. Law Implemented 468.1155(4) FS. History—New 3-14-91, Formerly 21LL-5.005, 61F14-5.005, Amended 3-20-95, 8-17-95, Formerly 59BB-5.005,\_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, [Kama.Monroe@flhealth.gov](mailto:Kama.Monroe@flhealth.gov).

## Section IV Emergency Rules

NONE

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

### PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from Peoples Gas System filed June 28, 2018, in Docket No. 20180004-GU, seeking waiver from paragraph 25-17.015(1)(b), Florida Administrative

Code. A notice of joinder to the petition was filed July 2, 2018, by Florida Division of Chesapeake Utilities Corporation, Florida Public Utilities Company, Florida Public Utilities Company-Fort Meade, and Florida Public Utilities Company-Indiantown Division. A notice of joinder to the petition was also filed on July 3, 2018, by Florida City Gas; on July 5, 2018, by St. Joe Natural Gas Company; and on July 11, 2018, by Sebring Gas System, Inc. The rule addresses the annual estimated/actual true-up filings for energy conservation cost recovery. A copy of the petition and notices of joinder can be obtained from the Office of Commission Clerk. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. For additional information, please contact Rachael Dziechciarz, Office of the General Counsel, at the above address or at (850)413-6212.

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetables

The Florida Agricultural Statistics Service announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2018, 2:30 p.m.

PLACE: Florida's Natural Growers Grove House, 20160 U.S. Hwy 27, Lake Wales, Florida 33859

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Citrus Crop Estimates Program, and any other matters which might properly come before this committee.

A copy of the agenda may be obtained by contacting: Mark Hudson or William Curtis at (407)648-6013.

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 days before the workshop/meeting by contacting: William Curtis at (407)648-6013. 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).

### EXECUTIVE OFFICE OF THE GOVERNOR

The Correctional Medical Authority announces a public meeting to which all persons are invited.

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

PLACE: The Capitol, Room 2103, 400 South Monroe St., Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: Executive Director, Correctional Medical Authority, 400 South Monroe St., Tallahassee, FL 32399, (850)717-9500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: (850)717-9500. 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).

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Correctional Medical Authority announces a public meeting to which all persons are invited.

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

PLACE: The Capitol Room 2103, 400 South Monroe St., Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: Executive Director, Correctional Medical Authority, 400 South Monroe St., Tallahassee, FL 32399, (850)717-9500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: (850)717-9500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**WATER MANAGEMENT DISTRICTS****South Florida Water Management District**

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

DATE AND TIME: Tuesday, July 24, 2018, 9:30 a.m.

2018 Lower East Coast Water Supply Plan Update: East Coast Floridan Model Public Meeting

PLACE: Broward County Water and Wastewater Services (Building 2 Training Room), 2555 West Copans Road, Pompano Beach, FL 33069, (954)831-3250

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting will focus on the Floridan aquifer system (FAS) modeling effort, including assumptions and results for two simulations that have been conducted. The model can identify potential changes in water levels and water quality in response to increased water withdrawals based on current and future use of the FAS. The meeting will not address other aspects of the 2018 LEC Water Supply Plan Update. We strongly encourage

your attendance if you use or plan to use the FAS to meet current or future water demands.

A copy of the agenda may be obtained by contacting: John Mulliken, (561)682-6649 or [jmulls@sfwmd.gov](mailto:jmulls@sfwmd.gov) or Karin Smith, (561)682-2026 or [karsmith@sfwmd.gov](mailto:karsmith@sfwmd.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 5 days before the workshop/meeting by contacting: District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: John Mulliken, (561)682-6649 or [jmulls@sfwmd.gov](mailto:jmulls@sfwmd.gov) or Karin Smith, (561)682-2026 or [karsmith@sfwmd.gov](mailto:karsmith@sfwmd.gov).

**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: August 7, 2018, 8:30 a.m.

PLACE: Pine Hills Community Center, 6408 Jennings Road Building B, Orlando, FL 32818; telephone conference: 1(888)670-3525, participant code: 649 992 7145

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This notice serves as a correction to notice Issue 7/12/2018 44/135.

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 Didion, Department of Elder Affairs, (850)414-2028, [DidionC@elderaffairs.org](mailto:DidionC@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 Didion, Department of Elder Affairs, (850)414-2028, [DidionC@elderaffairs.org](mailto:DidionC@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 Didion, Department of Elder Affairs, (850)414-2028, [DidionC@elderaffairs.org](mailto:DidionC@elderaffairs.org).

**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: Wednesday, July 25, 2018, 1:30 p.m.

PLACE: University of South Florida Department of Psychiatry and Behavioral Neurosciences 3515 East Fletcher Ave., Tampa, FL 33613; telephone conference: 1(888)670-3525, participant code: 649 992 7145

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Dementia Cure and Care Initiative Task force for the City of Tampa. 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 Didion, Department of Elder Affairs, (850)414-2028, DidionC@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 Didion, Department of Elder Affairs, (850)414-2028, DidionC@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 Didion, Department of Elder Affairs, (850)414-2028, DidionC@elderaffairs.org.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Board of Pilot Commissioners

The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 23, 2018, 11:00 a.m.

PLACE: 1(888)670-3525, participant pass code: 7004064007#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Deputy Pilot Advancements.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2018, 9:30 a.m. – 12:30 p.m.

PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida 34240

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr., Osprey, FL 34229 or by calling (941)882-7206.

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: Chris Oliver, (941)882-7206. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DEPARTMENT OF HEALTH**

Board of Medicine

The Board of Medicine – Full Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 2, 2018, immediately following the Finance & Process Accountability Committee Meeting or soon thereafter.

PLACE: GalleryOne Fort Lauderdale, 2670 East Sunrise Boulevard, Fort Lauderdale, Florida 33304. The hotel phone # (954)565-3800.



**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the Board. Meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.FLBoardofMedicine.gov](http://www.FLBoardofMedicine.gov) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine (BOM) Meeting Materials at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or call at (850)245-4131.

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: Board of Medicine (BOM) Meeting Materials at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or call at (850)245-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Medicine (BOM) Meeting Materials at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or call at (850)245-4131.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

The Florida Board of Pharmacy Compounding Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 7, 2018, 8:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business meeting regarding discussion and actions regarding current and proposed rules.

A copy of the agenda may be obtained by contacting: C. Erica White, Executive Director, (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: C. Erica White, Executive Director, (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing,

he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: C. Erica White, Executive Director, (850)245-4292.

**DEPARTMENT OF HEALTH**

**Division of Children's Medical Services**

The Circuit 12 (Sarasota/DeSoto) announces a public meeting to which all persons are invited.

**DATE AND TIME:** July 30, 2018, 1:00 p.m.

**PLACE:** 2200 Ringling Blvd., Rm. 226, Sarasota, FL 34237

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Laura McIntyre, Email: [laura.mcintyre@flhealth.gov](mailto:laura.mcintyre@flhealth.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Laura McIntyre, Email: [laura.mcintyre@flhealth.gov](mailto:laura.mcintyre@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).

**DEPARTMENT OF HEALTH**

**Division of Children's Medical Services**

The Circuit 12 (Sarasota/DeSoto) Child Abuse Death Review Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** 1st Wednesday of each month, 11:00 a.m.

**PLACE:** 2200 Ringling Blvd., Room 226, Sarasota, FL 34237

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The committee will address prevention initiatives and discuss CADR Action Plan objectives.

A copy of the agenda may be obtained by contacting: Laura McIntyre, Email: [Laura.McIntyre@flhealth.gov](mailto:Laura.McIntyre@flhealth.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Laura McIntyre, Email: [Laura.McIntyre@flhealth.gov](mailto:Laura.McIntyre@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).

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children & Families, Southeast Region, Circuit 17 announces a public meeting to which all persons are invited.

DATE AND TIME: July 20 2018, 10:30 a.m.

PLACE: 1400 W. Commercial Blvd., Room 203, Ft. Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: Debriefing Meeting of the Evaluators and ranking of the replies to ITN# C17-1920FS01.

A copy of the agenda may be obtained by contacting: Raul Ocampo-Procurement Manager, Raul.Ocampo@myflfamilies.com, (561)227-6790.

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 three days before the workshop/meeting by contacting: Raul Ocampo-Procurement Manager, Raul.Ocampo@myflfamilies.com, (561)227-6790. 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: Raul Ocampo-Procurement Manager, Raul.Ocampo@myflfamilies.com, (561)227-6790.

TRANSYSTEMS

The LYNX announces a workshop to which all persons are invited.

DATE AND TIME: August 15, 2018, 9:30 a.m., Registration begins, Workshop to follow at 10:00 a.m.

PLACE: LYNX Central Station – Second Floor, 455 N Garland Avenue, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: LYNX Post-Award Workshop - Section 5310: Is this grant program right for your agency?

Sub-Recipients and potential Sub-Recipients of Section 5310: Enhanced Mobility of Seniors and People with Disabilities are invited to the 2018 LYNX Post-Award Workshop. This event will include:

Learning about the Section 5310 grant program and what to expect if your agency is awarded funds; Vanpool Program; Opportunities to network and share best practices; Preventative Maintenance; Overview of post-award compliance requirements; Title VI; Mobility Management; Coordinated Services (CTC)

A copy of the agenda may be obtained by contacting: Matt

McIntosh @ mjmcintosh@transystems.com, (407)875-8916.

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: This meeting is being conducted without regard to race, color, and national origin in accordance with Title VI of the Civil Rights Act of 1964. In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact Benjamin Gonzalez at 455 N. Garland Ave, Orlando, FL 32801, (407)254-6038, not later than three business days prior to the meeting. If hearing impaired, contact LYNX at (407 423-0787 (TDD). 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: Sheila Maldonado at smaldonado@golynx.com or Matt McIntosh at mjmcintosh@transystems.com.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

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**

**6TH JUDICIAL CIRCUIT COURT**

Court Reporting RFP 07-11-2018, Sixth Judicial Circuit of Florida (Pinellas and Pasco Counties)

The Sixth Judicial Circuit (Court) seeks sealed proposals from qualified firms to provide stenographic court reporting and/or transcription services. The Court is soliciting for firms to provide stenographic court reporting, digital transcription services, or a combination of both, as needed, for each of the courthouses in Pasco and Pinellas counties. Services will be provided in accordance with Florida Rules of Judicial Administration 2.535 and Administrative Order 2017-022. All current and interested firms must respond to RFP 07-11-2018 to be considered for services October 1, 2018 through September 30, 2019. All responses to the advertised RFP must be received by 5:00 p.m., Wednesday August 8, 2018. Firms interested in providing stenographic court reporting and/or transcription services for the Sixth Judicial Circuit of Florida should see the Court’s Request for Proposal 07-11-2018 which is posted on the Court’s website at [www.jud6.org/LegalCommunity/CourtContractedServices.html](http://www.jud6.org/LegalCommunity/CourtContractedServices.html).

**Section XII**  
**Miscellaneous**

**DEPARTMENT OF STATE**

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, July 6, 2018 and 3:00 p.m., Thursday, July 12, 2018.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
15A-5.0010	7/11/2018	7/31/2018
15A-5.002	7/11/2018	7/31/2018

15A-5.0021	7/11/2018	7/31/2018
15A-5.0022	7/11/2018	7/31/2018
15A-5.004	7/11/2018	7/31/2018
15A-5.005	7/11/2018	7/31/2018
15A-5.006	7/11/2018	7/31/2018
15A-5.008	7/11/2018	7/31/2018
15A-5.009	7/11/2018	7/31/2018
15A-5.010	7/11/2018	7/31/2018
15A-5.011	7/11/2018	7/31/2018
15A-5.012	7/11/2018	7/31/2018
61C-4.0161	7/9/2018	7/29/2018
61G15-22.001	7/12/2018	8/1/2018
61G15-22.006	7/12/2018	8/1/2018
61H1-27.001	7/9/2018	7/29/2018
61H1-27.002	7/9/2018	7/29/2018
61H1-33.006	7/9/2018	7/29/2018
62-716.300	7/11/2018	7/31/2018
62-716.310	7/11/2018	7/31/2018
62-716.450	7/11/2018	7/31/2018
62-716.460	7/11/2018	7/31/2018
62-716.470	7/11/2018	7/31/2018
62-716.480	7/11/2018	7/31/2018
62-716.500	7/11/2018	7/31/2018
64-4.011	7/11/2018	7/31/2018
64B8-40.003	7/12/2018	8/1/2018
64C-8.001	7/10/2018	7/30/2018
64C-8.002	7/10/2018	7/30/2018
64C-8.003	7/10/2018	7/30/2018
64C-8.004	7/10/2018	7/30/2018
64C-9.005	7/10/2018	7/30/2018
64C-9.006	7/10/2018	7/30/2018
64C-9.007	7/10/2018	7/30/2018

64C-9.008	7/10/2018	7/30/2018
64E-6.009	7/11/2018	7/31/2018
64E-6.012	7/11/2018	7/31/2018
<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>
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Fruit and Vegetables

Box Tax Assessment Notice

**PUBLIC NOTICE**

A properly noticed meeting of the Citrus Research and Development Foundation, Inc, Advisory Council for the Citrus Marketing Order was held on June 13, 2018, 9:30 a.m. in Bonita Springs, FL. The Advisory Council, by unanimous vote, adopted a resolution to recommend continuation of the citrus box tax at the current assessment rate of three cents (\$.03) per each standard packed box of citrus fruit for the season August 1, 2018 through July 31, 2019. In accordance with the Citrus Research Order and section 573.118, Florida Statutes, The Department of Agriculture and Consumer Services will continue the assessment rate at three cents (\$.03) per each standard packed box of citrus fruit for the 2018-2019 season.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

State Revolving Fund (SRF) Program

**NOTICE OF AVAILABILITY**

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

City of Pompano Beach

The Florida Department of Environmental Protection (DEP) has determined that the City of Pompano Beach’s project involving the installation of meters and backflow protection on four existing potable water interconnections is not expected to generate controversy over potential environmental effects. The estimated project cost is \$716,900. The project may qualify for Drinking Water SRF loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A

full copy of the FCEN can be obtained by writing to: Cheryl Minskey, DEP, 3900 Commonwealth Blvd., MS #3505, Tallahassee, Florida 32399 or calling (850)245-2985 or emailing [cheryl.minskey@dep.state.fl.us](mailto:cheryl.minskey@dep.state.fl.us).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

State Revolving Fund (SRF) Program

**NOTICE OF AVAILABILITY**

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

CITY OF TRENTON

The Florida Department of Environmental Protection (DEP) has determined that the City of Trenton’s project involving the installation of 10 miles of water distribution pipe throughout the city is not expected to generate controversy over potential environmental effects. The estimated project cost is \$5.5 million. The project may qualify for a Drinking Water SRF loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A copy of the FCEN can be obtained by writing to: Greg Alfsen, DEP, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399-3000, or calling 850-245-2983 or emailing [alfsen.greg@dep.state.fl.us](mailto:alfsen.greg@dep.state.fl.us).

**HDR ENGINEERING, INC. - PENSACOLA**

Florida Department of Transportation (FDOT)

**Public Notice**

State Road 4 Blackwater River / Cotton Bridge Replacement Okaloosa County

FDOT Project Number: 432828-1-22-01

The Florida Department of Transportation (FDOT) is proposing to replace Cotton Bridge (Bridge No. 570033) on State Road 4 over Blackwater River in the Blackwater River State Forest, Okaloosa County, Florida. The project is currently funded for construction in Fiscal Year 2019.

Additional right-of-way (0.595 acres) will be acquired from Blackwater River State Forest to shift the current alignment, eliminating the need for a road closure or an onsite diversion during construction. This decreases the total construction time and improves overall safety for the traveling public and construction personnel.

FDOT has determined there will be no adverse recreational effect to the Blackwater River Paddling Trail or the Cotton Bridge Park. FDOT is seeking additional public input regarding the potential impact to recreation in the Blackwater River State Forest at the project location due to the additional right-of-way acquisition.

Persons wishing to provide input regarding the potential impact to recreation in the Blackwater River State Forest due to the additional right-of-way acquisition at the project location may submit comments to Joy Swanson Pleas, FDOT Environmental

Manager, 1074 Highway 90, Chipley, FL 32428; (850)330-1505; or via email at joy.swansonpleas@dot.state.fl.us.

All exhibits or statements must be postmarked on or before Friday, August 3, 2018.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. For questions or concerns contact Alicia Brininger, District Three Title VI Coordinator, 1074 Highway 90, Chipley, FL 32428, toll-free at 1(888)638-0250, extension 1502 or via email at alicia.brininger@dot.state.fl.us.

Federal regulations require public notice and opportunity to comment on the potential recreational impacts of the project for resources protected under Section 4(f) of the U.S. Department of Transportation Act. After reviewing all public comment, and in coordination with the Official with Jurisdiction at the Florida Forest Service, FDOT anticipates issuance of a de minimis impact finding consistent with 23 CFR 774.3(b), and 774.5 (b)(2)(ii), regarding the recreation impact to the Blackwater River State Forest.

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### 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.

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