

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

COMMISSION ON ETHICS

RULE NO.:	RULE TITLE:
34-8.002	General Rules for Filing the CE Form 6 - Full and Public Disclosure of Financial Interests
34-8.008	Final Filing Using the CE Form 6F
34-8.009	Amended Filing Using the CE Form 6X
34-8.202	General Rules for Filing the CE Form 1 - Statement of Financial Interests
34-8.208	Final Filing Using the CE Form 1F
34-8.209	Amended Filing Using the CE Form 1X

PURPOSE AND EFFECT: The purpose of the proposed amendment is to update, clarify, and re-adopt the forms and their instructions incorporated by reference in Chapter 34-8, F.A.C., and to address changes required by law. All of the forms and instructions will reference the 2019 filing year. Rules 34-8.002 and 34-8.008, F.A.C., are being amended to add to the instructions for CE Form 6 and CE Form 6F that members of an expressway agency created pursuant to Chapter 348 or 343, F.S., are required to file those forms. Rules 34-8.202 and 34-8.208, F.A.C., are being amended to omit from the instructions for CE Form 1 and CE Form 1F assistant bureau chiefs from the definition of individuals required to file those forms and to clarify the threshold amount provided for in Section 287.017, F.S., for purchasing agents required to file those forms has been raised from CATEGORY ONE (\$20,000) to CATEGORY TWO (\$35,000). And Rule 34-8.202, F.A.C., is being amended to clarify in CE Form 1 that the disclosure period is the calendar year.

SUBJECT AREA TO BE ADDRESSED: Disclosure of Financial Interests. This rulemaking affects the CE Form 6 -Full and Public Disclosure of Financial Interests; CE Form 6F-Final Full and Public Disclosure of Financial Interests; CE Form 6X-Amendment to Full and Public Disclosure of Financial Interests; CE Form 1-Statement of Financial Interests; CE Form 1F-Final Statement of Financial Interests; and CE Form 1X-Amendment to Statement of Financial Interests. The rulemaking also affects instructions for completing those forms.

RULEMAKING AUTHORITY: Art. II, s. 8, Fla. Const., 112.3144, 112.3145, 112.3147, 112.322, FS.

LAW IMPLEMENTED: Art. II, s. 8, Fla. Const., 112.3144, 112.3145, 112.3147, 112.322, 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.

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: Diana Westberry, Executive Secretary, Florida Commission on Ethics (850)488-7864. 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: Caroline Klancke, Senior Attorney, Florida Commission on Ethics (850)488-7864.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.:	RULE TITLE:
64B9-15.005	Standards for Certified Nursing Assistant Training Programs

PURPOSE AND EFFECT: The purpose of the rule amendment is to add rule text for extension of probation.

SUBJECT AREA TO BE ADDRESSED: Extension of probation.

RULEMAKING AUTHORITY: 464.202, 464.203 FS.

LAW IMPLEMENTED: 464.203, 464.2085 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-15.007
 RULE TITLE: Approval and Renewal of New Certified Nursing Assistant Training Programs

PURPOSE AND EFFECT: The purpose of the rule amendment is to add rule text for extension of time.

SUBJECT AREA TO BE ADDRESSED: Extension of time.

RULEMAKING AUTHORITY: 464.202, 464.203, FS.

LAW IMPLEMENTED: 464.203, 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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 BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers

RULE NO.: 61E14-1.001
 RULE TITLE: Prelicensure Education Requirements

PURPOSE AND EFFECT: The proposed rule amendment reduces the prelicensure education burden on persons seeking licensure as a Community Association Manager.

SUMMARY: The Board proposes that this rule amendment pertains to the required number of prelicensure education hours from 18 to 16.

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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: 468.4315(2), 468.433(2)(d) FS.

LAW IMPLEMENTED: 468.433(2)(d) 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: Krista Woodard, Executive Director, Board of Regulatory Council of Community Association Managers, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771, Krista.Woodard@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61E14-1.001 Prelicensure Education Requirements.

(1) All community association manager applicants must satisfactorily complete a minimum of 16 ~~18~~ in-person classroom hours of instruction of 50 minutes each within 12 months prior to the date of examination. No applicant shall be allowed to take the licensure examination unless the applicant provides documentation of completion of the requisite prelicensure education. Each contact hour shall consist of at least 50 minutes of classroom instruction.

(2) The 16 ~~18~~ hours of prelicensure education shall be comprised of courses in the following areas:

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

Rulemaking Authority 468.4315(2), 468.433(2)(d) FS. Law Implemented 468.433(2)(d) FS. History—New 1-3-01, Formerly 61-20.5011, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Regulatory Council of Community Association Managers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Regulatory Council of Community Association Managers
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 17, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 11, 2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers

RULE NO.: 61E14-4.001
 RULE TITLE: Continuing Education Renewal Requirements

PURPOSE AND EFFECT: The proposed rule amendment reduces the continuing education burden on persons seeking to renew licensure as a Community Association Manager.

SUMMARY: The Board proposes this rule amendment reduces the required total number of continuing education hours per biennium from 20 to 15 and reduces the number of hours required in each of the subject areas from 4 to 3.

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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: 455.2123, 455.2124, 468.4315(2), 468.4336, 468.4337 FS.

LAW IMPLEMENTED: 455.2123, 455.2124, 468.4336, 468.4337 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: Krista Woodard, Executive Director, Board of Regulatory Council of Community Association Managers, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771, Krista.Woodard@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61E14-4.001 Continuing Education Renewal Requirements.

(1) All community association manager licensees must satisfactorily complete a minimum of 15 ~~20~~ hours of continuing education per biennial renewal cycle. Each hour shall consist of 50 minutes of student involvement in approved classroom, correspondence, interactive, distance education or internet courses. No license shall be renewed unless the licensee has completed the required continuing education.

(2) No change.

(3) The required 15 ~~20~~ hours of continuing education shall be comprised of courses approved pursuant to Rule 61E14-4.003, F.A.C., in the following areas:

(a) 3 ~~4~~ hours of legal update seminars. The legal update seminars shall consist of instruction regarding changes to Chapters 455, 468, Part VIII, 617, 718, 719, 720, and 721, F.S., and other legislation, case law, and regulations impacting community association management. Licensees shall not be awarded continuing education credit for completing the same legal update seminar more than once even if the seminars were taken during different years.

(b) 3 ~~4~~ hours of instruction on insurance and financial management topics relating to community association management.

(c) 3 ~~4~~ hours of instruction on the operation of the community association's physical property.

(d) 3 ~~4~~ hours of instruction on human resources topics relating to community association management. Human resources topics include, but are not limited to, disaster preparedness, employee relations, and communications skills for effectively dealing with residents and vendors.

(e) 3 ~~4~~ hours of additional instruction in any area described in paragraph (3)(b), (c) or (d) of this rule or in any course or courses directly related to the management or administration of community associations.

(4) No change.

(5) No change.

(6) No change.

Rulemaking Authority 455.2123, 455.2124, 468.4315(2), 468.4336, 468.4337 FS. Law Implemented 455.2123, 455.2124, 468.4336, 468.4337 FS. History—New 5-5-88, Amended 3-22-89, 2-5-91, 12-28-92, Formerly 7D-55.008, 61B-55.008, Amended 10-18-99, 3-13-00, 2-21-01, 7-21-03, 4-25-05, 2-28-07, Formerly 61-20.508, Amended 2-1-15, 5-18-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Regulatory Council of Community Association Managers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Regulatory Council of Community Association Managers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 17, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 11, 2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers

RULE NO.: 61E14-4.004
RULE TITLE: Reactivation Continuing Education

PURPOSE AND EFFECT: The proposed rule amendment reduces the continuing education burden on persons seeking to reactivate an inactive or delinquent Community Association Managers license.

SUMMARY: The Board proposes that this rule amendment reduces the required total number of continuing education hours per biennium from 20 to 15 as required by rule 61E14-4.001.

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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: 468.4315, 468.4338 FS.

LAW IMPLEMENTED: 455.271(4), (10), 468.4338 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: Krista Woodard, Executive Director, Board of Regulatory Council of Community Association Managers, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771, Krista.Woodard@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61E14-4.004 Reactivation Continuing Education.

(1) Inactive Licenses. As a condition for reactivating an inactive license, a licensee must complete fifteen (15) ~~twenty (20)~~ classroom hours of continuing education instruction, as required by Rule 61E14-4.001, F.A.C., all of which must have been completed within the current or immediately preceding licensure renewal cycles.

(2) Delinquent Licenses. As a condition for reactivating a delinquent license, a licensee must complete fifteen (15) ~~twenty (20)~~ classroom hours of continuing education instruction, as required by Rule 61E14-4.001, F.A.C., all of which must have been completed during the licensure cycle in which the licensee becomes delinquent.

(3) No Change.

Rulemaking Authority 468.4315, 468.4338 FS. Law Implemented 455.271(4), (10), 468.4338 FS. History—New 1-8-98, Amended 3-13-00, Formerly 61-20.509, Amended 1-5-10, 5-18-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Regulatory Council of Community Association Managers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Regulatory Council of Community Association Managers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 17, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 11, 2019

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

RULE NO.:	RULE TITLE:
65E-16.001	Definitions
65E-16.002	Individual Eligibility Criteria
65E-16.003	Provider Requirements
65E-16.004	Sanctions

PURPOSE AND EFFECT: The Department’s intends to create Rule Chapter 65E-16, F.A.C., to adopt standards for the Indigent Psychiatric Medication Program.

SUMMARY: The rules prescribe the clinical and financial eligibility of clients who may receive services under the indigent psychiatric medication program, the requirements that community-based mental health providers must meet to participate in the program, and the sanctions to be applied for failure to meet those 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 Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in paragraph 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 394.676(2), F.S.

LAW IMPLEMENTED: 394.676, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:
65E-16 Indigent Psychiatric Medication Program
65E-16.001 Definitions

(1) “IPMP” or “the Program” means the Indigent Psychiatric Medication Program.

(2) “IPMP/FSH Warehouse” means a physical space located on the campus of Florida State Hospital (FSH) at Chattahoochee, Florida. This space is reserved for receiving, storing, and shipping IPMP psychiatric medications.

(3) “Managing Entity” means a corporation as defined in s. 394.9082(2)(e), F.S.

(4) “Provider” means an agency that contracts with a Managing Entity to provide substance abuse and mental health services in accordance with Chapters 394 and 397, F.S.

(5) “Psychiatric Medication” means any drug prescribed with the primary intent to stabilize or improve mood, mental status, symptoms of behavioral health disorders, mental health or substance use disorders. The medications include the following major categories:

- (a) Antipsychotics;
- (b) Antidepressants;
- (c) Anxiolytics;
- (d) Mood stabilizers;
- (e) Cerebral or psychomotor stimulants;
- (f) Beta blockers,
- (g) Anticonvulsants,
- (h) Cognition enhancers, and
- (i) Opiate blockers.

Rulemaking Authority 394.676(2), F.S. Law Implemented 394.676, F.S. History-New.

65E-16.002 Individual Eligibility Criteria

To be eligible for the Program, individuals must meet the following clinical and financial eligibility criteria.

(1) To meet the clinical criteria, individuals:

(a) Must be a member of at least one (1) of the Department’s priority populations, as defined in 394.674(1), F.S.; and

(b) Must not currently be admitted to a state mental health treatment facility, an inpatient psychiatric hospital, or a crisis stabilization unit.

(2) To meet the financial eligibility criteria, individuals:

(a) Must have a net family income at or below 150 percent of the Federal Poverty Income Guidelines, as published annually in the Federal Register; and

(b) Must lack third-party insurance, including Medicaid, or other funding sources for psychotropic medications.

If individuals have third party insurance for psychiatric medications but the prescribed medication is not covered or not authorized, they may receive IPMP psychiatric medications until the prescribed medication is covered or authorized by the third-party insurer.

Rulemaking Authority 394.676(2), F.S. Law Implemented 394.676, F.S. History-New.

65E-16.003 Provider Requirements

(1) To participate in the IPMP program, providers must be under contract with a Managing Entity.

(2) The provider must operate a licensed pharmacy or subcontract with a licensed pharmacy.

(3) Providers shall submit the following information to the IPMP/FSH Warehouse and Managing Entity to enroll in the IPMP program:

(a) The provider's IPMP contact information, including name, e-mail, and phone number;

(b) The name of the person authorized by the provider to approve the Supply Requisition; and

(c) A copy of the pharmacy license(s) from the provider, or the provider's subcontracted pharmacy. Copies of the license(s) and the permit issued must be maintained in accordance with the Department of Health's requirements specified in s. 499.012(1)(d), F.S.

(4) IPMP providers shall ensure that the information in subsection (3) is updated annually and provided to the IPMP/Warehouse and to the Managing Entity with the first medication order of the fiscal year.

Rulemaking Authority 394.676(2), F.S. Law Implemented 394.676, F.S. History-New.

65E-16.004 Sanctions

(1) If an IPMP provider is not in compliance with the requirements in Chapter 65E-16 F.A.C. and Chapters 465 and 499, Part I, F.S., and the violation does not present a threat to the health, safety, or welfare of an individual or the public, the Department shall:

(a) Provide a notice of noncompliance to the provider as the first enforcement action taken; and

(b) Require a corrective action plan within 10 business days from receipt of the notice of noncompliance. The corrective action plan is subject to approval by the contracted Managing Entity. The severity of the noncompliance may affect the period of time allowed for correction, but in no event shall the corrective action period exceed 90 days.

(2) When the violation does present a threat to the health, safety, or welfare of an individual or the public:

(a) The Department will require a corrective action plan from the Managing Entity and the IPMP provider within 10 business days from receipt of the notice of noncompliance. The corrective action plan must include a procedure to ensure that individuals who participate in IPMP continue to have access to psychiatric medications; and

(b) The Department will impose an immediate moratorium on IPMP prescriptions; and

(c) In no event shall the corrective action period exceed 90 days.

(3) Notice of the moratorium shall be posted and visible to the public at the location of the provider until the action is lifted.

(4) Each Managing Entity will terminate participation of an IPMP provider from this Program for:

(a) False representation or omission of information relevant to approving a provider to participate in the Program.

(b) An intentional or negligent act materially affecting the health or safety of an individual receiving IPMP services from the provider.

(c) A demonstrated pattern of deficient performance.

(5) If an IPMP provider's contract is terminated for cause by the Managing Entity, or if the provider is terminated from participation in the Program, the IPMP provider is barred from submitting any request to participate in this Program to the Managing Entity for a period of one (1) year after the termination.

Rulemaking Authority 394.676(2), F.S. Law Implemented 394.676, F.S. History-New.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Heather Allman

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Chad Poppell

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: June 11, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: June 21, 2019

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.:	RULE TITLE:
65D-30.002	Definitions
65D-30.0031	Certifications and Recognitions Required by Statute
65D-30.0032	Display of Licenses
65D-30.0033	License Types
65D-30.0034	Change in Status of License
65D-30.0035	Required Fees
65D-30.0036	Licensure Application and Renewal
65D-30.0037	Department Licensing Procedures
65D-30.0038	Violations; Imposition of Administrative Fines; Grounds
65D-30.004	Common Licensing Standards
65D-30.0042	Clinical and Medical Guidelines
65D-30.0044	Plans, Progress Notes, and Summaries
65D-30.0046	Staff Training, Qualifications, and Scope of Practice
65D-30.005	Standards for Addictions Receiving Facilities
65D-30.006	Standards for Detoxification
65D-30.0061	Standards for Intensive Inpatient Treatment
65D-30.007	Standards for Residential Treatment
65D-30.0081	Standards for Day or Night Treatment with Community Housing
65D-30.0091	Standards for Intensive Outpatient Treatment
65D-30.011	Standards for Aftercare
65D-30.012	Standards for Intervention

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 43 No. 250, December 29, 2017 issue of the Florida Administrative Register.

65D-30.002 Definitions.

(1) No change.

(2) “Accreditation” means the process by which a provider satisfies specific nationally accepted administrative, clinical, medical, and facility standards applied by an accrediting organization that has been approved by the Department.

(3) through (7) No change.

(8) “Business Day” means a day in which the Department’s Office of Substance Abuse and Mental Health is operating for business between 8 a.m. and 5 p.m. Eastern Standard Time.

(8) through (9) are renumbered (9) through (10) No change.

(11)(10) “Change in Ownership” means, in addition to s.

397.407(6),F.S.,

(a) No change.

(b) An event in which greater than 50 ~~51~~ percent or more of the ownership, shares, membership, or controlling interest of a licensee is in any manner transferred or otherwise assigned. This paragraph does not apply to a licensee that is publicly traded on a recognized stock exchange.

(c) No change.

(11) through (14) are renumbered (12) through (15) No change.

(16) “Clinical Supervisor” means a person that manages personnel who provide direct clinical services, or a person who maintains lead responsibility for the overall coordination and provision of clinical services. A “Clinical Supervisor” shall meet the qualifications of a “Qualified Professional” as defined in s. 397.311(34), F.S. For the purposes of this Rule Chapter a Clinical Director is considered a Clinical Supervisor.

(15) through (16) are renumbered (17) through (18) No change.

~~(17) “Control of Aggression” means the application of de-escalation and other approved techniques and procedures to manage aggressive client behavior, such as physical intervention. It does not include techniques used to restrict or prevent freedom of movement by the individual unless allowable as specified in this Rule Chapter.~~

(18) through (28) are renumbered (19) through (29) No change.

~~(30)(29)~~ “Direct Services” means services that are provided by employees or volunteers who have contact or who interact with individuals receiving services on a regular basis.

~~(31)(28)~~ “Discharge Summary” means a written narrative of the individual’s treatment record describing the individual’s accomplishments and challenges during treatment, reasons for discharge, and recommendations for further services.

(29) through (40) are renumbered (32) through (43) No change.

~~(44)(41)~~ “Medical Maintenance” means special clinical protocols that permit extending the amount of consecutive take-home methadone medication provided to individuals who are involved in medication-assisted treatment for opioid addiction and who qualify through a special exemption from the Department for participation under these protocols. Medical maintenance may be either partial, i.e., 13 consecutive take-home doses ~~take homes~~ or full, i.e., 27 consecutive take-home doses ~~take homes~~.

(42) through (52) are renumbered (45) through (56) No change.

~~(53) “Physical Intervention Techniques” means any attempt to control aggressive behavior involving physical contact, including physical re-direction.~~

(54) through (55) are renumbered (57) through (58) No

change.

~~(59)(56)~~ “Primary Counselor” means the provider’s staff who a substance use treatment professional an employee who is part of the clinical staff. The primary counselor and who has primary responsibility for delivering and coordinating clinical services for specific individuals in treatment.

(57) through (74) are renumbered (60) through (76) No change.

~~(75) “Shared Registry” means a system used by two (2) or more providers to share information about individuals who are applying for or presently involved in detoxification or maintenance treatment using methadone, for the purpose of preventing the concurrent enrollment of individuals with more than one (1) methadone provider.~~

(76) through (80) are renumbered (77) through (81) No change.

~~(82)(81)~~ “Telehealth” means the mode of providing patient care, treatment, or services by a Florida qualified professional, as defined under 397.311(34), F.S., licensed health care practitioner or physician assistant, within the scope of his or her practice, through the use of clinical and medical information exchanged from one site to another via electronic communication. Telehealth does not include the provision of health services only through an audio only telephone, email messages, text messages, facsimile transmission, U.S. mail or other parcel service, or any combination thereof.

~~(83)(82)~~ No change.

(84) through (87) No change.

~~(88)~~ “Verbal De-escalation” means approved non-physical techniques and procedures used to manage a potentially aggressive situation and prevent it from escalating into physical aggression.

~~(89)(88)~~ No change.

65D-30.0031 Certifications and Recognitions Required by Statute.

(1) Department Recognition of Accrediting Organizations.

(a) No change.

(b) Accrediting organizations that desire Department recognition shall submit a request in writing to the Director for the Office of Substance Abuse and Mental Health. The Director for the Office of Substance Abuse and Mental Health shall respond in writing to the organization’s chief executive officer denying or granting recognition. An organization must meet the following criteria in order to be granted recognition by the Department.

1. through 3. No change.

4. For the purposes of this rule, ~~the accrediting organization shall require~~ a service provider must hold a valid license for each service component type prior to seeking accreditation for substance use treatment services, as defined in rule 65D-

~~30.002(17), F.A.C., to hold a valid license. For accrediting organizations that accredit by service component, the provider must hold a valid license for each component type prior to being issued accreditation. The accrediting organization must identify on the accrediting survey report each component that is accredited.~~

5. The provider must submit the accrediting survey report to the Department.

(2) Department Recognition of Credentialing Entities.

(a) The Department shall recognize one (1) or more professional credentialing entities as a certifying organization for addiction professionals. A list of Department recognized credentialing organizations can be found at the following link: <http://www.myflfamilies.com/service-programs/substance-abuse/licensure-regulation>. An organization that desires recognition by the Department as a certifying organization for addiction professionals shall request such approval in writing from the Department. Organizations seeking approval shall be:

1. through 3. No change.

4. Require annual continuing education units to ensure ~~currency~~ of addiction treatment, prevention, or recovery support subject matter content is current;

5. through 7. No change.

(b) No change.

65D-30.0032 Display of Licenses.

(1) through (3) No change.

(4) Marketing or advertising materials shall use the legal entity’s name registered with the Division of Corporations, and any reference to a service component must use the name of the licensed service component as defined in section 397.311(26), F.S. and ~~65D-30.002(17)~~ 65D-30.002(15), F.A.C.

(5) through (7) No change.

65D-30.0033 License Types.

(1) Probationary License.

(a) Conditions Permitting Issuance. A probationary license is issued to a new applicant applicants and to licensed providers adding new components, or new locations, upon completion of all applicable requirements. For providers licensed for the same component at multiple locations, the license will display which service component locations are probationary and which provider locations have a current regular license for that service component.

(b) through (d) No change.

(2) through (3) No change.

65D-30.0034 Change in Status of License.

(1) Changing the Status of Licenses. Changes to a provider’s license shall be permitted under the following circumstances:

(a) through (c) No change.

(d) Whenever there is a change in a provider’s licensed bed capacity equal to or greater than 10 percent, the provider shall notify the Department within 24 hours of the change. The Department shall issue an amended license to the provider within 30 ~~business~~ working days of receipt of notice;

(e) When there is a change in a provider’s status regarding accreditation, the provider shall notify the Department in writing within ~~five (5) business~~ working days of such change. In instances, where the change in status will adversely affect the provider’s license or requires other sanctions, the Department shall notify the provider within 30 ~~business~~ working days of receipt of the notice of the Department’s pending action; and

(f) No change.

(2) License Non-transferable. In addition to Section 397.407(6), F.S., an acquisition of a majority of ownership shall require the submission of a new application for each component affected. A change in ownership of less than a majority of the ownership interest in a licensed entity only requires submittal of a local and Level 2 background check. All owners shall be screened according to the level 2 screening requirements of chapter 435, F.S.

(a) No change.

(b) Submitting Applications. A completed ~~electronic application or CF MH C&F SA Form 4024, Feb 2018 Nov. 2017, titled “Application for Licensure to Provide Substance Use Services,” CF-MH Form 4024 (insert date), incorporated herein~~ by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>, shall be submitted to the Department at least 30 days prior to acquisition or relocation. In lieu of the “Application for Licensure to Provide Substance Use Services,” the applicant may complete an on-line process through the Department’s statewide electronic system specific to licensure, which can be accessed at ~~The electronic application and CF MH C&F SA Form 4024 may be obtained from the Department of Children and Families, Office of Substance Abuse and Mental Health at the following link:~~ <http://www.myflfamilies.com/service-programs/substance-abuse/licensure-regulation>. The “Treatment Resource Attestation,” CF-MH 4055, (insert date), which is referenced in form CF-MH 4024, is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>.

1. through 2. No change.

3. Temporary Relocation. A provider may temporarily ~~temporarily~~ relocate services when an evacuation is necessary in order to protect the health, safety, and welfare of individual’s being served.

a. Information on the emergency circumstances requiring temporary relocation of services and options to transfer individuals to another provider shall be made available to

individuals in treatment, prior to any emergency action taken by the provider, and acknowledgement of the information- ~~Documentation that the individual is aware of all options available, their preferences, and reasons to either transfer or relocate the individual~~ shall be documented in the clinical record. ~~The document must be signed and dated by the individual.~~ The provider shall discharge individuals who can be safely discharged.

b. The provider must notify the Regional Substance Abuse and Mental Health Office by phone or electronic mail within five (5) ~~business~~ working days of relocation ~~and provide the documentation required in subparagraph a. above.~~

c. If the temporary relocation exceeds 30 ~~business~~ working days, prior approval is required by the Regional Substance Abuse and Mental Health Program Office. The provider shall submit a written request to the Department, including justification for the temporary relocation, the beginning and ending dates of the temporary relocation, and a plan for the transfer of any individuals to other providers. The regional office shall approve written requests containing the required information. The regional office shall send a written approval or denial to the provider.

d. No change.

Changes have also been made to CF-MH 4024, incorporated by reference

65D-30.0035 Required Fees.

(1) Licensing Fees. Applicants for a license to operate a licensed service component shall be required to pay a fee upon submitting an application to the regional office. The fees paid by privately-funded providers shall exceed fees paid by publicly-funded providers, as required in Section 397.407(1), F.S. Applicants shall be allowed a reduction, hereafter referred to as a discount, in the amount of fees owed the Department. The discount shall be based on the number of facilities operated by a provider. The fee schedules are listed by component as follows:

Publicly-Funded Providers	
Service Component	Fee (\$)
Addictions Receiving Facility	325
Detoxification	325
Intensive Inpatient Treatment	325
Residential Treatment	300
Day or Night Treatment with Community Housing	250
Day or Night Treatment	250
Intensive Outpatient Treatment	250

Outpatient Treatment	250
Methadone Medication-Assisted Treatment for Opioid Addiction	350
Aftercare	200
Intervention	200
Prevention	200
Applications to provide overlay services should be accompanied by the fee equal to the amount of the licensure fee for the relative service component(s).	
Relocation Fee - The relocation fee is based on the fee charged for the component(s) being relocated. <u>The relocation fee will be waived if due to a natural disaster.</u>	

Schedule of Discounts	
Number of Licensed Facilities	Discount
2-5	10%
6-10	15%
	20%
16-	25%
20+	30%

Privately-Funded Providers	
Service Component	Fee (\$)
Addictions Receiving Facility	375
Detoxification	375
Intensive Inpatient Treatment	350
Residential Treatment	350
Day or Night Treatment with Community Housing	300
Day or Night Treatment	300
Intensive Outpatient Treatment	300
Outpatient Treatment	300
Methadone Medication-Assisted Treatment for Opioid Addiction	400
Aftercare	250
Intervention	250
Prevention	250
Applications to provide overlay services should be accompanied by the fee equal to the amount of the licensure fee for the relative service component(s).	
Relocation Fee - The relocation fee is based on the fee charged for the component(s) being relocated. <u>The relocation fee will be waived if due to a natural disaster.</u>	

Schedule of Discounts

Number of Licensed Facilities	Discount
2-5	5%
6-10	10%
11-15	15%
16-20	20%
20+	25%

(2) The licensure fee must be included with all applications. Applications will not be processed if the fee is not received within 30 ~~business working~~ days of the submission of the application.

65D-30.0036 Licensure Application and Renewal.

(1) Application for Licensing. Applications for licensing shall be submitted initially and annually thereafter to the Department along with the required licensing fee. An application for renewal of a regular license must be submitted to the Department at least 60 business days prior to the expiration of the regular license. Applications for renewal submitted less than 60 business days, but at least 30 business days before the license expires, will be processed and late fees will be applied. If the application for renewal is not received by the Department 30 business days prior to the expiration of the regular license, the application will be denied and returned to the applicant, including any fees. In addition to requirements pursuant to Section 397.403, F.S., and unless otherwise specified, all applications for licensure shall include the following:

(a) A standard application for licensing, using CF-MH Form 4024, Feb 2018, titled "Application for Licensing to Provide Substance Abuse Treatment Services," incorporated herein by reference in Rule 65D-30.0034, F.A.C. In lieu of a standard application, the applicant may complete an on-line process through the Department's statewide electronic system specific to licensure, which can be accessed at ~~, or by completing the online process through the Department-approved electronic system. Copies of CF MH C&F SA Form 4024 and access to the electronic application may be obtained from the Department of Children and Families Office of Substance Abuse and Mental Health at: http://www.myflfamilies.com/service-programs/substance-abuse/licensure-regulation;~~

(b) through (g) No change.

(h) Proof of the applicant's financial ability and organizational capability to operate in accordance with these rules, such as a financial audit or review conducted by a certified accountant within the last 12 months of the calendar year ~~90 business days~~. The fiscal infrastructure should demonstrate an understanding of generally accepted accounting principles to ensure program stability. (Providers that are accredited by a Department recognized accrediting

organizations and Inmate Substance Abuse Programs operated by or under contract with the Department of Corrections or the Department of Management Services are exempt from this requirement);

(i) through (u) No change.

(2) Items listed in paragraphs (1)(a)-(n) must accompany the application for a license and ~~shall~~ must be maintained. Renewal applicants ~~shall~~ must submit item (1)(u) along with the licensure application ~~listed in~~. However, regarding items in paragraph (1)(g), only new applicants or where there is a change in chief executive officer, chief financial officers, or clinical supervisors ~~shall will be required to~~ submit this information with the application. Items listed in paragraphs (1)(o)-(t), including items in paragraph (1)(l) for renewal applicants, ~~shall~~ must be made available for review at the provider facility. In addition, documents listed in paragraphs (1)(a)-(u) that expire during the period the license is in effect shall be renewed by the provider prior to expiration. The Department shall be notified by the provider in writing within 24 hours upon renewal or in the event renewal does not occur. ~~Accreditation~~ Accreditation is required for all clinical treatment components. Applications for licensure renewal ~~shall~~ must submit proof of application for accreditation by a Department approved accrediting entity and proof of obtained accreditation for any subsequent renewals.

(3) through (6) No change.

(7) Accredited Providers. This subsection implements Sections 397.403, and 394.741(4), F.S and applies to licensing inspections of providers or components of providers that are accredited by Department approved accrediting organizations. A list of Department approved accrediting agencies may be obtained from the Department of Children and Families, Office of Substance Abuse and Mental Health: <http://www.myflfamilies.com/service-programs/substance-abuse/licensure-regulation>. For accredited providers or components of providers, the Department shall conduct a licensing inspection once every three (3) years.

(a) Inspections of Accredited Providers. In addition to conducting licensing inspections every three (3) years, the Department has the right to conduct inspections of accredited providers in accordance with Subsection 394.741(6), F.S., and Section 397.411, F.S., in cases where any of the following conditions exist:

1. No change.

2. The provider or component of the provider has not received or has not maintained accreditation as provided for in paragraph ~~(7)(b)~~ ~~(7)(e)~~ of this rule;

3. through 4. No change.

(b) Determination of Accreditation. ~~As indicated in paragraph (7)(b) of this rule,~~ Providers shall submit a copy of the accreditation survey report to the Department annually. The Department shall review the report and confirm that

accreditation has been awarded for the applicable components. If the survey report indicates that the provider or any components of the provider have been issued provisional or conditional accreditation, the Department shall conduct a licensing inspection as permitted in paragraph (7)(a) of this rule. -

Rulemaking Authority 394.46715, ~~394.879~~, 397.321(5) FS. Law Implemented 397.321(6), 397.4014, 397.403, 397.407, 397.410, 397.411, FS. History–New.

65D-30.0037 Department Licensing Procedures.

(1) Department Licensing Procedures.

(a) Regional Office Licensing Procedures. The regional offices shall be responsible for licensing providers operating within their geographic boundaries but are not prohibited from reviewing applications or conducting audits of service providers outside the boundary.

1. through 10. No change.

~~(2)11.~~ No change.

~~(3)12.~~ No change.

a. through b. are redesignated (a) through (b) No change.

(I) through (IV) are renumbered 1. through 4.

~~(c)e-~~ No change.

~~(4)13.~~ No change.

a. through d. are redesignated (a) through (d) No change.

~~(5)12.~~ No change.

65D-30.0038 Violations; Imposition of Administrative Fines; Grounds.

(1) through (2) No change.

(3) Definitions.

(a) “Day” means a calendar working day in which the program is operating for business.

(4) Regardless of the class of violation cited, the Department may impose a sanction on a provider, in addition to the fine, if the operation of any service component or location of the provider has one (1) or more of the violations present as established by Sections 397.415~~(1)~~(c) and (d).

(5) through (7) No change.

~~(8) Any service provider who operates a service without a license, including service providers who fail to inform the Department of a change in ownership within the specified timeframe in accordance with Rule 65D-30.0034, F.A.C., and operates the service component shall be fined \$5,000.~~

~~(8)(9)~~ The Department shall impose an administrative fine for a violation that is not designated as a Class I, Class II, Class III, or Class IV violation. The amount of the fine shall be \$500 for each violation. Unclassified violations include:

(a) through (d) No change.

(e) Failure to submit required incident reports; ~~and~~

(f) Violations that occurred or were identified during the current or preceding licensure year;

(g) Operating a service without a license; and

(h) Failing to inform the Department of a change in ownership within the specified timeframe in accordance with rule 65D-30.0034, F.A.C.

(10) through (13) are renumbered (9) through (12) No change.

Changes have also been made to CF-MH 4039, incorporated by reference.

65D-30.004 Common Licensing Standards.

(1) Operating Procedures. Providers shall demonstrate organizational capability ~~defined in Rule 65D-30.002(46), F.A.C.,~~ and required by Rule 65D-30.0036(1)(e), F.A.C., through a written, indexed system of policies and procedures that are descriptive of services, and the population served. Administrative and clinical services must align with current best practices as defined in Rule 65D-30.002(7), F.A.C. All staff shall have a working knowledge of the operating procedures. These operating procedures shall be submitted with new applications and available for review by the Department at any time.

(2) through (3) No change.

(4) Personnel Policies. Personnel policies shall clearly address recruitment and selection of prospective employees, promotion and termination of staff, code of ethical conduct, sexual harassment, confidentiality of individual records, attendance and leave, employee grievance, non-discrimination, abuse reporting procedures, and the orientation of staff to the agency's universal infection control procedures. The code of ethical conduct shall prohibit employees and volunteers from engaging in sexual activity with individuals receiving services for a minimum of two (2) years after the last professional contact with the individual. Providers shall also have a drug-free workplace policy for employees and prospective employees.

(a) No change.

(b) Screening of Staff. All owners, chief financial officers, chief executive officers, and clinical supervisors of service providers are subject to level 2 background screening and local background screening as provided under Chapters 435 and 397, F. S. All service provider personnel, and volunteers ~~working more than 40 hours per month~~ who have direct contact with children receiving services or with adults with intellectual disabilities ~~who are intellectually developmentally disabled~~ receiving services are subject to level 2 background screening as provided under Chapter 435 F.S. and Section 397.4073, F.S. In addition, individuals shall be re-screened within five (5) years from the date of their last screening and shall include a

local background screening. Re-screening shall include a level 2 screening in accordance with Chapter 435, F.S. Service provider personnel who request an exemption from disqualification must submit the request within 30 days after being notified of the disqualification. If five (5) years or more have elapsed since the most recent disqualifying offense, service provider personnel may work with adults who have substance use disorders under the supervision of a qualified professional ~~licensed under Chapter 490 or Chapter 491 F.S., or a master's level certified addiction professional~~ until the Department makes a final determination regarding the request for an exemption from disqualification. (Personnel operating directly with local correctional agency or authority, Inmate Substance Abuse Programs operated by or under contract with the Department of Corrections, or the Department of Management Services ~~staff~~ are exempt from the requirements in this paragraph, unless they have direct contact with unmarried inmates under the age of 18 or with inmates who are intellectually disabled.)

(c) No change.

(5) No change.

(6) Medical Director. This requirement applies to addictions receiving facilities, detoxification, intensive inpatient treatment, residential treatment, and methadone medication-assisted treatment for opioid addiction. Providers shall designate a medical director who shall oversee all medical services. The medical director's responsibilities shall be clearly described.

(a) The Medical Director shall have overall responsibility for the following:

1. Medical services provided by the program;

2. Oversight of the development and revision of medical policies, including:

a. The means for the detection and referral of health problems through medical surveillance and regular examination;

b. Implementation of medical orders regarding treatment of medical conditions;

c. Reporting of communicable diseases and infections in accordance with federal and state laws;

d. Procedures and ongoing training for routine medical care, specialized services, specialized medications, and medical and psychiatric emergency care;

3. Collaborative supervision with the clinical supervisor of non-medical staff in the provision of substance use disorder services; and

4. Supervision of medical staff in the performance of medical services.

(b) The Medical Director must meet at least twice a year ~~quarterly~~ with the risk management and quality assurance program of the facility to review incident reports, grievances,

and complaints to identify and implement processes to reduce clinical risks and safety hazards. This process shall be documented in the risk management and quality assurance committee ~~quarterly~~ meeting minutes. When the Medical Director is the attending physician of an individual receiving services, they shall participate in the development of the treatment plan.

- (a) through (f) are redesignated (c) through (h) No change.
(7) through (10) No change.

(11) Meals. At least three (3) meals per calendar day shall be provided to individuals in addictions receiving facilities, inpatient detoxification, intensive inpatient treatment, and residential treatment. In addition, at least one (1) snack shall be provided each day. For day or night treatment with community housing and day or night treatment, the provider shall make arrangements to serve a meal to individuals involved in services a minimum of five (5) hours a day. Individuals with special dietary needs shall be reasonably accommodated. Under no circumstances may food be withheld for disciplinary reasons. The provider shall document and ensure that nutrition and dietary plans are reviewed and approved by a dietitian/nutritionist licensed under section 468.509, F.S., Florida registered dietitian at least annually. (Inmate Substance Abuse Programs operated by or under contract with the Department of Corrections, the Department of Juvenile Justice, or the Department of Management Services are exempt from the requirements of this subsection but shall provide such services as required in the policies, standards, and contractual conditions established by the respective department.)

(12) Verbal De-escalation Control of Aggression. This applies to all components with the exception of universal direct and indirect prevention services. Providers shall have written policies and procedures documentation of the specific verbal de-escalation control of aggression technique(s) to be used. Direct care staff shall be trained in verbal de-escalation control of aggression techniques as required in paragraph 65D-30.0046(1)(b), F.A.C. The provider shall provide proof to the Department that affected staff have completed training in those techniques. ~~In addition, if the provider uses physical intervention techniques, direct care staff shall receive training in the specific techniques used.~~

~~(a) Justification and Documentation of Use. De-escalation techniques shall be employed before physical intervention techniques are used. The techniques used shall be documented in the clinical record, and for Addictions Receiving Facilities, if restraint is utilized it shall be reported using the Department's web-based reporting system as described in 65E-5, F.A.C.~~

~~In the event that physical intervention is used to restrict a client's movement, justification shall be documented in the client record.~~

~~(b) Prohibitions. Only addictions receiving facilities may utilize seclusion and restraint. Under no circumstances shall individuals being served be involved in the control of aggressive behavior of other individuals. Additionally, aggression control techniques shall not be employed as punishment or for the convenience of staff. (Inmate treatment programs for substance use disorders operated within or contracted through the Department of Corrections, the Department of Management Services, and Department of Juvenile Justice are exempt from this requirement.)~~

- (13) through (16) No change.

(17) Critical Incident Reporting Pursuant to paragraph 397.4103(2)(f), F.S.

- (a) No change.

(b) Every provider shall report the following critical incidents within 24 hours ~~one (1) business day~~ of the incident occurring.

1. through 6. No change.

7. Employee Misconduct. Work-related conduct or activity of an employee that results in potential liability for the Department; death or harm to an individual receiving services; abuse, neglect or exploitation of a vulnerable adult ~~an individual receiving services~~; or which results in a violation of statute, rule, regulation, or policy. This includes falsification of records; failure to report suspected abuse, ~~or neglect,~~ or abandonment of a child; contract mismanagement; or improper commitment or expenditure of state funds.

8. through 14. No change.

(18) through (21) No change.

(22) Overdose Prevention.

- (a) through (b) No change.

(c) Overdose prevention information, as described in subparagraphs (22)(a)1. and 2. of this rule, ~~plans~~ must be shared with individuals upon admission ~~and discharge from treatment, regardless of the reason for discharge.~~

(d) Providers must offer overdose prevention information, ~~as described in subparagraphs (22)(a)1. and -2. of this rule,~~ to individuals placed on a waitlist to receive treatment services.

65D-30.0042 Clinical and Medical Guidelines.

- (1) No change.

(2) Assessment. This requirement applies to addictions receiving facilities, detoxification, intensive inpatient treatment, residential treatment, day or night treatment with community housing, day or night treatment, intensive outpatient treatment, outpatient treatment, and methadone medication-assisted treatment for opioid addiction. Individuals shall undergo an assessment of the nature and severity of their substance use disorder. The assessment shall include a physical health assessment and a psychosocial assessment.

- (a) Physical Health Assessment. (Inmate Substance Abuse

Programs operated by or under contract with the Department of Corrections or Department of Management Services are exempt from the requirements of this paragraph. Juvenile Justice Commitment Programs and detention facilities operated by or under contract with the Department of Juvenile Justice are exempt from the requirements of this subsection.)

1. Nursing Physical Screen. An in-person nursing physical screen shall be completed on each person considered for placement in addictions receiving facilities, detoxification, or intensive inpatient treatment. The screen shall be completed by a L.P.N., R.N., ~~A.P.R.N. A.R.N.P.~~, or physician's assistant, or physician. When completed by a L.P.N., it shall be countersigned by a R.N., ~~A.P.R.N. A.R.N.P.~~, or physician's assistant, or physician. The results of the screen shall be documented by the physician, nurse, or physician's assistant providing the service and signed and dated by that person. If the nursing physical screen is completed in lieu of a medical history, further action shall be in accordance with the medical protocol established under subsection 65D-30.004(7), F.A.C.

2. through 5. No change.

6. Tests for Sexually Transmitted Diseases and Tuberculosis. A screening for sexually transmitted diseases, HIV, hepatitis, and tuberculosis shall be conducted. For a screening result indicating the individual is at-risk for any of these conditions, the provider shall conduct testing or make testing available through appropriate referral, in instances where a provider cannot or does not provide the testing. The individual may refuse the screening or the testing, and the provider shall document the refusal. A serological test for sexually transmitted diseases HIV and hepatitis C and a screening test for tuberculosis to determine the need for a Mantoux test shall be conducted on each individual by the provider, or through appropriate referral in instances where a provider cannot or does not provide the testing or screening. Department of Health testing requirements can be found in rule 64D-2.004 and Chapter 64D-3, F.A.C.

a. through b. No change.

7. through 9. No change.

(b) through (c) No change.

65D-30.0044 Plans, Progress Notes, and Summaries.

(1) Treatment Plan, Treatment Plan Reviews, and Progress Notes.

(a) Treatment Plan. Each individual shall be afforded the opportunity to participate and be actively engaged in the development and subsequent review of the treatment plan. The treatment plan shall include goals and related measurable behavioral objectives to be achieved by the individual, the tasks involved in achieving those objectives, the type and frequency of services to be provided, and the expected dates of completion. The treatment plan shall be signed and dated by

the person providing the service, and ~~signed and dated~~ by the individual. If the treatment plan is completed by other than a qualified professional, the treatment plan shall be reviewed, countersigned, and dated by a qualified professional within 10 calendar days of completion. In the case of Inmate Substance Abuse Programs operated by or under contract with the Department of Corrections, or the Department of Management Services, the treatment plan shall be reviewed, countersigned, and dated by a qualified professional within 30 calendar days of completion. A written treatment plan shall be completed on each individual.

1. through 7. No change.

8. For providers that are licensed for multiple program components and deliver a continuum of care, any change in level of care requires a treatment plan review or treatment plan update.

(b) Treatment Plan Reviews. Treatment plan reviews shall be completed with each individual and shall be signed and dated by the individual within 30 calendar days of the completion of the treatment plan. The treatment plan must be reviewed when clinical changes occur and as specified in 65D-30.0044(1)(b)1-4, F.A.C.

1. through 5. No change.

(c) No change.

(2) through (4) No change.

65D-30.0046 Staff Training, Qualifications, and Scope of Practice.

(1) Staff Training. Providers shall develop and implement a staff development plan. At least one (1) staff member with skill in developing staff training plans shall be assigned the responsibility of ensuring that staff development activities are implemented.

(a) through (b) No change.

(c) New staff orientation. Within six (6) months of the hiring date, employees must complete the following trainings:

1. through 3. No change.

4. For direct care staff working in component services identified in subsection 65D-30.004(12), F.A.C., two (2) hours of training in verbal de-escalation control of aggression techniques and two (2) hours annually thereafter.

5. through 6. No change.

(d) General Training Requirements. All staff and volunteers who provide direct care or prevention services ~~and whose work schedule is at least 20 hours per week or more,~~ shall participate in a minimum of 10 ~~16~~ hours of documented training per year related to their duties and responsibilities. This includes training conducted annually in the following areas:

1. through 5. No change.

(e) through (i) No change.

(2) No change.

(3) Scope of Practice. ~~Staff not~~ Unless licensed under Chapter 458, 459, 464, 490 or 491, F.S., ~~non-medical-clinical staff providing clinical services specific to substance use are limited to the following tasks unless otherwise specified in this rule:~~

(a) through (d) No change.

(e) Service coordination;

(e) through (f) are redesignated (f) through (g) No change.

~~(g) Counseling, including;~~

~~1. Individual counseling;~~

~~2. Group counseling; and~~

~~3. Counseling with families, couples, and significant others;~~

(h) Recovery support services;

(i) Crisis intervention;

(h) through (i) are redesignated (j) through (k) No change.

~~(l)(j)~~ Any other tasks permitted in these rules and appropriate to that licensable component; and:-

(m) Counseling, including;

1. Individual counseling;

2. Group counseling; and

3. Counseling with families, couples, and significant others.

(4) Staff Qualifications. Staff must provide services within the scope of their professional licensure certification; or training, and competence in applicable clinical protocols.

(a) The scope of practice limitations listed in subsection (3) apply to the following unlicensed staff who must work directly under the supervision of a qualified professional: Minimum staff qualifications apply to the type of task and licensable components listed below. A master's level or bachelor's level practitioner must hold a degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field. Certification must be obtained through a Department approved credentialing entity.

~~(a) Clinical services, including expressive therapy and crisis intervention, and recovery support services intending to engage or reengage an individual into treatment must be provided by one (1) of the following practitioners:~~

~~1. Qualified professional;~~

~~2. The following staff, working directly under the supervision of a qualified professional:~~

1a. Bachelor's or master's degree level practitioners practitioner. Practitioners must hold a degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field;

2b. Registered marriage and family therapy, clinical social work, and mental health counseling interns;:-

3. Certified master's degree level addiction professionals who are certified by the Florida Certification Board;

4. Certified addictions professionals who are certified by the Florida Certification Board;

~~5e. Certified addiction counselors who are certified by the Florida Certification Board. These staff may provide services listed in subsections (3)(a) (g) and (i) (k) of this rule.~~

(b)d. Certified recovery peer specialists and specialist or certified recovery support specialists who are certified by the Florida Certification Board. specialist. These staff may provide all services listed in subsection (3) subsections (3)(a) (g) and (j) (k) of this rule, except counseling listed in subsection (3)(l), under the supervision of a qualified professional or a certified recovery peer specialist with a minimum of three (3) years of experience providing recovery support services to individuals with substance use disorders. Recovery support specialists and recovery peer specialists are allowed one year from the date of their employment to obtain certification through the Florida Certification Board.

65D-30.005 Standards for Addictions Receiving Facilities.

(1) through (13) No change.

(14) Seclusion and Restraint.

(a) Addictions receiving facilities may utilize seclusion and restraint. If seclusion or restraint is utilized, addictions receiving facilities shall adhere to all standards and requirements for seclusion and restraint as described in rule 65E-5.180(7), F.A.C.

(b) If an addictions receiving facility chooses not to conduct any seclusions and restraints, the provider shall not maintain a seclusion and restraint room, and the provider's policies and procedures shall prohibit staff from conducting seclusions and restraints.

(b) Seclusion Room Facility Requirements. If the provider utilizes seclusion and restraint, the provider shall have at least one (1) seclusion room located in the facility. Seclusion rooms shall incorporate the following minimum facility standards.

~~1. Seclusion rooms shall be free from sharp edges or corners and constructed to withstand repeated physical assaults. Walls shall be either concrete block or double layered to provide resistance. The ceilings shall be a minimum of eight feet in clear height, hard coated, and fixtures shall be recessed and tamper proof. Lighting fixtures shall be non breakable and shall be installed with tamper proof screws, as shall any other items in the seclusion room. Seclusion room doors shall be heavy wood or metal at least 36 inches in width and shall open outward. The doorframe shall be resistant to damage and thoroughly secured.~~

2. A bed in the addictions receiving facility seclusion room is optional. If a bed is included, it shall be sturdily constructed, without sharp edges and bolted to the floor. Its placement in the

room shall provide adequate space for staff to apply restraints and shall not permit individuals to tamper with the lights, smoke detectors, cameras, or other items that may be in the ceiling of the room. There shall be a rheostat control mechanism outside the room to adjust the illumination of the light in the seclusion room.

3. There shall be a vision panel in the door of the seclusion room, which provides a view of the entire room. This vision panel shall be Lexan or other suitable strong material and it shall be securely mounted in the door. Provisions shall be made to ensure privacy from the public and other clients while providing easy access for staff observation.

4. Seclusion rooms shall be a minimum of 70 square feet with no wall less than 8 feet.

5. Fire sprinkler heads shall be ceiling mounted and either recessed or flush mounted without a looped spray dispersal head.

6. Each seclusion room will allow for two-way communication and emergency calling.

7. In those instances where the full interior of the seclusion room can not be seen from the nurse's station, the seclusion room shall have an electronic visual monitoring system capable of viewing the entire room from the nurse's station.

(c) De-escalation techniques shall be employed before seclusion or restraint and in accordance with the provider's policies and procedures. If seclusion or restraint is utilized, it shall be documented in the clinical record and reported using the Department's web-based reporting system as described in 65E-5, F.A.C.

(d) Under no circumstances shall individuals being served be involved in the seclusion or restraint of other individuals. Additionally, seclusion, or restraint shall not be utilized as punishment or for the convenience of staff.

65D-30.006 Standards for Detoxification.

(1) through (5) No change.

~~(6)(5)~~ Hours of Operation. Providers shall post their hours of operation and this information shall be visible to the public.

65D-30.0061 Standards for Intensive Inpatient Treatment.

(1) through (2) No change.

(3) Specialized Services. Providers shall make provisions to meet the needs of individuals with a co-occurring substance use and mental health disorder, and related biomedical disorders. This includes protocols for:

(a) No change.

(b) Planning clinical program activities designed to stabilize acute substance use ~~addictive~~ and other psychiatric symptoms, adapted to the individual's developmental stage and level of comprehension;

(c) through (g) No change.

(4) through (9) No change.

65D-30.007 Standards for Residential Treatment.

(1) No change.

(2) Facilities Not Required to be Licensed as Residential Treatment. Licensure as residential treatment, as defined in paragraph 65D-30.002(16)(d), F.A.C., shall not apply to facilities that only provide housing, meals, or housing and meals to individuals who are substance use impaired or in recovery. These facilities do not provide clinical services; however, they may arrange for or provide support groups such as Alcoholics Anonymous and Narcotics Anonymous. All other facilities providing services to individuals as described in subsections 65D-30.007(2) and (3), F.A.C., either at the facility or at alternate locations, must be licensed under this rule.

(3) No change.

(4) Services. Each individual shall receive services each week, including counseling, as provided for in subsection 65D-30.007~~(6)(5)~~, F.A.C. Each provider shall be capable of providing or arranging for the services listed below. With the exception of counseling, as defined in section 65D-30.002, F.A.C., it is not intended that all services listed below be provided. For individuals participating under subsections 65D-30.0037(15) ~~65D-30.0037(6)~~ and 65D-30.0048, F.A.C., services shall be provided in accordance with the terms and conditions of the Department of Corrections' contract with the provider. Juvenile Justice Commitment Programs and detention facilities operated by or under contract with the Department of Juvenile Justice are exempt from the requirements of this subsection, but shall provide such services as required in the policies, standards, and contractual terms and conditions established by the Department of Juvenile Justice. Otherwise, services shall be provided in accordance with the needs of the individual as identified in the treatment plan as follows:

(5) No change.

(6) Required Hours of Services.

(a) For Level 1, each individual shall receive services each week in accordance with subsection 65D-30.007~~(4)(5)~~, F.A.C., including at least 14 hours of counseling.

(b) For Level 2, each individual shall receive services each week in accordance with subsection 65D-30.007~~(4)(5)~~, F.A.C., including at least 10 hours of counseling.

(c) For Level 3, each individual shall receive services each week in accordance with subsection 65D-30.007~~(4)(5)~~, F.A.C., including at least 4 hours of counseling.

(d) For Level 4, each individual shall receive services each week in accordance with subsection 65D-30.007~~(4)(5)~~, F.A.C., including at least 2 hours of counseling.

In instances in which it is determined that an individual requires fewer hours of counseling in any of the levels of

residential treatment, this shall be documented and justified in the individual's treatment plan and approved by the qualified professional.

(7) through (9) No change.

65D-30.0081 Standards for Day or Night Treatment with Community Housing.

(1) through (7) No change.

(8) For individuals in treatment who are granted privilege to self-administer their own medications, provider staff are not required to be present for the self-administration.

65D-30.0091 Standards for Intensive Outpatient Treatment.

(1) Intensive outpatient services are non-residential, structured treatment providing counseling and education focusing mainly on addiction-related and mental health issues. This community-based treatment allows the individual to apply skills in real world environments. ~~Each individual shall receive structured services each day that include ancillary psychiatric and medical services. Clinical staff shall provide those services.~~ Each provider shall be capable of providing or arranging for the services listed below. With the exception of counseling, it is not intended that all services listed be provided. For individuals participating under subsections 65D-30.0037(6) and 65D-30.0048, F.A.C., services shall be provided according to the conditions of the Department of Corrections' contract with the provider. Otherwise, services shall be provided in accordance with the needs of the individual as identified in the assessment and treatment plan, as follows:

(a) through (h) No change.

(2) Required Hours of Services. For intensive outpatient treatment, each ~~individuals individual~~ shall receive at least ~~three (3) hours per day,~~ nine (9) hours of services per week, in accordance with subsection 65D-30.0091(1), F.A.C., including counseling.

(3) through (5) No change.

65D-30.011 Standards for Aftercare.

Aftercare involves structured services provided to individuals who have completed an episode of treatment in a component and who are in need of continued observation and support to maintain recovery. Aftercare services help families and prosocial support systems reinforce a healthy living environment for individuals with substance use disorders. Relapse prevention education and strategies are important in assisting the individual to recognize triggers and warning signs of regression. Activities include individual participation in daily functions that were adversely affected by substance use impairments before treatment. The provider shall offer services outside normal business hours to accommodate individuals in

~~treatment, flexible hours in order to meet the needs of individuals.~~ In addition to Rule 65D-30.004, F.A.C., the following standards apply to aftercare.

(1) through (2) No change.

65D-30.012 Standards for Intervention.

In addition to Rule 65D-30.004, F.A.C., the following standards apply to intervention.

(1) General Intervention. General Intervention includes a single session or multiple sessions of motivational discussion focused on increasing insight and awareness regarding substance use and motivation toward behavioral change. Intervention activities and strategies are used to prevent or impede the development or progression of substance use disorders. Intervention can be tailored for variance in population or setting and can be used as a stand-alone service for those at risk or individuals who meet Intervention Level of care, utilizing a validated tool used for service determination, as a vehicle for engaging those in need of more extensive level of care. Interventions include Treatment Alternatives for Safer Communities (TASC) and Employee Assistance Programs. The following information shall apply to services as described in subsections 65D-30.012(1) and 65D-30.012(2):

(a) No change.

(b) Services.

1. through 3. No change.

4. Referral. TASC providers shall refer individuals to health care providers or self-help organizations within the court's or criminal justice authority's area of jurisdiction.

(2) Requirements for ~~Treatment Alternatives for Safer Communities (TASC).~~ In addition to the requirements in subsection 65D-30.012(1), F.A.C., the following requirements apply to Treatment Alternatives for Safer Communities.

(a) No change.

(b) Services.

1. through 4. No change.

5. Discharge/Transfer or Termination Notification. Providers shall report any pending discharge/transfer or termination of an individual to the criminal justice or juvenile justice authority, child welfare authority, or other referral source.

(3) through (4) No change.

Section IV Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on June 17, 2019, the Board of Massage Therapy, received a petition for variance or waiver submitted by Virginia Graves seeking a variance or waiver of paragraph 480.041(5)(c), F.S., regarding licensing procedures for practitioners desiring to be licensed in this state who hold an active license and have practiced in any other state, territory, or jurisdiction of the United States or any foreign national jurisdiction which has licensing standards substantially similar to, equivalent to, or more stringent than the standards of this state. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, at the above listed address, (850)245-4162, or by electronic mail - kama.monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Optometry

NOTICE IS HEREBY GIVEN that on June 18, 2019, the Board of Optometry, received a petition for Ayana Pierre requesting a variance or waiver of Rule 64B13-4.001, F.A.C., regarding the passage of examinations. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On June 21, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(21)(b) F.A.C. (2018) for Tacolcy Edison Gardens, LLC, granting an extension of the firm commitment deadline to December 23, 2019. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on May 16, 2019 and notice of the receipt of petition was published on May 20, 2019 in Vol. 45, Number 98, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On June 21, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(21)(b) F.A.C. (2018) for Northside Property II, Ltd., granting an extension of the firm commitment deadline to January 31, 2020. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on May 20, 2019 and notice of the receipt of petition was published on May 21, 2019 in Vol. 45, Number 99, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On June 21, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(4)(c) and subsection 67-48.0072(21) F.A.C. (2017) for Venetian Walk Partners, II, LLP, granting an extension of the firm commitment deadline to July 12, 2019. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on May 24, 2019 and notice of the receipt of petition was published on May 29, 2019 in Vol. 45, Number 104, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On June 21, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.004(5)(j) F.A.C. for Fair Oaks, LLC, so that Petitioner may reduce its Total Set-Aside Percentage from 100% to 96.77% and add four additional units at market rate. Florida Housing determined that the Petitioner had demonstrated that it would suffer a

substantial hardship if the waiver was not granted. The petition was filed on May 23, 2019, and notice of the receipt of petition was published on May 28, 2019 in Vol. 45, Number 102, F.A.R. A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, Florida 32301-1329. The Order has also been posted on Florida Housing's website at floridahousing.org.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On June 21, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.004(3)(j) F.A.C. for Sulzbacher Center for Women and Children, Ltd., so that Petitioner may increase the total number of units from 70 to 97 and to decrease the Total Set-Aside Percentage from 100% to 72.1649%, and add 27 additional non-housing credit units. As a condition of this waiver, Petitioner must provide five additional ELI units. This waiver will not decrease the total number of units set aside for low-income tenants, for homeless individuals or families, or for persons with special needs. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on May 30, 2019, and notice of the receipt of petition was published on June 3, 2019 in Vol. 45, Number 107, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, Florida 32301-1329. The Order has also been posted on Florida Housing's website at floridahousing.org.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students announces a public meeting to which all persons are invited.

DATES AND TIMES: Executive Committee will meet July 15, 2019, 8:30 a.m. –9:00 a.m.; The State Advisory Committee for the Education of Exceptional Students will meet July 15, 2019, 9:00 a.m. – 5:00 p.m. and Tuesday, July 16, 2019, 8:00 a.m. – 3:00 p.m.

Opportunity for Public Comment will be provide Tuesday, July 16, 2019, 1:00 p.m. onsite or by phone 1(888)585-9008, (4460577).

PLACE: Doubletree Hotel, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics include Bureau of Exceptional Education and Student Services Updates; discussion related to updates.

A copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400.

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: Jessica Brattain, Bureau of Exceptional Education and Student Services, at (850)245-0475. 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).

COMMISSION ON ETHICS

RULE NO.: RULE TITLE:

34-18.001 Scope and Applicability of Chapter

The Florida Commission on Ethics announces a workshop to which all persons are invited.

DATE AND TIME: July 26, 2019, 9:00 a.m.

PLACE: Third Floor Courtroom, First District Court of Appeal, 2000 Drayton Drive, Tallahassee FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of language for proposed Rule 34-18.001, regarding the portion of the recent amendment found in Article II, Section 8(h)(2) of the Florida Constitution, which requires the Commission, through the statutory procedures governing rule-making, to define the term "disproportionate benefit" and to prescribe the requisite intent for finding a violation of the prohibition of the amendment regarding abuse of public position. It is requested that written materials relevant to the discussion be sent or delivered such that the Commission receives them by 5:00 p.m. on Monday, July 22, 2019. Materials may be mailed to the Commission at P.O. Drawer 15709, Tallahassee FL 32317-5709 or hand-delivered to the Commission's office at 325 John Knox Road, Building E, Suite 200, Tallahassee FL 32303.

A copy of the agenda may be obtained by contacting: Gray Schafer, Senior Attorney, Florida Commission on Ethics, (850)488-7864.

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: Lynn Blais, Assistant to the Executive Director, Florida Commission on Ethics, (850)488-7864. 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: Gray Schafer, Senior Attorney, Florida Commission on Ethics, (850)488-7864.

COMMISSION ON ETHICS

RULE NO.: RULE TITLE:

34-18.001 Scope and Applicability of Chapter

The Florida Commission on Ethics announces a hearing to which all persons are invited.

DATE AND TIME: July 26, 2019, 9:00 a.m.

PLACE: Third Floor Courtroom, First District Court of Appeal, 2000 Drayton Drive, Tallahassee FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Following the workshop noticed for July 26, 2019, consideration and possible approval of language defining "disproportionate benefit" and prescribing the requisite intent for finding a violation of the prohibition regarding abuse of public position contained in the recent amendment found in Article II, Section 8(h)(2) of the Florida Constitution. Language to be considered includes the language presented to the Commission at its hearing on this subject on June 7, 2019, language submitted to the Commission prior to the July 26, 2019, workshop, language submitted to the Commission during the July 26, 2019, workshop, and language discussed by the Commission during the hearing.

A copy of the agenda may be obtained by contacting: Gray Schafer, Senior Attorney, Florida Commission on Ethics, (850)488-7864.

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: Lynn Blais, Assistant to the Executive Director, Florida Commission on Ethics, (850)488-7864. 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: Gray Schafer, Senior Attorney, Florida Commission on Ethics, (850)488-7864.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

The Southwest Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, July 9, 2019, 5:45 p.m. – 6:30 p.m.

PLACE: Lutz Branch Library, 101 W. Lutz Lake Fern Rd. Lutz, FL 33548

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed guidance and minimum levels for Lake Linda in Pasco County pursuant to Sections 373.042, and 373.0421, F.S. A copy of the agenda may be obtained by contacting: David Carr, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4246.

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: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: David Carr, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4246. (T2019023-1)

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

The Board of Architecture and Interior Design announces a public meeting to which all persons are invited.

DATES AND TIMES: July 23, 2019, 9:00 a.m.; July 24, 2019, 9:00 a.m. Eastern Time

PLACE: Ritz-Carlton Orlando, Grande Lakes, 4012 Central Florida Parkway, Orlando, Florida 32837. Telephone (407)206-2400.

GENERAL SUBJECT MATTER TO BE CONSIDERED: July 23, 2019 - General Business: Including disciplinary cases and other general business discussion items if time permits. July 24, 2019 - General Business: Including application reviews, rules, reports, and profession discussion items.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751. Telephone (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 Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751. Telephone (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 Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751. Telephone (850)717-1982.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Jacksonville Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 10, 2019, 1:30 p.m. – 3:30 p.m.

PLACE: Jacksonville Baptist Association, 2700 University Boulevard South, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Jacksonville Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: LeAndra Stafford at (904)485-9540 or David Draper at (407)317-7335.

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: LeAndra Stafford at (904)485-9540 or David Draper at (407)317-7335. 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: LeAndra Stafford at (904)485-9540 or David Draper at (407)317-7335.

FISH AND WILDLIFE CONSERVATION COMMISSION

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

DATES AND TIMES: July 17, 2019, 8:30 a.m.; July 18, 2019, 8:30 a.m.

PLACE: Hutchinson Island Marriott Beach Resort & Marina; 555 NE Ocean Boulevard Stuart Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Lisa Davis, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. 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: Emily Norton, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

FLORIDA VIRTUAL SCHOOL

The FLORIDA VIRTUAL SCHOOL announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 1, 2019, 11:00 a.m.

PLACE: By telephone: 1(888)585-9008; Conference Number: 459-491-727#

Please note this meeting will be audio recorded

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Board of Trustees and all matters to be considered will pertain to the day-to-day operations of the school.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net or via Board Docs website:

<https://go.boarddocs.com/fla/flvs/Board.nsf/vpublic?open>.

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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net. 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: Leslie McLaughlin, Board Clerk, 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835 email at lmclaughlin@flvs.net.

Scalar Consulting Group Inc.
 The Florida Department of Transportation (FDOT), District Four announces a hearing to which all persons are invited.
 DATE AND TIME: June 27, 2019, 2:00 p.m.
 PLACE: South Bay City Hall located at 335 SW 2nd Avenue, South Bay, FL 33493
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Project on SR-25/US-27 from the Broward/Palm Beach County Line to MP 12.626. The project will include the following improvements to extend the roadway pavement's service life and improve safety: resurface the existing pavement, widen the shoulder pavement, closed unused median openings, close abandoned driveways along southbound US-27, modify driveways to better accommodate truck turning movements, replace guardrail, modify the drainage system, upgrade highway signs, and install edge line rumble striping.
 This is an update to the Florida Administrative Register notice posted on June 20, 2019.
 The hearing will begin as an informal open house at 2:00 pm followed by two formal presentations, then a public comment period after each presentation. The first formal presentation will commence at 2:30 pm and the second at 5:30 p.m.
 A copy of the agenda may be obtained by contacting: Raul Dominguez, PE, FDOT Project Manager, at (954)777-4061, toll free at 1(866)336-8435, ext. 4061, or via email at raul.dominguez@dot.state.fl.us.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Raul Dominguez, PE, FDOT Project Manager, at (954)777-4061, toll free at 1(866)336-8435, ext. 4061, or via email at raul.dominguez@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Raul Dominguez, PE, FDOT Project Manager, at (954)777-4061, toll free at 1(866)336-8435, ext. 4061, or via email at raul.dominguez@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF MANAGEMENT SERVICES
 Commission on Human Relations
 NOTICE IS HEREBY GIVEN that the Florida Commission on Human Relations has declined to rule on the petition for declaratory statement filed by Mr. Elias Makere on March 20,

2019. The following is a summary of the agency's declination of the petition: A Final Order Denying Petition for Declaratory Statement was issued on June 13, 2019. The Florida Commission on Human Relations denied the petition because the Commission is unable to issue a declaratory statement on an issue that is being simultaneously litigated in an administrative proceeding.
 A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Florida Commission on Human Relations, c/o Tammy Barton, Clerk of the Commission, 4075 Esplanade Way, Suite 110, Tallahassee, FL 32399, (850)907-6808; tammy.barton@fchr.myflorida.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF MANAGEMENT SERVICES
 Division of Building Construction
 DEM-19020000 (AE)

STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES
 DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT
 PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES
 ARCHITECTURE - ENGINEERING
 June 25, 2019

The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services are required for the project listed below.

RFQ NUMBER: RFQ-REDM18/19-35

PROJECT NUMBER: DEM-19020000

PROJECT NAME: The Planning and Redesign of the State Emergency Operations Center

PROJECT LOCATION: Tallahassee, Florida

ESTIMATED CONSTRUCTION BUDGET: Current funding is approximately \$1,000,000.00 with additional funding contingent upon future appropriation by the Legislature.

PROJECT SCOPE: Planning and redesign of the State Emergency Operations Center

SERVICES TO BE PROVIDED: Architecture and Engineering Services for Facility Assessment, Programing and Design.

QUALIFICATIONS SELECTION CRITERIA: Firms must be properly licensed in the State of Florida at the time of submittal. Representative samples of related work may be included or submitted in a separate binder. Firms are advised that plans and specifications for Architectural projects may be reused. Selections will be made in accordance with Chapter 287.055, Florida Statutes.

INTERVIEWS: The Selection Committee will conduct interviews with and may require public presentation by no fewer than three (3) firms regarding their qualifications, approach to the project, and ability to furnish the required services. Selection of finalists for interview will be made on the basis of professional services qualifications including, related architectural experience and ability of professional personnel, location, billable staff, recent, current, and projected workloads of the firms, Florida licensed staff, volume of DMS and other State Agency work. The list of firms selected for interview by the Selection Committee will be posted to DMS website. Each invitee will be notified by fax/email of the date and time of its interview/presentation. All interviews will be held at the following address: Department of Management Services, Division of Real Estate Development and Management, 4050 Esplanade Way, Tallahassee, Florida 32399.

REDACTED COPY: All materials submitted as part of this solicitation will be a public record subject to the provisions of Chapter 119, Florida Statutes. If a Respondent considers any

portion of the documents, data or records submitted in its Qualifications to this solicitation to be confidential, proprietary, trade secret or otherwise not subject to disclosure pursuant to Chapter 119, Florida Statutes, the Florida Constitution or other authority, a Respondent must mark the document as "Confidential" and simultaneously provide the Department with a separate .pdf redacted copy of its Qualifications and briefly describe in writing the grounds for claiming exemption from the public records law, including the specific statutory citation for such exemption. This redacted copy shall contain the Department's solicitation name, number and the Respondent's name on the cover and shall be clearly titled "Redacted Copy." The Redacted Copy should only redact those portions of material that the Respondent claims is confidential, proprietary, trade secret or otherwise not subject to disclosure pursuant to Chapter 119, Florida Statutes, the Florida Constitution or other authority. In the event of a request for public records pursuant to Chapter 119, Florida Statutes, the Florida Constitution or other authority, to which documents that are marked as confidential are responsive, the Department will provide the Redacted Copy to the requestor. If the Respondent fails to submit a redacted copy of information it claims is confidential, the Department is authorized to produce the entire documents, data or records submitted to the Department in answer to a public records request for these records.

RESPONSE INSTRUCTIONS: On or before the response due date listed below, firms interested in being considered for this project must submit five (5) printed copies, (1) one scanned copy, and (1) one scanned redacted copy (if applicable) of the entire response in Adobe (.pdf on a thumb drive of their submittals with a table of contents and tabbed sections in the following order:

1. A Letter of interest detailing the firm's qualifications, related experience, the firm's abilities to do the work, and to meet the above referenced selection criteria.
2. Professional Qualifications Supplement (PQS). Specify billable staff within the office address listed in Item 2, whether or not you have current or previous DMS or Agency State Work. (You must use "Form AE12a-Rev 7/12" which may be obtained from the DMS, Building Construction website under Forms and Documents)
3. A copy of the firm's current Florida Department of Business and Professional Regulation License.
4. For Corporations only: If the firm offering services is a corporation, it must be properly registered with the Florida Department of State to practice their profession in Florida and must provide a copy of the firm's current Florida Corporate Registration.
5. Completed Federal GSA Standard Form 330 (Rev. 8/2016). (This Form may be downloaded at <http://www.gsa.gov/>).

6. At a minimum, provide five (5) references that contain the following: project name, and the owner’s representative’s name, e-mail address and telephone number.

SPECIAL NOTE FOR INTERESTED FIRMS: For information only, you may download the Professional Services Evaluation Form and the Selection of Design Professional booklet for selection criteria information. (These documents may be obtained from the DMS, Building Construction website under Forms and Documents).

QUESTIONS: Any questions from prospective firms concerning the RFQ shall be submitted in writing, identifying the submitter, to Tammy Brannon by email at tammy.brannon@dms.myflorida.com no later than 5:00 p.m. on Monday, July 1, 2019. All questions and answers/changes to the solicitation will be provided in writing and posted on the Vendor Bid System (VBS) website. It is the prospective firm’s responsibility to check periodically for any information updates to the solicitation which are posted to the VBS website. The Department bears no responsibility for any delays, or resulting impacts, associated with a prospective firm’s failure to obtain the information made available through the Vendor Bid System VBS website.

INFORMATION WILL NOT BE AVAILABLE BY PHONE: Any information received through an oral communication shall not be binding on the Department and shall not be relied upon by an offeror. Respondents to this solicitation or persons acting on their behalf may not contact, between the release of the solicitation and the end of the 72-hour protest period following the agency posting the notice of intended award, excluding Saturdays, Sundays and state holidays, any employee or officer of the executive or legislative branch concerning any aspect of this solicitation, except in writing to the procurement officer or as provided in this solicitation. Violation of this provision may be grounds for rejecting the response.

SELECTION SCHEDULE: The table below contains the Timeline of Events for this advertisement. Firms shall become familiar with the Timeline of Events. The dates and times within the Timeline of Events may be subject to change. It is the firm’s responsibility to check for any changes. All changes to the Timeline of Events will be made through an addendum to the advertisement on the VBS website. Firms are responsible for submitting all required documentation by the dates and times (Eastern Time) specified below.

Selection Schedule	EVENT TIME (ET)	EVENT DATE
RFQ posted to FAR and the VBS website.		6/25/2019
Question Period Ends.	By 5:00 p.m.	7/1/2019
Answers to Questions posted to the VBS website.	By 5:00 p.m.	7/8/2019

Responses from Vendors due.	By 4:00 p.m.	7/26/2019
Responses reviewed for responsiveness.		7/29/2019
Anticipated Posting shortlist results to the VBS website.		8/12/2019
72-hour protest period ends.		8/15/2019
Anticipated Interview/Presentations of shortlisted firms.		8/27/2019
Anticipated Posting of final results to the VBS website.		TBD
72-hour protest period ends.		TBD
Anticipated contract start date.		TBD

RESPONSE DUE DATE: Responses must be received by the Department, in accordance with the document delivery instructions below on, or before July 26, 2019 by 4:00 p.m. Eastern Time.

DOCUMENT DELIVERY: Responses are to be submitted to: Ms. Tammy Brannon, Department of Management Services, Real Estate Development and Management, 4050 Esplanade Way, Suite 315.4y, Tallahassee, Florida 32399

The time/date stamp/clock in the Department shall serve as the official authority to determine timeliness of the responses. Responses, which for any reason are not timely received, will not be considered. Late responses will be declared non-responsive and will not be further evaluated. Unsealed and/or unsigned responses received by telegram, facsimile transmission or other similar means are not acceptable, and will be declared non-responsive and will not be further evaluated. Submittals that do not comply with the requirements or instructions of this solicitation document will be declared non-responsive and will not be further evaluated.

DISABILITY ACCESS: Pursuant to the provisions of the Americans with Disabilities Act according to 286.26 Florida Statutes, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Tammy Brannon, (850)413-9525. 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).

AWARD POSTING: Official notice of final selection results will be by electronic posting on the DMS, VBS website http://www.myflorida.com/apps/vbs/vbs_www.main_menu. Failure to file a protest within the time prescribed in Subsection 120.57(3), Florida Statutes shall constitute a waiver of proceedings under Chapter 120 Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BDC34-18/19: Cat Point (Franklin County) Living Shoreline project
 NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC34-18/19, Cat Point (Franklin County) Living Shoreline project. More info @ <https://tinyurl.com/y24t7slu>.

**Section XII
 Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 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., Tuesday, June 18, 2019 and 3:00 p.m., Monday, June 24, 2019.

Rule No.	File Date	Effective Date
5J-4.004	6/21/2019	7/11/2019
5J-4.014	6/21/2019	7/11/2019
5J-6.005	6/21/2019	7/11/2019
5J-6.016	6/21/2019	7/11/2019
5J-9.002	6/21/2019	7/11/2019
5J-9.006	6/21/2019	7/11/2019
5J-12.002	6/21/2019	7/11/2019
5J-13.002	6/21/2019	7/11/2019
5J-13.003	6/21/2019	7/11/2019
5J-15.001	6/21/2019	7/11/2019
5J-17.007	6/21/2019	7/11/2019
5J-17.021	6/21/2019	7/11/2019
5J-17.085	6/21/2019	7/11/2019
5J-20.001	6/20/2019	7/10/2019
5J-20.002	6/20/2019	7/10/2019
5J-20.012	6/20/2019	7/10/2019
5J-20.013	6/20/2019	7/10/2019
5J-20.021	6/20/2019	7/10/2019
5J-20.023	6/20/2019	7/10/2019
5J-20.025	6/20/2019	7/10/2019
5J-20.026	6/20/2019	7/10/2019
5J-20.028	6/20/2019	7/10/2019
5J-20.029	6/20/2019	7/10/2019
5J-20.042	6/20/2019	7/10/2019
5J-20.044	6/20/2019	7/10/2019

5J-20.046	6/20/2019	7/10/2019
5J-20.047	6/20/2019	7/10/2019
5J-20.049	6/20/2019	7/10/2019
5J-20.050	6/20/2019	7/10/2019
5J-20.051	6/20/2019	7/10/2019
5J-20.060	6/20/2019	7/10/2019
5J-20.061	6/20/2019	7/10/2019
5J-20.062	6/20/2019	7/10/2019
5J-20.063	6/20/2019	7/10/2019
5J-20.064	6/20/2019	7/10/2019
5J-20.065	6/20/2019	7/10/2019
5J-20.066	6/20/2019	7/10/2019
5J-20.072	6/20/2019	7/10/2019
5J-20.073	6/20/2019	7/10/2019
5J-20.078	6/20/2019	7/10/2019
5J-20.082	6/20/2019	7/10/2019
5J-23.001	6/20/2019	7/10/2019
5J-23.0015	6/20/2019	7/10/2019
5J-23.002	6/20/2019	7/10/2019
5J-23.003	6/20/2019	7/10/2019
5J-24.003	6/20/2019	7/10/2019
11B-20.001	6/19/2019	7/9/2019
11B-20.0014	6/19/2019	7/9/2019
11B-27.002	6/19/2019	7/9/2019
11B-27.004	6/19/2019	7/9/2019
11B-27.014	6/19/2019	7/9/2019
11B-30.006	6/19/2019	7/9/2019
11B-35.001	6/19/2019	7/9/2019
11B-35.009	6/19/2019	7/9/2019
11C-6.009	6/19/2019	7/9/2019
11C-7.006	6/19/2019	7/9/2019
11C-7.007	6/19/2019	7/9/2019
11C-7.009	6/19/2019	7/9/2019
11C-7.010	6/19/2019	7/9/2019
11D-9.001	6/19/2019	7/9/2019
11D-9.002	6/19/2019	7/9/2019
11D-9.005	6/19/2019	7/9/2019
11D-9.006	6/19/2019	7/9/2019
11D-10.003	6/19/2019	7/9/2019
11N-1.0001	6/19/2019	7/9/2019
11N-1.002	6/19/2019	7/9/2019

11N-1.0021	6/19/2019	7/9/2019
11N-1.0022	6/19/2019	7/9/2019
11N-1.003	6/19/2019	7/9/2019
11N-1.0031	6/19/2019	7/9/2019
11N-1.004	6/19/2019	7/9/2019
11N-1.005	6/19/2019	7/9/2019
11N-1.0051	6/19/2019	7/9/2019
11N-1.006	6/19/2019	7/9/2019
11N-1.009	6/19/2019	7/9/2019
12-26.008	6/18/2019	7/8/2019
12A-19.071	6/18/2019	7/8/2019
12AER19-04	6/19/2019	6/19/2019
12B-5.150	6/18/2019	7/8/2019
12D-16.002	6/19/2019	7/9/2019
18-21.021	6/20/2019	7/10/2019
18-21.022	6/20/2019	7/10/2019
25-12.005	6/20/2019	7/10/2019
61B-35.001	6/24/2019	7/14/2019
61G3-16.0091	6/19/2019	7/9/2019
61G3-25.004	6/19/2019	7/9/2019
61G3-25.005	6/19/2019	7/9/2019
61G5-18.004	6/18/2019	7/8/2019
62-761.300	6/19/2019	7/9/2019
62-761.400	6/19/2019	7/9/2019
62-761.430	6/19/2019	7/9/2019
62-761.700	6/19/2019	7/9/2019
62-761.850	6/19/2019	7/9/2019
62-761.900	6/19/2019	7/9/2019
62-762.301	6/19/2019	7/9/2019
62-762.401	6/19/2019	7/9/2019
62-762.701	6/19/2019	7/9/2019
62-762.702	6/19/2019	7/9/2019
62-762.851	6/19/2019	7/9/2019
62-762.901	6/19/2019	7/9/2019
64B4-3.003	6/20/2019	7/10/2019
64B9-8.003	6/18/2019	7/8/2019
67-21.001	6/21/2019	7/11/2019
67-21.002	6/21/2019	7/11/2019
67-21.0025	6/21/2019	7/11/2019
67-21.003	6/21/2019	7/11/2019
67-21.004	6/21/2019	7/11/2019

67-21.0045	6/21/2019	7/11/2019
67-21.006	6/21/2019	7/11/2019
67-21.007	6/21/2019	7/11/2019
67-21.008	6/21/2019	7/11/2019
67-21.009	6/21/2019	7/11/2019
67-21.010	6/21/2019	7/11/2019
67-21.013	6/21/2019	7/11/2019
67-21.014	6/21/2019	7/11/2019
67-21.015	6/21/2019	7/11/2019
67-21.017	6/21/2019	7/11/2019
67-21.018	6/21/2019	7/11/2019
67-21.019	6/21/2019	7/11/2019
67-21.025	6/21/2019	7/11/2019
67-21.026	6/21/2019	7/11/2019
67-21.027	6/21/2019	7/11/2019
67-21.028	6/21/2019	7/11/2019
67-21.029	6/21/2019	7/11/2019
67-21.030	6/21/2019	7/11/2019
67-21.031	6/21/2019	7/11/2019
67-48.001	6/21/2019	7/11/2019
67-48.002	6/21/2019	7/11/2019
67-48.004	6/21/2019	7/11/2019
67-48.007	6/21/2019	7/11/2019
67-48.0072	6/21/2019	7/11/2019
67-48.0075	6/21/2019	7/11/2019
67-48.009	6/21/2019	7/11/2019
67-48.0095	6/21/2019	7/11/2019
67-48.010	6/21/2019	7/11/2019
67-48.0105	6/21/2019	7/11/2019
67-48.013	6/21/2019	7/11/2019
67-48.014	6/21/2019	7/11/2019
67-48.015	6/21/2019	7/11/2019
67-48.017	6/21/2019	7/11/2019
67-48.018	6/21/2019	7/11/2019
67-48.019	6/21/2019	7/11/2019
67-48.020	6/21/2019	7/11/2019
67-48.0205	6/21/2019	7/11/2019
67-48.022	6/21/2019	7/11/2019
67-48.023	6/21/2019	7/11/2019
67-48.027	6/21/2019	7/11/2019
67-48.028	6/21/2019	7/11/2019

67-48.029	6/21/2019	7/11/2019
67-48.030	6/21/2019	7/11/2019
67-48.031	6/21/2019	7/11/2019
67-48.040	6/21/2019	7/11/2019
67-48.041	6/21/2019	7/11/2019
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	**/**/****
69L-3.009	12/5/2018	**/**/****

5J-9.006	6/21/2019	7/11/2019	45/60	45/93
5J-12.002	6/21/2019	7/11/2019	45/60	45/93
5J-13.002	6/21/2019	7/11/2019	45/46	45/96
5J-13.003	6/21/2019	7/11/2019	45/46	45/96
5J-15.001	6/21/2019	7/11/2019	45/60	45/93
5J-17.007	6/21/2019	7/11/2019	45/61	
5J-17.021	6/21/2019	7/11/2019	45/61	
5J-17.085	6/21/2019	7/11/2019	45/61	
5J-20.001	6/20/2019	7/10/2019	45/60	
5J-20.002	6/20/2019	7/10/2019	45/60	
5J-20.012	6/20/2019	7/10/2019	45/60	
5J-20.013	6/20/2019	7/10/2019	45/60	
5J-20.021	6/20/2019	7/10/2019	45/60	
5J-20.023	6/20/2019	7/10/2019	45/60	
5J-20.025	6/20/2019	7/10/2019	45/60	
5J-20.026	6/20/2019	7/10/2019	45/60	
5J-20.028	6/20/2019	7/10/2019	45/60	
5J-20.029	6/20/2019	7/10/2019	45/60	
5J-20.042	6/20/2019	7/10/2019	45/60	
5J-20.044	6/20/2019	7/10/2019	45/60	
5J-20.046	6/20/2019	7/10/2019	45/60	
5J-20.047	6/20/2019	7/10/2019	45/60	
5J-20.049	6/20/2019	7/10/2019	45/60	
5J-20.050	6/20/2019	7/10/2019	45/60	
5J-20.051	6/20/2019	7/10/2019	45/60	
5J-20.060	6/20/2019	7/10/2019	45/60	
5J-20.061	6/20/2019	7/10/2019	45/60	
5J-20.062	6/20/2019	7/10/2019	45/60	
5J-20.063	6/20/2019	7/10/2019	45/60	
5J-20.064	6/20/2019	7/10/2019	45/60	
5J-20.065	6/20/2019	7/10/2019	45/60	
5J-20.066	6/20/2019	7/10/2019	45/60	
5J-20.072	6/20/2019	7/10/2019	45/60	
5J-20.073	6/20/2019	7/10/2019	45/60	
5J-20.078	6/20/2019	7/10/2019	45/60	
5J-20.082	6/20/2019	7/10/2019	45/60	
5J-23.001	6/20/2019	7/10/2019	45/58	
5J-23.0015	6/20/2019	7/10/2019	45/58	
5J-23.002	6/20/2019	7/10/2019	45/58	
5J-23.003	6/20/2019	7/10/2019	45/58	
5J-24.003	6/20/2019	7/10/2019	45/58	

**Section XIII
Index to Rules Filed During Preceding
Week**

INDEX TO RULES FILED BETWEEN
JUNE 17, 2019 AND JUNE 21, 2019

Rule No.	File Date	Effective		
Proposed	Amended		Vol./No.	
	Date			
Vol./No.				

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

5E-4.002	6/17/2019	7/7/2019	45/62	45/86
5E-4.003	6/17/2019	7/7/2019	45/62	45/86
5E-4.004	6/17/2019	7/7/2019	45/62	
5E-4.0041	6/17/2019	7/7/2019	45/62	
5E-4.006	6/17/2019	7/7/2019	45/62	45/86
5E-4.007	6/17/2019	7/7/2019	45/62	45/86
5E-4.0071	6/17/2019	7/7/2019	45/62	
5E-4.011	6/17/2019	7/7/2019	45/62	45/86
5E-4.013	6/17/2019	7/7/2019	45/62	45/86
5E-4.014	6/17/2019	7/7/2019	45/62	45/86
				45/93

Division of Consumer Services

5J-4.004	6/21/2019	7/11/2019	45/60	45/93
5J-4.014	6/21/2019	7/11/2019	45/60	45/93
5J-6.005	6/21/2019	7/11/2019	45/60	45/81
5J-6.016	6/21/2019	7/11/2019	45/60	
5J-9.002	6/21/2019	7/11/2019	45/60	45/93

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

11B-20.001	6/19/2019	7/9/2019	45/62	
11B-20.0014	6/19/2019	7/9/2019	45/62	
11B-27.002	6/19/2019	7/9/2019	45/62	
11B-27.004	6/19/2019	7/9/2019	45/62	
11B-27.014	6/19/2019	7/9/2019	45/62	
11B-30.006	6/19/2019	7/9/2019	45/62	
11B-35.001	6/19/2019	7/9/2019	45/62	

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Division of Criminal Justice Information Systems

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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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