

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF TRANSPORTATION

RULE NOS.: **RULE TITLES:**
14-28.002 Public Use of Rest Areas and Welcome Centers
14-28.005 Solicitation Within Rest Areas and Welcome Centers

PURPOSE AND EFFECT: To extend the allowable time for commercial vehicle operators to utilize rest areas, to clarify the public use of Department facilities with limitations on solicitations by charitable organizations.

SUBJECT AREA TO BE ADDRESSED: Use of public facilities

RULEMAKING AUTHORITY: 334.044(2), 337.405, 337.406, 496.425, FS.

LAW IMPLEMENTED: 316.130, 334.044(13)(25)(28), 335.02, 337.405, 337.406, 496.425, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Schwartz, Assistant General Counsel, Department of Transportation, 605 Suwannee Street, Tallahassee, Fl 32311, susan.schwartz@dot.state.fl.us

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: This notice of rule development corrects the clarification of rule development published on July 17, 2018, in Vol. 44, No. 138, F.A.C. This rule development concerns child care facilities and standards, not family day care homes and large family child care homes as stated in the clarification.

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

LAW IMPLEMENTED: 402.281, 402.305, 402.309, 402.319, 402.3054, 402.3055, 402.308, 402.310 F.S.

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

DATE AND TIME: Workshop A:

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

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

Workshop B:

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.

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

Workshop C:

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.

Location: 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

Workshop E:

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

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 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 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 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 FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.: 69L-3.009
 RULE TITLE: Injuries that Qualify as Grievous Bodily Harm of a Nature that Shocks the Conscience

PURPOSE AND EFFECT: A new rule is being introduced due to the passage of CS/CS/SB 376, which added subsections (5) and (6) to section 112.1815, Florida Statutes (F.S.). Section 112.1815(5)(f), F.S., requires the Department of Financial Services to adopt rules specifying injuries qualifying as grievous bodily harm of a nature that shocks the conscience.

SUBJECT AREA TO BE ADDRESSED: First Responders
 RULEMAKING AUTHORITY: 112.1815(5)(f), 440.591, FS.
 LAW IMPLEMENTED: 112.1815, FS.

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

DATE AND TIME: Thursday, August 2, 2018 at 9:00 a.m. ET
 PLACE: Hartman Building, Room 102, 2012 Capital Circle SE, Tallahassee, FL 32399

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: Brittany O'Neil, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brittany O'Neil, Policy Coordinator, Division of Workers' Compensation, Department of Financial Services, address: Hartman Building, Room 303N, 2012 Capital Circle SE, Tallahassee, FL 32399-4229, telephone: (850)413-1927, email: Brittany.ONeil@myfloridacfo.com

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 NOS.: 14-61.0012, 14-61.0015, 14-61.0016, 14-61.0017
 RULE TITLES: Definitions, Prohibitions on the Turnpike System, Turnpike Tandem Access, Other Regulations

PURPOSE AND EFFECT: To update and consolidate rules for turnpike operations.

SUMMARY: Rules duplicative of state statute and federal law are eliminated in rule form. A single form replaces multiple forms for turnpike-tandem operators. All turnpike-tandem trailers must display the permit number by decal. Staging area use will be limited to turnpike-tandem operators. Turnpike-tandem operators can receive a separate permit to travel on state roads up to 15 miles off the turnpike system to and from designated areas without decoupling.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 316.550(6), 334.044(2)(14), 338.2216(1)(b), 338.235, 338.239, FS.

LAW IMPLEMENTED: 316.083, 316.090, 316.1001, 316.183, 316.515, 316.550, 316.646, 316.655, 321.05, 324.171, 334.044(14), 338.155, 338.22-.244, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Schwartz, Assistant General Counsel, 605 Suwannee Street, Tallahassee, FL 32399, susan.schwartz@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

PART I GENERAL PROVISIONS

14-61.0012 Definitions. Unless defined below, words, phrases, or terms contained herein shall have the definitions set forth in sections 316.003 and 338.221, Florida Statutes 316 and 338, F.S. As used in these rules and regulations, the following words, phrases, or terms shall have the following meanings, where context will permit:

(1) "Department" means the State of Florida Department of Transportation.

(2) "Turnpike System" means as defined in Section 338.221(6), F.S.

(3) "Turnpike Tandem" means any combination of truck tractor, semitrailer, and trailer combination coupled together so as to operate as a single unit, in which either the semitrailer or the trailer unit exceeds 28 feet in length but in which neither the semitrailer nor the trailer unit exceeds 48 feet in length ~~and which are operated in compliance with Parts II or III of this rule chapter.~~

(4) "Turnpike Tandem Permit" means an authorization issued by the ~~Turnpike Enterprise Department's Road Use Permits Office~~ for the specific and limited purpose of allowing combinations known as turnpike tandems to operate on the Turnpike System.

~~(5) "Tandem Trailer Truck" means as defined in Section 316.03(81), F.S.~~

Rulemaking Authority 334.044(2), 338.239 FS. Law Implemented 316.515, 338.239 FS. History—New 11-5-09, Amended _____.

Substantial rewording of Rule 14-61.0015 follows. See Florida Administrative Code for present text.

14-61.0015 Prohibitions on the Turnpike System.

(1) Operation of Vehicles. Vehicles using the Turnpike System must comply with State Uniform Traffic laws as described in Chapter 316, Florida Statutes, and this Rule Chapter.

(2) Toll Collection. Vehicles entering the Turnpike System will be assessed tolls in accordance with the toll rate schedule incorporated in Rule 14-15.0081, F.A.C.

(a) Entering or leaving the Turnpike System or any part of its right of way, except through the regular toll lanes (except in emergency cases at the direction of the Florida Highway Patrol or other law enforcement), or committing any other act with the intent to defraud or evade payment of tolls is prohibited. Enforcement of toll violations shall be in accordance with Rule

Chapter 14-100, F.A.C., and all applicable toll enforcement statutes.

(b) The operator of a vehicle on the electronic toll collection portion of the Turnpike System who exits the electronic toll collection portion of the Turnpike System at the same toll station at which such vehicle entered the electronic toll collection portion of the Turnpike System, shall be charged the toll for the appropriate amount for the vehicle classification from the nearest legal U-turn point.

(3) Vehicles, including any load thereon, exceeding the maximum dimensions of Section 316.515, F.S., are prohibited except under a special hauling permit issued by the Department in accordance with Rule 14-26, Fla. Admin. Code, or a Turnpike Tandem Permit issued in accordance with this rule chapter.

(4) Vehicles carrying explosives are prohibited.

(5) Soliciting or Carrying on Commercial Activity. No person shall:

(a) Engage in any commercial activity on the Turnpike System without the written permission of, or unless under contract with, the Department or Turnpike Enterprise. Nor shall any person solicit business or funds for any purpose on the Turnpike System without written permission granted by the Department or Turnpike Enterprise. No person shall at any time or in any manner electioneer on any part of the Turnpike System for or against any party ticket or any candidate for nomination, or officer on any party ticket, or for or against any proposition of any kind or nature to be voted upon at any election.

(b) Post, distribute, or display signs, advertisements, circulars, printed or written matter on the Turnpike System without written permission from, or written contract with, the Department or Turnpike Enterprise.

(6) Speed Limits. All vehicles shall comply with the posted speed limit. No vehicles shall be operated on the Turnpike System less than 50 miles per hour, except where a lesser speed is posted, or when necessary to do so under the conditions of the road, inclement weather, or with regard to the actual and potential hazards then existing on the Turnpike System.

(7) Turnpike staging areas are for the exclusive use of Turnpike Tandems. Vehicles not being used in tandem trailer operation are subject to immediate removal at the owner's expense.

Rulemaking Authority 334.044(2), 338.2216(1)(b), 338.235, 338.239 FS. Law Implemented 316.083, 316.090, 316.183, 316.655, 338.234, 338.237, 338.239 FS. History—New 11-5-09, Amended _____.

PART II TURNPIKE TANDEM

14-61.0016 Turnpike Tandem Access.

The Turnpike Enterprise will allow Turnpike Tandems access to the Turnpike System, consistent with the provisions specified herein:

(1) Size, Weight, and Safety Enforcement.

(a) ~~The Motor Carrier Compliance Office, the Turnpike Enterprise, the Florida Highway Patrol, or their respective staffs are authorized to inspect all equipment used in the tandem operation and to reject any defective equipment.~~

(b) ~~The Florida Highway Patrol Motor Carrier Compliance Office, has primary responsibility for enforcing the State's general traffic safety on the Turnpike System and for enforcing commercial vehicle size, weight, and safety laws and rules on the Turnpike System.~~

~~(c) The Florida Highway Patrol has primary responsibility for enforcing the State's general traffic safety on the Turnpike System.~~

(2) Turnpike Tandem Permits and Certifications.

(a) ~~The Turnpike Enterprise Department's Road Use Permits Office is responsible for issuing oversize/overweight Turnpike Tandem Permits and Certifications. All other certifications must be obtained from the Turnpike Enterprise.~~

(b) The permittee is responsible for any vehicle operating with a Turnpike Tandem Permit ~~an oversize/overweight permit~~ and other certifications and for complete compliance with all terms of the permit and certification, including:

1. Ensuring that the driver is qualified to operate the vehicle and understands the terms and conditions of the permit, certifications, and the provisions of this rule chapter.
2. Ensuring that the vehicle is inspected and maintained in a safe and reliable condition; and,
3. Ensuring that the vehicle operates in conformity with the permit, certifications, and the provisions of this rule chapter.

(c) Turnpike Tandem Permits are issued for the Turnpike System only. Travel is not authorized on the Interstate Highway System. Travel on the local network must be coordinated with and authorized by the local authorities. No authority is given to Turnpike Tandems to travel on routes off the Turnpike System. When approved by a Route Specific Blanket Permit issued pursuant to Rule Chapter 14-26, F.A.C., a Turnpike Tandem is authorized to travel onto and off the Turnpike when traveling on state roadways within 15 travel miles of the Turnpike to and from designated staging areas, intermodal logistics centers as defined in section 311.101, F.S., and seaports listed in section 311.09(1), F.S. Route Specific Blanket Permit applications for Turnpike Tandems to travel on a state roadway off the Turnpike System must be supported by an analysis of the route conducted by Professional Engineer licensed in the State of Florida. The analysis must include a diagram of the vehicle configuration, route and turning radiuses and must be signed and sealed by a Professional Engineer, certifying that the route can safely accommodate the vehicle configuration. The Department's Road Use Permit Office will be responsible for verifying the load carrying capacity of the route. Route Specific Blanket permits issued pursuant to this

subsection and rule 14-26, F.A.C., shall be valid for 3 months at a cost of \$63.00 each.

(3) Original Application. To operate Turnpike Tandems on the Turnpike System, complete Form Number 800-040-01, Certification Covering Turnpike Tandem Trailer Operations, revised 2/18, and submit to the following certifications: Florida Turnpike Enterprise, Fleet Manager Director of Highway Operations, Pompano Service Area, M.P. 65, Post Office Box 9828, Fort Lauderdale, Florida 33310-9828 or by email to: CO-TurnpikeTandems@dot.state.fl.us.

Form Number	Revision	Date	Title
800-040-01	04/09		Certification of Turnpike Tandem Trailer Equipment (Tractor)
800-040-02	04/09		Certification of Turnpike Tandem Trailer Equipment (First or Lead Trailers)
800-040-03	04/09		Certificate of Insurance
800-040-04	04/09		General Certification Covering Turnpike Tandem Trailer Operations by Permittee
800-040-05	04/09		Certification for Special Permit to Operate Turnpike Tandem Trailer Vehicle
800-040-06	04/09		Certification of Turnpike Tandem Trailer Equipment (Dolly Converters)
800-040-07	04/09		Certification for Special Certificate to Operate Turnpike Tandem Trailer Vehicle

Form Number 800-040-01, rev. 2/18 is The above listed forms are hereby incorporated by reference and made a part of these rules. Copies of these forms are available at: www.fdot.gov/procedures/forms.shtm <http://formserver.dot.state.fl.us/capture/listings/FormListing.aspx?ListType=FormNumber>.

(4) All tractors, ~~trailers laden first semi-trailer,~~ and ~~dollies~~ dollies must be approved and certified ~~authorized~~ by the Turnpike Enterprise before operating under a Turnpike Tandem Permit ~~certification~~. Certification Authorization will be withdrawn by the Turnpike Enterprise when it determines that there is a material inconsistency between the provisions of the certification and the equipment in question, or that the continued operation on the Turnpike System would constitute an unsafe operation.

(5) Identification Numbers and Certification.

(a) An identification number will be issued by the Turnpike Enterprise. A decal displaying the identification number must be purchased by the ~~p~~Permittee and shall be placed on the left side of each tractor, ~~lead-trailer,~~ and dolly approved for use in tandem trailer operations. The numerals must be white on green background; at least three inches in height; and, must be visible to a person standing at ground level.

(b) The ~~p~~Permittee must include complete Form 800-040-01, Certification of Turnpike Tandem Trailer Equipment (Tractor), bearing a description of the tractor, all trailers and

dollies on Form 800-040-01 certification. Upon review and approval by the Department, this certification shall be carried in the cab of the tractor which it describes. A Tractor certification authorizes certificates authorize only the vehicle described therein and shall be made available at any time for inspection by the Turnpike Enterprise, ~~Motor Carrier Compliance Office~~, Florida Highway Patrol, or their respective staffs. Any discrepancy between the description on the certification tractor certificate and the actual description of the vehicle will result in the withdrawal of approval.

~~(e) The Permittee must complete Form 800-040-02, Certification of Turnpike Tandem Trailer Equipment (First or Lead Trailers), bearing a description of the lead trailer or dolly. Certificates for lead trailers and dollies are not required to be carried by the operator.~~

(6) Renewal of ~~General~~ Certification. Turnpike Tandem certifications are may be renewed by submitting Form 800-040-04, General Certification Covering Turnpike Tandem Trailer Operations. The certificate is renewed and effective September 1st of each year, through August 31st of the following year. To allow for continuous use, the Department recommends submittal of Form 800-040-01 no later than August 1 of each year. Request for certification renewal must be submitted at least 30 days prior to the expiration date. The Florida Turnpike Enterprise does not provide notification of certification expiration.

(7) Responsibility of Permittee.

(a) Each certificate to operate Turnpike Tandems shall be valid only when the permittee has ~~filed Form 800-040-03, Certificate of Insurance, attesting to the fact that the Permittee has secured public liability insurance maintained in accordance compliance with section Sections 627.7415 and 627.742, F.S., and 49 C.F.R., Part 387, Subpart A, where applicable. The named insured shown on all such applied policies shall include the Florida Highway Patrol, the Turnpike Enterprise, and each of their respective officers, agents, and employees.~~

(b) Such public liability insurance certificate shall explicitly state that the Turnpike Tandem operations of the permittee are expressly covered under the policy(ies) in effect, or in the alternative, that there is no exclusion in said policy relative to Turnpike Tandem operations by the permittee. Such certificate shall also provide that the coverage under the policy may not be canceled without 30 days prior notice, in writing, to the Executive Director of the Florida Turnpike Enterprise. In the event of cancellation of such public liability insurance policy, every Turnpike Tandem Permit and certification covered by that certificate shall be automatically cancelled.

(c) Certificates of self-insurance issued by the Florida Department of Highway Safety and Motor Vehicles will be accepted in fulfillment of the insurance requirements stated

herein, providing such certificates satisfy all the ~~specific~~ requirements of section 627.7415, F.S.

(d) Description of coverage shall include: Public liability arising in respect to all movement of tandem trailer units. This includes service trucks, wreckers, or any other vehicles used in the service of the tandem trailer operation, by the Permittee or by anyone acting by, through, or for the permittee, including omissions and supervisory acts of the Turnpike Enterprise, the Florida Highway Patrol, and each of their respective officers, agents, or employees.

~~(8) Other Permittee information. The Permittee shall, upon request, furnish the Turnpike Enterprise with all data and information pertaining to an individual trip by a Turnpike Tandem or the overall tandem trailer operation of the Permittee on the Turnpike System.~~

~~(9) Voided Certifications and Permits. When in the interest of health, safety, or welfare of the citizens of the State, the Turnpike Enterprise determines that operation of a turnpike tandem constitutes a hazard to Turnpike System operations, certifications will be voided in whole or in part. A turnpike tandem oversize/overweight permit will be voided, in whole or in part, by the Road Use Permits, the Florida Highway Patrol, and each of their respective officers, agents and employees if the vehicle is in violation of the requirements of the oversize/overweight permit; or if the operation of the Turnpike Tandem is determined to be unsafe.~~

Rulemaking Authority 316.550(6), 334.044(2), 334.044(14), 338.2216(1)(b), 338.239 FS. Law Implemented 316.515, 316.550, 316.646, 321.05, 324.171, 334.044(14), 334.044(32), 338.22-.244, 338.239(2) FS. History--New 11-5-09, Amended _____.

~~PART III REGULATIONS COVERING THE OPERATION AND SAFETY OF TURNPIKE TANDEMS~~

14-61.0017 Other Regulations Covering the Operation and Safety of Turnpike Tandems

(1) Driver Requirements.

(a) All drivers of Turnpike Tandems Tandem trailers must have a current Commercial Driver's License (CDL) with an endorsement for double trailers consistent with the provisions of Section 322.57, F.S.

(b) All drivers of Turnpike Tandems and all other individuals or companies operating Turnpike Tandems must comply with Section 316.302(4), F.S., except that driver exemptions for farm vehicle drivers as set forth in 49 C.F.R. ~~391.21 and~~ 391.67 shall not apply to drivers of Turnpike Tandems.

(c) All drivers of Turnpike Tandems must have a minimum of five years years² experience driving truck tractor semi-trailer combinations.

(d) A driver of a Turnpike Tandem must have had no suspension or revocation of driving privileges in any state or

province during the past three years where such suspension arose out of operations of a commercial motor vehicle.

(2) Overall Length, Height, and Width.

(a) All ~~overdimensional vehicles must comply with Rule Chapter 14-26, F.A.C. rules of the Turnpike Enterprise shall apply to Turnpike Tandems~~ unless specifically excluded under the provisions of this rule chapter.

(b) The overall cargo carrying length of a Turnpike Tandem, as measured from the front of the first trailer to the rear of the second trailer including, the interval between the two trailers, shall not exceed 106 feet.

(c) Turnpike Tandems shall not exceed 13 feet 6 inches in height or 8 feet 6 inches in width.

(3) Weight and Axle Requirements.

(a) All overweight rules of Section ~~316.535~~ ~~316.515~~, F.S., shall apply to Turnpike Tandems unless specifically excluded under the provisions of this rule chapter.

(b) The maximum gross weight of the truck tractor and the first ~~trailer~~ ~~semitrailer~~ of a Turnpike Tandem shall not exceed 80,000 pounds.

(c) The maximum gross weight of the ~~unit of~~ dolly and second trailer of a Turnpike Tandem shall not exceed the lesser of:

1. 67,000 pounds, or

2. The weight provisions of the State's outer bridge formula set forth in Section 316.535(5), F.S., as measured between the center of the foremost axle of the dolly and the rearmost axle of the second trailer.

(d) In the event that a Turnpike Tandem is composed of trailers of unequal gross weight, the heavier of the two shall be used as the lead trailer.

(e) The gross weight limits described in Chapter 316, F.S., may be exceeded with a valid Turnpike Tandem Permit ~~oversize/overweight permit~~ issued by the Turnpike Enterprise Road Use Permits Office for a maximum gross weight not to exceed 147,000 pounds.

(f) A minimum of five load bearing axles are required unless stated otherwise in a valid Turnpike Tandem Permit ~~oversize/overweight permit~~ issued by the Turnpike Enterprise Road Use Permits Office.

(4) Tractor Requirements.

(a) A tractor used to haul trailers in a Turnpike Tandem configuration shall be capable of traveling at a speed of not less than 50 mph on all portions of the turnpike system, regardless of grade.

(b) A tractor used to haul trailers in a Turnpike Tandem configuration shall be capable of hauling the maximum gross weight authorized by the permit. The maximum gross weight to be hauled with a Turnpike Tandem Permit is 147,000 pounds.

(5) Tire Requirements.

(a) Each axle on a Turnpike Tandem must have tires of the same size and construction. Tires must be properly inflated for the load to be carried. In no event shall any tire, wheel, or rim exceed the manufacturer's maximum load-carrying limit.

(b) A vehicle equipped with dual tires may have the dual tires replaced by a single tire so long as the vehicle, axle, and tire load ratings are not exceeded.

(c) No tire may exceed 550 pounds per inch of tire section width as defined by the rating molded in the tire sidewall. For example, a designation of 445/50R22.5 designates a tire section width of 445 mm (17.5 inches).

(6) Brake Regulations.

(a) Every Turnpike Tandem shall be equipped with full air brakes or air activated hydraulic brakes on the tractor and either air or electric brakes on the dolly and trailers. All brakes shall equal or exceed both the equipment requirements and the performance standards cited in Chapter 316, F.S.

(b) The brakes on any vehicle or combination of vehicles, used in Turnpike Tandem operations shall be adequate to control the movement of, and to stop and hold, such vehicle, or combination of vehicles, and meet the general requirements of the provisions of the Florida Uniform Traffic Control Law, Section 316.262, F.S.

(7) Converter Dolly Requirements.

(a) A converter (fifth-wheel) dolly used in Turnpike Tandem operations may have either a single or a double axle, according to its total gross weight. In addition to the tow bar(s), the dolly vehicle must be equipped with safety chains or cables for connecting the dolly to the trailer and adequate to prevent breakaway.

(b) When the distance between the rear of the first trailer and the front of the second trailer is 10 feet or more, the dolly shall be equipped with a device, or the trailers shall be connected along the sides with suitable material to alert other motorists that the trailers are connected and are in effect one unit.

(8) Inspection by Driver.

After all the component vehicles in a Turnpike Tandem are completely hooked up and prior to the departure of the unit from the assembly area, the driver or a mechanic shall inspect the tandem unit to ensure that each item is in proper operating condition.

(9) Coupling Devices/Hitch Connections.

(a) Vehicles in a Turnpike Tandem shall be designed, constructed, and connected as to ensure that shifting or swerving from side to side will not exceed two inches to each side of the path of the towing vehicle when it is moving in a straight line.

(b) All coupling devices/hitch connections shall be of a no-slack type which must be visible and operating. All drawbars, pickup plates, and fifth wheels must be rated to exceed the

weight carried. Any kingpin must be rated to exceed the weight carried. Any kingpin must be solid and must be permanently fastened.

(10) Staging.

(a) Turnpike Tandems shall be coupled and decoupled only in designated staging areas when operating on the Turnpike System. All movement across traffic while entering or leaving a staging area shall be made using extreme caution.

(b) Permittees shall assume all responsibility for their vehicles and equipment, as well as the contents thereof, while such vehicles and equipment are in a staging area.

(c) Equipment may be parked in the staging area for no longer than eight (8) hours. Staging areas will be closed when equipment cannot be safely stored due to adverse weather or other hazardous conditions.

(d) Tractors, trailers and dollys parked in the Turnpike System staging areas must display valid decals in accordance with Rule 14-61.0016(5), F.A.C. at all times.

(11) Passing. A Turnpike Tandem may pass another vehicle traveling in the same direction only if the speed differential will allow the Turnpike Tandem to complete the maneuver and return to the normal driving lane within a distance of one mile and be performed within the posted speed limit. Turnpike Tandems must stay in the right lane, or those lanes designated for travel by posted signs, unless they are in the act of passing.

(12) Operations under Hazardous Conditions.

1. Drivers of Turnpike Tandems shall exercise extreme caution and reduce speed when hazardous conditions exist, such as fog, smoke, dust, mist, or rain.

2. The Turnpike Enterprise, Florida Highway Patrol, or their respective staffs, may restrict or prohibit operations during periods when traffic, weather, or other safety conditions make such operations unsafe or inadvisable.

Rulemaking Authority 334.044(2), 338.239 FS. Law Implemented 316.55, 338.239 FS. History--New 11-5-09, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Debbie Meyer, Florida Turnpike Engineer of Maintenance Operations

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: February 9, 2018

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-5.0016 Preneed License; Financial Requirements
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. 111, June 7, 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 June 19, 2018. The changes are as follows:

69K-5.0016 Preneed License; Financial Requirements.

(1) No change.

(2) A Preneed Licensee or applicant must meet and maintain the following requirements on an annual basis, demonstrating its ability to discharge its liabilities as they become due in the normal course of business and must have sufficient funds available to perform its obligation under its existing preneed contracts.

(a) A Preneed Licensee or applicant must submit its most recent year-end financial statements (including a balance sheet and income statement) with the Preneed License application and annually thereafter as provided in Section 497.453(1), F.S. The financial statements must be prepared in accordance with generally accepted accounting principles (GAAP) as those principles have been defined by the Florida Board of Accountancy in Chapter 61H1-20, F.A.C. If the applicant does not have the minimum net worth as set forth in paragraph (2)(b) section three (3) or lacks sufficient liquid assets to satisfy current liabilities or does not appear to have any substantial long-term assets, the Department shall request additional financial information concerning financial statements and the statement of cash flows.

(b) and (c) No change.

(3) If the Preneed Licensee or applicant does not meet the financial requirements in paragraph (2)(b) subsection (3) above, the entity may voluntarily submit to the Board additional evidence or agree to additional oversight as to its meeting the requirements of subsection (2)(4) above and as a condition of

receiving and retaining a Preneed License. Such additional evidence or oversight agreement shall include as appropriate:

(a) through (k) No change.

Upon the Board’s review of such additional information or agreements, submitted as stated above, the Board shall issue a Preneed License if such information or agreement results in the Board determining that the applicant or preneed license meets the requirements of Sections 497.452 and 497.453, F.S.

~~(4) As to all new applicants, this rule will become effective 20 days after filing with the Department of State. As to renewals of existing Preneed Licenses, this rule will become effective on April 1, 2001.~~

Rulemaking Authority 497.103 FS. Law Implemented 497.452, 497.453 FS. History—New 5-21-95, Amended 12-7-98, 10-18-99, 12-12-00, 6-26-02, Formerly 3F-5.0016,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS
South Florida Water Management District
RULE NO.: RULE TITLE:

40E-6.011 Policy and Purpose

NOTICE IS HEREBY GIVEN that on July 12, 2018, the South Florida Water Management District (District), received a petition for waiver from Florida Power and Light Company (Application No. 18-0420-5) for utilization of Works or Lands of the District known as the Golden Gate Main Canal for the installation of 19 new power poles and the removal and replacement of 16 power poles within 40 feet of top of canal bank located on the north right of way beginning immediately west of 31st Street SW and continuing east of 25th Street SW for a project distance of 4,890 feet where it then becomes a subaqueous crossing underneath the Golden Gate Main Canal; Section 13, Township 49 South, Range 26 East, Collier County. The petition seeks relief from subsections 40E-6.011(4) and (6), Fla. Admin. Code, which governs the placement of permanent

and semi-permanent above-ground structures within 40 feet of top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail at jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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

On July 9, 2018, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subparagraph 3-305.11(A)(2), 2009 FDA Food Code, section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Camacho’s Best Tacos LLC located in Bradenton. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 44/133 on July 10, 2018. The Order for this Petition was signed and approved on July 16, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures

and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation. A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

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On July 9, 2018, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Aris Catering Corp. located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 44/133 on July 10, 2018. The Order for this Petition was signed and approved on July 16, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 16, 2018, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Fairview Vista Condo at 4117 and 4109 Fairview Vista Point, Orlando, FL. Petitioner seeks an emergency variance of the requirements of rule 2.27.3.2.1(a), ASME A17.1, 2013 edition, as adopted by Rule 61C-5.001, Florida Administrative Code, that requires Phase I Emergency Recall Operation by Fire alarm Initiating Devices which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW 2018-152).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 16, 2018, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Capital Commerce Center at 2601 Blairstone Rd., Tallahassee, FL. Petitioner seeks an emergency variance of the requirements of Rules 204.2c and 211.3a(3), ASME A17.1b, 1992 edition, as adopted by Rule 61C-5.001, Florida Administrative Code, that requires Ventilation and Phase I emergency recall operation which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW 2018-151).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.009 Examination and Reexamination

The Construction Industry Licensing Board hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on April 30, 2018, by Christopher Beck. The Notice of Petition for Waiver or Variance was published in Vol. 44, No. 90, of the May 8, 2018, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-19.009, F.A.C., regarding the requirement that all portions of the exam must be completed in 4 years of the first attempt. The Board considered the instant Petition at a duly-noticed public meeting held on June 15, 2018, in Champions Gate, Florida. The Board's Order, filed on June 29, 2018, denied the request for a waiver because Petitioner did not demonstrate that the purpose of the underlying statute will be or has been achieved by other means or how application of the rule creates a substantial hardship or violates principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, telephone: (850)487-1395, or by electronic mail – Donald.Shaw@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.010 Supervision and Training of Registered Trainee Appraisers

NOTICE IS HEREBY GIVEN that on July 02, 2018, the Florida Real Estate Appraisal Board, received a petition for variance or waiver from Rule 61J1-4.010, F.A.C., filed by Steve Vockell. Petitioner requested a variance or waiver from the requirement that as a registered trainee the supervisory appraiser personally inspect each property for a period of at least the first six (6) months and 150 hours to be considered satisfied based on previous appraisal experience. Comments on this petition should be filed with Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West

Robinson Street, #N801, Orlando, FL 32801; (850)487-1395, or by electronic mail – Lori.Crawford@myfloridalicense.com, within 14 days of publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Lori Crawford, Executive Director, at the above address.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following Ad Hoc Committee meeting which is open to the public.

DATE AND TIME: Wednesday, July 25, 2018, 12:00 Noon – 1:30 p.m.

PLACE: FSCJ Administrative Offices, Room 403A, 501 West State Street, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enrollment.

A copy of the agenda for the meeting may be obtained by contacting: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

Copies of the agenda for the meeting will be available for inspection beginning Wednesday, July 18, 2018, and copies will be provided upon written request and the payment of approved duplicating charges.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise the agency at least 24 hours before the meeting by contacting: The Office of the College President, District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: July 25, 2018, 2:00 p.m. – 4:00 p.m.

PLACE: GoToWebinar
<https://attendee.gotowebinar.com/register/6187827532729953283>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation is proactively updating the State Action Plan as required by the Fixing America's Surface Transportation (FAST) Act. Please help the Department finalize the vision and review draft plan components. Safety is our priority, and we need your input to make this plan successful! Please register at <https://attendee.gotowebinar.com/register/6187827532729953283>. A copy of the agenda may be obtained by contacting Holly Cohen at holly.cohen@dot.state.fl.us. It is the policy of the Florida Department of Transportation, under Title VI of the Civil Rights Act of 1964; Section 504 of the Rehabilitation Act of 1973; Age Discrimination Act of 1975; Section 324 of the Federal-Aid-Highway Act of 1973; Civil Rights Restoration Act of 1987; and related statutes and regulations, that no person in the United States shall, on the basis of race, color, national origin, sex, age, disability/handicap, or income status, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination or retaliation under any federally or non-federally funded program or activity administered by the Department or its sub-recipients.

A copy of the agenda may be obtained by contacting: holly.cohen@dot.state.fl.us.

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council

The Northeast Florida Regional Council announces a public meeting to which all persons are invited.

DATES AND TIMES: August 2, 2018: PB&F Policy Committee meeting at 9:30 a.m., Board of Directors meeting at 10:00 a.m. and Legislative Policy Committee meeting immediately following the Board meeting.

PLACE: 100 Festival Park Avenue, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting

A copy of the agenda may be obtained by contacting: (904)279-0880.

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: (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: Monday, August 20, 2018, 9:30 a.m. – 11:30 a.m.

PLACE: Florida Department of Health, Bill Posey Conference Center, 2555 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: To assist with the development of a Regional Resiliency Action Plan.

A copy of the agenda may be obtained by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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 two (2) days before the workshop/meeting by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.org.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: Tuesday, August 21, 2018, 9:30 a.m. – 11:30 a.m.

PLACE: Florida Department of Health Volusia County, 1845 Holsonback Drive, Daytona Beach, FL 32117

GENERAL SUBJECT MATTER TO BE CONSIDERED: To assist with the development of a Regional Resiliency Action Plan.

A copy of the agenda may be obtained by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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 two (2) days before the workshop/meeting by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.org.

DEPARTMENT OF HEALTH

Board of Nursing

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

DATES AND TIMES: Wednesday, August 1, 2018, 4:00 p.m.; Thursday, August 2, 2018, 8:30 a.m.; Thursday, August 2, 2018, 1:30 p.m.; Friday, August 3, 2018, 8:30 a.m.

PLACE: Embassy Suites, 1100 SE 17th Street, Ft. Lauderdale, FL 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: Credential and Education Committee meetings; Disciplinary Hearings and General Business.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: <http://www.floridasnursing.gov/meeting-information/>. 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 Optometry

The Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 25, 2018, 12:00 Noon, (ET)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Part of this meeting will be in closed session to discuss the settlement negotiations and/or strategy related to litigation expenditures between Law Offices of Steven R. Andrews and Florida Board of Optometry, Case No.: 2017-CA-001674. Those in attendance will be: Executive Director, Dr. Anthony Spivey, Program Operations Administrator, Gail Curry, Regulatory Supervisor, Kelly Woodard, Board Counsel, Lawrence Harris and Board members, Stuart Kaplan, O.D., Katie Spear, O.D., David Rouse, O.D., Christopher King, O.D. Stephen Kepley, O.D., John Griffin, Esquire, Lucille Turner, Esquire and Court Reporter.

A copy of the agenda may be obtained by contacting: <http://floridasoptometry.gov/>.

Pursuant to the provisions of the Americans with Disabilities

Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Anthony.Spivey@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: August 7, 2018, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting involving 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 Environmental Health

RULE NOS.:RULE TITLES:

64E-8.001 Definitions

64E-8.002 Limited Use Public Water System Construction

64E-8.003 Private and Multi-family Water System Construction

64E-8.004 Annual Operating Permits, Existing Systems, Systems Constructed on or after 1/1/93, Annual Inspections and Regulations

64E-8.005 Operation and Maintenance

64E-8.006 Water Quality Standards and Monitoring for Limited Use Public Water Systems

64E-8.007 Corrective Actions

64E-8.009 Variances

64E-8.010 Prohibited Acts

64E-8.012 Schedule of Fines

64E-8.013 Cross-Connection Control

The Department of Health, Division of Disease Control and Health Protection announces a workshop to which all persons are invited.

DATE AND TIME: Monday August 6, 2018, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Health, 4025 Esplanade Way Room 301, Tallahassee, FL 32311

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments on draft rules 64E-8.001-.007, .009-.010, and .012-.013 as noticed in the April 27, 2018, Volume 44, Number 83 edition of the Florida Administrative Register. The Department will accept written comments at the workshop or by email to michael.berry@flhealth.gov. The workshop will be recorded. The recording will be made a part of the public rulemaking record.

A copy of the agenda may be obtained by contacting: Michael Berry, OMC Manager--Bureau of Environmental Health, 4052 Bald Cypress Way, Bin A-08, Tallahassee, FL 32399-1742, (850)901-6486, michael.berry@flhealth.gov, or at the agency website: <http://www.floridahealth.gov/environmental-health/drinking-water/limited-use-wells.html>. A copy of the draft text of the rules may be obtained at: <http://www.floridahealth.gov/environmental-health/drinking-water/limited-use-wells.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Michael Berry, OMC Manager--Bureau of Environmental Health, 4052 Bald Cypress Way, Bin A-08, Tallahassee, FL 32399-1742 or michael.berry@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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

The Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: July 26, 2018, 7:00 p.m.

PLACE: Renaissance Center, 435 N. Macomb St., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comment regarding considerations for FWC's ten-year Management Plan for the FWC Lead Managed Portions of L. Kirk Edwards WEA.

This hearing is being held EXCLUSIVELY for discussion of the DRAFT L. Kirk Edwards WEA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development, visit <http://myfwc.com/about/rules-regulations/changes/>.

A copy of the agenda may be obtained by contacting: Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Telephone: (850)487-9982 or by email at Lindsay.Slutterback@MyFWC.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 14 days before the workshop/meeting by contacting: Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Telephone: (850)487-9982 or by email at Lindsay.Slutterback@MyFWC.com.

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

For more information, you may contact: Lindsay.Slutterback@MyFWC.com.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: August 16, 2018, 9:00 a.m. – 1:00 p.m.

PLACE: Florida Atlantic University, Division of Research Office, 777 Glades Road, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: FARDA members will visit research labs at FAU

A copy of the agenda may be obtained by contacting: There is no agenda for the meeting, please contact: Jacki Wales at jwales@research-park.org.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: August 16, 2018, 9:00 a.m. – 1:00 p.m.

PLACE: Florida Atlantic University, Division of Research Office, 777 Glades Road, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: FARDA members will visit research labs at FAU.

A copy of the agenda may be obtained by contacting: There is no agenda for the meeting, please contact: Jacki Wales at jwales@research-park.org.

NATIONAL COUNCIL ON COMPENSATION INSURANCE

The Florida Workers Compensation Appeals Board announces a public meeting to which all persons are invited.

DATE AND TIME: August 21, 2018, 1:00 p.m.

PLACE: Four Points by Sheraton Tallahassee Downtown, 316 W Tennessee Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workers Compensation Premium Disputes.

A copy of the agenda may be obtained by contacting: no agenda available

For more information, you may contact: Maureen Longanacre, Underwriting Dispute Consultant, NCCI, (915)261-7999.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has declined to rule on the petition for declaratory statement filed by Steven M. Weaver on April 02, 2018. The following is a summary of the agency's declination of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 44, No. 87, of the May 3, 2018, Florida Administrative Register. Petitioner asks the Board for Clarification of subsection 489.105(3), Fla. Stat., specifically whether certain license holders are allowed to provide construction management in the context of Declaratory Statement DS 2011-082, and Chapters 471, 475, and 481, Fla. Stat. It is the Board's opinion that Petitioner's petition is vague and does not state a particular set of circumstances to which the statute in question would apply as required by s. 120.565, Fla. Stat., and appears to apply to past behavior and the conduct of a third party. The Board does not have jurisdiction over chapters 471, 475, and 481, Fla. Stat., nor the Florida Real Estate Commission, the Florida Board of Architecture and Interior Design, or the Florida Board of Engineering. The Board's

Order, filed on June 29, 2018, declines to issue a declaratory statement in this matter.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contracting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395, or by electronic mail - Donald.Shaw@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Grady R. Pugh, III. The petition seeks the agency's opinion as to the applicability of paragraph 489.105(3)(n), F.S, as it applies to the petitioner.

The petition filed on June 8, 2018, seeks a determination from the Board regarding whether a licensed underground utility contractor can directionally bore national gas lines on public right-of-way and private property. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, or telephone: (850)487-1395, or by electronic mail - Donald.Shaw@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, July 11, 2018 and 3:00 p.m., Tuesday, July 17, 2018.

Rule No.	File Date	Effective Date
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
19-8.028	7/12/2018	8/1/2018
41-2.014	7/16/2018	8/5/2018

61G7-5.0021	7/16/2018	8/5/2018
61G15-22.001	7/12/2018	8/1/2018
61G15-22.006	7/12/2018	8/1/2018
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
64B2-13.004	7/16/2018	8/5/2018
64B5-12.013	7/17/2018	8/6/2018
64B5-12.0135	7/17/2018	8/6/2018
64B5-13.0046	7/17/2018	8/6/2018
64B8-40.003	7/12/2018	8/1/2018
64B18-17.001	7/17/2018	8/6/2018
64E-6.009	7/11/2018	7/31/2018
64E-6.012	7/11/2018	7/31/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	*/*/****
64B8-10.003	12/9/2015	*/*/****

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Office of Energy

Local Government Natural Gas Vehicle Rebate Program

The Florida Department of Agriculture and Consumer Services (FDACS) is seeking applications from local government entities that submitted applications to the Natural Gas Fuel Fleet Vehicle Rebate Program, Section 377.810 Florida Statutes, in the 2016-17 fiscal year but did not receive funding. Please visit

<http://www.freshfromflorida.com/Divisions-Offices/Energy>
for the Request for Applications (RFA) and application.
FDACS reserves the right, at its sole discretion, to suspend or
amend the provisions of this RFA. If such an action occurs,
FDACS will post revisions to the RFA on its website,
<http://www.freshfromflorida.com/Divisions-Offices/Energy>.

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.
